



PUBLIC SAFETY & WELFARE COMMITTEE  
- MINUTES -  
Monday, May 11, 2009

The regular meeting of the Public Safety & Welfare Committee was held on Monday, May 11, 2009 in Room 202 of the Kenosha Municipal Building. The meeting was called to order at 6:07 pm. The following members were present: Chairman Jesse Downing, Alderman Donald Ruef, Stephen P. Casey, Kathy Carpenter, and Michael J. Orth. Staff members in attendance were Kevin Risch, Ron Bursek, Chief Morrissey, Jim Schultz, and Mitch Engen.

*It was moved by Alderman Casey, seconded by Alderman Carpenter, to approve the minutes of the meeting held on Monday, April 27, 2009. Motion passed 5-0.*

1. Previous Trial for the Removal of Stop Control for 78<sup>th</sup> Street (EB) at 3<sup>rd</sup> Avenue to be changed to Yield Control. *(District 3) (Staff recommends approval)*  
*Public Hearing: No one spoke.*  
*Alderman/Staff: Kevin Risch was present to answer any questions.*  
*It was moved by Alderman Casey, seconded by Alderman Orth, to approve. Motion passed 5-0.*
2. 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Intergovernmental Agreement between the City of Kenosha, County of Kenosha and Village of Pleasant Prairie.  
*Public Hearing: No one spoke.*  
*Alderman/Staff: Alderman Orth asked if there was a formula for the break down. Chief Morrissey replied that there was not and that it has normally been 60-40.*  
*It was moved by Alderman Ruef, seconded by Alderman Casey, to approve. Motion passed 5-0.*
3. Informational Item: Speed Limit on Simmons Island. *(also referred to Parks Commission)*  
*Public Hearing: Thomas Riley, 5016 4<sup>th</sup> Ave, spoke about the changes that he would like to see, lower speed limit, gate at the top of Simmons Island and a gate in front of the Coast Guard. Alderman Haugaard, 1<sup>st</sup> District, suggested changing the one way road to a two way and closing off the road going down by the Kenosha Water Utility (KWU). Alderman Haugaard also suggested getting order to the parking. Alderman Moldenhauer, District 2, suggested KWU have a brick and wrought iron fence, which would have to be in the future, but for an immediate suggestion have a wrought iron gate across the street to the Historical Center where a KWU employee would be in charge of opening and closing the gate. Alderman Ruffolo, 4<sup>th</sup> District, informed the committee that none of the suggestions have gone through the Water Commission for approval.*  
*Alderman/Staff: Alderman Casey asked if there is police patrolling the area if there are so many problems. Chief Morrissey said that the police spend a lot of time in that area. Ron informed the committee that they can give the city some kind of direction or suggestions.*  
*It was moved by Alderman Carpenter, seconded by Alderman Orth, to receive and file. Motion passed 5-0.*
4. Informational Item: 2008 Annual Report – Department of Neighborhood Services and Inspections.  
*Public Hearing: No one spoke.*  
*Alderman/Staff: Jim Schultz was present to answer any questions.*  
*It was moved by Alderman Carpenter, seconded by Alderman Casey, to receive and file. Motion passed 5-0.*
5. Informational Item: Operating Plan for Long Grass and Weed Control.  
*Public Hearing: No one spoke.*  
*Alderman/Staff: Mitch Engen was present to answer any questions.*  
*It was moved by Alderman Casey, seconded by Alderman Carpenter, to receive and file. Motion passed 5-0.*

ALDERMEN COMMENTS: Alderman Casey informed the committee that he would like to have an ordinance regarding pit bulls.

ADJOURNMENT - *There being no further business to come before the Public Safety & Welfare Committee, it was moved, seconded and unanimously carried to adjourn at 6:31 pm.*



**ENGINEERING DIVISION**  
MICHAEL M. LEMENS, P.E.  
DIRECTOR/CITY ENGINEER

**STREET DIVISION**  
JOHN H. PRIJIC  
SUPERINTENDENT

**FLEET MAINTENANCE**  
MAURO LENCI  
SUPERINTENDENT

**WASTE DIVISION**  
ROCKY BEDNAR  
SUPERINTENDENT

**PARK DIVISION**  
JEFF WARNOCK  
SUPERINTENDENT

**ADMINISTRATION SUPERVISOR**  
JANICE D. SCHROEDER

**DEPARTMENT OF PUBLIC WORKS**  
RONALD L. BURSEK, P.E., DIRECTOR

MUNICIPAL BUILDING · 625 - 52ND ST · RM 305 · KENOSHA, WI 53140  
TELEPHONE (262) 653-4050 · FAX (262) 653-4056

TO: Jesse Downing, Chairman  
Public Safety & Welfare Committee

FROM: Ronald L. Bursek 

SUBJ: Banner Request from Green Street

DATE: 6/1/2009

Green Street, a downtown Kenosha organization, has submitted a request to erect an overhead banner (example attached) on 6<sup>th</sup> Avenue and 59<sup>th</sup> Street publicizing their organization during the "Bloomin' Days" event, June 5-6, 2009. As required by City of Kenosha Ordinance, 5.045, Banners, Signs, Decorations and Obstructions in Public Right-of-Ways, an application form has been completed and a certificate of General Liability Insurance, showing insurance coverage in force and effect (\$1,000,000 single limits policy) is attached. The insurance policy is through the Lakeshore Business Improvement District.

Green Street also verbally asked to fly approximately 12 light pole banners publicizing their organization on nearby light poles for this two day event.

### **RECOMMENDATION**

City staff has met with Maria Caravati, the point of contact for Green Street, for this event. The City appreciates their intent of increasing the awareness of the importance of recycling. Since this group has met the requirements, as set forth by City ordinance, we recommend the approval of the placement of the overhead banner for the days of the event, June 5-6, 2009, with the allowance of Thursday, June 4, 2009 as the day to erect the banner and Monday, June 8, 2009 as the day to remove the banner.

Due to the late request for the light pole banners, city staff did not have an opportunity to examine the banners and determine their wind load upon the city poles. City staff does NOT recommend the flying of the light pole banners because of the potential damage to city poles.

**City of Kenosha Ordinance No. 5.045  
APPLICATION FORM AND INDEMNITY & HOLD HARMLESS AGREEMENT  
Banners, Signs, Decorations & Obstructions in Public Right-of-Ways**

1. Name of Applicant: Green Street / Lake Shore Bld
2. Address of Applicant: 5901- 6th Ave A Kenosha, WI 53140
3. Is Applicant a  partnership  individual  corporation  group of individuals  religious organization  fraternal organization (check one).
4. Contact Person (Name, Title, Address, Phone Number): MARIA CARAVATI - Green Street Organizer 262-620-3240 5901- 6th Ave A
5. Is banner, sign, decoration or obstruction  permanent or  temporary in nature?
6. Will banner, sign, decoration or obstruction be lighted?  NO  YES If yes, attach electrical plans and specifications
7. Location: 6th Ave / 59 ST (1) + approx 8-12 light pole banners
8. Size: 80" W X 15'
9. Construction (type of materials): vinyl
10. Height above public right-of-way: at same height as top of current flagpoles banner
11. Is banner, sign, decoration or obstruction to be placed on property of another which infringes on a public right-of-way? NO
12. If banner, sign, decoration or obstruction is to be placed on property of another, such as on a railroad bridge or private walkway connecting two building, etc., signed permission from the property owner must be attached hereto.
13. When will banner, sign, decoration or obstruction be put up? June 1st Taken down? June 8th
14. Attach a picture, diagram or sketch of banner, sign, decoration or obstruction on map to scale.
15. Attach Certificate of General Liability Insurance with *Contractual Liability Endorsement*, showing insurance coverage in force and effect. (\$1,000,000 single limits policy).
16. Does the applicant understand that in the event of an unfavorable decision by the Department of Public Works, the applicant may appeal said denial to the Committee on Public Safety and Welfare? (See City of Kenosha Ordinance No. 5.045 for details)  
 Yes  No

**INDEMNITY AND HOLD HARMLESS AGREEMENT**

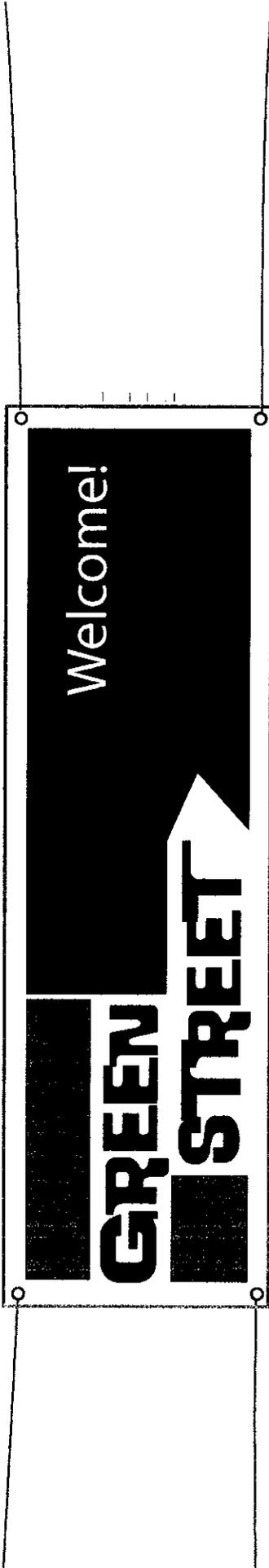
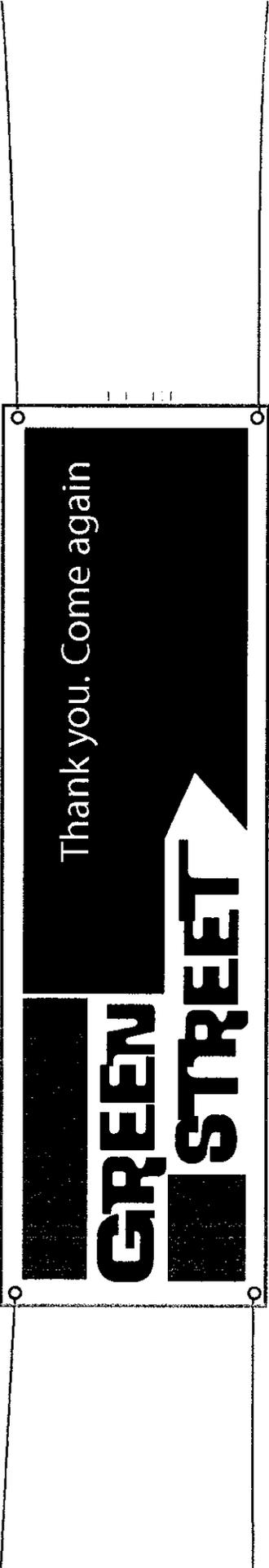
Applicant, in consideration of having the City of Kenosha, Wisconsin grant this application, herein and hereby agrees to indemnify and hold harmless the City of Kenosha, WI and its officers, employees and agents against any and all losses, claims, damages, costs, expenses, judgments, awards, attorney fees, or settlements which they may incur, sustain or be required to pay should any person or party suffer or sustain death, personal injury or property damage as a result of the putting up, taking down, maintaining or utilizing of any banner, sign, decoration or obstruction which is the subject of this agreement.

Dated at Kenosha, WI this 21st day of MAY, 2009  
Maria Caravati Signature of Applicant  
Green Street Organizer Title: BID SECRETARY

**CONDITIONS OF APPROVAL**

The Department of Public Works may impose reasonable permit conditions. The following guidelines shall be used to determine conditions of approval with respect to obstructions in any public right-of-way relative to restaurants, service of food and/or beverages, and outdoor displays or sales tables or racks where otherwise permitted:

1. Placement of obstructions shall be limited to areas where the sidewalk width is twelve (12) feet wide from face of curb to building line.
2. The obstruction shall be no closer than two (2) feet to the face of the curb.
3. The obstruction shall occupy no more than five (5) of the area between the curb and building line.
4. Non-permanent obstructions will be only permitted from May 1 through November 1.
5. Portable obstructions shall be adequately secured and anchored so as to prevent them from tipping over from the wind. Table umbrellas shall be secured with a heavy ballast holder.
6. Obstructions greater than three and one-half (3.5) feet in height shall be at least fifteen (15) feet from a corner sidewalk.
7. Obstructions cannot extend beyond the limits of the applicant's property's street frontage.
8. Aisle ways to building doors will be unobstructed so as to ensure a safe fire exit.
9. In accordance with Chapter 32, Rule 06-25 of the Code of General Ordinances, no structure, tree, pole, post, sign or any other obstruction shall be placed, located or maintained within a five (5) foot radius of any fire hydrant connected to the Water Utility water supply system.



# ACORD CERTIFICATE OF LIABILITY INSURANCE

OP ID SG  
KENOLAK

DATE (MM/DD/YYYY)  
05/13/09

**PRODUCER**  
Trottier Agency, Inc.  
5320 Green Bay Road  
P.O. Box 517  
Kenosha WI 53141  
Phone: 262-652-7963 Fax: 262-652-9146

**THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**

**INSURED**  
  
**Kenosha Lakeshore BID**  
712 55th Street  
Kenosha WI 53140

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: National Specialty Insurance	
INSURER B: Liberty Mutual Insurance Co.	
INSURER C:	
INSURER D:	
INSURER E:	

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS																
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR	NSW 00898051 02	05/24/09	05/24/10	EACH OCCURRENCE \$ 1000000																
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B	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WC1-34S-516738-018	09/09/08	09/09/09	<table border="0"> <tr> <td>WC STATUTORY LIMITS</td> <td></td> <td>OTH-ER</td> <td></td> </tr> <tr> <td>E.L. EACH ACCIDENT</td> <td>\$ 100000</td> <td></td> <td></td> </tr> <tr> <td>E.L. DISEASE - EA EMPLOYEE</td> <td>\$ 500000</td> <td></td> <td></td> </tr> <tr> <td>E.L. DISEASE - POLICY LIMIT</td> <td>\$ 100000</td> <td></td> <td></td> </tr> </table>	WC STATUTORY LIMITS		OTH-ER		E.L. EACH ACCIDENT	\$ 100000			E.L. DISEASE - EA EMPLOYEE	\$ 500000			E.L. DISEASE - POLICY LIMIT	\$ 100000		
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	<b>OTHER</b>																				

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS**  
Special Events-Group II-Daily BLOOMIN' DAYS June 5-6, 2009

**CERTIFICATE HOLDER**  
  
City of Kenosha  
Parks Dept  
Mary Durkee  
3617 65th Street  
Kenosha WI 53142

**CANCELLATION**  
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.  
AUTHORIZED REPRESENTATIVE  
Stephen Schend