

MINUTES
PROTECTION & WELFARE COMMITTEE
Monday, April 11, 2016
City Hall, Room 207
5:00 p.m.

MEMBERS PRESENT: Ald. Wery, Ald. Dave Nennig, and Ald. Scannell
MEMBERS EXCUSED: Ald. Tim DeWane, Ald. Steuer
MEMBERS ABSENT: None
OTHERS PRESENT: City Atty. Vanessa Charez, Assistant City Atty. Kristen Bohnert, Captain Laux – Green Bay Police Dept., and other interested parties.

1. Roll Call.
Ald. Wery, Ald. Dave Nennig (sitting in for excused Alderman), and Ald. Scannell were present.

2. Approval of the Agenda.
Items were taken out of order (#'s1-5; #11; #'s 8-10; #'s 6-7), although shown in proper format here.

A motion was made by Ald. Scannell, seconded by Ald. Nennig to approve the agenda as modified. Motion carried.

3. Approval of the minutes from the March 21, 2016 meeting.

A motion was made by Ald. Scannell, seconded by Ald. Nennig to approve the minutes from the March 21, 2016 meeting as amended. Motion carried.

It was noted that all matters discussed on this agenda will go to the City Council on Tuesday, 4-19-16 for final approval.

4. Request by the owner of Brewski's on Broadway, 1100 S. Broadway, to hold outdoor events on May 14 and 21.

There were no objections from the Law Department, nor from the Police department.

Motion made by Ald. Scannell, seconded by Ald. Nennig to approve the request by the owner of Brewski's on Broadway, 1100 S. Broadway, to hold outdoor events on May 14 and 21. Motion carried.

5. Notice of the change of agent for Kwik Trip 420 at 1712 E. Mason Street.

There were no objections from the Law Department, nor from the Police department.

Motion made by Ald. Nennig, seconded by Ald. Scannell to approve the notice of change of agent for Kwik Trip 420 at 1712 E. Mason Street.

Motion carried.
(#11 on the agenda taken next)

6. Appeal by Kiaran Coit to the denial of his Public Vehicle Operator License Application.

Both the Law Department and the Police Department recommended denial based on past criminal record related to a 2010 felony possession of a short barrel rifle resulting in jail time.

Kairan Colt – South Jackson Street, Green bay
Explained that the 2010 felony had nothing to with him driving a taxi, that he was only 20 years old, and has had no issues in the six years since then. He presented a letter of approval from Jimmy Petty, Safety Manager, his present employer.

Motion made by Ald. Nennig, seconded by Ald. Scannell to suspend the rules to allow interested parties to speak. Motion carried.

Vincent Caldara- Seymour, WI
General Manager of MV Transportation
Stated his company believes in giving second chances. He has driven with Mr. Colt during training, noting that he handles the car well. He feels that Mr. Colt is trying to get his life back on track.

Motion made by Ald. Nennig, seconded by Ald. Scannell to return to regular order of business. Motion carried.

Motion was made by Ald. Scannell, seconded by Ald. Nennig to approve the appeal by Kairan Colt to the denial his Public Vehicle Operator License Application.

Ald. Nennig stated that he gives credibility to the recommendation received, that he is familiar with the employer, the applicant admits his error to the one incident, and is attempting to move forward.

Motion carried.

7. Appeal by George Boettner to the denial of this Public Vehicle Operator License Application.

Law Department recommends denial based on record. Police Department agrees with the law department recommendation.

Motion made by Ald. Nennig, seconded by Ald. Scannell to suspend the rules to allow interested parties to speak. Motion carried.

George Boettner – Explained his conviction, introducing Vincent Caldara who gave him a personal recommendation.

Vincent Caldara, the employer, stated that Mr. Boettner has worked for him for two months. During that time he has found him to be an excellent driver. He has contacted Mr. Boettner's past employers, the Curative Workshop and the Salvation Army who recommended him highly.

Motion made by Ald. Nennig, seconded by Ald. Scannell to return to regular order of business. Motion carried.

Ald. Scannell stated that as it has been some time since Mr. Boettner's last altercations with the law, and based on his references, he would recommend approval.

Ald. Nennig stated he appreciated receiving the above mentioned recommendations as this company provides services to Green Bay Metro and have done a good job in hiring their drivers in the past.

A motion was made by Ald. Scannell, seconded by Ald. Nennig to approve the appeal by George Boettner to the denial of this Public Vehicle Operator License Application. Motion carried.

8. Request by Ald. Moore to lobby local State Leadership on the following items:
- * Realtors must disclose Lead Pipe Service Lines as adverse material facts when known.
 - * Add Lead Pipe disclosure form similar to Lead Paint Disclosure.
 - * Change Landlord Tenant Law, that a Landlord must disclose Lead Pipe Service lines in rental properties prior to agreeing to a lease with a tenant.

Ald. Moore explained that residences and facilities built prior to 1978 are required to disclose the possibility of lead paint, however, State wide there is no law, meaning that this requirement varies throughout the state. For health and welfare issues, Moore suggested a plan be developed to eradicate any lead pipe in the Green bay area.

When asked what type of direction he is asking of the committee, Moore stated he would like staff to work with him to lobby local State leadership in regard to the following:

1. Realtors must disclose Lead Pipe Service Lines as adverse material facts when known.
2. Add Lead Pipe disclosure form similar to Lead Paint Disclosure.
3. Change Landlord Tenant Law, that a Landlord must disclose Lead Pipe Service lines in rental properties prior to agreeing to a lease with a tenant.

When asked what direction Moore would like to see taken, he suggested a 5 year plan to replace all lead pipe. Unless recognized by the State, Moore pointed out the request would not be mandated.

Ald. Nennig noted that this plan may take some time to implement as many residents do not even know they have lead in their homes. He also indicated he would like the opinion of the City Water Utility.

It was stated that the City does have original service records and should be able to create a list of City owned properties who may be involved.

Motion made by Ald. Nennig, seconded by Ald. Scannell to direct staff to work with Ald. Moore to create a resolution and bring back regarding his request to lobby local State Leadership on the following items:

- * Realtors must disclose Lead Pipe Service Lines as adverse material facts when known.
- * Add Lead Pipe disclosure form similar to Lead Paint Disclosure.
- * Change Landlord Tenant Law, that a Landlord must disclose Lead Pipe Service lines in rental properties prior to agreeing to a lease with a tenant.

Motion carried.

9. Proposed Ordinance establishing a comprehensive program for the removal and replacement of lead pipe water service lines in use within the Green Bay Water Utility System.

City Atty. Vanessa Charez explained this item was put on the agenda by the Law Department. An ordinance is not ready at this time but is being discussed by staff. When draft is complete, will be presented to the committee.

Nancy Quirk - Have asked the Law Department to develop an ordinance, stating that at this time 30 homes have been identified but more are expected. She explained that when a replacement is done, it should be a total of homes in that area in order to save money at curb side.

Ald. Sladek reported that at a meeting of the Water Commission today it was noted that this item is not ready for action and a request was made for the request to be held.

Motion made by Ald. Nennig, seconded by Ald. Scannell to hold the proposed Ordinance establishing a comprehensive program for the removal and replacement of lead pipe water service lines in use within the Green Bay Water Utility System until it is ready for action. Motion carried.

10. Proposed Ordinance amending Section 27.622 of the Green Bay Municipal Code to coincide with Wisconsin Assembly Bill 497, relating to sexual offender residency requirements.

Attorney Charez explained that State law has changed related to sexual offender residency requirements from 2000 feet to 1500 feet from parks and daycares as it is seen as an unnecessary burden. As it is State law, a recommendation was made to approve.

Motion made by Ald. Nennig, seconded by Ald. Scannell to approve the proposed Ordinance amending Section 27.622 of the Green Bay Municipal Code to coincide with Wisconsin Assembly Bill 497, relating to sexual offender residency requirements. Motion carried.

(Back to #6 on the agenda)

11. Request by Ald. Wiezbiskie, on behalf of a constituent, to adopt a resolution supporting and recommending a seven day custody period for abandoned or stray animals. (Referred back from Council).

This matter was discussed at the March 21, 2016 meeting of this committee and referred to the City Council. As the contract will be coming up shortly for final approval of an increase in animal hold from 4 to 7 days, it was suggested that the matter be placed on file until that time.

Ald. Nennig stated that although the legislature will not be in session until the end of the year and are not likely to act on the matter, would not prevent the city from voting on their own contract.

Motion made by Ald. Scannell, seconded by Ald. Nennig to open the floor for interested parties to speak. Motion carried.

Ald. Wiezbiskie asked that the committee consider going on record with a recommendation to increase animal holds from 4 to 7 days. He noted that the City Council did not feel they had received the information in time to address the resolution at their last meeting, therefore, asked that it be sent back to committee.

Lisa Kay Peters, North Maple, Green Bay

Stated that the Bay Area Humane Society practices a longer hold period, noting they were not present at the last meeting. She urged committee members to listen to the professionals in the industry.

Ald. Nennig pointed out that the item on the agenda is a request to adopt a resolution supporting a 7 day custody period. Ms. Peters requested that the committee not override the action taken by the State.

Animal Control Officer Sharon Hensen - Stated that the general public is not aware of this situation and that State action was taken quickly. She has researched the matter through the National Animal Control Organization finding that a four day hold is not feasible and would support seven days. She noted that many states have no mandates, that some holds have been set at 15 days, some 30.

Renee Oh presented information relative to shelters not in support of a 4 day hold, along with those who support the bill. She explained that Green Bay is different than larger city shelters who deal with a larger number of animals. She noted that several municipalities (Lawrence/Hobart) have their own animal control. She stated that statistics show that only 2% of strays (10 animals) are reclaimed annually. Many times when owners contact shelters, they are told that the animal (particularly cats) may come back on its own not realizing it has been captured. Many people who have lost pets need time to find out where to go and who to call. An online petition has received 530 signatures to date, plus another one has received 118. She asked that the City consider the longer hold in the best interest of animals when the contract comes before them.

Ald. Nennig asked regarding surrounding community action as many strays end up in other areas. The reply was that many are planning to stay at the 7 day hold.

Motion made by Ald. Scannell, seconded by Ald. Nennig to return to regular order of business. Motion carried.

As it appears the matter will come back when the contract expires, and will be a City choice, Ald. Wiezbiskie asked that the committee receive and place on file until that time.

Ald. Nennig agreed that it will most likely be a City choice, pointing out that he would like the decision to be uniform between adjoining municipalities.

Motion made by Ald. Scannell, seconded by Ald. Nennig to receive and place on file the request by Ald. Wiezbiskie on behalf of a constituent to adopt a resolution supporting and recommending a seven day custody period for abandoned or stray animals. (Referred back from Council).

Motion carried.

(Back to # 8 on the agenda)

A motion was made by Ald. Scannell, seconded by Ald. Nennig to adjourn at 5:52 p.m. Motion carried.

Respectfully submitted by:

Rae G. Knippel
Recording Secretary