

PUBLIC HEALTH & SAFETY COMMITTEE

Date and Time: Monday, August 17, 2020, at 5:15 pm, (Council Chambers)

Members Present: Rasmussen, Herbst, Peckham, Wadinski, McElhaney

Others Present: Alfonso, Kremer, Goede, Rosenberg, Bliven, Gisela Marks, Tyler Vogt, Blake Opal-Wahoske

Minutes of previous meetings. (7/20/20)

Motion by Herbst, second by Peckham to approve the minutes of the previous meeting on 7/20/20. Motion carried 5-0.

Consider approval or denial of various license applications.

Rasmussen stated there were not any denial recommendations for this meeting.

Rasmussen stated a Monster Truck event is scheduled to take place at Marathon Park at the end of the month and expected to draw 3,000 – 4,000 people. She stated the committee would like to have dialogue with the organizer who was intending to join by WebEx, however, the clerk noted he was not present. Goede noted she spoke to Mr. Torgerson by phone and he indicated they were trying to get the Wausau Noon Optimists to apply for a picnic license to serve beer, but the application has not yet been filed. Rasmussen stated there were too many questions on the special event application that were not answered and she wanted to question them regarding their distancing plan. *She suggested they approve the other licenses on the list and delay action on Monster Truck to the end of the meeting to allow the organizer time to call in.

Goede noted there is an application from Pine Ridge Mobile, 1205 Merrill Avenue, to add Class A Liquor to their currently held Class A Beer license.

Motion by Peckham, second by Wadinski to approve the licenses on the list, with the exception of the Special Event License for the Monster Truck Tour. Motion carried 5-0.

Consider request for waiver of 3.06.010 Payment of taxes, claims, forfeitures, judgments prior to issuance of license or permit. (Frances Howe)

It was noted Frances Howe was not present. Alfonso stated there were some questions regarding an accident that Ms. Howe was involved in and felt she needed to be present to answer questions. Rasmussen suggest deferring this item to next month's meeting to see if Ms. Howe appears before taking action.

Consider amendment to "Dining on the Streets" Special Event application to include amplified music outside Malarkey's on Thursdays (Wausau River District)

Rasmussen indicated the downtown merchants are requesting adding entertainment on Thursdays to the Dining on the Streets event. She noted they would not be sitting in the street on Thursdays, just using the sidewalk café areas.

Tyler Vogt, Malarkey's, stated the six businesses open downtown all have sidewalk café seating and have noticed if there is musical entertainment outside it draws more people. He commented an acoustic guitar player could help draw foot traffic to the area or people to just sit in The 400 Block to listen. He noted it sometimes happens on the weekend, as well. Rasmussen suggested they be approved for entertainment on Wednesdays, Thursdays, and pop-ups, as needed. Goede noted the Dining in the Streets event was previously amended to extend through September. The temporary sidewalk café premise amendment is valid through October. Rasmussen suggested making all the dates the same.

Motion by McElhaney, second by Peckham to approve the amendment to the "Dining on the Streets" special event to allow for musical entertainment on Wednesdays, Thursdays, and possible weekend pop-ups; and to extend the dining event through October. Motion carried 5-0.

Request for permanent Amendment of Premise for outdoor beer garden - The Glass Hat, 1203 N 3rd St (Gisela Marks, owner)

Rasmussen stated last month there were still some unanswered questions regarding zoning and since then Tara Alfonso spoke with Bill Hebert who indicated the zoning allows for the outdoor area. She noted a permit for fencing and retaining wall is all that needs to be applied for through the Inspections Department.

Gisela Marks stated they have found there may be a drainage issue from the alley. She indicated she spoke with Bill Hebert about possibly building a deck rather than having the asphalt.

Motion by Herbst, second by Wadinski to approve the amendment of premise for outdoor beer garden at The Glass Hat, 1203 N 3rd St. Motion carried 5-0.

Discussion and possible action on amending the City of Wausau Events Policy and Procedures to permit limited use of certain unimproved City owned real property

Rasmussen stated there was a request from the Bridge Clinic to allow a short term event called “Yoga in the Garden” that is on a parcel of land the city owns. There were no provisions to outline event type use on city owned property. The ordinance proposed would allow that type of use on what is essentially vacant land the city owns.

Alfonso stated she put in how many days and/or how many hours, however, these can be changed to whatever they feel is appropriate. She noted the parcel Bridge Clinic wants to use is a small residential lot across the street from their garden. Rasmussen recommended verbiage be inserted that the applicant understands that they are utilizing the property “as is” and they agree to assume all risks based on the condition of the property for their activity.

Discussion followed. Alfonso suggested action on this be postponed as staff was going to discuss what we would do for longer term uses.

Motion by Peckham to permit Bridge Clinic to use this property for this year, with the intention that we prepare a plan to consider similar uses at other city-owned properties. Alfonso pointed out it would be for everyone, not just Bridge Clinic. Rasmussen suggested approving it with a re-evaluation date or sunset of January 1st to see how it works. McElhaney she was uncomfortable voting for this until it is more completed because it is too broad. Motion died for lack of a second. Consensus was to hold action on the proposal until it can be worked on more in depth with the longer term uses and brought back.

Operations Report from Fire Department for July 2020

No discussion, the report on file.

Tavern Activities / Compliance Checks / Law Enforcement Activities

Chief Bliven presented the Tavern Report from July 1 through July 31, 2020. (*See attached*)

No discussion, the report was placed on file.

Communications

None.

*Rasmussen questioned if the Monster Truck organizer has yet called in to the meeting, but he was unable to be reached. Rasmussen felt the special event application was too incomplete to be able to approve as it was.

Motion by Peckham, second by Herbst to approve the Special Event for Monster Truck Tour. Motion failed 0-5.

Adjourn

Motion by Herbst, second by Peckham to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 6:00 pm.



Wausau Police Department

515 Grand Ave

Wausau, WI 54403

Ph. 715-261-

Date 08/02/2020
To Chief Bliven
From Lt. Mike Felder

Subject TAVERN REPORT July 1, 2020 through July 31, 2020

ROUTINE TAVERN INSPECTIONS (No violations unless noted)

None have been conducted up to this point as openings have been inconsistent and COVID-19 concerns.

CONVENIENCE/GROCERY STORE INSPECTIONS (No violations unless noted)

None.

RESTAURANT INSPECTIONS (No violations unless noted)

None.

ALCOHOL COMPLIANCE CHECKS

None.

NOTABLE INCIDENTS AT TAVERNS TO WHICH POLICE WERE DISPATCHED.

Cop Shoppe Pub, 701 Washington Street

- (1) *Event #20086075, 07/16/2020 at 2:14 AM:* A citizen flagged officers down after having been "attacked" by a woman that was passed out in her car in the bar parking lot. The citizen and a bartender both checked on the woman out of concern for her welfare. When she was woken up, she attacked both, striking them both. The woman then drove away in her car. The citizen and the bartender were further concerned about the intoxicated female driving and the safety of the motoring public, but did not want to press any charges for the assault. A vehicle plate had been given out for Officers to attempt to locate the vehicle. The woman had been a patron of the bar, but was served only three shots. The vehicle was not located and since the victims did not want to pursue charges, no follow up was completed.

Hiawatha Bar, 713 Grant Street

- (1) *Event #20086534, 07/16/2020 10:39 PM:* **Employees** called for officers in reference to a woman that had walked into the patio area and began grabbing people's glassware and throwing it in the fire pit and on the ground. On officers' arrival, the woman had left the area, but was located short distance away. In questioning the female she provided inconsistent responses. She was taken to the healthcare center where she declined to cooperate with an assessment. Officers then took her to a location at her request where she was released.

Intermission Bar, 325 N 4th Street

- (1) *Event #20078649, 07/01/2020 at 6:16 PM:* A **bartender** called to report a problem with an intoxicated male that was swearing at the bartender. The bartender asked the male to leave, which he did without issue. The bartender asked officers to inform the male that he was not welcome back in

the bar.

- (2) *Case #20002634 (MNSO), 07/16/2020 at 12:56 PM:* A Marathon County Sheriff's Deputy served the bar a citation for an alarm permit violation. No other information was provided regarding the violation.

Loppnow's Bar, 412 N. 3rd Street

- (1) *Event #20090864, 07/25/2020 at 12:45 AM:* As officers were driving by, they observed two customers standing outside the bar on the sidewalk with open alcoholic beverages. While making contact with those two patrons several others came outside with their drinks as well. All patrons were warned to keep the drinks inside the bar. **Demerit Points** were recommended for the general violation.

Jim's Corner Pub, 1244 S. 9th Avenue

- (1) *Event #200084169, 07/12/2020 at 3:32 AM:* A **bartender** called reporting that at closing time there was an 18 to 20-year-old male with a backpack, accompanied by some younger kids asking for money. The bartender stated they left about a half an hour ago, but were hanging out in the area of Chellis St and S 10th Ave. Community Service Officers checked the area and were unable to locate them.

M & R Station, 818 S. 3rd Avenue

- (1) *Event #20081868, 07/07/2020 at 5:53 PM:* Officers responded to the report of a physical fight. The caller refused to be identified. A male was contacted who reported being punched by another male. The suspect had left the scene, and the victim declined to pursue any charges. Contact is made with the owner who offered to show officers the video from the bar, however that was declined since the victim did not want to pursue charges.
- (2) *Case #20005520, 07/30/2020 at 1:22 AM:* Officers responded to a report of a two vehicle crash in the parking lot of the bar. The operator of the striking vehicle was arrested for OWI and released to responsible person.

Whiskey River Bar & Grill, 5512 Stewart Avenue

- (1) *Event #20081536, 07/07/2020 at 2:01 AM:* A citizen called regarding a male sleeping up against a planter outside of the bar. An officer made contact with a male standing outside. The conversation was limited due to a language barrier, however the male agreed he was okay and the officer observed him walk to the apartment complex nearby. The reporting person commented that the male had been at the bar when he arrived, and that the male appeared to be over-served. Since the bar was closed, no further follow-up was conducted regarding the over-service of the patron.

101 Pub, 101 N. 3rd Avenue

- (1) *Event #20085280, 07/14/2020 at 2:56 PM:* Officers were called to the bar by citizen wanting to report a possible domestic abuse incident. The investigation concluded that the altercation occurred in a vehicle in route to the bar. The male had walked into the bar to get away from the female, at which point the female called the police. The investigation determined no need for arrest. No further action was taken.
- (2) *Event #20087138, 07/17/2020 at 11:47 PM:* Officers were flagged down by the **bartender** in reference to a patron that it had been drinking too much and sleeping at the bar. Contact with the patron determined that it was a homeless person with whom officers often have contact with. The female claimed to have been assaulted at the bar however when asked for details of the incident refused to provide them and became very disagreeable. She walked off from the officers into the middle S 3rd Avenue until she was escorted onto the sidewalk. Since she declined to provide any details of her alleged assault, she was released at the scene.

Aftershock Bar and Grill, 1418 Lenard Street

- (1) *Case #20005533, 07/30/2020 at 1:32 PM:* Officers responded to a report of a commercial burglar alarm. On arrival, officers made contact with an employee who was having problems with the alarm codes. A False Alarm report was completed.

Campus Pub, 1110 W. Campus Drive

- (1) *Event #20078202, 07/01/2020 at 12:13 AM:* Officers responded to the bar to verify closure after expiration of liquor license. The bar was still open, however the bartender was cooperative and closed the bar down. Officers remained on scene until all patrons had left and the bar was closed. The liquor license was renewed shortly thereafter.

Labor Temple, 318 S. 3rd Avenue

- (1) *Case #20004682, 07/04/2020 at 1:07 AM:* A **bartender** called reporting that there was a couple in the bar that were fighting intoxicated and refused to leave. Prior to officers' arrival the couple left. Responding officers located the vehicle that the couple had left in and made a traffic stop based on an equipment violation. The operator was arrested for suspicion of OWI.

Showtime Gentlemen's Club, 1709 Merrill Avenue

- (1) *Event #20090821, 07/24/2020 at 10:36 PM:* The **owner** called to report suspicious activity. At approximate 2:24 PM the owner observed a suspicious male examining the surveillance cameras and the associated wiring. He was concerned that the suspicious male was "casing" the business. Extra patrol of the business when closed was requested.

ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED

- Loppnow's is recommended to be assessed twenty-five (25) Demerit Points for Leaving with Open Container. **Christine's Bar** and **6th Street Pub** had their Demerit Points fall to zero, due to time. They are at zero (0) Demerit Points.

Respectfully submitted,
Lt. Michael Felder