

AGENDA
PUBLIC SAFETY & WELFARE COMMITTEE MEETING
Monday, February 28, 2011
Kenosha Municipal Building Room 202
5:00 pm

Chairman: Jesse L. Downing
Vice Chair: Anthony Kennedy
Aldermen: Michael J. Orth
Lawrence Green
Rocco J. LaMacchia, Sr.

Call to Order
Roll Call

A. APPROVAL OF MINUTES

A-1. Approval of minutes of regular meeting held on January 31, 2011.

C. REFERRED TO COMMISSION

C-1. Request to Remove Traffic Signals 52nd Street and Chrysler Driveway (2700 Block) and to Remove Flashing Yellow Pedestrian Lights 30th Avenue 5300 and 5800 blocks.
(District 7, 10 & 11) (Staff recommends approval)

C-2. Review of Procedure for Passage of Convenient Cash Regulatory Ordinances. **The Public Safety & Welfare Committee may go into closed session under authority of Wisconsin Statutes Section 19.85 (1)(g) to confer with legal counsel concerning strategy with regard to potential litigation.**

DIRECTOR AND/OR SUPERINTENDENT COMMENTS
CITIZEN COMMENTS/COMMISSIONER COMMENTS

OTHER BUSINESS AUTHORIZED BY LAW

IF YOU ARE DISABLED AND NEED ASSISTANCE PLEASE CALL 653-4052 BEFORE THIS MEETING

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE MEMBERS OF THE COMMON COUNCIL MAY BE PRESENT AT THE MEETING, AND
ALTHOUGH THIS MAY CONSTITUTE A QUORUM OF THE COMMON COUNCIL, THE COUNCIL WILL NOT TAKE ANY ACTION AT THIS
MEETING.

PUBLIC SAFETY & WELFARE COMMITTEE
- MINUTES -
Monday, January 31, 2011

The regular meeting of the Public Safety & Welfare Committee was held on Monday, January 31, 2011 in Room 202 of the Kenosha Municipal Building. The meeting was called to order at 5:02 pm. The following members were present: Chairman Downing, Alderman Kennedy, Orth, Green, and LaMacchia. Staff members in attendance were Kevin Risch, Paula Blise, and Matt Knight.

It was moved by Alderman LaMacchia, seconded by Alderman Kennedy, to approve the minutes of the meeting held on Monday, January 10, 2011. Motion passed 5-0.

- B-1. Proposed Ordinance To Repeal and Recreate Various Sections of Chapter 15 Related to Off-Premises Signs. *(Referred back from Common Council meeting of December 6, 2010) (Deferred from the meeting held on December 13, 2010 and December 27, 2010)*
Public Hearing: Jason Saari, Adams Outdoor Advertising, was present to answer any questions. Mark Rausch, Clear Channel Outdoors, was present to answer any questions.
Staff/Alderman: Paula Blise was present to answer any questions.
It was moved by Alderman Orth, seconded by Alderman LaMacchia, to approve. Motion passed 5-0.

- C-1. Aldermanic request for a 4 Way Stop for 62nd Place and 95th Avenue. *(District 17)*
It was moved by Alderman Orth, seconded by Alderman LaMacchia, to approve a 90 day trial. Motion passed 5-0.

DISCUSSION ITEM:

1. Application of the zoning ordinance as it relates to businesses and vending machines located on the exterior of the businesses location. Gary Moilanen, Artic Glacier Premium Ice, Menomonee Falls, WI, was present and spoke. Ryan Hendricks, K-Mart Manager, was present and spoke. Alderman Bogdala, 17th District, was present and spoke. Paula Blise and Matt Knight were present to answer any questions.
2. Outdoor Sales - Alderman Ruffolo, 4th District, was present and spoke. Paula Blise and Matt Knight were present to answer any questions. Paula Blise explained that conditional use permits overrides the ordinance and that all sales on the exterior of businesses is against the present ordinance.

ALDERMAN COMMENTS: Alderman Orth would like to see an easy access to conditional use permits.

ADJOURNMENT - *There being no further business to come before the Public Safety & Welfare Committee, it was moved, seconded and unanimously carried to adjourn at 5:56 pm.*



Engineering Division
Michael M. Lemens, P.E.
Director/City Engineer
Fleet Maintenance
Mauro Lenci
Superintendent
Park Division
Jeff Warnock
Superintendent

Street Division
John H. Prijic
Superintendent
Waste Division
Rocky Bednar
Superintendent

C-1

DEPARTMENT OF PUBLIC WORKS

Ronald L. Bursek, P.E., Director

Municipal Building • 625 - 52nd Street • RM 305 • Kenosha, WI 53140
Telephone (262) 653-4050 • Fax (262) 653-4056

DATE: February 14, 2011
TO: Public Safety and Welfare Committee
FROM: Kevin Risch, P.E., Assistant City Engineer KKR 2-24-11
SUBJECT: Staff Request to Remove Traffic Signals 52nd Street and Chrysler Driveway (2700 Block) and to Remove Flashing Yellow Pedestrian Lights 30th Avenue 5300 and 5800 Block. (District 7, 10, & 11)

Reference traffic signal has been on flash for several weeks and the gates are closed for the driveway being served for the signal (Chrysler). These signals are no longer needed and should be removed.

The need for these pedestrian flashing lights are now longer required or necessary along 30th Avenue in the 5300 and 5800 blocks for N/S traffic.

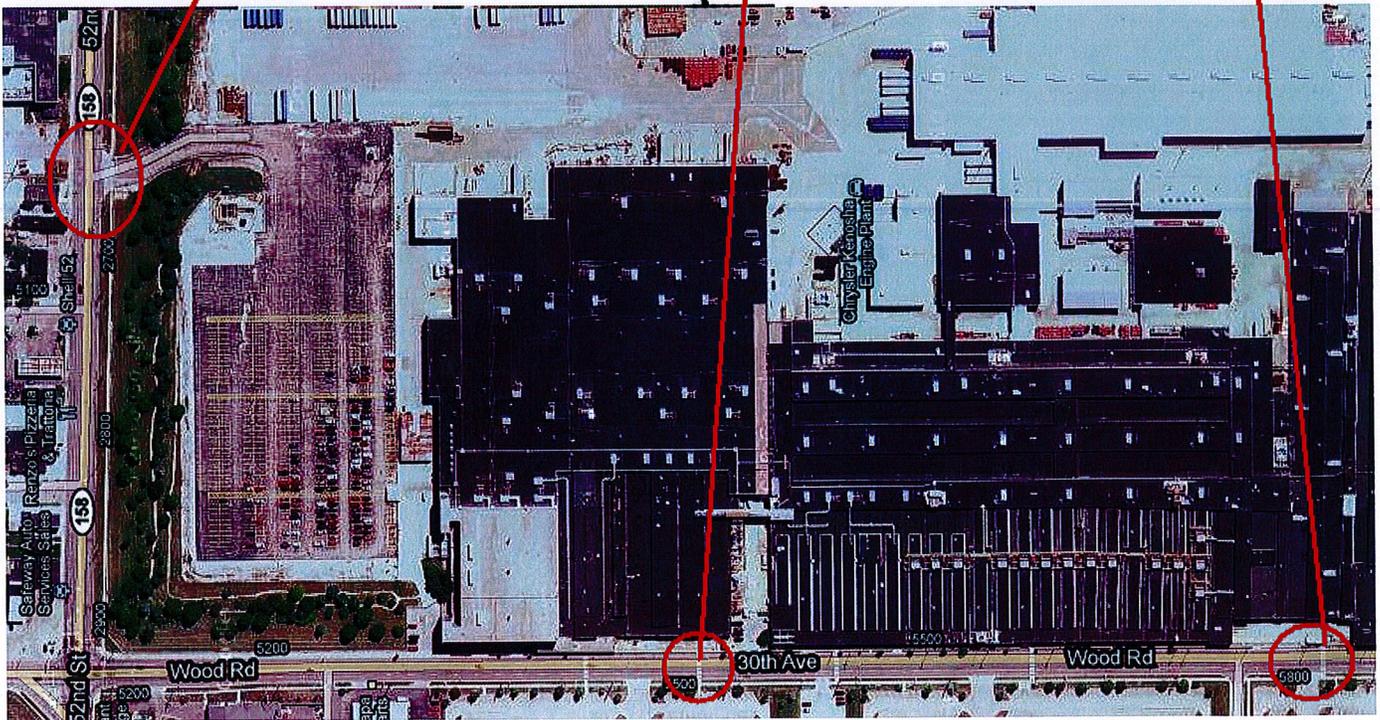
Staff recommends approval for removal of traffic signals at 2709 52nd Street and the removal of Flashing Yellow Pedestrian Lights 30th Avenue 5300 and 5800 Block.

The following ordinance change is required:

Amend Section 7.115(a) Signalized Intersection, Listing:
Remove; 52nd Street & Chrysler Driveway (2700 Block)

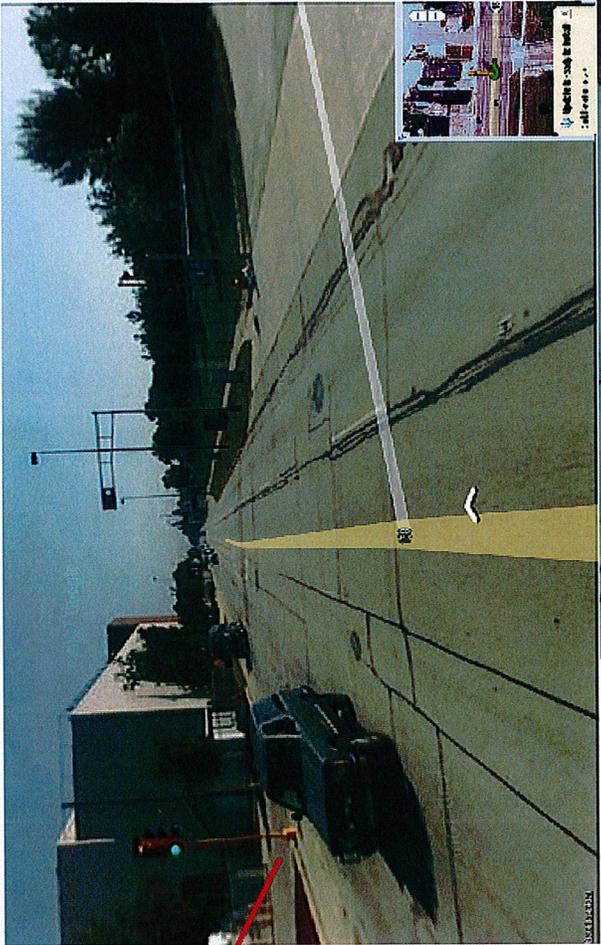
KKR:dt

cc: Alderman Patrick Juliana – w/a
Alderman Anthony Kennedy – w/a
Alderman Anthony Nudo - w/a
Ronald L. Bursek, Director of Public Works - w/a
Michael M. Lemens, Director of Engineering/City Engineer – w/a
Randy LeClaire - w/a
File - w/a



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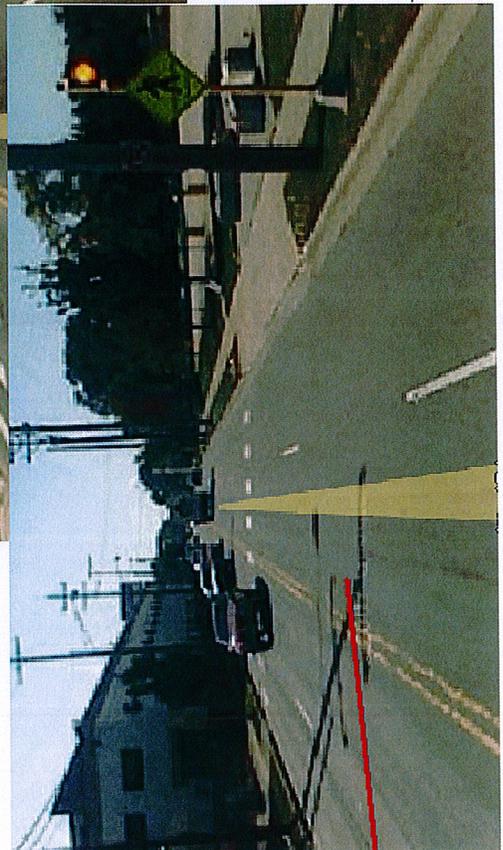
Chrysler Plant



Traffic Signals



Pedestrian Signals



ORDINANCE NO. _____

****REDLINE VERSION****

BY: ALDERPERSON JULIA ROBINSON

**TO REPEAL AND RECREATE SECTION 13.04
OF THE CODE OF GENERAL ORDINANCES,
ENTITLED "CONVENIENT CASH BUSINESSES"**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Section 13.04 of the Code of General Ordinances for the City of

Kenosha, Wisconsin, is repealed and recreated as follows:

13.04 CONVENIENT CASH BUSINESSES

A. Intent and Purpose. It is the purpose of this Ordinance to regulate the hours of operation of all Convenient Cash Businesses. The majority of existing Convenient Cash Businesses, as defined in Subsection B. below, are located near residential areas where business hours may impact the residents of the area. Convenient Cash Businesses, like other financial businesses, do not provide services that must be available ~~at hours other than normal business~~ twenty-four (24) hours per day. The Ordinance is deemed for the benefit of the health, safety and welfare of the public.

B. Definition. "Convenient Cash Business(es)", also referred to as "payday loan business", "title for cash business", "check cashing business", or any similar enterprise, shall mean any business licensed pursuant to Sections 138.09 or 218.05, Wisconsin Statutes, which provides nontraditional, short-term consumer loans by accepting a check or title, holding the check or title for a period of time before negotiating or presenting the check or title for payment, and paying to the issuer an agreed upon amount of cash, or refinancing or consolidating such a transaction.

C. Hours of Operation. ~~No Convenient Cash Business may be open between the hours of 7:00P.M. and 8:00 A.M.~~

1. No physical premises [as defined by its Occupancy Permit] in which a Convenient Cash Business holding a license issued pursuant to Section 138.09, Wisconsin Statutes, is operated may be open between the hours of 7:00 P.M. and 8:00 A.M.

2. No physical premises [as defined by its Occupancy Permit] in which a Convenient Cash Business holding a license issued pursuant to Section 218.05, Wisconsin Statutes, is operated may be open between the hours of Midnight (12:00 A.M.) and 5:00 A.M.

3. Any Convenient Cash Business holding a license issued pursuant to Section 138.09, Wisconsin Statutes, and a license issued pursuant to Section 218.05, Wisconsin Statutes, that operates under both licenses at the same physical premises [as defined by its Occupancy Permit] shall be subject to the hours of operation set forth in Subsection C.1. above.

Section Two: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk _____

APPROVED: _____ Mayor Date: _____

Passed:

Published:

Drafted By:

PATRICK J. SHEEHAN,
City Attorney

ORDINANCE NO. 19-08

BY: ALDERPERSON JULIA ROBINSON

**TO REPEAL AND RECREATE SECTION 13.04 OF THE
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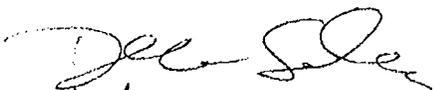
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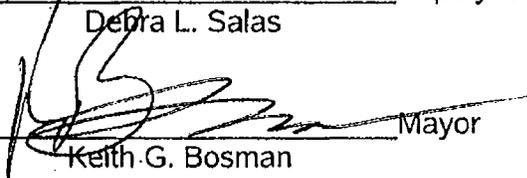
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Section Two:

This Ordinance shall become effective upon passage

and publication.

ATTEST:  Deputy City Clerk
Debra L. Salas

APPROVED:  Mayor
Keith G. Bosman

Date: April 15, 2008

Passed: April 7, 2008

Published: April 18, 2008

Drafted By:
PATRICK J. SHEEHAN,
City Attorney