

**PUBLIC SAFETY
COMMITTEE**

Wednesday, June 13, 2018

6:30 PM

AGENDA

1. CALL TO ORDER, ROLL CALL.
2. PUBLIC APPEARANCES.
3. APPROVAL OF MINUTES.
 - a. Motion to approve the minutes of the May 9, 2018 Public Safety Committee meeting.
4. BUSINESS.
 - a. Staff Reports
 - 1) Fire and Rescue Department
 - 2) Police Department
 - 3) Emergency Management
 - b. Discussion and recommendation on revisions to Section 11-64(n) in order to consider revisions to the conditions allowing for the outdoor consumption of alcohol.
 - c. Discussion and recommendation on alcohol license renewals for Pick 'N Save and 5100 the period of July 1, 2018 through June 30, 2019.
 - d. Discussion and recommendation to approve cigarette and tobacco license application renewal for Pick 'N Save for the period of July 1, 2018 through June 30, 2019.
 - e. Discussion and recommendation on an ordinance amendment regarding street use permits.
 - f. Discussion and recommendation on alcohol license renewals J&B Liquor for the period of July 1, 2018 through June 30, 2019.
5. SCHEDULE NEXT MEETING DATE.
6. ADJOURNMENT.

This meeting notice constitutes an official meeting of the above referenced group and was posted in accordance with all applicable laws related to Open Meetings Law. It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals. For additional information or to request this service, contact the McFarland Municipal Center at (608) 838-3153 or cassandra.suettinger@mcfarland.wi.us.

PUBLIC SAFETY COMMITTEE

Wednesday, May 9, 2018

6:30 pm

McFarland Municipal Center
Community Room

Minutes

1. CALL TO ORDER, ROLL CALL.

- a. Trustee Adrian called the May 9, 2018 meeting of the Public Safety Committee to order at 6:30 pm at the McFarland Municipal Center in the Community Room.
- b. Members Present: Trustees Jerry Adrian and Carolyn Clow, Resident Members Tom Mooney, Rich Staley, Ken Machtan, Tyler Mortenson.
- c. Members Absent: Kathy Lyons and Sandy Bakk
- d. Staff Present: Police Chief Craig Sherven, Fire Chief Chris Dennis, Village Administrator Matt Schuenke

2. PUBLIC APPEARANCES.

Shaun O'Hearn, McFarland House Café, addressed the Committee regarding outdoor consumption of alcohol and requested that the Village not apply the same standards to every establishment and to look at each on a case by case basis.

Elizabeth Lindner, 5106 Card Ave, addressed the Committee regarding outdoor consumption of alcohol and indicated that she was opposed to changing the ordinance as it was working just fine and because alcohol brings more problems.

Gina Newell, 6027 and 6103 Overlook Drive, addressed the Committee regarding the Tourist Rooming House application and indicated that she was opposed to having a permit granted because of noise, parking, and garbage concerns. She also addressed the Committee regarding outdoor consumption of alcohol and indicated that she was in favor of McFarland House Case having longer hours and serving alcohol outside.

Written correspondence in opposition of making changes to the outdoor consumption ordinance was received from Rob Blanchar, Sharon Payne, and Sherry Blanchar.

3. APPROVAL OF MINUTES.

- a. Review and possible action regarding the draft minutes of April 11, 2018 meeting. - Motion by Machtan, second by Mooney, and carried unanimously 6-0 to approve the minutes of the April 11, 2018 meeting.

4. BUSINESS.

- a. Staff Reports
 - 1) Fire/EMS Department – Chief Dennis reviewed the monthly report
 - 2) Police Department – Chief Sherven reviewed the monthly report
 - 3) Emergency Management – EM Director DiPiazza was unable to attend the meeting
- b. Discussion regarding possible revisions to Section 11-64(n) in order to consider revisions to the conditions allowing for the outdoor consumption of alcohol - Village Administrator Schuenke

outlined some options for revising the Ordinance including revising the variance procedure and the application process. The Committee discussed concerns with changing the Ordinance including the difficulties of reviewing each business on a case by case basis, of applying variances sensibly and fairly, and if every business requested a variance, of making the Ordinance obsolete. The Committee determined to go back to its original statement to the Village Board, indicating that there was no interest to change the Ordinance.

- c. Discussion and recommendation on a new tourist rooming house application for 6106 Overlook Drive, and appointing Arlene Junck to serve as agent for the period of July 1, 2018 through June 30, 2019 - Motion by Adrian, second by Machtan, and carried unanimously 6 - 0 that based on the applicant having completed the application criteria, to recommend approval to the Village Board on a new tourist rooming house application for 6106 Overlook Drive, and appointing Arlene Junck to serve as agent for the period of July 1, 2018 through June 30, 2019.
- d. Discussion and recommendation on alcohol license renewals for the period of July 1, 2018 through June 30, 2019 - Motion by Adrian, second by Machtan, and carried unanimously 6 - 0 to recommend approval to the Village Board on alcohol license renewals for the of July 1, 2018 through June 30, 2019 for Angelo's McFarland, Byrne's McFarland Tavern, American Legion Post 534, Green Lantern, Hope Rod and Gun Club, Kwik Trip, Spartan Pizza, Larson Beach BP, McFarland BP, Terminal Citgo, McFarland House Café, McFarland Liquor, Palenque Mexican Restaurant, Parkside Pub, Spartan Bowl, Maple Tree Restaurant, and Walgreens.

Motion by Adrian, seconded by Clow, and carried unanimously 6 – 0 to amend the motion to indicate that the recommendation for approval was subject to all corrections completed as required from the Police, Fire, and Community Development Departments.

- e. Discussion and recommendation to the Village Board on cigarette and tobacco license application renewals for the period of July 1, 2018 through June 30, 2019 - Motion by Adrian, second by Machtan, and carried unanimously 6 - 0 to recommend approval to the Village Board on cigarette and tobacco license application renewals for the period of July 1, 2018 through June 30, 2019 for Dollar General, McFarland BP, Larson Beach BP, Terminal Citgo, McFarland House Café, Pick 'N Save, and Walgreens subject to all corrections completed as required from the Police, Fire, and Community Development Departments.

Motion by Clow, second by Mooney, and carried unanimously 6 – 0 to reconsider the previous motion.

Motion by Clow, second by Mooney, and carried unanimously 6 – 0 to recommend approval to the Village Board on cigarette and tobacco license application renewals for the period of July 1, 2018 through June 30, 2019 for Byrne's McFarland Tavern, Dollar General, Green Lantern, Kwik Trip, McFarland BP, Larson Beach BP, Terminal Citgo, McFarland Liquor, Parkside Pub, and Walgreens subject to all corrections completed as required from the Police, Fire, and Community Development Departments.

- 5. ADJOURNMENT - Motion by Clow, second by Mooney to adjourn at 7:27 pm and carried 6-0 by acclamation.

Pursuant to law, written notice of this meeting was given to the public and posted on the public bulletin boards in accordance with Open Meetings Law.

Respectfully submitted,

Tanya O'Malley
Deputy Clerk



McFarland Fire & Rescue Department

5915 Milwaukee Street • PO Box 110 • McFarland, WI 53558-0110
(608) 838-3278 • Fax: (608) 838-3619

Emergency: 911

June 2018 Fire & Rescue Department Report For May 2018 Activity

- **General**

- Chief Dennis will be on a family vacation from June 4th through June 10th. Assistant Chief Tom Reiter will be acting Chief during the time Chief Dennis is out of the area.
- On May 20th the McFarland Fire & Rescue Association in conjunction with the Department held the annual pancake breakfast. The event was attended by 670 people. The Association is finishing up the numbers from the event. They held a silent auction and raised over \$5,000 dollars for the auction. Majority of the food supplies were donated. We can't express enough the time and effort placed by a few individuals to make the event successful.
- On May 8th the Police and Fire Commission interviewed seven candidates to develop an eligibility list. The Police and Fire Commission established an eligibility list, and from the list, four candidates were invited for chief interviews. One candidate has been selected to complete the background investigation. We are hoping an individual will be able to be starting in mid-July.
- We have received our classification from ISO, and we have received a fire public protection classification rating of 3/3Y. The class 3 rating applies to the areas of our district with hydrants, and the class 3Y rating applies to the area of our district that doesn't have hydrants. We will be reviewing the complete report to determine any possible areas we could improve our rating. We believe to improve the rating it would require considerable investment in staffing and equipment.
- We had two days that our on-duty ambulance crew assisted with meal delivery for meals on wheels. The preliminary result is the event was well received. We will be reviewing with Outreach to see the ability to perform more often.
- The new engine has been placed into service. We have been working out issues that pop up from time to time. Many of the issues are common due to the complexity of the truck and the assembly process.
- The brush truck/pick up truck project is progressing. We received the new pickup truck, and it has been placed into service. We have a minor issue with brush guard not meeting our specifications and needs. The vendor is working on a solution. The old pickup was taken out service to finish the conversion to the brush truck. The process should be completed by the middle of June. The timing of placing the new truck service was very beneficial for the Parks and Trails festival. Both pickups were required to deploy both the boat and ATV.

- We are continuing to meet with area departments on the interstate corridor construction. We don't foresee any response plan changes that will affect McFarland during the next year. However, we have been affected by two larger crashes on the corridor with EMS response. We are meeting with the other departments to help control the impacts to our units and effectively mitigate the incidents. Both incidents utilized the Base Hospital model for the county and did have some issues. Chief Dennis and Dr. Kronenfeld are meeting with area hospitals, county staff, and area departments to help facilitate improvement.
- **Staffing**
 - Current Staffing Levels
 - Fulltime Fire Rescue Chief – 1
 - Fulltime Fire Inspector/Public Education Specialist – 1
 - Fulltime EMTs – 4 (1 vacant)
 - Fulltime Confidential Administrative Assistant (Shared w/Admin) - 1
 - Paid on Call – 57 (20 EMTs, 18 Firefighters (2 Active Retired), 10 EMR/Firefighter, & 9 EMT/Firefighters)
 - Total Staffing Level – 64
 - We had Firefighter Jacob Sondreal resign due to moving out of the area, and he was having difficulty with maintaining the required attendance levels.
 - We had EMT Sara Quinn resign due to taking on more work and school commitments and not being able to make commitments with us.
 - We had EMT Shelly Wollerman resign due to having her supervisor leaving at her work and herself assuming those duties. She has not been able to meet the commitment with the department.
 - We did hire Anthony Kanvik as a firefighter. Anthony comes to us with being an IFSAC/Pro Board Certified Firefighter II obtained from being part of the Army Reserves. He is in the process of converting his certifications to be Wisconsin certifications.
- **Training Activity**
 - The month of May training was truncated due to Memorial Day. We did continue with training on the new engine. One night was dedicated to final transfer of equipment and training of the firefighters. The other regular training was dedicated to members performing advanced medical skill refreshers. The medical direction team was present to observe members skills and provide assistance in testing the skills. All members are required to perform some level of skills to remain active on the department.
 - June training will be the start of some great opportunities with acquired structures. On June 11th we will be performing a joint training with Police at the Primary School just before it is demolished. We are also working with the UW on the possibility of a controlled burn of a house in the Town of Dunn. Additionally, we have two other possible structures to burn depending development plans.

<u>Inspection/Prevention Activity</u>	<u>Completed</u>	<u>Year to Date Total</u>
Building Inspections	30	235
Fire Code Violations Identified	28	151
Re-Inspections	10	17
Corrections Noted	16	37
Plan Reviews	2	37
Acceptance Inspections/Test	2	4

<u>Public Instruction</u>	<u>Completed</u>	<u>Year to Date Total</u>
CPR Certifications	2	20
First Aid Training	0	1
High School CPR (Hands Only)	0	0
Baby Sitters First Aid	0	0
Public Education Tours	1	5

- **Apparatus & Equipment**

- The 2004 ATV (ATV 11) has been tested including amphibious use of placing an aerator in a retention pond. The unit has been working back to normal.
- The 2015 Ambulance (Rescue 84) had damage done to the curb side of the truck from striking a column at an area hospital. The truck is scheduled to have the body repaired on June 12th with being out of service about three days. The insurance company will be covering the expenses with the exception of the \$500 deductible.
- The 2008 Pickup (future Brush 9) has to have a portion of the exhaust pipe replaced due to rusting out. The Village Mechanic was able to perform the repair.

Incident Summary

Incident Type	2018		2017	
	May	Year to Date Total	May	Year to Date Total
EMS – Falls	8	62	13	56
EMS – General Medical	42	168	44	184
EMS – Motor Vehicle Crash	4	28	4	18
EMS – Trauma Other	2	30	4	15
EMS – Other types	14	46	10	49
EMS – Total (+4%)	70	334	75	322
Fire – Building, vehicle or outside	0	18	2	11
Fire – Assist EMS Crew	12	44	9	54
Fire – Motor Vehicle Crash	2	16	2	10
Fire – Alarms	5	25	7	20
Fire – Other types	15	43	8	51
Fire – Total (0%)	34	146	28	146

- **Significant Incidents**

- On May 19th at 10:09 pm we received an alarm for the Curling Club. Engine 2 arrived on location to find the building in use for a fundraiser with numerous event goers inside the building. The alarm was reported to be a possible false trigger for the refrigerated leak detection due to the use of a smoke machine. The Engine 2 officer noted that the detector was sounding beyond the smoke machine interaction and a leak was highly likely. The building was evacuated with the assistance of Ladder 8. Engine 2 requested mutual to assist with the numerous event goers. Fire 1 responded to the incident and Engine 2 officer transferred command to Fire 1. Fire 1 determined the event would not be able to restart and ordered the building to be evacuated for the night. McFarland Police assisted in dispersing the crowd with the exception of people that left belongings in the building. Ladder 8 and Cottage Engine 3 assisted with retrieving belongings from the building while on SCBA. Building maintenance was contacted and a representative responded to the building. After further investigation, it was determined that the building storage levels were lower than previous, but leak source was unable to be determined. The system was secured and building ventilation left on overnight. The system utilizes R-22 refrigerate with most significant hazard in the type of use is displacement of oxygen in the air. The monitoring by crews did confirm no hazardous levels existed.
- On May 24th at 2:08 pm Rescue 84 was requested as part of a MABAS Box alarm assignment to the Interstate for a Mass Casualty Incident from a bus and semi crash. Rescue 84 was one of six ambulances that responded to the incident. The incident utilized resources from several different departments. The patient Rescue 84 transported had minor injuries.
- On May 30th at 1:00 pm Rescue 84 was requested to respond as the fifth ambulance to a crash on the interstate. However, the first two original ambulances were never to reach the scene due to the congestion and blockage of the interstate. At 1:20 pm Rescue 82 was requested to respond as the sixth ambulance to the scene. Due to the request FitchRona Medic 44 was moved to cover of our area. Rescue 84 and Rescue 82 transported four patients from the incident. During the incident, a private ambulance was stuck in traffic with a critical cardiac patient and required assistance in getting off the interstate system. Chief Dennis will be meeting with the Chiefs from Cambridge EMS, Cambridge Fire, Cottage Grove Fire, Dane County 911, Dane County EMS, and DeerGrove EMS to help develop plans to keep the impacts of the incidents minimal to our district resources. We did experience some difficulties that could be avoided in the future with transports, units utilized, and notifications to other departments of the incidents.

Runs by Dispatch Reason - MFR

Incident Complaint Reported By Dispatch (eDispatch.01)	Number of Runs	Percent of Total Runs
Traffic/Transportation Incident	12	15.38%
Sick Person	11	14.10%
Breathing Problem	10	12.82%
Falls	10	12.82%
Unconscious/Fainting/Near-Fainting	8	10.26%
Fire	7	8.97%
Abdominal Pain/Problems	3	3.85%
Chest Pain (Non-Traumatic)	3	3.85%
Diabetic Problem	3	3.85%
Hemorrhage/Laceration	3	3.85%
Standby	3	3.85%
Carbon Monoxide/Hazmat/Inhalation/CBRN	1	1.28%
Cardiac Arrest/Death	1	1.28%
Choking	1	1.28%
Headache	1	1.28%
Pregnancy/Childbirth/Miscarriage	1	1.28%
Total: 78		Total: 100.00%

Report Filters

Incident Date: is between '5/1/2018' and '5/31/2018'

****Note report is based on patient care reports. Incidents with multiple patients will cause additional runs. Total incidents will be less than total runs indicated on this report.**

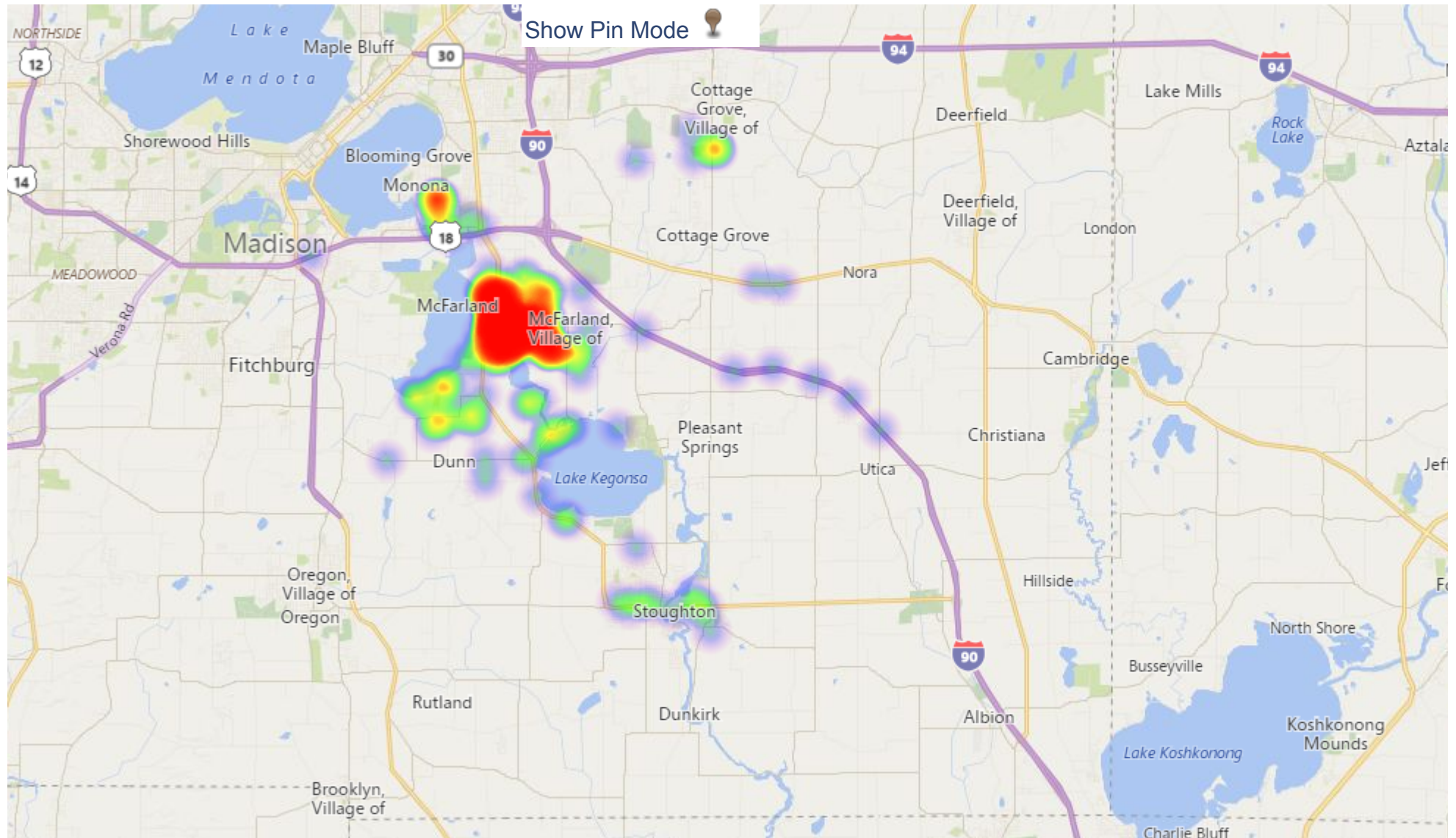
Runs by Dispatch Reason - MFR

Incident Complaint Reported By Dispatch (eDispatch.01)	Number of Runs	Percent of Total Runs
Falls	63	17.40%
Traffic/Transportation Incident	57	15.75%
Sick Person	51	14.09%
Unconscious/Fainting/Near-Fainting	42	11.60%
Breathing Problem	27	7.46%
Fire	26	7.18%
Heart Problems/AICD	10	2.76%
Chest Pain (Non-Traumatic)	9	2.49%
Convulsions/Seizure	9	2.49%
Hemorrhage/Laceration	9	2.49%
Diabetic Problem	8	2.21%
Standby	7	1.93%
Abdominal Pain/Problems	6	1.66%
Stroke/CVA	6	1.66%
Allergic Reaction/Stings	4	1.10%
Carbon Monoxide/Hazmat/Inhalation/CBRN	4	1.10%
Cardiac Arrest/Death	4	1.10%
Choking	4	1.10%
Overdose/Poisoning/Ingestion	4	1.10%
Back Pain (Non-Traumatic)	3	0.83%
Psychiatric Problem/Abnormal Behavior/Suicide Attempt	3	0.83%
No Other Appropriate Choice	2	0.55%
Unknown Problem/Person Down	2	0.55%
Headache	1	0.28%
Pregnancy/Childbirth/Miscarriage	1	0.28%
Total: 362		Total: 100.00%

Report Filters

Incident Date: is between '01/01/2018' and '05/31/2018'

****Note report is based on patient care reports. Incidents with multiple patients will cause additional runs. Total incidents will be less than total runs indicated on this report.**



2 miles 2 km

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Village of McFarland Fire Department
Fire Incident Type Period Comparisons
Alarm Date Between {05/01/2018} and {05/31/2018}

Incident Type	05/01/2018 to 05/31/2018	05/01/2017 to 05/31/2017	05/01/2016 to 05/31/2016	05/01/2015 to 05/31/2015
111 Building fire	0	0	0	1
131 Passenger vehicle fire	0	1	1	0
132 Road freight or transport vehicle fire	0	0	1	0
142 Brush or brush-and-grass mixture fire	0	0	1	1
154 Dumpster or other outside trash receptacle fire	0	1	0	0
300 Rescue, EMS incident, other	0	0	1	0
311 Medical assist, assist EMS crew	12	9	13	5
322 Motor vehicle accident with injuries	1	0	2	2
323 Motor vehicle/pedestrian accident (MV Ped)	0	0	0	1
324 Motor Vehicle Accident with no injuries	1	0	0	1
331 Lock-in (if lock out , use 511)	0	1	0	0
411 Gasoline or other flammable liquid spill	2	1	0	0
412 Gas leak (natural gas or LPG)	0	1	1	0
420 Toxic condition, Other	1	0	0	0
424 Carbon monoxide incident	0	1	0	0
442 Overheated motor	1	0	0	1
444 Power line down	1	0	0	0
445 Arcing, shorted electrical equipment	1	1	0	1
463 Vehicle accident, general cleanup	0	2	1	0
500 Service Call, other	1	0	1	0
511 Lock-out	0	0	1	0
531 Smoke or odor removal	0	1	0	0
553 Public service	0	0	1	0
600 Good intent call, Other	1	1	0	1
611 Dispatched & cancelled en route	5	2	2	6
651 Smoke scare, odor of smoke	1	0	0	0
700 False alarm or false call, Other	0	0	1	0
710 Malicious, mischievous false call, Other	0	0	0	1
714 Central station, malicious false alarm	1	0	0	0
730 System malfunction, Other	0	0	0	1
733 Smoke detector activation due to malfunction	1	0	2	0
735 Alarm system sounded due to malfunction	0	1	0	0
736 CO detector activation due to malfunction	0	3	0	1
743 Smoke detector activation, no fire - unintentional	1	0	1	0
745 Alarm system activation, no fire - unintentional	3	2	1	1
Totals	34	28	31	24

Village of McFarland Fire Department
Fire Incident Type Period Comparisons
Alarm Date Between {01/01/2018} and {05/31/2018}

Incident Type	01/01/2018 to 05/31/2018	01/01/2017 to 05/31/2017	01/01/2016 to 05/31/2016	01/01/2015 to 05/31/2015
100 Fire, Other	0	0	0	1
111 Building fire	8	5	6	9
113 Cooking fire, confined to container	1	2	1	0
116 Fuel burner/boiler malfunction, fire confined	0	0	1	0
118 Trash or rubbish fire, contained	0	1	0	0
130 Mobile property (vehicle) fire, Other	0	0	1	1
131 Passenger vehicle fire	1	1	1	0
132 Road freight or transport vehicle fire	0	0	1	1
137 Camper or recreational vehicle (RV) fire	0	0	0	1
140 Natural vegetation fire, Other	1	0	0	0
142 Brush or brush-and-grass mixture fire	0	1	2	1
143 Grass fire	0	0	0	1
150 Outside rubbish fire, Other	1	0	0	0
151 Outside rubbish, trash or waste fire	0	0	0	1
154 Dumpster or other outside trash receptacle fire	0	1	0	0
160 Special outside fire, Other	1	0	0	0
171 Cultivated grain or crop fire	1	0	1	0
251 Excessive heat, scorch burns with no ignition	0	1	0	0
300 Rescue, EMS incident, other	0	0	1	0
311 Medical assist, assist EMS crew	44	52	44	39
322 Motor vehicle accident with injuries	10	5	7	7
323 Motor vehicle/pedestrian accident (MV Ped)	0	0	0	1
324 Motor Vehicle Accident with no injuries	6	2	1	1
331 Lock-in (if lock out , use 511)	0	2	0	0
350 Extrication, rescue, Other	0	1	0	0
352 Extrication of victim(s) from vehicle	0	1	0	0
353 Removal of victim(s) from stalled elevator	1	1	0	0
365 Watercraft rescue	0	0	1	0
381 Rescue or EMS standby	0	1	0	0
411 Gasoline or other flammable liquid spill	3	2	0	0
412 Gas leak (natural gas or LPG)	2	3	2	2
420 Toxic condition, Other	1	0	0	0
424 Carbon monoxide incident	1	3	3	4
440 Electrical wiring/equipment problem, Other	0	0	0	1
442 Overheated motor	1	0	0	2
443 Breakdown of light ballast	0	0	1	0
444 Power line down	1	0	0	0
445 Arcing, shorted electrical equipment	1	2	0	1
451 Biological hazard, confirmed or suspected	0	1	0	0
463 Vehicle accident, general cleanup	0	2	1	0
500 Service Call, other	1	0	3	0
510 Person in distress, Other	0	1	0	0
511 Lock-out	0	0	1	0
522 Water or steam leak	1	2	0	0
531 Smoke or odor removal	1	1	0	0

06/07/2018 10:53

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Village of McFarland Fire Department
Fire Incident Type Period Comparisons
Alarm Date Between {01/01/2018} and {05/31/2018}

Incident Type	01/01/2018 to 05/31/2018	01/01/2017 to 05/31/2017	01/01/2016 to 05/31/2016	01/01/2015 to 05/31/2015
551 Assist police or other governmental agency	0	1	0	0
553 Public service	0	0	1	0
561 Unauthorized burning	2	0	0	0
571 Cover assignment, standby, moveup	1	0	0	0
600 Good intent call, Other	1	2	1	1
611 Dispatched & cancelled en route	22	22	17	15
621 Wrong location	0	0	0	1
622 No Incident found on arrival at dispatch address	0	1	1	0
631 Authorized controlled burning	4	1	2	0
632 Prescribed fire	0	0	1	0
650 Steam, Other gas mistaken for smoke, Other	0	1	0	0
651 Smoke scare, odor of smoke	4	1	0	1
652 Steam, vapor, fog or dust thought to be smoke	0	1	0	0
661 EMS call, party transported by non-fire agency	0	1	0	0
671 HazMat release investigation w/no HazMat	1	1	0	1
700 False alarm or false call, Other	2	0	1	0
710 Malicious, mischievous false call, Other	1	0	1	1
714 Central station, malicious false alarm	3	0	1	0
730 System malfunction, Other	0	0	0	1
731 Sprinkler activation due to malfunction	1	0	0	0
733 Smoke detector activation due to malfunction	1	0	4	1
735 Alarm system sounded due to malfunction	1	2	0	2
736 CO detector activation due to malfunction	1	4	1	3
740 Unintentional transmission of alarm, Other	3	2	0	1
743 Smoke detector activation, no fire - unintentional	2	2	1	0
744 Detector activation, no fire - unintentional	1	0	0	0
745 Alarm system activation, no fire - unintentional	4	6	4	1
746 Carbon monoxide detector activation, no CO	3	3	1	2
900 Special type of incident, Other	0	0	1	0
Totals	146	146	117	105

MCFARLAND POLICE DEPARTMENT



May 2018 Monthly Report

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MAY 2018 MONTHLY REPORT

As observed on the attached Call Summary Report, the McFarland Police Department logged 552 cases in May. This is compared to 600 cases for the same period in 2017. Cases of interest for the month were: six intoxicated drivers, two domestic disturbances, eight disturbances, nine juvenile complaints, eight fraud complaints, five thefts, eight traffic accidents, forty-four EMS/Fire assists, and responded to five alarms. Officers also logged 244 traffic incidents during the month.

Cases of interest for the month are as follows:

05/02/2018 Officers were dispatched to the 4800 block of Larson beach Road for a disturbance at a business. Officers arrived on scene and learned an employee had been terminated and starting to create a disturbance before leaving. An officer attempted to talk to the female suspect, outside the business, when she did not comply with the officer's commands. The suspect started to walk back toward the business and the officer attempted to stop her. The suspect was taken to the ground and placed in handcuffs. A short time later, the suspect began to be combative again and kicked one of the officers. The suspect was charged with resisting/obstructing an officer and disorderly conduct. The suspect was booked into the Dane County Jail.

05/28/2018 An officer observed a vehicle traveling eastbound in the westbound lanes of Siggelkow Road near Paulson Court. The vehicle stopped on Paulson Court and the officer made contact with the driver. The driver was found to be under the influence of alcohol. The driver was asked to conduct field sobriety tests and probable cause was found to arrest him for operating a motor vehicle while under the influence-3rd offense. The driver had a .22 blood alcohol concentration.

Staffing Report

- Officer Sydney Bryant has completed her field training program and has been assigned a regular tour on second shift.
- Recruit Candidate Bruce Grady continues in the field training process.
- The recruitment process to fill the upcoming Confidential Administrative Assistant continues. The application deadline was May 4th, and we received 118 applications for the position. Those applications were screened, and phone interviews were conducted with 20 applicants.

On May 31, 7 semi-finalists were interviewed by an outside panel of individuals either currently in that role or supervising that role, as well as the administration of skills tests. A final interview will be conducted on June 29th of the finalists, and a selection made shortly thereafter.

- Sharon Ennis has assumed Melissa's role as of June 1st and will be working dayshift until such a time as the new employee is hired and trained.
- Melissa Lavin Officially retired on June 1st.

Equipment Report

- The UTV has now been in service for a couple of months, and has been used on a variety of calls and special events. This has been a very useful addition to our fleet.
- The Department will be switching to a new all-inclusive staff management and scheduling software called PlanetPolice. This program will replace our current scheduling, policy and procedure management and information sharing programs. The program allows for, in addition to scheduling, the ability to disseminate critical information to staff, policy and procedure documents, as well as briefing and training bulletins. This will be a good addition, as it will allow for all of these functions to be housed under one program rather than three separate ones, and will serve as a daily activity "dashboard" for officers, by which departmental functions and information are processed.

Training Report

- All sworn personnel attended Emergency Vehicle Operators Course (EVOC) training. This training is required, by the State of Wisconsin, once every two years.
- Officer Jason Onken attended training to become an EVOC Instructor for the Department. The training was sponsored by Madison College.
- Sgt. Job and his K-9 partner Boris attended their annual one-week recertification training.

Budget Report

- No report.

Other Information

- The Department conducted, in association with the Optimist Club, the annual Bike Rodeo on May 5th. The event was well attended and went smoothly.
- A retirement reception for Melissa Lavin was held on June 1st.

- On Monday June 11th, the PD in conjunction with the Fire Department will host an Active Threat training exercise from 4p – 9p. The event will take place at the Primary School campus on Johnson St. Representatives from our training consortium agencies (Verona, Stoughton, Monona and Oregon PD's) will also attend, along with Fire personnel from a few local fire departments. This information has been provided to residents, media, other law enforcement agencies and the Dane Co. 911 Center in advance.
- On Tuesday, June 12th, McFarland PD will be visited by Tyler Carach, AKA "The Donut Boy" from 1p – 3p. Tyler is an extraordinary young man who is on a mission to personally thank every police officer in the country for their service. To date, he has travelled to numerous parts of the country and has delivered thousands of donuts to police officers across the nation.

While in Wisconsin, Tyler will be visiting both Madison and McFarland PD's, and then move on to another part of the country. For more information about Tyler, visit this link:

<https://www.policeone.com/police-heroes/articles/376436006-Donut-Boy-is-on-a-mission-to-thank-every-cop-in-America/> or the McFarland Police Department webpage.

- On Thursday, June 14th, the department will for a second year host a Shared Table event at the McFarland Lutheran Church on Marsh Rd. The event is being planned and managed by Sgt. Joe Maurer, and numerous staff members will be on site to assist in food prep and service.



Incident Analysis Report Summary By Incident Type

McFarland Police Department
Official Case Report
Do Not Re-Release

Print Date/Time: 06/06/2018 11:23

Login ID: mcbgr

Incident Type: All

Call Source: All

From Date: 06/01/2018 00:00

To Date: 06/31/2018 23:59

McFarland Police Department

ORI Number: W0137300

Officer ID:

All

Location:

All

Incident Type	Number of Incidents
911 Abandoned Call	3
911 Call Playing w/Telephone	1
911 Call Question	2
911 Call Silent	5
911 Call Unintentional	13
911 Disconnect	4
911 Misdial Call	2
Accident Hit and Run	2
Accident Private Property	1
Accident Property Damage	4
Accident w/injuries	1
Adult Arrested Person	2
Alarm	5
Animal Bite	2
Animal Complaint/Disturbance	4
Animal Found	3
Animal Lost	1
Animal Stray	6
Assist Citizen	36
Assist EMS/Fire	44
Assist K9	9
Assist Police	24
ATL Person	5
Burglary Residential	1
Check Person	11
Check Property	197
Child Neglect	1
Civil Dispute	1
Damage to Property	4
Disturbance	8
Domestic Disturbance	2
Drug Incident/Investigation	2
Follow-Up	23
Foot Patrol	11
Fraud	8
Information	35
Liquor Law Violation	1
Liquor Law/Bar Check	1



Incident Analysis Report Summary By Incident Type

 McFarland Police Department
 Official Case Report
Do Not Re-Release

Print Date/Time: 06/08/2018 11:23
 Login ID: mcbgr
 Incident Type: All
 Call Source: All

From Date: 05/01/2018 00:00
 To Date: 05/31/2018 23:59

McFarland Police Department
 ORI Number: W0137300
 Officer ID: All
 Location: All

Incident Type	Number of Incidents
Missing Adult	1
Missing Juvenile/Runaway	1
OMV/WI Arrest/Intoxicated Driver	6
Parking Complaint On Street	7
Phone	8
Preserve the Peace	2
Property Found	3
Repo	3
Road Rage	1
Safety Hazard	22
Solicitors Complaint	1
Special Event	3
Suspicious Person	4
Suspicious Vehicle	10
Theft	2
Theft from Auto	1
Theft Retail	2
Threats Complaint	2
Traffic Arrest	2
Traffic Complaint/Investigation	53
Traffic Incident	1
Traffic Stop	188
Violation of Court Order	1
Total:	809

PUBLIC SAFETY COMMITTEE

EMERGENCY MANAGEMENT REPORT

June 2018 Report

Update on outdoor warning siren:

This seasons outdoor warning siren monthly tests where outdoor warning sirens are activated country wide at 12:00 PM on the 1st Wednesday of the month. I noted that all McFarland sirens are operating properly.

I will display the map showing coverage areas of our current sirens to include a recommendation for a new siren at the Power Line Station at the corner of County Highways AB and MN. A review of this location with Dane County as stated, being this is on a County Highway, the County would enable right of way to the Village. A new siren with complete installation should be budgeted for \$30,000. I shall report information from our meeting to the Emergency Management Committee as well.

Emergency Management Committee Meeting:

The bi-monthly meeting was on May 24, 2018 at 2:00 PM and not enough members were in attendance to continue with the meeting.

Storm Activity:

I will continue providing department heads, Public Safety Committee Members, Emergency Management Committee Members and Village Board Members the weather briefings as I receive them being that I attend the weather briefing webinars when they are held. Further, weather briefings and posts are being placed on Social Media for the Village.

Emergency Response Manual Update:

I will be addressing our emergency services department heads with additional scenarios to gather information from them to add the protocols to our Emergency response Manual as an excellent scenario setting.

Training:

I continuously seek webinars from Emergency Government Technology as well as other affiliations and organizations for Emergency Management to assist me in my role in regards to training and updates, etc.

Community Awareness:

I will continue submitting inclement weather, storm watches and warnings, and other pertinent information and literature to the Village Social Media Team

Submitted by: Chuck Di Piazza



PUBLIC SAFETY COMMITTEE SUMMARY SHEET

MEETING DATE: Wednesday, June 13, 2018

SECTION: Business

DEPARTMENT: Administration

CONTACT: Matt Schuenke, Village Administrator

AGENDA ITEM: Discussion and recommendation on revisions to Section 11-64(n) in order to consider revisions to the conditions allowing for the outdoor consumption of alcohol.

PREVIOUS ACTION:

The Public Safety Committee met on May 9th to review this ordinance and provided direction to maintain the status quo.

ISSUE SUMMARY:

Section 11-64 of the Village Code of Ordinances sets forth the conditions by which licensed alcohol establishments may operate. Within this is subsection (n) which details the ability for Class B and C license holders to be able to allow their patrons the ability to consume alcohol outdoors. Included within your packet is a copy of the ordinance as its currently drafted. Several comments and requests, both for and against, have been made to consider changes to this ordinance in which the Committee took up at their meeting on May 9th.

The Committee reviewed three options in response to all comments made to date.

1. No Changes - Ordinance remains in place as adopted.
2. Some Changes - Make a few changes to the ordinance while leaving a majority of it in place as adopted.
3. All Changes - Consider each of the points raised and whether or not change is needed on an item by item basis.

The direction provided by the Committee was that it wished to take action to recommend to the Village Board that no changes be made to the ordinance as it is presently adopted. Enclosed is a copy of the ordinance as approved in order to make that recommendation.

Since the last meeting, Village Staff utilized POLCO to post a question surrounding this topic. This service is an online polling or survey service that is meant to solicit public input. While a lot of input has been received on this topic, Staff wanted to provide a platform to encourage good public discourse on the issues giving both sides an opportunity to be heard within this format. The question was posted on June 6th, results of which will be handed out in the meeting as background material.

FINANCIAL/BUDGET IMPACT:



None.

VILLAGE PLAN REFERENCE:

None.

ORDINANCE REFERENCE:

None.

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

As directed, the Committee would need to make a recommendation to the Village Board that no changes be made to the current ordinance regarding outdoor consumption.

ATTACHMENTS:

1. Section 11-64 - Conditions of License

Sec. 11-64. - Conditions of license.

All retail "Class A," "Class B," Class "A" and Class "B" licenses granted or renewed hereunder shall be granted subject to the following conditions, and all other conditions of this Section, and subject to all other ordinances and regulations of the Village applicable thereto:

- (a) *Consent to entry.* Every applicant procuring a license thereby consents to the entry of police or other duly authorized representatives of the Village at all reasonable hours for the purpose of inspection and search, and consents to the removal from said premises of all things and articles there had in violation of Village ordinances or state laws, and consents to the introduction of such things and articles in evidence in any prosecution that may be brought for such offenses.
- (b) *Employment of minors.* No retail "Class B" or Class "B" licensee shall employ any person under 18 years of age, but this shall not apply to hotels, restaurants, or combination grocery stores and taverns where 49 percent or less of the gross revenue is derived from the sale of intoxicating liquors, nor to bona fide clubs. Family members may work on the licensed premises but are not permitted to sell or dispense alcohol beverages.
- (c) *Disorderly conduct prohibited.* Each licensed premises shall, at all times, be conducted in an orderly manner, and no disorderly, riotous or indecent conduct shall be allowed at any time on any licensed premises.
- (d) *Licensed operator on premises.* There shall be upon premises operated under a "Class A," Class "A," "Class B," Class "B" or "Class C" license, at all times that the premises are open for business, the licensee, the agent named in the license if the licensee is a corporation, the agent named in a "Class B" or Class "B" license, or some person who shall have an operator's license and who shall be responsible for the acts of all persons serving as waiters, or serving or selling in any other manner any fermented malt beverages or intoxicating beverages to customers. No person, including underage members of the licensee's immediate family, other than the licensee or agent may serve fermented malt beverages or alcohol beverages in any place operated under a "Class A," Class "A," "Class B," Class "B" or "Class C" license unless the person has an operator's license or is at least 18 years of age and is under the immediate supervision of the licensee or agent or a person holding an operator's license, and who is on the premises at the time of the service.
- (e) *View of interior unobstructed.* No holder of a retail Class "B" or "Class B" license hereunder shall permit the interior of the premises to be obstructed by window tinting, blinds, screens or partitions, provided that partitions not exceeding 48 inches in height may be permitted within the interior, and provided further this Section shall not apply to a licensed premises where the principal business conducted is that of a restaurant or hotel.
- (f) *Alcohol beverages to be sold and consumed only in authorized parts of premises.* No alcohol beverage may be sold, dispensed, or consumed under a "Class B" or Class "B" license in any portion of the business or premises not authorized in said license.
- (g) *Restrictions near schools and houses of worship.* No retail "Class A," Class "A," "Class B" or Class "B" license shall be issued for premises, the main entrance of which is less than 300 feet from the main entrance of any established public school, parochial school, hospital or house of worship. Such distance shall be measured by the shortest route along the highway from the closest point of the maintenance entrance of such school, house of worship or hospital to the main entrance to such premises. This

Subsection shall not apply to premises licensed as such on June 30, 1947, nor shall it apply to any premises licensed as such prior to the occupation of real property within 300 feet thereof by any school building, hospital building or house of worship building.

- (h) *Consumption on premises.* All purchase of intoxicating liquor or fermented malt beverages by the glass or in open containers shall be consumed on the licensed premises where served and shall not be removed therefrom to any thoroughfare, street, alley or sidewalk or anywhere outside the licensed premises unless authorized by the Village Board.
- (i) *Gambling prohibited.* No gambling or game of chance of any sort shall be permitted in any form upon any premises licensed under this Article or the laws of the state, except the Wisconsin State Lottery.
- (j) *Credit prohibited.* No retail "Class A," Class "A," "Class B," Class "B" or "Class C" liquor, wine or fermented malt beverage licensee shall sell or offer for sale any alcohol beverage to any person by extending credit, except hotel credit extended to a resident guest or a club to a bona fide member. It shall be unlawful for such licensee or permittee to sell alcohol beverages to any person on a passbook or store order or to receive from any person any goods, ware, merchandise or other articles in exchange for alcohol beverages.
- (k) *Licensee or permittee responsible for acts of employees.* A violation of this Article by a duly authorized agent or employee of a licensee or permittee under this Article shall constitute a violation by the licensee or permittee. Whenever any licensee or permittee under this Article shall violate any portion of this Article, proceedings for the suspension or revocation of the license or permit of the holder thereof may be instituted in the manner prescribed in this Article.
- (l) *Operational telephone required.* All premises located within the Village that are licensed to sell alcohol beverages shall, during hours they are open, be equipped with a functioning land line telephone connected to the business premises, which shall be available to the operators and/or patrons of the establishment.
- (m) *Health and sanitation regulations.* The rules and regulations of the State Board of Health governing sanitation in restaurants shall apply to all "Class B" liquor or "Class C" licenses issued under this Article. No "Class B" or "Class C" license shall be issued unless the premises to be licensed conform to such rules and regulations.
- (n) *Outdoor consumption.* Licensed premises under a "Class B," Class "B" or "Class C" license may include areas outside a fully enclosed building in accordance with the following:
 - (1) Any application for a new license, a renewal of an existing license or an application to expand the premises' description of an existing license which seeks to include an outdoor area within the licensed premises' description shall require notice to each person owning property within 500 feet of the proposed premises. The applicant shall prepay the cost of sending such notice before the notices are sent. The notice shall include a copy of the application and the date, time and location of any public hearings or other public meetings at which the application is scheduled to be considered.
 - (2) The Village Board, in addition to any general conditions or conditions set forth under subsection (n) (3), may impose conditions or stricter conditions upon the license specific to any outdoor areas within the premises' description to prevent undo adverse impact on neighboring property, the character of the surrounding neighborhood, traffic conditions, parking or any other matter affecting the public health, safety, welfare or convenience, including, but not limited to:
 - a. Limiting the size and location of any outdoor premises;
 - b. Restricting the hours during which alcohol consumption may be permitted within the outdoor

- area;
- c. Requiring additional parking to address increased capacity;
 - d. Regulating lighting.
- (3) In addition to any conditions imposed at the Village Board's discretion, the following shall be minimum conditions of all licenses with respect to outdoor areas:
- a. Outdoor areas are prohibited within 50 feet of the lot line of a parcel used for residential purposes whether as a primary use or in conjunction with commercial uses. This prohibition shall not apply to prohibit an outdoor area where an accessory apartment exists on the same parcel as the licensed premises.
 - b. The hours during which alcohol consumption may be permitted within the outdoor area is restricted to 11:00 a.m. to 9:00 p.m.
 - c. The perimeter of any outdoor portion of a licensed premises not bordered by a main building shall be enclosed by a permanent fence not less than four feet. Such fence shall be constructed of wood, plastic, or metal and erected and maintained in accordance with all applicable Village ordinances. If the outdoor portion of a licensed premises is an outdoor sports area, the enclosure may instead be made by temporary netting not less than ten feet high. Such netting shall not be installed sooner than 14 days prior to, and shall be removed no later than 14 days after, the season or the period established under Section 11-69(f)(6)c., whichever is shorter. The outdoor area shall comply with all applicable building code requirements including the provision of readily distinguishable means of egress for fire and emergency purposes.
 - d. The outdoor area may not be covered by a roof.
 - e. Amplified music, speakers, microphones, televisions or other audio or video devices are prohibited.
 - f. At no time shall unreasonable noise emanate from any outdoor area that tends to disturb the peace and quiet enjoyment of property in the vicinity contrary to Section 20-58.
 - g. The outdoor area shall not have an undue adverse impact upon nearby property, the character of the neighborhood, traffic conditions, parking or other matter affecting the public health, safety, welfare, or convenience.
 - h. The size of the outdoor area is restricted to 30 percent of the public usage area of the portion of the premises which is inside the building. Interior building capacity shall not be increased as a result of the addition of the outdoor area. The playing area of any outdoor sports area permitted under Section 11-69 shall not be included for purposes of determining compliance with this subparagraph so long as the playing area is not permitted to be occupied by persons not participating in the sporting activity for which the playing area is designed.
 - i. The outdoor area shall have no entrance or exit, except for fire exits, other than to or from the interior of the main building of the licensed premises.
 - j. A conspicuous notice shall be posted at each fire exit stating: "No Beer, Liquor or Wine May Be Carried in an Open Container Off the Premises."
 - k. No bar shall be permitted in outdoor areas, however, wait staff may serve in the outdoor area.
 - l. Except for outdoor sports activities permitted under Section 11-69, the outdoor area shall not be used for any activities other than service and consumption of food and drink. Smoking may be permitted in accordance with applicable State and local regulations. Food service shall be

- available in the outdoor area at all times during which it is open to patrons for alcohol consumption.
- m. Except for playing areas and other areas adjacent thereto that are primarily intended for use by participants in outdoor sports activities permitted under Section 11-69, the outdoor area must be located on an paved surface or hard all-weather decking material.
 - n. The outdoor area shall be accessible to the disabled, and the license holder shall at all times comply with all applicable federal, state and village laws, ordinances and regulation concerning accessibility.
 - o. The outdoor area cannot be within 300 feet of any property used for a school or church as measured from the edge of the outdoor area to the property line of the school or church.
 - p. Outdoor areas may not be placed on any rooftop.
 - q. Containers for refuse disposal and regular cleanup shall be placed inside of the outdoor area.
 - r. Improper control of the outdoor area could result in loss of the premises alcohol beverage license.
 - s. Construction of an outdoor area shall not reduce the minimum number of parking stalls required of the establishment.
 - t. If the outdoor area is used for outdoor sports activities as permitted under Section 11-69 and persons under the age of 21 are allowed to be present on the licensed premises, all persons 21 years of age or older who intend to consume alcohol beverages in the outdoor area, shall be issued a wristband that is bright in color which shall be issued only upon showing valid identification proving the person is 21 years of age or older.
- (4) If the outdoor area is greater than 1,000 feet from any property line of a property in residential use, the conditions established in subsections (3)b., e., h., and m. may be modified by the Village Board.
- (5) The application shall be accompanied by detailed plans or drawings demonstrating the size and location of the outdoor area, location of required fencing and any other information necessary to determine compliance with this subsection. Plans and drawings shall be reviewed for a recommendation by the Plan Commission, followed by a review and recommendation on the application from the Public Safety Committee.

(Code 1998, § 7-2-14; Ord. No. 2013-01, §§ 1, 2, 4-22-2013; Ord. No. 2015-07, §§ 1—4, 7-27-2015; Ord. No. 2016-01, § 1, 1-25-2016)



PUBLIC SAFETY COMMITTEE SUMMARY SHEET

MEETING DATE: Wednesday, June 13, 2018

SECTION: Business

DEPARTMENT: Administration

CONTACT: Cassandra Suettinger, Village Clerk/Treasurer

AGENDA ITEM: Discussion and recommendation on alcohol license renewals for Pick 'N Save and 5100 the period of July 1, 2018 through June 30, 2019.

PREVIOUS ACTION:

ISSUE SUMMARY:

State Law and Village Ordinances require that all establishments that sell fermented malt beverages and intoxicating liquors to renew their license annually. The license period runs July 1 each year through June 30th.

The Chief of Police has reviewed criminal backgrounds for all officers and agents of submitted licenses and recommends approval.

The Chief of Police, Director of Public Works, and the Building Inspector have inspected the premise and recommend approval of the licenses.

FINANCIAL/BUDGET IMPACT:

Permit fee revenues

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

Chapter 11 Article II of the Village Ordinances

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

Staff recommends approval of the licenses as submitted.

ATTACHMENTS:

1. Sec._11_56.-11-60 Alcohol Licenses



PUBLIC SAFETY COMMITTEE SUMMARY SHEET

MEETING DATE: Wednesday, June 13, 2018

SECTION: Business

DEPARTMENT: Administration

CONTACT: Cassandra Suettinger, Village Clerk/Treasurer

AGENDA ITEM: Discussion and recommendation to approve cigarette and tobacco license application renewal for Pick 'N Save for the period of July 1, 2018 through June 30, 2019.

PREVIOUS ACTION:

ISSUE SUMMARY:

State Law and Village Ordinances require that all businesses that sell cigarettes, tobacco, and nicotine products to renew their license annually. The license period runs July 1 each year through June 30th.

FINANCIAL/BUDGET IMPACT:

Permit fee revenues

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

Chapter 11 Article II of the Village Ordinances

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

ATTACHMENTS:

1. ARTICLE_III.___CIGARETTES__TOBACCO_PRODUCTS_AND_NICOTINE_PRODUCTS



PUBLIC SAFETY COMMITTEE SUMMARY SHEET

MEETING DATE: Wednesday, June 13, 2018

SECTION: Business

DEPARTMENT: Administration

CONTACT: Cassandra Suettinger, Village Clerk/Treasurer

AGENDA ITEM: Discussion and recommendation on an ordinance amendment regarding street use permits.

PREVIOUS ACTION:

ISSUE SUMMARY:

Village Ordinance Article V, Division 4 provides the Village process for approving street use permits. The Villages receives street use applications for variety of event types that range from run/walks to block parties. The ordinance requires the review and recommendation from Public Works, Fire/EMS and the Police Department. After which the application is forwarded on to Village Board for their approval or denial. Due to the process, staff has found over the years there are a handful of neighborhood block parties that the Village is unable to approve every year. Staff is putting review of the ordinance before the Committee to recommend discussion on carving out a section for smaller events such as block parties that could be approved at the staff level by Public Works, Fire/EMS, and the Police Department. From a customer service standpoint, it may be beneficial to allow staff the ability approve these smaller events. The criteria could potentially center around how many blocks will be used, will there be a street closure, how many streets will be closed, etc. If the changes are desired, staff could put together and ordinance amendment to bring back to the committee for further review.

FINANCIAL/BUDGET IMPACT:

N/a

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

N/A

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

N/A

ATTACHMENTS:

1. Article V, Div 4 - Street Use Permits



DIVISION 4. - STREET USE PERMITS^[6]

Footnotes:

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State Law reference— Permits for certain use of streets, Wis. Stats. § 62.14(b); telecommunications carriers use of streets, Wis. Stats. § 196.499(14).

Sec. 53-267. - Purpose.

The streets in possession of the Village are primarily for the use of the public in the ordinary way. However, under proper circumstances, the Village Clerk-Treasurer may grant a permit for street use, subject to reasonable municipal regulation and control. Therefore, this Article is enacted to regulate and control the use of streets pursuant to a street use permit to the end that the health, safety and general welfare of the public and the good order of the Village can be protected and maintained.

(Code 1998, § 7-7-1(a); Ord. No. 2003-02, § 124, 1-27-2002; [Ord. No. 2017-12](#), § 154, 6-26-2017)

Sec. 53-268. - Application.

A written application for a street use permit by persons or groups desiring the same shall be made on a form provided by the Village Clerk-Treasurer and shall be filed with the Village Clerk-Treasurer. The application shall set forth the following information regarding the proposed street use:

- (a) The name, address and telephone number of the applicant.
- (b) If the proposed street use is to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization and of the authorizing responsible heads of such organization.
- (c) The name, address and telephone number of the person who will be responsible for conducting the proposed use of the street.
- (d) The date and duration of time for which the requested use of the street is proposed to occur.
- (e) An accurate description of that portion of the street proposed to be used.
- (f) The approximate number of persons for whom use of the proposed street area is requested.
- (g) The proposed use, described in detail, for which the street use permit is requested.
- (h) The applicant's plan and time schedule for cleaning the area and vicinity following completion of the street use.
- (i) A statement indicating that the applicant will indemnify and hold harmless the Village for any and all claims connected with or arising out of the usage of the street under any street use permit issued hereunder.

(Code 1998, § 7-7-1(b); Ord. No. 2003-02, § 125, 1-27-2002; [Ord. No. 2017-12](#), § 155, 6-26-2017)

Sec. 53-269. - Representative at meeting.

The person or representative of the group making application for a street use permit shall be present when the Village Board gives consideration to the granting of said street use permit to provide any

additional information that is reasonably necessary to make a fair determination as to whether a permit should be granted.

(Code 1998, § 7-7-1(c))

Sec. 53-270. - Department review; suspension of other permits.

Upon receipt of a street use permit application, the Village Clerk-Treasurer shall immediately forward copies of the same to the Director of Public Works Department, the Chief of Police, and the Fire/EMS Chief who shall consider the same and make recommendation thereon to the Village Board. In order to preserve the specialized nature of any event for which the permit is sought, the Village Board by separate resolution and for good cause shown by the applicant, may suspend all other licenses and permits, the use of which conflicts with the event during the period and for the area of the event. The Village Board may hear from any interested person in determining whether to suspend such other licenses or permits.

(Code 1998, § 7-7-1(d); Ord. No. 2003-02, § 126, 1-27-2002; Ord. No. 2013-14, § 68, 11-11-2013; [Ord. No. 2017-12](#), § 156, 6-26-2017)

Sec. 53-271. - Discretionary denial of street use permit.

The street use permit application may be denied:

- (a) If it is for a street use that will occupy the street on a workday during hours when and at places where the flow of vehicular or pedestrian traffic will be unusually delayed;
- (b) If it is for a street use that is to be held between the hours of 10:00 p.m. and 6:00 a.m.; or
- (c) If less than 75 percent of the persons over 18 years of age residing adjacent to that portion of the street for which the proposed street use permit is requested do not sign the petition described in Section 53-274.

(Code 1998, § 7-7-1(e))

Sec. 53-272. - Denial of street use permit.

An application for a street use permit may be denied if:

- (a) The proposed street use is primarily for private or commercial gain.
- (b) The proposed street use would violate any federal or state law or any ordinance of the Village.
- (c) The proposed street use will substantially hinder the movement of police, fire or emergency vehicles, constituting a risk to persons or property.
- (d) The application for a street use permit does not contain the information required above.
- (e) The application requests a period for the use of the street in excess of five days.
- (f) The proposed use could equally be held in a public park or other location. In addition to the requirement that the application for a street use permit shall be denied, as hereinabove set forth, the Village Board may deny a permit for any other reason if it concludes that the health, safety and general welfare of the public cannot adequately be protected and maintained if the permit is granted.
- (g) The granting of the street use permit would conflict with another street use permit already granted or for which application is already pending.

- (h) If reasonably anticipated utilization of public services, including police and fire protection, by the proposed street use will require so large a number of persons and vehicles, including ambulances, as to prevent adequate service of the needs of the rest of the Village.
- (i) It appears that the proposed street use is so poorly organized that participants therein are likely to engage in aggressive, destructive, or otherwise unlawful activity.
- (j) If any part of the area described in the said street use permit application includes a through intersection such that the highways cross each other.

(Code 1998, § 7-7-1(f))

Sec. 53-273. - Insurance.

The applicant for a street use permit may be required to indemnify, defend and hold the Village and its employees and agent harmless against all claims, liability, loss, damage or expense incurred by the Village on account of any injury to or death of any person or any damage to property caused by or resulting from the activities for which the permit is granted. As evidence of the applicant's ability to perform the conditions of the permit, the applicant may be required to furnish a certificate of comprehensive general liability insurance with the Village. A permit shall be issued only upon condition that the applicant submit to the Village Clerk-Treasurer satisfactory written evidence that applicant has in force and will maintain during the time the permit is in effect public liability insurance of not less than \$500,000.00 per one person, \$500,000.00 for one accident and property damage coverage of not less than \$500,000.00. The policy shall name the Village as the third party insured.

(Code 1998, § 7-7-1(g); Ord. No. 2003-02, § 127, 1-27-2002; [Ord. No. 2017-12](#), § 157, 6-26-2017)

Sec. 53-274. - Petition.

The application for the permit shall be accompanied by a petition designating the proposed area of the street to be used and time for said proposed use, said petition to be signed by not less than 75 percent of the residents over 18 years of age residing along that portion of the street designated for the proposed use. Said petition shall be verified and shall be submitted in substantially the following form:

PETITION FOR STREET USE PERMIT

We, the undersigned residents of the _____ hundred block of _____ Street in the Village of McFarland, hereby consent to the _____ recreational use of this street between the hours of _____ and _____ on _____ / _____ / _____, the _____ day of _____ / _____ / _____, 20_____, for the purpose of _____ and do hereby petition the McFarland Village Board to grant a street use permit for us to use the said portion of said street for said purpose and do hereby agree to abide by such conditions of such use as the McFarland Village Board shall attach to the granting of the requested street use permit. We designate _____ as the responsible person or persons who shall sign an application for a street use permit on our behalf.

(Code 1998, § 7-7-1(h))

Sec. 53-275. - Issuance.

If the Village Board determines that the applicant has complied with all of the provisions of this Chapter, it shall instruct the Village Clerk-Treasurer to issue the street use permit. Upon issuance of said permit, the applicant shall, prior to the requested time of street usage, place highway barriers meeting

Wisconsin Department of Transportation standards furnished by the Village at such locations as directed by the Chief of Police. The applicant shall meet the requirements of Section 11-1.

(Code 1998, § 7-7-1(i); Ord. No. 2003-02, § 128, 1-27-2002; [Ord. No. 2017-12](#), § 158, 6-26-2017)

Sec. 53-276. - Termination of a street use permit.

A street use permit for an event in progress may be terminated by the Police Department if the health, safety and welfare of the public appears to be endangered by activities generated as a result of the event or the event is in violation of any of the conditions of the permits or ordinances of the Village. Police officers have the authority to revoke a permit or terminate an event in progress if the event organizers fail to comply with any of the regulations in the street use policy or conditions stated in the permit.

(Code 1998, § 7-7-1(j))

Secs. 53-277—53-300. - Reserved.



PUBLIC SAFETY COMMITTEE SUMMARY SHEET

MEETING DATE: Wednesday, June 13, 2018

SECTION: Business

DEPARTMENT: Administration

CONTACT: Cassandra Suettinger, Village Clerk/Treasurer

AGENDA ITEM: Discussion and recommendation on alcohol license renewals J&B Liquor for the period of July 1, 2018 through June 30, 2019.

PREVIOUS ACTION:

ISSUE SUMMARY:

State Law and Village Ordinances require that all establishments that sell fermented malt beverages and intoxicating liquors to renew their license annually. The license period runs July 1 each year through June 30th.

The Chief of Police has reviewed criminal backgrounds for all officers and agents of submitted licenses and recommends approval.

The Chief of Police, Director of Public Works, and the Building Inspector have inspected the premise and recommend approval of the licenses.

On June 8, 2018, the Village Clerk/Treasurer received notice of a delinquent retail licensee from Frank Liquor Co. Inc. Pursuant to WI Statute 125.69 (4)(b): No intoxicating liquor retail license or retail permit may be issued under this chapter to any person having an indebtedness for intoxicating liquor outstanding more than 30 days. In each application for a retail license or retail permit, the applicant shall state whether the applicant has any indebtedness for intoxicating liquor to any licensee or permittee which has been outstanding for more than 30 days.

FINANCIAL/BUDGET IMPACT:

Permit fee revenues

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

Chapter 11 Article II of the Village Ordinances

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

Staff recommends the Village Board conditionally approve the granting of a liquor license for J&B Liquor for



the period of July 1, 2018 through June 30, 2019 with the contingency the Clerk/Treasurer not issue the license until proof be provided that payment has been received for all indebtedness for intoxicating liquor outstanding more than 30 days.

ATTACHMENTS:

1. Sec._11_56.-11-60 Alcohol Licenses