

AGENDA
PUBLIC SAFETY & WELFARE COMMITTEE MEETING
Kenosha Municipal Building – Room 204
Monday, August 25, 2014 – 5:00 pm

Chairman:	Rocco J. LaMacchia, Sr	Vice Chairman:	Jack Rose
Aldersperson:	Kurt Wicklund	Aldersperson:	Scott N. Gordon
Aldersperson:	Keith W. Rosenberg		

Call to Order
Roll Call

Approval of minutes of regular meeting held on August 11, 2014.

1. Aldermanic request for temporary No Parking Restriction on 33rd Avenue – 55th Street to 58th Street, 58th Street – 33rd Avenue to 32nd Avenue, 32nd Avenue – 58th Street to 55th Street for KTEC and McKinley schools until signs are manufactured for a “No Parking, 7:30am – 4:30pm on School Days” that will replace the temporary No Parking Restriction. *(District 11) (Staff recommends a 90-day trial to begin upon installation of No Parking, 7:30am – 4:30pm on School Days signs) (Deferred from the meeting on 8/11/14)*
2. Previous Trial for the installation of “No Parking” signs on the west side of 20th Avenue between 12th Street and 12th Place. *(District 4) (Staff recommends approval)*
3. Resolution by Aldersperson Rocco J. LaMacchia – To Urge the State of Wisconsin Legislature to Expand Liability Protection for Individuals Who Forcibly Enter a Motor Vehicle for the Purpose of Removing a Minor or Animal for the Vehicle.

**CITIZEN COMMENTS/ALDERPERSON COMMENTS/OTHER BUSINESS AS AUTHORIZED BY LAW
PERTAINING TO PUBLIC SAFETY & WELFARE MATTERS AS 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 of Meeting held Monday, August 11, 2014

A meeting of the Public Safety & Welfare Committee was held on Monday, August 11, 2014 in Room 204 of the Kenosha Municipal Building. The meeting was called to order at 5:12 pm by Chairman LaMacchia.

At roll call, the following members were present: Alderpersons Wicklund, Rose, and Gordon. Alderperson Rosenberg was excused. Staff members in attendance were: Michael Lemens, Director of Public Works; Jeff Warnock, Parks Superintendent; Deputy Police Chief Dan Miskinis and Alderperson Curt Wilson.

It was moved by Alderperson Gordon, seconded by Alderperson Rose, to approve the minutes from the meeting held on Monday, July 28, 2014. Motion carried unanimously.

1. Alderman Request for Proposed Parking Restrictions around KTEC (*Kenosha School of Technology Enhanced Curriculum*). (*District 11*) (*Staff recommends a 90-day trial*)
Staff: Michael Lemens spoke.
Public Hearing: Dr. Angela Andersson (*KTEC Principal*) was present to answer questions.
It was moved by Alderperson Rose, seconded by Alderperson Gordon to defer for two weeks. Motion carried unanimously.
2. Previous Trial for the removal of a "1-HR Parking" Sign at 4402 7th Ave. (*District 2*) (*Staff recommends approval*)
Staff: Michael Lemens spoke.
It was moved by Alderperson Gordon, seconded by Alderperson Rose, to approve.
Motion carried unanimously.

CITIZEN COMMENTS: Deputy Police Chief Miskinis talked about the graffiti incidents within the City and that the Police are working on these issues.

ADJOURNMENT - There being no further business to come before the Public Safety & Welfare Committee, it was moved, seconded and unanimously carried to adjourn at 5:22 pm.



Engineering Division
Shelly Billingsley
Director of Engineering
Fleet Maintenance
Mauro Lenci
Superintendent
Park Division
Jeff Warnock
Superintendent

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

DEPARTMENT OF PUBLIC WORKS

Michael M. Lemens, P.E., Director
Shelly Billingsley, P.E., Deputy Director

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

Date: August 21, 2014

To: Alderperson Rocco LaMacchia, Chairman
Public Safety and Welfare Committee

From: Michael M. Lemens, P.E.
Director of Public Works

CC: Scott N. Gordon
Alderperson District 11

Dr. Angela Andersson
Principal – Kenosha School of Technology Enhanced Curriculum

Mrs. Teri Giampietro
Principal – McKinley Elementary School

Subject: ***Aldermanic request for temporary No Parking Restriction on 33rd Avenue – 55th Street to 58th Street, 58th Street – 33rd Avenue to 32nd Avenue, 32nd Avenue – 58th Street to 55th Street for KTEC and McKinley schools until signs are manufactured for a “No Parking, 7:30am – 4:30pm on School Days” that will replace the temporary No Parking Restriction. (District 11) (Staff recommends a 90-day trial to begin upon installation of No Parking, 7:30am – 4:30pm on School Days signs) (Deferred from the meeting on 8/11/14)***

BACKGROUND INFORMATION:

Starting for the 2014-2015 school year, KTEC is moving into what was once McKinley Middle School at 5710 32nd Avenue. KTEC does not have students dropped off and picked up from school by school bus. All students get to and from school by parent drop-off and pick-up. Alderperson Scott N. Gordon is requesting that the City install “NO PARKING 7:00 A.M. to 4:30 P.M. ON SCHOOL DAYS SIGNS” around KTEC School. The limits for the new signs would be the east side of 33rd Avenue from 56th Street to 58th Street, the north side of 58th Street from 33rd Avenue to 32nd Avenue, and the west side of 32nd Avenue from 58th Street to 56th Street. This would allow student drop-off and pick-up at KTEC School to be unimpeded by vehicles parked on KTEC’s side of the road. Furthermore, the new signs would allow for residential parking on either side of the street during the summer months or when school is out of session and alternate side snow parking is not in effect.

The new signs around KTEC School would be installed as part of a 90-day trial. After the 90-day trial has completed, a new resolution would be required to rescind the existing three resolutions that restrict parking around KTEC School and McKinley Elementary School. The three existing resolutions are as follows:

Resolution 213-77 states:

“No vehicles shall be allowed to park along the north side of 58th Street from 32nd Avenue to 33rd Avenue at any time.”

Resolution 84-93 states:

“The existing ‘No Parking 7:30 A.M. – 4:30 P.M. on school days’ parking restriction on the east side of 33rd Avenue from 55th Street to 58th Street be, and is hereby removed and redesignated as ‘No Parking This Side’.”

Resolution 168-93 states:

“The west side of 32nd Avenue from 55th Street to 58th Street be, and is hereby, designated as ‘No Parking This Side’.”

Attachment 1 shows the existing parking restriction signs located around KTEC School and McKinley Elementary School. Once these resolutions are rescinded, parking around McKinley Elementary School would reflect what is stated in Ordinance 7.05C:

“During the hours of 7:00 A.M. to 4:30 P.M., during school days, no operator or owner of any motor vehicle shall park, stop or leave standing, any motor vehicle, or permit the same to be done, upon the near side of the street, highway, or roadway adjacent to school buildings or adjacent school grounds used for any children below the 9th grade. School buses loading or unloading students shall be exempt from the application of this subsection, as shall be vehicles loading or unloading handicapped children.”

The proposed parking restrictions are shown on Attachment 2.

Public Works Engineering Staff recommends that Ordinance 7.05C be repealed and recreated to require parking at or around schools to be reviewed by the City’s Traffic Engineer. Public Works Staff has received complaints from multiple schools about students crossing roadways in an unsafe manner because of the “No Parking, Standing, or Stopping” restrictions in place due to Ordinance 7.05C. Staff believes that this ordinance is failing to meet the needs of every Kenosha school, and should be amended to allow for unique traffic control plans using uniform signage as directed by the Manual on Uniform Traffic Control Devices. Such traffic control plans would then be approved by the Committee on Public Safety and Welfare and brought to council for approval as a new resolution.

RECOMMENDATION

Public Works Engineering Staff recommends the following:

1. The existing three resolutions which restrict parking around KTEC School and McKinley Elementary School be rescinded.
2. “NO PARKING 7:30 A.M. to 4:30 P.M. ON SCHOOL DAYS” signs be installed surrounding KTEC School on the east side of 33rd Avenue from 56th Street to 58th Street, the north side of 58th Street from 33rd Avenue to 32nd Avenue, and the west side of 32nd Avenue from 58th Street to 56th Street. This would require a new resolution for the installation of the new signs after the completion of a 90-day trial. The new signs will need to be custom ordered, so NO PARKING signs will be installed until the new signs are received. Public Safety and Welfare will be informed when the new signs are installed for the start of the 90 day trial.
3. “NO PARKING STANDING OR STOPPING 7:00 A.M. TO 4:30 P.M. ON SCHOOL DAYS” signs will be installed on the east side of 33rd Avenue from 56th Street to 55th Street and on the west side of 32nd Avenue from 56th Street to 55th Street.

Public Works Engineering Staff also recommends that the Public Safety and Welfare Committee direct staff to work with the City of Kenosha Legal Department to amend Ordinance 7.05C.

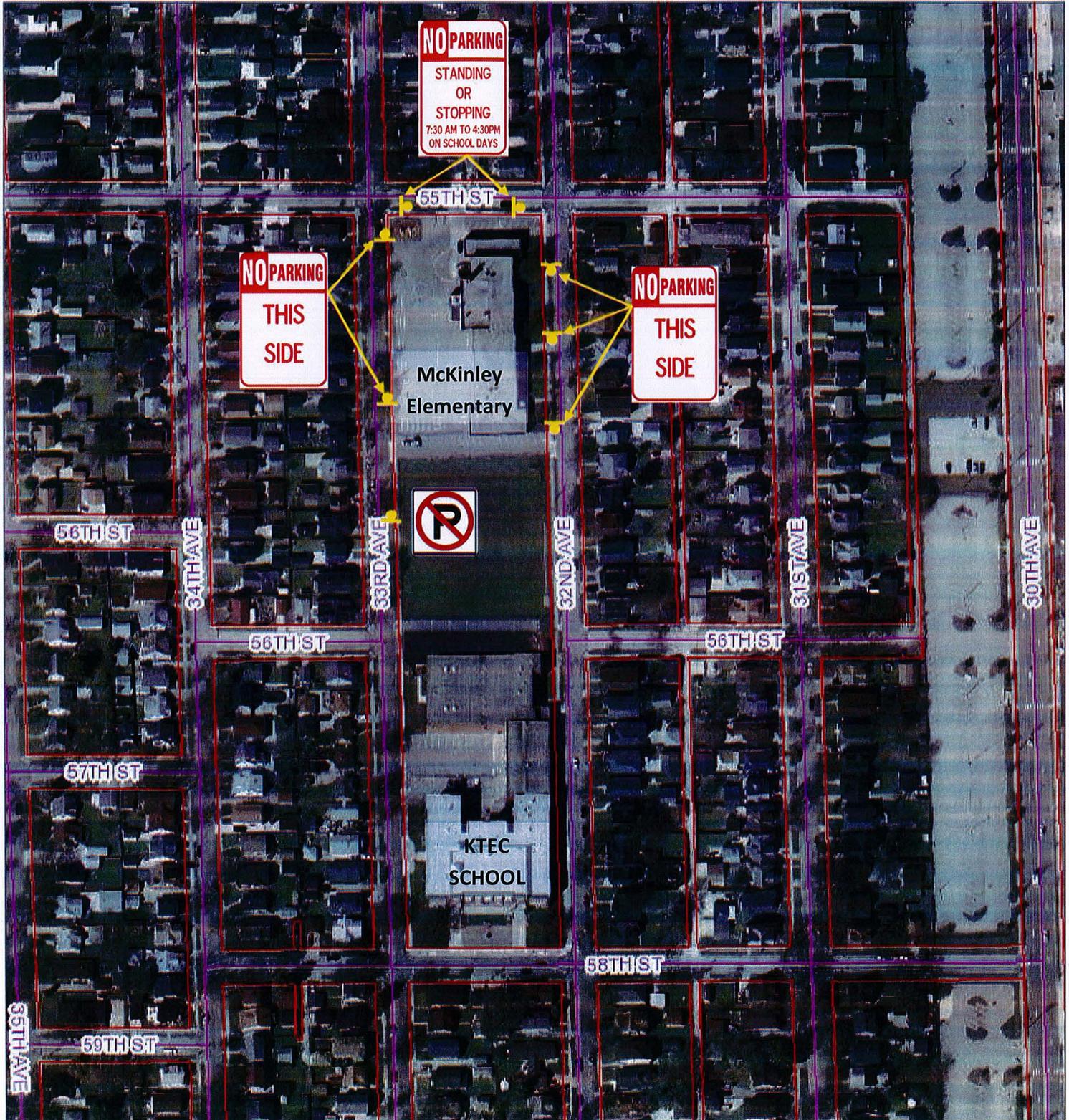


Kenosha School of Technology Enhanced Curriculum (KTEC)

Existing Parking Restrictions



1 inch = 200 feet
Date Printed: 8/7/2014



DISCLAIMER This map is neither a legally recorded map nor a survey and is not intended to be used as one. This drawing is a compilation of records, data and information located in various state, county and municipal offices and other sources affecting the area shown and is to be used for reference purposes only. Kenosha County is not responsible for any inaccuracies herein contained. If discrepancies are found, please contact Kenosha County.

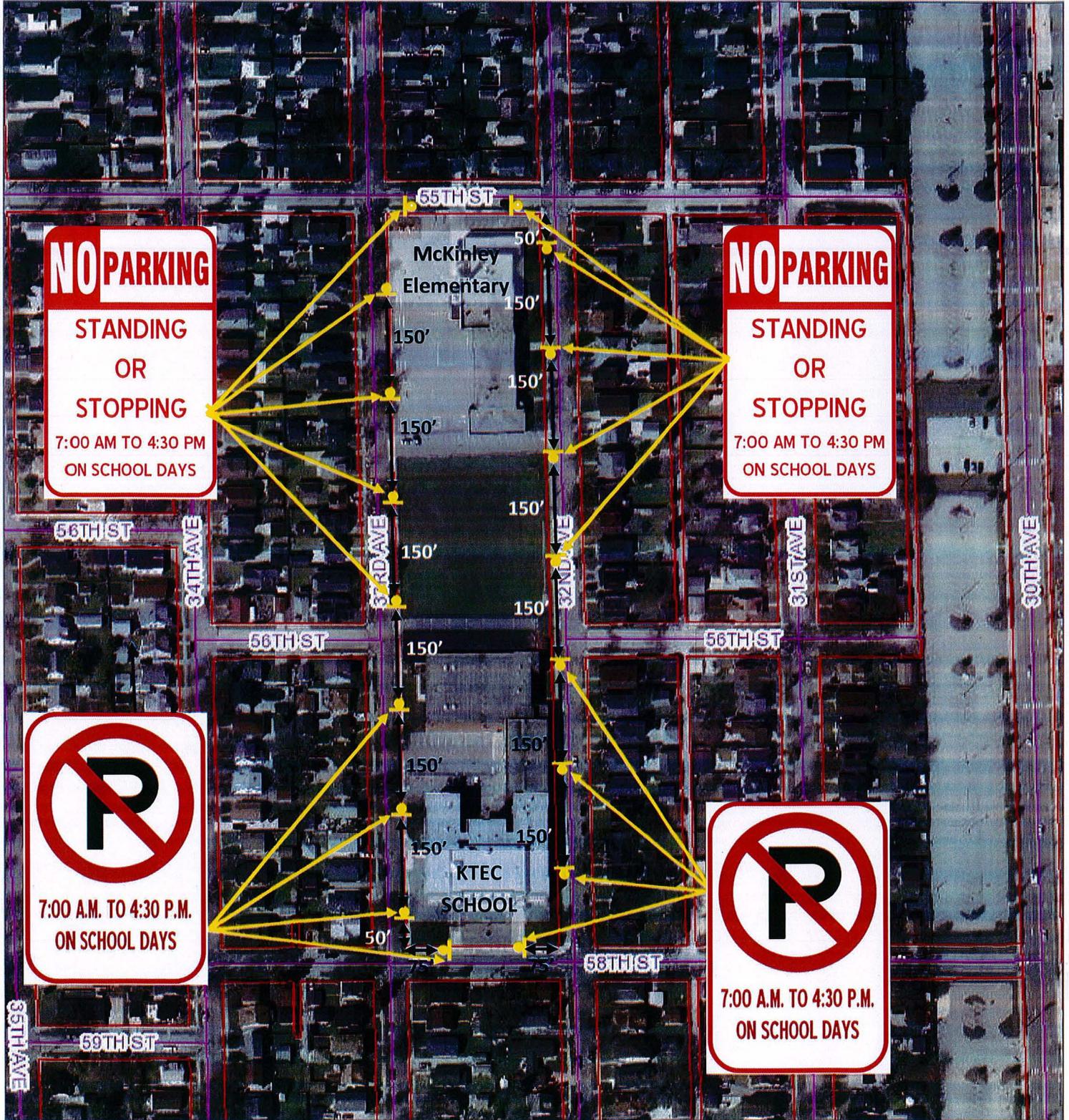


Kenosha School of Technology Enhanced Curriculum (KTEC)

Proposed Parking Restrictions per Ordinance 7.05C As Requested by Alderperson Gordon



1 inch = 200 feet
Date Printed: 8/7/2014



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Date: August 15, 2014

To: Alderperson Rocco LaMacchia, Chairman
Public Safety and Welfare Committee

From: Shelly Billingsley, P.E.,
City Engineer & Deputy Director of Public Works

cc: Alderperson G. John Ruffolo,
4th District

Subject: *Previous Trial for the installation of No Parking Signs on the west side of 20th Avenue between 12th Street and 12th Place*

BACKGROUND INFORMATION:

This request has been on trial as indicated with no complaints or problems reported.

RECOMMENDATION:

To prevent the constriction of parking from 12th Place to 12th Street, Public Works Engineering Staff recommends that parking should be prohibited on the west side of 20th Avenue from the City boundary line to 185 feet south. A new resolution is required:

RESOLUTION XX-14

By: Committee on Public Safety & Welfare

No parking on the west side of 20th Avenue from the City boundary line south of 12th Street to 185 feet south.

BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin that west side of 20th Avenue from the City boundary line south of 12th Street to 185 feet south be designated as "NO PARKING."



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Date: March 17, 2014

To: Alderperson Rocco LaMacchia, Chairman
Public Safety and Welfare Committee

From: Shelly Billingsley, P.E.,
City Engineer & Deputy Director of Public Works

A handwritten signature in cursive script that reads "Shelly Billingsley".

cc: Alderperson G. John Ruffolo,
4th District

Subject: *Aldermanic Request for the installation of No Parking Signs on the west side of 20th Avenue between 12th Street and 12th Place*

BACKGROUND INFORMATION:

Alderperson Ruffolo is requesting for the installation of No Parking signs on the west side of 20th Avenue between 12th Street and 12th Place. Residents currently park at this location to utilize the bike trail to the west. Parked cars then constrict traffic at the intersections of 12th Street and 12th Place making it difficult to turn into the southbound lane.

RECOMMENDATION:

To prevent the constriction of parking from 12th Place to 12th Street, parking should be prohibited on the west side of 20th Avenue from the City boundary line to 185 feet south.

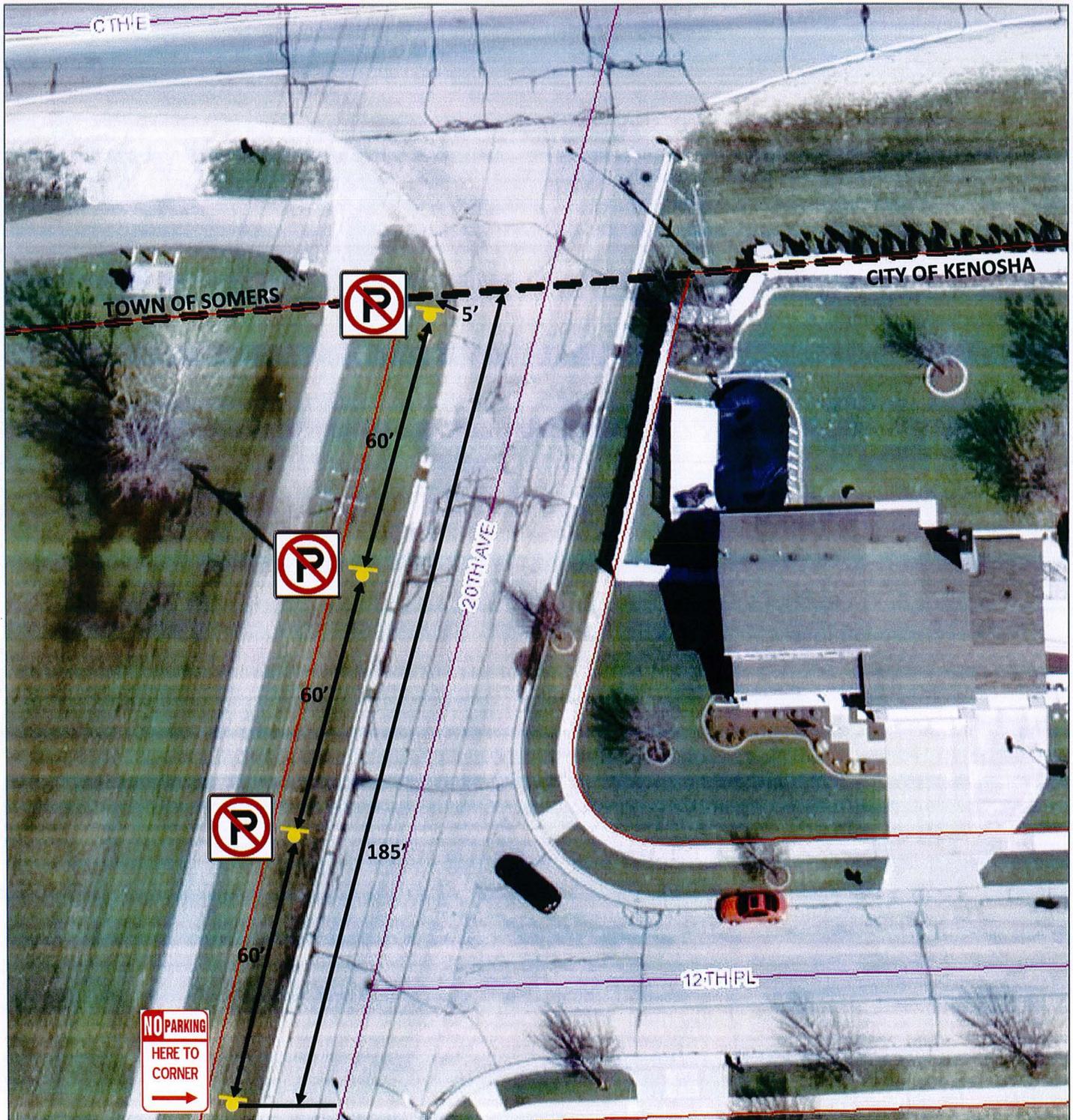
Staff recommends a 90-day trial for the No Parking signs and a No Parking Here to Corner sign as shown in Attachment 1.



Proposed Parking Restrictions West Side of 20th Avenue between 12th Street and 12th Place



1 inch = 30 feet
Date Printed: 3/14/2014



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RESOLUTION NO. _____

SPONSOR: ALDERPERSON ROCCO J. LAMACCHIA

TO URGE THE STATE OF WISCONSIN LEGISLATURE TO EXPAND LIABILITY PROTECTION FOR INDIVIDUALS WHO FORCIBLY ENTER A MOTOR VEHICLE FOR THE PURPOSE OF REMOVING A MINOR OR ANIMAL FROM THE VEHICLE

WHEREAS, since 1998, there have been at least 627 documented heatstroke deaths of children left in cars, including 21 deaths in 2014; and

WHEREAS, estimates indicate that several hundred pets die every year from heatstroke deaths of animals left in automobiles; and

WHEREAS, these incidents can occur on days with relatively mild (i.e. ~ 70 degrees Fahrenheit) temperatures and that vehicles can reach life-threatening temperatures very rapidly; and

WHEREAS, Wisconsin Statute Section 895.48, provides a civil liability exemption for emergency medical care provided by persons acting in good faith, which does not expressly address damage to personal property; and

WHEREAS, a survey of parents by Public Opinion Strategies for Safe Kids Worldwide, a global organization dedicated to preventing injuries in children, found that people who walk by a car and see a child in it alone on a warm day are hesitant to take action because they fear a lawsuit; and

WHEREAS, the State of Tennessee recently amended its state code to provide immunity from civil liability for any damages resulting from the forcible entry of a motor vehicle for the purpose of removing a minor from the motor vehicle (Exhibit A); and

WHEREAS, a comparable amendment to the Wisconsin State Statutes would encourage individuals to act in the event a child or animal is left alone in a vehicle under circumstances which may result in heatstroke related death.

NOW, THEREFORE, BE IT RESOLVED that the Common Council for the City of Kenosha does urge the State of Wisconsin Legislature to pass a statutory amendment comparable to Tennessee Code 23-34-209, to expand liability protection for individuals who forcibly enter a motor vehicle for the purpose of removing a minor or animal from a vehicle.

Adopted this _____ day of _____, 2014.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Date: _____

Drafted By:
MATTHEW A. KNIGHT,
Deputy City Attorney



State of Tennessee

PUBLIC CHAPTER NO. 788

HOUSE BILL NO. 1943

By Representatives Hawk, Durham, Hardaway, Dunn, Haynes, Carter

Substituted for: Senate Bill No. 2072

By Senators Southerland, Summerville

AN ACT to amend Tennessee Code Annotated, Title 29, Chapter 34, Part 2, relative to civil immunity for certain actions involving a motor vehicle.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 29, Chapter 34, Part 2, is amended by adding the following as a new section:

29-34-209.

(a) A person whose conduct conforms to the requirements of subsection (b) shall be immune from civil liability for any damage resulting from the forcible entry of a motor vehicle for the purpose of removing a minor from the vehicle.

(b) Subsection (a) applies if the person:

(1) Determines the vehicle is locked or there is otherwise no reasonable method for the minor to exit the vehicle;

(2) Has a good faith belief that forcible entry into the vehicle is necessary because the minor is in imminent danger of suffering harm if not immediately removed from the vehicle and, based upon the circumstances known to the person at the time, the belief is a reasonable one;

(3) Has contacted either the local law enforcement agency, the fire department or the 911 operator prior to forcibly entering the vehicle;

(4) Places a notice on the vehicle's windshield with the person's contact information, the reason the entry was made, the location of the minor and that the authorities have been notified;

(5) Remains with the minor in a safe location, out of the elements but reasonably close to the vehicle until law enforcement, fire or other emergency responder arrives; and

(6) Used no more force to enter the vehicle and remove the child from the vehicle than is necessary under the circumstances.

(c) Nothing in this section shall affect the person's civil liability if the person attempts to render aid to the minor in addition to what is authorized by this section.

SECTION 2. This act shall take effect July 1 2014, the public welfare requiring it.

HOUSE BILL NO. 1943

PASSED: April 8, 2014



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this ^{20th} ~~20th~~ day of April 2014



BILL HASLAM, GOVERNOR

Warning: Invalid argument supplied for foreach() in /home1/mrpyro2/public_html/wp-includes/class.wp-dependencies.php on line 99

News of Temperature & Moisture Sensors & Their Uses



Vehicle Temperature Table

Posted on 04/07/2010 by Anony-mous

New, easy-to-use UGA temperature table may help reduce heat-related deaths of children in closed cars

120				
115				
110				
105				
100	107	113		
95	102	108		
90	97	103		
85	92	98	114	
80	87	93	109	
75	82	88	104	
70	77	83	99	
	5	10	30	60
	Time (minutes)			

Athens GA, USA — A team of researchers at the University of Georgia (UGA) has developed an easy-to-use table of vehicle temperature changes (in closed cars during hot weather) that may help public officials and media remind the public about the deadly consequences of vehicle-related hyperthermia in children.

Light gray indicates temperatures have reached the level of an *National Weather Service (NWS)* heat advisory. Dark gray indicates temperatures have reached the level of an NWS excessive heat warning

NOTE: *The National Weather Service issues a heat advisory if temperatures are 41 – 46 °C (106-115 °F) for less than three hours and an excessive heat warning if the temperatures is > 41 °C (106 °F) for more than three hours or exceeds 46 °C (115 °F) for any length of time.*