

AGENDA
PUBLIC SAFETY & WELFARE COMMITTEE MEETING
Kenosha Municipal Building - Room 204
Monday, April 29, 2013 - 5:00 pm

Chairman:	Rocco J. LaMacchia, Sr	Vice Chairman:	Chris Schwartz
Aldersperson:	Anthony Kennedy	Aldersperson:	Michael J. Orth
Aldersperson:	Kevin E. Mathewson		

Call to Order
Roll Call

Approval of the minutes of the meeting held on April 8, 2013.

1. Proposed Resolution by Aldersperson Curt Wilson, Co-Sponsors: Aldersperson Jan Michalski, Aldersperson Scott N. Gordon & Aldersperson Patrick Juliana - To Establish a Moratorium on the Granting of Pawnbroker Licenses. *(Also referred to Licensing/Permit)*
2. Election of Committee Chairman 2013/2014.
3. Election of Committee Vice Chairman 2013/2014.

CITIZEN COMMENTS/ALDERMEN COMMENTS/OTHER BUSINESS AS AUTHORIZED BY LAW

IF YOU ARE DISABLED AND NEED ASSISTANCE, PLEASE CALL 653-4050 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 of Meeting held Monday, April 8, 2013

A meeting of the Public Safety & Welfare Committee was held on Monday, April 8, 2013 in Room 204 of the Kenosha Municipal Building. The meeting was called to order at 6:27 pm by Chairman LaMacchia.

At roll call, the following members were present: Alderpersons Schwartz, Kennedy, and Mathewson. Alderperson Orth was excused. Alderperson Kennedy left the meeting during item #2. Staff members in attendance were Michael Lemens, Director of Public Works; Shelly Billingsley, Deputy Director of Public Works/City Engineer; Ed Antaramian, City Attorney; Alderperson Steve Bostrom; Alderperson David Bogdala; Alderperson Eric Haugaard; Alderperson G. John Ruffolo; Alderperson Scott Gordon and Deputy Police Chief Dan Miskinis.

It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz, to approve the minutes from the meeting held on Monday, March 25, 2013. Motion carried unanimously.

1. Aldermanic request for the removal of "2-Hour Parking 6:00am-7:00pm Daily" signs from the west side of 18th Ave between 61st St & 63rd St. (*District 3*) (*Staff recommends 90-day Trial*)
Staff/Alderperson: Michael Lemens spoke.
It was moved by Alderperson Mathewson, seconded by Alderperson Schwartz, to approve. Motion carried unanimously.
2. Proposed Ordinance by the Mayor - To Amend Section 1.03 (*of the City of Kenosha Code of General Ordinances*) Entitled "Order of Business" to Articulate Responsibility for the Creation of the Common Council Agenda and Provide Procedures Therefor. (*Referred from Council on 3/18/13*) (*Deferred from the 3/25/13 meeting*) (*Finance and Public Works-DEFERRED, Licensing/Permit-Ayes 4:Noes 1*)
Public Hearing: George Clark spoke.
Staff/Alderperson: Ed Antaramian, Alderperson Steve Bostrom, Alderperson David Bogdala and Alderperson G. John Ruffolo spoke.
It was moved by Alderperson Schwartz, (Chairman LaMacchia passed the gavel) seconded by Alderperson LaMacchia, to approve. Motion carried 2-1 (with Alderperson Mathewson voting nay).
3. Proposed Ordinance by Alderperson Bostrom – To Amend Subsection 1.03 A. (*of the City of Kenosha Code of General Ordinances*) entitled "Order of Business" to Provide that Items Proposed by Alderpersons be Placed on the Common Council Agenda. (*Referred from Council on 3/18/13*) (*Deferred from the 3/25/13 meeting*) (*Finance and Public Works DEFERRED, Licensing/Permit-DENY-Ayes 4:Noes 1*)
Public Hearing: George Clark spoke.
Staff/Alderperson: Alderperson David Bogdala, Alderperson Eric Haugaard and Alderperson Steve Bostrom spoke.
It was moved by Alderperson Mathewson, (Chairman LaMacchia passed the gavel) seconded by Alderperson LaMacchia, to approve. It was then moved by Alderperson Mathewson, seconded by Alderperson Schwartz to reconsider the vote. Motion carried unanimously. After further discussion, it was moved by Alderperson Mathewson, (Chairman LaMacchia passed the gavel) seconded by Alderperson LaMacchia to approve. Motion carried 2-1 (with Alderperson Schwartz voting nay).

4. Proposed Resolution By the Mayor – To Rescind Resolution 140-08 Regarding the Creation of the Technology Committee. (*Referred from Council on 3/4/13*) (*Deferred from the 3/11/13 meeting*) (*Finance, Public Works and Licensing/Permit – DEFERRED for 30 days*)
Public Hearing: Doug Williams spoke.
Staff/Aldersperson: Aldersperson G. John Ruffolo spoke.
It was moved by Aldersperson Mathewson, seconded by Aldersperson Schwartz, to deny. Motion carried unanimously.

ALDERMAN COMMENTS: Chairman LaMacchia comments on the viaducts being hit again by semi-trucks and how something will need to be done to resolve the issue.

ADJOURNMENT - There being no further business to come before the Public Safety & Welfare Committee, it was moved, seconded and unanimously carried to adjourn at 7:20 pm.

RESOLUTION _____

SPONSOR: ALDERPERSON CURT WILSON
CO-SPONSOR: ALDERPERSON JAN MICHALSKI
ALDERPERSON SCOTT N. GORDON
ALDERPERSON PATRICK JULIANA

**TO ESTABLISH A MORATORIUM ON THE
GRANTING OF PAWNBROKER LICENSES**

WHEREAS, the operation of pawnbroking enterprises is minimally regulated by §138.10 of the the Wisconsin Statutes and is further regulated by Chapter 13 of the Code of General Ordinances for the City of Kenosha; and

WHEREAS, the City has no specific zoning laws regarding pawnbroking; and

WHEREAS, although siting standards were not specifically articulated in the existing laws relative to pawnbroking enterprises, a recent application for a pawnbroker license was considered for denial on public safety and welfare grounds due to its proposed location not being a proper fit for the neighborhood in which it was to be located; and

WHEREAS, up to the consideration for denial of the recent application for a pawnbroker license, the City of Kenosha had very limited experience in the application of these laws due to having received a limited number of applications for businesses to operate under these laws; and

WHEREAS, the Common Council has otherwise recently considered the City's zoning rules for convenient cash enterprises that are perceived for city planning purposes as being comparable to pawnbroking enterprises, which zoning rules for convenient cash enterprises include siting limitations as well as conditional use permit obligations; and

WHEREAS, the City Council needs a reasonable period of time to study the comparability and compatibility of pawnbroking enterprises to other businesses for zoning consideration and to study the need to adopt more comprehensive regulations necessary to protect

the health, safety and welfare of residents with respect to pawnbroker establishment rules.

NOW THEREFORE BE IT RESOLVED THAT:

A moratorium of eight (8) months is imposed upon the Common Council's granting of new Pawnbroker Licenses at new locations to permit the Common Council an opportunity to review and revise the provisions of Chapter 13 of the Code of General Ordinances respecting eligibility for such licenses and other related matters and the Zoning Ordinance; said moratorium will earlier expire upon passage and effectiveness of new legislation contemplated herein. During the period of this moratorium, the City Clerk/Treasurer is directed to not accept any applications subject to this moratorium.

BE IT FURTHER RESOLVED a Pawn Broker Regulation Review

Workgroup is created with the purpose of examining the existing rules for pawnbroker and related ordinances, and reporting thereon with recommendations for amendments, as follows:

- (a) The Chair of the Committee on Licenses/Permits or his designee from that Committee.
- (b) The Chair of the Committee on Public Safety & Welfare or his designee from that Committee.
- (c) The President of the Common Council or his designee from the Common Council.
- (d) The City Administrator.
- (e) The Chief of Police or his designee.
- (f) The Director of Community Development and Inspection or his designee.
- (g) The City Attorney or his designee.

BE IT FURTHER RESOLVED that the Pawn Broker Regulation Review

Workgroup shall have no budget and will disband upon the termination of the moratorium.

Adopted this _____ day of _____, 2013.

ATTEST:

Debra L. Salas, City Clerk/Treasurer

APPROVED: _____

Keith G. Bosman, Mayor

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney