



OFFICIAL NOTICE AND AGENDA

of a meeting of a City Board, Commission, Department, Committee, Agency, Corporation, Quasi-Municipal Corporation, or sub-unit thereof.

Meeting of the: **PUBLIC HEALTH & SAFETY COMMITTEE**
 Date/Time: **Monday, April 17, 2023 @ 5:15 pm**
 Location: **City Hall (407 Grant Street) - Council Chambers**
 Members: Lisa Rasmussen, Lou Larson, Becky McElhaney, Doug Diny, Chad Henke

AGENDA ITEMS FOR CONSIDERATION / ACTION

- 1 Approve minutes of previous meetings. 3/20/2023)
- 2 Consider approval or denial of various license applications
- 3 Discussion and possible action on Amending the title and provisions of Chapter 5.63 Obstructions within the Central Business District Public Rights-of-Way, Section 12.44.040 Exceptions, Section 5.64.035 Alcohol licensing and serving of alcohol beverages, and Section 1.01.025 Issuance of citations; creating Chapter 5.65 Sidewalk Cafés.
- 4 Discussion and possible action on Designating the Month of May 2023 as "No Mow May" and suspending enforcement of W.M.C. §6.48.010 Mowing Required and §6.48.040 Penalty from May 1, 2023 through May 31, 2023
- 5 Operations Report from Fire Department March 2023
- 6 Tavern Activities Report - March 1, 2023 through March 31, 2023
- 7 Community Outreach Update
- 8 Communications

Adjourn

Lisa Rasmussen, Chairperson

NOTICE: It is possible that members of, and possibly a quorum of members of the Committee of the Whole or other committees of the Common Council of the City of Wausau may be in attendance at the above-mentioned meeting. No action will be taken by any such groups.

Members of the public who do not wish to appear in person may view the meeting live over the internet, live by cable TV, Channel 981, and a video is available in its entirety and can be accessed at <https://tinyurl.com/WausauCityCouncil>. Any person wishing to offer public comment who does not appear in person to do so, may e-mail kaitlyn.bernarde@ci.wausau.wi.us with "PH&S public comment" in the subject line prior to the meeting start. All public comment, either by email or in person, will be limited to items on the agenda at this time. The messages related to agenda items received prior to the start of the meeting will be provided to the Chair.

This Notice was posted at City Hall and faxed to the Daily Herald newsroom on 4/14/23 @ 4:00 PM

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the City of Wausau will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the ADA Coordinator at (715) 261-6622 or ADAServices@ci.wausau.wi.us to discuss your accessibility needs. We ask your request be provided a minimum of 72 hours before the scheduled event or meeting. If a request is made less than 72 hours before the event the City of Wausau will make a good faith effort to accommodate your request.

PUBLIC HEALTH & SAFETY COMMITTEE

Date and Time: Monday, March 20, 2023, at 5:15 pm, (Council Chambers)

Members Present: Lisa Rasmussen, Chad Henke, Doug Diny, Lou Larson, Becky McElhaney

Others Present: Tara Alfonso, Ben Bliven, Jeremy Kopp, Tracy Rieger, Kaitlyn Bernarde, Mary Goede, Katie Rosenberg

Minutes of previous meetings. (02/20/23)

Motion by Diny, second by Henke to approve the minutes of the previous meeting. Motion carried 5-0.

Consider approval or denial of various license applications

Lisa Rasmussen stated there were two denial recommendations, one of which was referred back to committee from the Council meeting for Abedalrahman Sughayer to submit evidence of rehabilitation. She indicated he did submit the evidence to the Clerk for the Chief to review.

Abed Sughayer respectfully requested the committee reconsider his denial as he was working hard to be a better person. Chief Bliven commented he was somewhat conflicted because battery is an exempt offense for which we usually wouldn't allow evidence of rehabilitation to come into play; however, there were nine letters of recommendation submitted on Abed's behalf, which was pretty persuasive. He stated the recommendation he made was based on policy with the OWI and cocaine convictions in 2018, but it was up to the committee to decide whether to approve or not.

Mary Goede, Deputy Clerk, stated the current running license year was almost over, so if they were to grant this license he'd have to renew by June 30th and the background would be run again. They could choose not to renew if there were any other charges from now until then. Chief Bliven pointed out the non-renewal process is the same as a revocation process requiring a hearing.

Lou Larson commented he believed in second chances, and that they asked Mr. Sughayer to bring the evidence of rehabilitation and he has done that. Doug Diny indicated some of the letters of recommendation were from stellar people in the community so he would support it as well. Chad Hemke indicated he was impressed Mr. Sughayer has shown up to appeal three times before Committee and Council.

Becky McElhaney questioned if we overturn the recommendation, since battery was an exempt offense, would this set a precedent regarding other exempt offenses that come before the committee. Attorney Tara Alfonso explained there was nothing in the Wisconsin Fair Employment Act that says that for an exempt offense you cannot permit a person to show there is rehabilitation. It may be a precedent, but facts and situations are different, so if you do it once it doesn't mean you have to do it every time.

Rasmussen commented in this situation she found the testimonial and the letter from the employer as compelling and there is a decent amount of documentation and even though the non-renewal/revocations process is lengthy, it is not that we have never done it, so the committee has options.

Motion by Larson, second by Diny to approve the Operator's License for Abed Sughayer. Motion carried 5-0.

Katrina Pelletier was not present to appeal her denial recommendation and will remain in the batch.

Rasmussen stated the Wausau River District has a new evening event called Night Market that is requesting that participants be allowed to carry their beer from the 400 Block through the shopping area, which requires a waiver of the ordinance. She noted the Ale Trail events would also require this waiver of open intoxicants on streets.

Blake Opal-Wahoske explained the Ale Trail events would require people to purchase tickets and be wrist-banded and handed a map of which participating businesses have beer samples. The Wausau Night Market is a replacement for Marketplace Thursdays. Individuals would purchase beer at the market on the 400 Block and be wrist banded. There will be a map scattered on sandwich boards throughout the downtown area indicating where they can and cannot go. He stated they would like to use 3rd Street from Washington Street to Grant Street, as well as 4th Street to 2nd Street on either end. Chief Bliven stated he met with Blake and talked through the issues and since it is similar to other events where they have controlled the event space, they felt comfortable with allowing it.

Motion by Diny, second by Larson to approve or deny the license list as recommended and to approve the waiver on prohibition of open intoxicants on streets for the Summer & Holiday Ale Trails and Wausau Night Markets. Motion carried 5-0.

Wausau Fire Department 2022 Annual Report

Deputy Chief Jeremy Kopp commented on this transitional year with adding 12 new firefighters with a pilot program and thanked the community for all the support and the staff for extra hard work. *Report placed on file.*

Operations Report from Fire Department February 2023

Deputy Kopp noted some of the statistics were missing in the report because the Administrative Assistant was on vacation and indicated an updated report will be emailed to the committee. *Report placed on file.*

Tavern Activities Report – February 1, 2023 through February 28, 2023

No discussion. Report placed on file.

Community Outreach Update

Tracy Rieger reported for the month of February 191 housed individuals who are either seeking shelter, incarcerated, or living outdoors; 82% of unhoused did seek and receive shelter while 18% decided to stay outside. The capacity at both shelters was 28 for Salvation Army and 25 for Catholic Charities; for the month of February the Salvation Army did not reach capacity on any one given night and Catholic Charities had 16 days either at or over capacity. The turn away count due to capacity issues or ineligibility for programming at the Salvation Army was a little decreased from last month. She noted she assisted three individuals in February, for a total of approximately 20 individuals, to find housing of which 100% remain house. She relayed a recent success story to the committee. Discussion followed. *For full meeting video on YouTube: <https://www.youtube.com/watch?v=1sappouRnrw>*

Bob Grady, Director at Open Door, stated the Day Center is up and operating and they are making enhancements and expanding some of the interior programming. He indicated the Day Center has been functioning from 5:00 -11:00 AM, then closed for two hours, and open until 6:00 PM every day during the week. On Saturday and Sunday, they have expanded from 5:00 AM until 2:00 PM. He stated they are putting more procedures in place and went from a tiny galley sized kitchen to a downstairs kitchen area with dining for 21 people comfortably. He noted they have seen 340 unduplicated guests so far this year and approximately 301 stated to be homeless through self-reporting. He stated this statistic captures those that are couch surfing and/or going in and out of transitional places.

He questioned what the committee would like future reports to consist of. Becky McElhane stated she would like to know how many people go into their programs during the day, connecting to services, etc. Grady gave an example of a Job Center Fair they conducted with a few of the Temp Agencies which resulted in five people added into the workforce. He pointed out they are a low barrier threshold, and it is not required for anyone, and they are very cautious to not duplicate services but may direct a person to a service that is already in place.

Communications

None

Adjourn

Motion by Larson, second by Henke to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 6:10 pm.

CLERK'S REPORT TO PUBLIC HEALTH & SAFETY COMMITTEE

April 17, 2023 Meeting

AGENDA ITEM # 2

Approve or deny various licenses as indicated on the attached summary report of all applications received.

ADDITIONAL INFORMATION

Applications as listed have or will have a background check run by staff and reviewed by the Police Chief or his designee. Applications marked pending will have a status update at the meeting. In accordance with city ordinance, all permits approved are held for debts owed to the city until the debt is paid in full.

- Denial Recommendations: Operator/Bartender:** 1) **Kristopherlee Firkus** Applicant has a battery conviction in 2018. In addition, applicant has two disorderly conduct and a 2nd offense OWI convictions since 2018. Applicant also has two more battery convictions from 2014. Applicant is also a convicted felon as a result of a felony bail jumping conviction from 2011.- 2) **Phillip Komosa** – Applicant has a 2015 Battery conviction which is an exempt offense by policy. In addition, applicant has a hit and run and a disorderly conduct conviction in 2019. **Public Transport Driver: Donald Alsteen:** Applicant has convictions for battery in 2011 and disorderly conduct with a dangerous weapon in 2012. Applicant also has a conviction for sex with a child 16 or older in 2011 and a conviction for 4th degree sexual assault in 2011. All convictions are misdemeanors.
- Class A Beer & Liquor License:** Fast Fuel Wausau LLC, Saraswati Sharma, Agent, 407 N 3rd Ave. Business is being sold by Fast Fuel Mart LLC, Raj Bhandari
- Class B Beer License:** Onora Hotels LLC, Juan Casarrubias & Lesli Iverson, dba Venado Craft Beer, 209 Grant St, new small hotel downtown - lobby area to serve craft beer to hotel guests and/or public.
- Class I Special Events:** Memorial Day Parade 5/27, Holy Name SummerFun 6/2 – 6/4, Hmong Wausau Festival 7/29 – 7/30; **Class II** – Blessing of the Bikes 5/20, Armed Forces Day 5/20, My Team Triumph Concert 6/10, Wausau Marathon 8/19

***Note:** Links to the Special Events applications will be emailed to the committee.

STAFF RECOMMENDATION

Approve or deny as indicated on the summary report including those that may be introduced at the meeting. Please let me know if you have any question regarding any license applications listed.



PHS Date 04/17/2023

License ID	License Typ	Name	Address	Details	Business	Begin Dt	End Dt	Police	PHS	Council
181257	9010 - Bartender/Operator New	FIRKUS, KRISTOPHERLEE	1015 1/2 N 5TH ST WAUSAU WI 54403		BUFFALO WILD WINGS	03/31/2023	06/30/2023	No		
181362	9010 - Bartender/Operator New	KOMOSA, PHILLIP	1406 N 4TH ST WAUSAU WI 54403		HIAWATHA SPORTS BAR	04/06/2023	06/30/2023	No		
181290	9026 - Class I	MARTIN, FR. SAMUEL	1104 S 9TH AVE WAUSAU WI 54401	2023 HOLY NAME SUMMER FUN on JUNE 2ND - JUNE 4, 2023 Organized by HOLY NAME OF JESUS PARISH						
181142	9026 - Class I	PELLEGRINO, JOHN	2315 GRAND AVE, #2 WAUSAU WI 54403	2023 MEMORIAL DAY PARADE on MAY 27, 2023 Organized by JOHN PELLEGRINO OR KEN KRUEGER						
181063	9026 - Class I	XIONG, YEE LENG	1109 N 6TH ST WAUSAU WI 54401	HMONG WAUSAU FESTIVAL on SATURDAY, JULY 29TH & SUNDAY JULY 30TH Organized by HMONG AMERICAN CENTER INC						
182116	9027 - Class II	,	1570 CTY RD XX ROTHSCHILD WI 54474	2023 BLESSING OF THE BIKES on MAY 20, 2023 Organized by COREY PARSCH						



PHS Date 04/17/2023

License ID	License Typ	Name	Address	Details	Business	Begin Dt	End Dt	Police	PHS	Council
181197	9027 - Class II	Lechner, Tina	3368 Howard Ave Stevens Point WI 54481	2023 MY TEAM TRIUMPH BENIFIT CONCERT on JUNE 10, 2023 Organized by TINA LECHNER						
182050	9027 - Class II	SEITZ, DENNIS	176 LAKE VIEW DR WAUSAU WI 54403	ARMED FORCES DAY on SATURDAY, MAY 20, 2023 Organized by EAA CHAPTER 640 / LEARN BUILD FLY						
180505	9027 - Class II	SMITH, SCOTT	738 W WRIGHTWOOD AVE CHICAGO IL 60614	THE WAUSAU MARATHON on SATURDAY, AUGUST 19, 2023 Organized by THE SHANNON MARIE & LOUIS PORTER SMITH FOUNDATION						
182124	9061 - Class A Beer & Liquor	SHARMA, SARASWATI	3571 DRISCOLL RD, APT 6 RHINELANDER WI 54501		FAST FUEL WAUSAU					
182130	9063 - Class B Beer	CASARRUBIAS, JUAN ANTONIO	630 N 3RD ST WAUSAU WI 54403		VENADO CRAFT BEER					
182127	9075 - Cigarette	,	3571 DRISCOLL RD, APT 6 RHINELANDER WI 54501		FAST FUEL WAUSAU					
181200	9076 - Tavern Entertainment	,	226020 DEERTAIL LN WAUSAU WI 54401		MATT'S 101 PUB	04/10/2023	06/30/2023			



PHS Date 04/17/2023

License ID	License Typ	Name	Address	Details	Business	Begin Dt	End Dt	Police	PHS	Council
181395	9080 - Public Transport Driver New	ALSTEEN, DONALD	209732 CTY RD Y HATLEY WI 54440		NORTHWOODS CAB	04/10/2023	06/30/2023	No		
181344	9080 - Public Transport Driver New	HARTFORD, THOMAS	206 SPRUCE ST WAUSAU WI 54401		NORTHWOODS CAB	04/06/2023	06/30/2023	Yes		

Total Licenses

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To: Public Health & Safety Committee
From: Liz Brodek, Development Director
Date: April 17, 2023
Re: Amended Sidewalk Café Ordinance



Several weeks ago, staff was contacted on behalf of Kreger's Bakery with a request to allow a sidewalk café outside their business on Third Street. Upon consideration of the request and review of the Sidewalk Café ordinance, we thought it most equitable to not just expand the boundary of the Central Business District (in which sidewalk cafes are allowed) but rather to allow these throughout the city.

Sidewalk cafes add vibrance and safety through increased eyes on the street wherever they are located. They have proven to be desired and useful for businesses that seek to expand seating capacity and various seating options. Additionally, sidewalk cafes usually are most beneficial to businesses with the smallest profit margins like restaurants.

Attorney Alfonso's memo outlines the various changes and consistencies retained between the current and proposed new ordinance, including the same review process, permits, insurance requirements and other operations. The major difference and driving economic consideration is the ability to place sidewalk cafes throughout the city, as appropriate, and open a potential new income stream for businesses without as many geographic restraints.

Staff recommends the City approve the new sidewalk café ordinance to allow sidewalk cafes throughout the city.



Office of the City Attorney

TEL: (715) 261-6590
FAX: (715) 261-6808

Anne L. Jacobson
City Attorney

Tara G. Alfonso
Assistant City Attorney

To: Public Health & Safety Committee

From: Tara G. Alfonso, Asst. City Attorney

Date: April 12, 2023

Re: Comments on proposed ordinances enabling sidewalk cafes City-wide

The Community Development Department requested this office to look at drafting amendments to the City ordinances concerning sidewalk cafés. The current ordinance set forth in chapter 5.63 Obstructions within the Central Business District Public Rights-of-Way, governs sidewalk cafés and obstructions within City rights-of-way but is limited to the central business district only. Thus, presently sidewalk cafés are not permitted to be located on City sidewalks outside of the central business district. Outside of this district, outdoor cafés are not prohibited, however, they are limited to those establishments that have sufficient outdoor area as part of their own business property to place such items as tables and chairs without encroaching on City sidewalks.

In order to potentially allow sidewalk cafés City-wide, a new ordinance chapter 5.65 is proposed to be created in which all provisions concerning sidewalk cafés would be transferred. The current chapter 5.63 would be amended to remove the sidewalk café provisions and leave only provisions concerning obstructions in City rights-of-way such as self-supporting signs, sandwich board signs, canopies, works of art, planters, potted plants, statues and other types of objects.

In the case of all ordinance changes, the requirements and provisions would then apply City-wide and not simply just to the central business district area.

Standards and provisions concerning sidewalk cafés essentially remain as they have been and include:

- A requirement for a City permit.
- A limitation on permits to full service restaurants (those restaurants that have a restaurant license and whose food sales are greater than 50 percent of its gross receipts).
- Limitations on hours of operation.
- Prohibitions on blocking ingress, egress, or fire exists to or from the establishment or any other structure.
- Requirement to maintain a minimum of four feet clear and unobstructed pedestrian path.

- Requirement to maintain \$1,000,000.00 commercial liability insurance.
- Any full service restaurant desiring to serve alcohol in the sidewalk café area must possess a valid alcohol license and obtain approval of a request to expand its licensed premises to include the sidewalk café area.

The current fee for a sidewalk café permit remains unchanged as set forth in the Fee Schedule:

\$45 Initial permit - without alcohol expansion

\$80 Initial permit - with alcohol expansion

\$20 renewal without alcohol expansion

\$40 renewal with alcohol expansion

The current fee for an obstruction permit remains unchanged as set forth in the Fee Schedule at \$20. The Fee Schedule will be clarified at a later date (when certain other changes are made by the Inspections Department) to ensure it is clear the obstruction permit fee is applicable City-wide.

The proposed ordinance changes have been reviewed by Community Development Department, Wausau Police Department, Wausau Fire Department and the Inspections Department.

ORDINANCE OF PUBLIC HEALTH AND SAFETY COMMITTEE

Amending the title and provisions of Chapter 5.63 Obstructions within the Central Business District Public Rights-of-Way, Section 12.44.040 Exceptions, Section 5.64.035 Alcohol licensing and serving of alcohol beverages, and Section 1.01.025 Issuance of citations; creating Chapter 5.65 Sidewalk Cafés.

Committee Action:

Ordinance Number:

Fiscal Impact:

File Number:

Date Introduced:

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	
	<i>Included in Budget:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
	<i>One-time Costs:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>TID Source: Increment Revenue <input type="checkbox"/> Debt <input type="checkbox"/> Funds on Hand <input type="checkbox"/> Interfund Loan <input type="checkbox"/></i>			

The Common Council of the City of Wausau do ordain as follows:

Add ()

Delete (———)

Section 1. That the title to Chapter 5.63 Obstructions within the Central Business District Public Rights-of-Way is hereby amended to read as follows:

Chapter 5.63 OBSTRUCTIONS WITHIN THE ~~CENTRAL BUSINESS DISTRICT PUBLIC RIGHTS-OF-WAY~~

Section 2. That Chapter 5.63 Obstructions within the Public Rights-of-Way is hereby amended to read as follows:

5.63.010 Intent and purpose.

The City supports a vibrant central business district and recognizes the social and economic benefit in allowing certain activities to take place within the public right-of-way. ~~Such uses include sidewalk cafés and other obstructions~~ including, but not limited to self-supporting signs, sandwich board signs,

canopies, works of art, planters, potted plants, statues, and other similar types of objects. Specifically, the City finds and determines:

- ~~(a) — That there exists a need for outdoor eating facilities within the central business district to provide for a unique environment for relaxation, social interaction and food consumption.~~
- ~~(b) — That sidewalk cafés will permit enhanced use of the available public rights of way, will complement the restaurants operating from fixed premises, and will promote economic activity in the Central Business District.~~
- ~~(c) — Regulating that regulating the use of public rights-of-way through permitting will ensure that a high quality appearance is maintained and that sidewalks remain safe and accessible to pedestrians.~~

5.63.020 Definitions.

The following definitions shall apply in the interpretation and enforcement of this chapter.

Canopy means a covering that is physically attached to the building's front façade and anchored to the ground, but is removed during the winter months from November 1 to April 30.

Central business district shall mean the qualifying properties lying within the area on the east side of the Wisconsin River bounded by 5th Street on the east, 1st Street on the west, Grant Street on the north and Washington Street on the south and on the west side of the Wisconsin River bounded by 1st Avenue on the east, 3rd Avenue on the west, Elm Street on the north and Stewart Avenue on the south. The permitted area includes sidewalk on both sides of a described boundary street except for Stewart Avenue which includes only the north side of the sidewalk.

~~*Full service restaurant* means an establishment requiring a State of Wisconsin restaurant license and whose food sales are greater than 50 percent of its gross receipts. Upon request of the City, owners of establishments shall substantiate the percentage of their gross receipts devoted to food.~~

~~*Sidewalk café* means an expansion of a full service restaurant creating an outdoor dining facility on part of the public right-of-way that immediately adjoins the licensed premises for the purpose of consuming food or beverages prepared at the full service restaurant adjacent thereto.~~

5.63.030 Permit required.

- (a) It is unlawful for any person, firm, or corporation to erect, place, maintain, or operate on any public street or sidewalk or in any other public way in the central business district City any sidewalk café, canopy, sign, work of art, planters, statues or other such obstruction without first having obtained a permit from the Public Health and Safety Committee of the Wausau Common Council.
 - (1) No obstruction permit shall be required in the Central Business District for one period not to exceed five days to conduct an annual sidewalk sale.
- (b) Each permit shall be effective for one year from July 1 until the following June 30.
- (c) Permission to obstruct the right-of-way is limited to the particular item(s), location and size of the item(s) provided for in an approved permit.
- (ed) The permit issued may be transferred to a new owner only for the location and area listed in the permit. The transferred permit shall be valid only for the remainder of the period for which it was originally issued. A new certificate of insurance must be filed with the City within 30 days of the permit transfer.

5.63.040 Application for a permit.

- (a) An initial application for an obstruction ~~or sidewalk café~~ permit, a renewal or transfer shall be made, in writing, to the Inspections Division of the Department of Public Works upon such form as shall be provided by the department and shall contain the following:
 - (1) The name and address of the applicant.
 - (2) A detailed description of the proposed obstruction.
 - (3) The proposed specific location of said obstruction.
 - (4) A current certificate of insurance as required by section 5.63.070~~060~~ of this chapter.
- (b) ~~An application for a sidewalk café permit shall also require in addition to those requirements of subsection (a) above:~~
 - ~~(1) A copy of a valid restaurant license.~~
 - ~~(2) The initial application shall contain such information which the department may prescribe and require.~~
 - ~~(3) A non-refundable application fee, as stated in the City of Wausau Fees and Licenses Schedule, section 3.40.010(a).~~
 - ~~(4) If the applicant intends to sell or serve alcohol beverages to patrons of the sidewalk café, the applicant shall first obtain a retail alcohol beverage license describing the outdoor area where alcohol beverages will be sold, served or consumed pursuant to chapter 5.64.~~

(e) — Upon receipt of an obstruction permit application by the Inspections Division of the Department of Public Works, the Zoning Administrator ~~shall~~ **will** review the application for completeness and provide a copy of the application to the Fire Chief, Police Chief, City Attorney, Community Development Director, Director of Public Works, Chairperson of the Preservation Commission and Chairperson of the Public Health and Safety Committee.

5.63.050 Permit fees.

- (a) The initial application fee for an obstruction permit ~~or sidewalk café permit with or without alcohol license expansion~~ shall be as stated in the City of Wausau Fees and Licenses Schedule, section 3.40.010(a).
- (b) The annual renewal fee for an obstruction permit ~~or sidewalk café permit with or without an alcohol license expansion~~ shall be as stated in the City of Wausau Fees and Licenses Schedule, section 3.40.010(a).

5.63.060 Sidewalk café standards.

~~The following standards, criteria, conditions and restrictions shall apply to all sidewalk cafés, provided, however, that the Director of Public Works or designee may impose additional conditions and restrictions to protect and promote the public health, safety, or welfare, to prevent a nuisance from developing or continuing, and to comply with this section, the City ordinances, and all applicable state and federal laws.~~

- ~~(a) Sidewalk cafés are restricted to the public right-of-way immediately adjacent to the licensed full service restaurant to which the permit is issued.~~
- ~~(b) Tables, chairs, umbrellas or other fixtures in the sidewalk café:
 - ~~(1) Shall not block designated ingress, egress, or fire exits from or to the establishment of any other structure.~~
 - ~~(2) Shall be readily removable and shall not be physically attached, chained, or in any manner affixed to any structure, tree, post, sign or other fixture, except for canopies.~~
 - ~~(3) Except canopies, all other sidewalk café components shall be removed when the sidewalk café is not in operation.~~
 - ~~(4) Must remain within the designated boundaries when seating is filled to capacity.~~~~
- ~~(c) Sidewalk cafés shall be located in such a manner that a distance of not less than four feet is maintained at all times as a clear and unobstructed pedestrian path. For the purposes of minimum clear path, trees, plantings, parking meters, traffic signs and similar obstacles shall be considered obstructions.~~
- ~~(d) No portion of any sidewalk café may encroach on the sidewalk adjacent to any other property other than the property that is permitted in this chapter.~~
- ~~(e) The sidewalk café and the sidewalk and roadway immediately adjacent to it, shall be maintained in a clean, sanitary and safe manner. Debris shall be removed as required throughout the day and at close of each business day.~~
- ~~(f) Umbrellas or other shade materials shall be treated canvas, cloth or similar material that is manufactured to be fire resistant. No portion of an umbrella or other shade material shall be less than seven feet above the sidewalk.~~
- ~~(g) No food preparation, food storage, refrigeration apparatus, or equipment shall be allowed in the sidewalk café.~~
- ~~(h) No amplified entertainment shall be allowed in the sidewalk café unless authorized as part of a special event. Amplified entertainment means any type of music or other entertainment, whether live or recorded, delivered through and by an electronic system including related equipment such as speakers, microphones, televisions or other audio or video devices.~~
- ~~(i) The sidewalk café permit covers only the public right-of-way described in the permit. Tables and chairs on private property will be governed by other applicable regulations.~~
- ~~(j) The use of a portion of the public right-of-way as a sidewalk café shall not be an exclusive use. All public improvements, including, but not limited to trees, light poles, traffic signals, manholes, or any public initiated maintenance procedures shall take precedence over said use at all times. The Director of Public Works or his/her designees may temporarily order the termination of sidewalk cafés for the following reasons, but not limited to, special events, including construction, parades, sponsored run walks, or for any reason to maintain health, safety, welfare of the public.~~
- ~~(k) Molded plastic tables and chairs are not permitted.~~
- ~~(l) No smoking is allowed within the limits of a sidewalk café during the hours of operation.~~
- ~~(m) Sidewalk cafés shall not operate after 10:00 p.m. or before 6:00 a.m.~~
- ~~(n) Table and chairs and other components, not including canopies, of the sidewalk café shall be removed nightly.~~

~~(o) A copy of the site plan, as approved in conjunction with the current sidewalk café permit shall be maintained on the permittee's premise and shall be available for inspection by City personnel at all times.~~

~~(p) The City, its officers and employees, shall not be responsible for sidewalk café fixtures that are relocated or damaged.~~

5.63.070060 Liability and Insurance.

The permittee shall provide the City with an original certificate of insurance as evidence that the requirements set forth in this section have been met prior to commencing operations.

(a) Commercial liability insurance in the amount of at least \$1,000,000.00 per occurrence for bodily injury and property damage, with the City of Wausau named as an additional insured, shall show that the coverage extends to the area used for the sidewalk café **obstruction**, and shall provide that the policies of insurance shall not be cancelled, nonrenewed, or altered without 30 days' prior written notice to the City.

(b) The permittee agrees to indemnify, defend, save, and hold harmless the City, its officers and employees, from any and all claims, liability, lawsuits, damages, and causes of action, which may arise out of the permit or the permittee's activity ~~on the sidewalk café~~ **related to the obstruction.**

5.63.080070 Committee action.

(a) The ~~public~~ **Public** Health and Safety Committee ~~shall will~~, within 30 days of receipt of a completed permit application, act to approve, approve conditionally, or reject the permit application. Failure of the committee to act within this time period shall be deemed a denial of the requested permit.

(b) The **Public Health and Safety Committee** ~~committee~~ may place any conditions it deems appropriate on approval of the obstruction permit application, including special provisions for maintenance of the obstruction and any other requirements.

(c) Any requirements placed on issuance of the obstruction permit shall be acknowledged as acceptable by the permit applicant prior to issuance of the obstruction permit by the Inspections Division of the Department of Public Works.

5.63.090080 Transfer of permit.

Except as provided under section 5.63.030(c), permits issued under this chapter may not be transferred to another individual, business, corporation, or other entity.

5.63.100090 Revocation, **suspension or non-renewal.**

(a) An obstruction permit may be **temporarily** suspended ~~or revoked~~ by the Director of Public Works or designee where necessary to protect the public health, safety and welfare, **or** to prevent a nuisance from developing or continuing, in emergency situations, ~~or due to noncompliance with this section, the City code of ordinances, or applicable federal or state laws.~~ If the obstruction poses an immediate threat to the public, the Director of Public Works may have the obstruction removed immediately.

(b) A ~~An~~ **An** sidewalk café obstruction permit may be revoked, suspended or not renewed for a violation of any provision of City ordinances, or applicable **federal or** state law by the Public Health and

Safety Committee, upon the complaint of the Police Chief or designee, or Director of Public Works or designee according to the following procedure:

- (1) A hearing shall be held before the Public Health and Safety Committee upon at least three days' written notice to the permittee of the hearing date and time and of the charges alleged.
- (2) At the hearing, the Police Chief or designee or Director of Public Works or designee shall present evidence of any alleged violations. The permittee may appear in person with or without counsel and shall be allowed to question witnesses and present evidence.
- (3) At the conclusion of the hearing, the committee shall make a recommendation to the Common Council whether there exists cause for non-renewal, suspension or revocation, which recommendation shall be considered at its next regularly scheduled meeting.

5.63.105~~100~~ Appeal of denial of permit.

The appeal of a denial of a sidewalk café ~~an obstruction~~ permit under this chapter shall be made as provided in chapter 2.21 of this Code.

5.63.110~~105~~ Existing permits.

Permits in existence on the date of enactment of this ordinance shall expire on ~~March 31, 2014~~ June 30, 2023.

5.63.120~~110~~ Penalty.

The penalty for violation of this section shall be a forfeiture of not less than \$50.00 or more than \$500.00 per day for each violation, together with the costs of prosecution.

Section 3. That Chapter 5.65 Sidewalk Cafés is hereby created to read as follows:

5.65.010 Intent and purpose.

The City supports a vibrant business community and recognizes the social and economic benefit in allowing certain activities to take place within the public right-of-way. Specifically, the City finds and determines:

- (a) That there exists a need for outdoor eating facilities within the community to provide for a unique environment for relaxation, social interaction and food consumption, particularly given the experiences of and lessons learned during the COVID-19 pandemic and recovery.
- (b) That sidewalk cafés will permit enhanced use of the available public rights-of-way, will complement the restaurants operating from fixed premises, and will promote economic activity within the City limits.
- (c) Regulating the use of public rights-of-way through permitting will ensure that a high quality appearance is maintained and that sidewalks remain safe and accessible to pedestrians.

5.65.020 Definitions.

The following definitions shall apply in the interpretation and enforcement of this chapter.

Full service restaurant means an establishment requiring a State of Wisconsin restaurant license and whose food sales are greater than 50 percent of its gross receipts. Upon request of the City, owners of establishments shall substantiate the percentage of their gross receipts devoted to food.

Sidewalk café means an expansion of a full service restaurant creating an outdoor dining facility on part of the public right-of-way that immediately adjoins the licensed premises for the purpose of consuming food or beverages prepared at the full service restaurant adjacent thereto.

5.65.030 Permit required.

- (a) It is unlawful for any person, firm, or corporation to erect, place, maintain, or operate on any public street or sidewalk or in any other public way any sidewalk café without first having obtained a permit from the Public Health and Safety Committee of the Wausau Common Council.
- (b) Each permit shall be effective for one year from July 1 until the following June 30.
- (c) The permit issued may be transferred to a new owner only for the location and area listed in the permit. The transferred permit shall be valid only for the remainder of the period for which it was originally issued. A new certificate of insurance must be filed with the City within 30 days of the permit transfer.

5.65.040 Application for a permit.

- (a) An initial application for a sidewalk café permit, a renewal or transfer shall be made, in writing, to the Inspections Division of the Department of Public Works upon such form as shall be provided by the department and shall contain the following:
 - (1) The name and address of the applicant.
 - (2) A detailed description of the proposed sidewalk café.
 - (3) The proposed specific location of the sidewalk café.
 - (4) A current certificate of insurance as required by section 5.65.070 of this chapter.
 - (5) A copy of a valid restaurant license.
 - (6) An approved conditional use permit pursuant to Section 23.10.32 where required by virtue of the standard zoning district within which the sidewalk café is to be located.
 - (7) The initial application shall contain such information which the department may prescribe and require.
 - (8) A non-refundable application fee, as stated in the City of Wausau Fees and Licenses Schedule, section 3.40.010(a).
 - (9) If the applicant intends to sell or serve alcohol beverages to patrons of the sidewalk café, the applicant shall first obtain a retail alcohol beverage license or an amendment of the premises to include the area of the sidewalk café where alcohol beverages will be sold, served or consumed pursuant to chapter 5.64.
- (b) Upon receipt of a sidewalk café permit application by the Inspections Division of the Department of Public Works, the Zoning Administrator will review the application for completeness and provide a copy of the application to the Fire Chief, Police Chief, City Attorney, Community Development Director, Director of Public Works, Chairperson of the Preservation Commission and Chairperson of the Public Health and Safety Committee.

5.65.050 Permit fees.

- (a) The initial application fee for a sidewalk café permit with or without alcohol license expansion shall be as stated in the City of Wausau Fees and Licenses Schedule, section 3.40.010(a).
- (b) The annual renewal fee for a or sidewalk café permit with or without an alcohol license expansion shall be as stated in the City of Wausau Fees and Licenses Schedule, section 3.40.010(a).

5.65.060 Sidewalk café standards.

The following standards, criteria, conditions and restrictions shall apply to all sidewalk cafés, provided, however, that the Director of Public Works or designee may impose additional conditions and restrictions to protect and promote the public health, safety, or welfare, to prevent a nuisance from developing or continuing, and to comply with this chapter, the City ordinances, and all applicable state and federal laws.

- (a) Sidewalk cafés are restricted to the public right-of-way immediately adjacent to the licensed full service restaurant to which the permit is issued.
- (b) Tables, chairs, umbrellas or other fixtures in the sidewalk café
 - (1) Shall not block designated ingress, egress, or fire exits from or to the establishment or any other structure.
 - (2) Shall be readily removable and shall not be physically attached, chained, or in any manner affixed to any structure, tree, post, sign or other fixture, except for canopies.
 - (3) Except canopies, all other sidewalk café components shall be removed when the sidewalk café is not in operation.
 - (4) Must remain within the designated boundaries when seating is filled to capacity.
- (c) Sidewalk cafés shall be located in such a manner that a distance of not less than four feet is maintained at all times as a clear and unobstructed pedestrian path. For the purposes of minimum clear path, trees, plantings, parking meters, traffic signs and similar obstacles shall be considered obstructions.
- (d) No portion of any sidewalk café may encroach on the sidewalk adjacent to any other property other than the property that is permitted in this chapter.
- (e) The sidewalk café and the sidewalk and roadway immediately adjacent to it, shall be maintained in a clean, sanitary and safe manner. Debris shall be removed as required throughout the day and at close of each business day.
- (f) Umbrellas or other shade materials shall be treated canvas, cloth or similar material that is manufactured to be fire-resistant. No portion of an umbrella or other shade material shall be less than seven feet above the sidewalk.
- (g) No food preparation, food storage, refrigeration apparatus, or equipment shall be allowed in the sidewalk café.
- (h) No amplified entertainment shall be allowed in the sidewalk café unless authorized as part of a special event. Amplified entertainment means any type of music or other entertainment, whether live or recorded, delivered through and by an electronic system including related equipment such as speakers, microphones, televisions or other audio or video devices.

- (i) The sidewalk café permit covers only the public right-of-way described in the permit. Tables and chairs on private property will be governed by other applicable regulations.
- (j) The use of a portion of the public right-of-way as a sidewalk café shall not be an exclusive use. All public improvements, including, but not limited to trees, light poles, traffic signals, manholes, or any public initiated maintenance procedures shall take precedence over said use at all times. The Director of Public Works or his/her designees may temporarily order the termination of sidewalk cafés for the following reasons, but not limited to, special events, including construction, parades, sponsored run walks, or for any reason to maintain health, safety, welfare of the public.
- (k) Molded plastic tables and chairs are not permitted.
- (l) No smoking is allowed within the limits of a sidewalk café during the hours of operation.
- (m) Sidewalk cafés shall not operate after 10:00 p.m. or before 6:00 a.m.
- (n) Table and chairs and other components, not including canopies, of the sidewalk café shall be removed nightly.
- (o) A copy of the site plan, as approved in conjunction with the current sidewalk café permit shall be maintained on the permittee's premise and shall be available for inspection by City personnel at all times.
- (p) The number of tables and chairs and other items permitted in the sidewalk café area is limited to number and location as set forth in the approved sidewalk café permit.
- (q) The City, its officers and employees, shall not be responsible for sidewalk café fixtures that are relocated or damaged.

5.65.070 Liability and Insurance.

The permittee shall provide the City with an original certificate of insurance as evidence that the requirements set forth in this section have been met prior to commencing operations.

- (a) Commercial liability insurance in the amount of at least \$1,000,000.00 per occurrence for bodily injury and property damage, with the City of Wausau named as an additional insured, shall show that the coverage extends to the area used for the sidewalk café, and shall provide that the policies of insurance shall not be cancelled, nonrenewed, or altered without 30 days' prior written notice to the City.
- (b) The permittee agrees to indemnify, defend, save, and hold harmless the City, its officers and employees, from any and all claims, liability, lawsuits, damages, and causes of action, which may arise out of the permit or the permittee's activity on the sidewalk café.

5.65.080 Committee action.

- (a) The Public Health and Safety Committee will, within 30 days of receipt of a completed permit application, act to approve, approve conditionally, or reject the permit application. Failure of the committee to act within this time period shall be deemed a denial of the requested permit.
- (b) The Public Health and Safety Committee may place any conditions it deems appropriate on approval of the sidewalk café permit application, including special provisions for maintenance of sidewalk café and any other requirements.

- (c) Any requirements placed on issuance of the sidewalk café permit shall be acknowledged as acceptable by the permit applicant prior to issuance of the permit by the Inspections Division of the Department of Public Works.

5.65.090 Transfer of permit.

Except as provided under section 5.65.030(c), permits issued under this chapter may not be transferred to another individual, business, corporation, or other entity.

5.65.100 Revocation, suspension or non-renewal.

- (a) A sidewalk café permit may be suspended by the Director of Public Works or designee where necessary to protect the public health, safety and welfare or to prevent a nuisance from developing or continuing; in emergency situations. If the sidewalk café poses an immediate threat to the public, the Director of Public Works may have the sidewalk café removed immediately.
- (b) A sidewalk café permit may be revoked, suspended or not renewed for a violation of any provision of City ordinances, or applicable federal or state law by the Public Health and Safety Committee, upon the complaint of the Police Chief or designee, or Director of Public Works or designee according to the following procedure:
 - (1) A hearing shall be held before the Public Health and Safety Committee upon at least three days' written notice to the permittee of the hearing date and time and of the charges alleged.
 - (2) At the hearing, the Police Chief or designee or Director of Public Works or designee shall present evidence of any alleged violations. The permittee may appear in person with or without counsel and shall be allowed to question witnesses and present evidence.
 - (3) At the conclusion of the hearing, the committee shall make a recommendation to the Common Council whether there exists cause for non-renewal, suspension or revocation, which recommendation shall be considered at its next regularly scheduled meeting.

5.65.105 Appeal of denial of permit.

The appeal of a denial of a sidewalk café permit under this chapter shall be made as provided in chapter 2.21 of this Code.

5.65.110 Existing permits.

Permits in existence on the date of enactment of this ordinance shall expire on June 30, 2023.

5.65.120 Penalty.

The penalty for violation of this section shall be a forfeiture of not less than \$50.00 or more than \$500.00 per day for each violation, together with the costs of prosecution.

Section 4. That Section 12.44.040 Exceptions is hereby amended to read as follows:

12.44.040 Exceptions.

The prohibitions in section 12.44.020 shall not apply to the following:

...

- (o) Obstructions authorized by permit under section 5.63.030 or sidewalk cafés permitted under section 5.65.030.

Section 5. That Section 5.64.035 Alcohol licensing and serving of alcohol beverages is hereby amended to read as follows:

5.64.035 Alcohol licensing and serving of alcohol beverages.

- (a) Alcohol beverages are not allowed on the public sidewalk at any time except as authorized pursuant to section 9.04.025 of this Code or as otherwise authorized herein. The sale and service of alcohol beverages by full service restaurants holding a valid sidewalk café permit pursuant to section 5.65.030 located in the central business district may be permitted provided an expansion of the premises is approved by the City Council for the area described in the sidewalk café permit.
- (b) A request for expansion of the licensed premises to include the area under a valid sidewalk café permit shall be made in writing to the City Clerk. The request shall include the completed application along with the additional required documents per section 5.63.040 5.65.040.

...

- (10) In the event a sidewalk café permit is suspended or revoked under section 5.63.100 5.65.100, service of alcohol in the sidewalk café area shall not be permitted.
- (11) Approval by the Common Council of the sidewalk café as part of the license premise shall not be granted or renewed under this section without a valid sidewalk café permit.

Section 6. That Section 1.01.025 Issuance of citations, is hereby amended to read as follows:

1.01.025 Issuance of citations.

....

- (c) Schedule of cash deposits.

- (1) A schedule of cash deposits is established as follows:

....

- (B) For violations of all ordinances other than those governed by the aforescribed Uniform State Deposit Schedule and except as provided in subsection (C), the cash deposit schedule shall be as follows:

Municipal Ordinance Schedule of Deposits

....

<u>Ord. No.</u>	<u>Offense</u>	<u>Deposit</u>
5.60.010	Sell door to door no permit	50.00
5.63.030	Permit required (obstructions in right-of-way)	50.00
5.64.034	(a) Server under the influence	50.00
	(c) Failure to close licensed premises	50.00
	Second or subsequent violations of sub (a) or (c)	200.00
5.64.066(c)	False or altered identification cards; misrepresentation of age	250.00
	Second or subsequent violation	500.00
5.65.030	Permit required (sidewalk café)	50.00
5.65.060	Sidewalk café standards	50.00
6.44.040(c)	Location of waste container violations	30.00

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. This ordinance shall be in full force and effect on the day after its publication.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Kaitlyn A. Bernarde, Clerk

MINUTES

APRIL 6, 2023

Members Present: John Kroll, Carol Lukens, Jay Coldwell, Ashley Lange, Jesse Kearns, Mary Kluz

Others Present: Brad Lenz, Andrew Lynch, Dustin Krage, Doug Diny, Christine Daniels, Deb Ryan

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and transmitted to the Wausau Daily Herald in the proper manner.

1. Welcome and Introductions

Meeting started at 4:00 pm

2. Public Comment

Deb Ryan: Interested in energy, efficiency, and savings. Suggested LED lights. Redoing windows in City Hall. She has talked to WPS about street lights. Suggested using fewer consultants and contractors that city staff could do.

Dustin Krage: City electricians do replace lights. Conscious of budgets and plan out where and when to change bulbs. Is here to learn more how to design the Public Works fleet facility for energy efficiency and alternative energy.

3. Approve minutes of March 2, 2023 meeting

Motion by Lange. Second by Kearns. Approve the minutes. Passed Unanimously.

4. Updates: Greenhouse Gas Resolution

Lynch recapped the March 14 City Council meeting where the Greenhouse Gas Resolution was adopted. The Council was in broad support of this measure and noted the efficiency gains that could be found and the positive impact on the youth as noted in the public comment. Kroll asked about next steps and Lynch and Lenz discussed having meet with a representative of Focus On Energy as well as the new executive director of the Wisconsin Local Government Climate Coalition with the goal of building a relationship with the local utility provider. Staff is also looking at plans other communities have adopted to determine what would fit Wausau's needs now.

5. Discussion and Possible Action: Good News Project Sustainability Award

Kroll noted the impressive tour the committee did last year of the Good News facility. Christine Daniels, Executive Director of the Good News Project for the past 23 years was on hand to discuss the organization. A main part of their business was electronics recycling that funds the medical equipment loan program. They are planning to add 3 phase electrics and solar arrays to their building. This year is the 40th Anniversary of the organization. Diny noted the previous city effort to do curbside pick up of large items. The GN org does work with the City on large item drop off days. Motion/Second by Lange/Kluz to award Sustainability Award to the Good News Project.

Next steps: the award will go to the City Council for a Mayor's Proclamation on April 25.

6. Discussion and Possible Action: Youth representation on committee

Kroll noted there was a lot of discussion about getting students involved in the committee. There was a lot of positive feedback from the GHG resolution. Kluz asked how youth is defined and is a high school age student below the voting age allowed to sit on the committee. Lenz noted in the committee ordinance language that students were allowed. Lynch voiced concern that another voting member could make it more difficult to get a quorum. Lukens voiced support for several classes or groups that would have a student that could join, she will check into it. Staff will check with the Mayor on the best course to have a youth member. Diny suggested a connection to the scholarship night the schools have to find a student that is interested in the sustainability field. Kearns suggested a term limit of one school year.

7. Discussion and Possible Action: Reauthorizing No Mow May

Draft resolution in the packet to suspend the enforcement of the ordinance regarding length of the grass. References to the Appleton study by del Toro was taken out. Lukens provided a wealth of good science backing up the effort. Kluz feels it is important to help raise awareness about insects. Lange acknowledges that this gives residents a way to help and control over their yard. Lukens suggests in the future the City could adopt different efforts such as bee lawns, Slow Mow Summer, and better management techniques. She acknowledged the need to have an educational component for future efforts. Coldwell noted that bee lawns take little water and could be a good way to save money. Kluz suggested that this resolution is passed as is and the committee works through the next year with the water utility to design a new program.
Motion/Second by Lukens/Kearns to reauthorize No Mow May for 2023. Passed unanimously.

8. Discussion and Possible Action: Earth Day Proclamation

Lynch shared that the Mayor will have an Earth Day Proclamation at the April 25 Council meeting. This has been done in the past and committee was asked if there was anything in particular or new that should be added. The GHG resolution and the Sustainability Award were noted. Staff will work with the Mayor's office to include those points.

9. Next meeting date: May 4 at 5pm

Staff will publish a notice for the Earth Day Tree Planting on April 22.

10. Adjourn

Motion by Coldwell/Second by Kluz. Passed Unanimously. Meeting adjourned at 5:12pm.

RESOLUTION OF THE PUBLIC HEALTH & SAFETY COMMITTEE

Designating the Month of May, 2023, as “No Mow May” and suspending enforcement of W.M.C. §6.48.010 Mowing Required and §6.48.040 Penalty from May 1, 2023 through May 31, 2023.

Committee Action:

Fiscal Impact: Undetermined

File Number:

Date Introduced:

RESOLUTION

WHEREAS, insects, especially bees, serve a significant and critical role as pollinators of plants including agricultural plants; and

WHEREAS, the ideal pollinator-friendly habitat is one comprised of mostly native wildflowers, grasses, vines, shrubs, and trees blooming in succession throughout the growing season; and

WHEREAS, the formative period for establishment of pollinator and other insect species and the many songbirds and other urban wildlife species that depend upon them occurs in late spring and early summer as they emerge from dormancy and require flowering plants as crucial foraging habitat; and,

WHEREAS, “No Mow May” is a community initiative that encourages property owners to limit lawn mowing practices during the month of May to provide early season foraging resources for pollinators that emerge in the spring, especially in urban landscapes when few floral resources are available; and

WHEREAS, the City of Wausau adopted a resolution permitting residents to participate in the “No Mow May” initiative for May, 2021 thereby encouraging interested residents to increase pollinator-friendly habitat by encouraging pollinator-friendly lawn-care practices on their own properties for the month of May during this formative period; and

WHEREAS, the City of Wausau finds that requirement for 2021 participants to formally register and obtain and post signs on their properties indicating their participation in the “No Mow May” initiative was unduly burdensome for local residents; and

WHEREAS, the City of Wausau Municipal Code §6.48.010 Mowing required and §6.48.040 Penalty together require the mowing of all grasses, weed and brush subject to a possible forfeiture of \$98.80.

NOW THEREFORE, BE IT RESOLVED that the City of Wausau suspends enforcement of W.M.C. §6.48.010 Mowing required and §6.48.040 Penalty for the period of May 1, 2023 through May 31, 2023, for those citizens and residents who participate in the “No Mow May” initiative.

BE IT FURTHER RESOLVED that the City of Wausau will not require residents participating in the “No Mow May” initiative to register or post signs at their residences in order to participate; and

BE IT FURTHER RESOLVED that enforcement will resume again after a seven (7) day grace period from May 31, 2023; and

BE IT FURTHER RESOLVED that the “No Mow May” initiative will be evaluated after this third year as a pilot program to determine whether the Common Council desires to implement it in the future on a permanent basis.

Approved:

Katie Rosenberg, Mayor

Wausau Fire Department Monthly Report

March 2023



(Certified Aerial Operator Training)

Fire Chief Report by Chief Robert Barteck

March was busy for the fire department administration, and I have much to share.

Congressional Directed Spending Request: In February, Senator Baldwin's regional representative, Gregg Wavrunek, visited Central wanting to know what the needs of Wausau Fire are. I knew Senator Baldwin had helped other Wisconsin communities with Fire Station replacement. (Platteville received \$7 million in Federal funding to build a new fire station.) So, I inquired if it was possible to obtain federal funding to replace Central Fire Station. After touring the facility, he thought Senator Baldwin would support the request, and we proceeded forward. He encouraged me to apply for a Congressional Directed Spending Request through Senator Baldwin. In March, the announcement came that the application period was open. The tight deadline did not allow us to take the request to the Finance Committee, so I sought the mayor's permission before applying. We requested \$14 million for a new station's land acquisition, design, and construction. On April 11, Senator Baldwin will visit Central Fire Station to tour the facility and learn about our organization.

Central Fire Station: The discussion of the future of the Central Fire Station continues. We have had a tough winter at Central, and the problems with the aging facility are becoming more troublesome every year. We hope to begin the discussion about the future of the facility. As a first step to restarting conversations, we will present a facilities assessment report conducted by Five Bugles Design at the April Public Health and Safety Committee Meeting. The station needs many updates and repairs. The facility assessment report found a myriad of problems that need to be addressed. This will take long-term planning and a strategic approach to keep the station functioning economically.

Hiring: We made conditional offers to three entry-level firefighter candidates in March. Two of them are fully certified Firefighter/Paramedics and will be hired and begin a traditional entry academy in May. The third candidate is a firefighter currently enrolled in the NTC Paramedic program. That candidate will join our other six Paramedic students in the Wausau Fire cohort of the NTC program. We expect that group to complete their training in November. These leave three remaining positions to fill the new roster of 74 members. We are planning on posting another application period in May.

Wisconsin Chief's Education Conference: Deputy Chief Kopp and I traveled to Madison to attend the Wisconsin Chief's educational winter conference. This conference is unique because it is only full-time career Fire Chiefs from around Wisconsin. The conference had many interesting topics, with the biggest being hiring best practices.

Adaptive Leadership lectures: Unfortunately, in my position as Chief, I spend most of my time with the other higher-ranking officers and not enough with the firefighters and engineers. To help change that, I have begun a four-part leadership development series based on the National Fire Academy Executive Fire Officer program. In March, I wrapped up my lectures with all the staff, discussing the practical application of Adaptive Leadership Practices in the Fire Service. I based this lecture on Heifetz and Linsky's book *Leadership on the Line, Staying Alive through the Dangers of Leading*. It is an excellent book demonstrating a clear path for tackling adaptive leadership problems. In June, I will meet with all three crews to present the second part of the leadership series.

Committee of the Whole Presentation: On March 28, the Common Council held a Committee of the Whole and asked for a presentation from the Fire Department on issues and possible solutions relating to the homeless population in Wausau. I presented the data we had gathered over the last two years that shows that our department is called daily to help someone who considers themselves

homeless. The Fire Department Paramedics are often the first point of contact for medical care. Typically, these are for chronic or addiction-related problems that are not emergent and prevent an ambulance from being available for another call. I brought up the Madison Community Care Paramedic program as a possible resource to help with these issues. The Council liked the idea and wants a presentation on what a full-time Community Care Paramedic can provide to our community at the June Public Health and Safety Committee. I am contacting community partners for this project and garnering information about their programs from Madison and Greenfield Fire Departments. More to come on this project.

I hope you find this monthly report informative. Don't hesitate to contact me if you have further questions or want additional information added to this report.

Robert Barteck – Fire Chief

EMS Division by EMS Division Chief Jared Thompson

CAAS Accreditation

We have submitted all clarification documents to CAAS this last month. The next step is the official on-site review, where CAAS sends three evaluators to our department to review our EMS operations internally. We are patiently awaiting further communication with CAAS.



EMS Patient Experience Report

The EMS Division is excited to share our patient care experience report for March. Our overall score was 92.76%. I want to highlight the category entitled **“Extent to which medics cared for you as a person.”** In this category alone, our paramedics scored 95.83%. When individuals experience a medical emergency, sometimes this can be overlooked, and patients can feel forgotten while receiving medical care. This category truly reflects the *character* of our paramedics!



Your Score
92.76

Your Patients in this Report
19

Total Patients in this Report
6,754

Total EMS Organizations
221

5 Highest Scores



Pediatric Emergencies

In March, our paramedics had 22 pediatric patient encounters ranging from 3 months to 17 years of age. Some emergencies included seizures, overdoses, choking, breathing problems, and allergic reactions. One such call involved a 4-year-old female who was active in a seizure. Upon our crews' arrival, they confirmed that the patient was still experiencing a seizure. All pediatric medication dosages are weight-based, so we have a system that pre-calculates the dosage. The crew was able to utilize this system and administer the correct dose of rescue medication to stop the seizure. The patient made a full recovery.

Cardiac Care Benchmarks

The EMS Division is proud to share that we met two main cardiac benchmarks tracked monthly. I would like to share the “administration of aspirin to patients who present with an acute coronary syndrome (ACS)”

benchmark. For March, we surpassed our goal of aspirin administration within five minutes of patient contact 90% of the time with 100%. This means that every patient that presented with ACS received this life-saving medication within 5 minutes.

Aspirin is considered to have a Class I indication by the AHA (American Heart Association), meaning there is strong evidence and/or agreement that it is helpful and good for the patient suffering from acute coronary syndrome or suspected acute coronary syndrome.

Responses by Municipality (EMS Patient Care Reports):

City	# of Runs	% of Runs	# of Runs – YTD
City of Abbotsford	0	0.00%	0
City of Merrill	0	0.00%	1
City of Mosinee	0	0.00%	0
City of Schofield	0	0.00%	0
City of Wausau	453	90.42%	1,363
Clark County	0	0.00%	0
Other	0	0.00%	0
Town of Bergen	0	0.00%	1
Town of Berlin	0	0.00%	7
Town of Bevent	0	0.00%	0
Town of Bern	0	0.00%	0
Town of Cassel	0	0.00%	0
Town of Elderon	0	0.00%	0
Town of Emmet	0	0.00%	0
Town of Franzen	0	0.00%	0
Town of Hamburg	0	0.00%	0
Town of Halsey	0	0.00%	1
Town of Harrison	0	0.00%	0
Town of Hewitt	2	0.40%	6
Town of Johnson	1	0.20%	1
Town of Marathon	0	0.00%	0
Town of Mosinee	0	0.00%	0
Town of Rib Falls	1	0.20%	2
Town of Rib Mountain	0	0.00%	2
Town of Rietbrock	0	0.00%	0
Town of Ringle	1	0.20%	1
Town of Stettin	0	0.00%	1
Town of Texas	9	1.80%	13
Town of Wausau	14	2.79%	36
Town of Wien	0	0.00%	1
Village of Athens	0	0.00%	3
Village of Edgar	0	0.00%	1
Village of Kronenwetter	0	0.00%	0
Village of Maine	15	2.99%	39
Village of Marathon City	0	0.00%	2
Village of Rothschild	0	0.00%	1
Village of Stratford	0	0.00%	0
Village of Weston	5	1.00%	13
Wittenberg	0	0.00%	0
Wood County	0	0.00%	0
Total	501	100.00%	1,495

Fire Training Division by Training Division Chief David Briggs

March Scheduled Training:

A brief breakdown of our scheduled activities follows:

- Air Management
- Emergency Vehicle Operations Course (EVOC)
- Rope Rescue Mechanical Advantage
- Search and Rescue
- Driver-Operator/Aerial Certification (8 members)

Air Management

All firefighters who perform fire suppression were tasked with assessing how much air they consume in low activity and high activity scenarios. Through this training, each member can identify their work of breathing and the duration they have in their air tank in relation to the energy they expend. This allows us to gauge the time firefighters must perform work in an Immediately Dangerous to Life and Health (IDLH) emergency.

EVOC

Every year, members conduct driver training to refresh on the finer points of skilled maneuvering of such large vehicles. This year's drill was conducted at the NTC Wausau Campus to close off a safe area and set-up the cone course. Since not everyone can drive the course at the same time, many members also discussed positioning of vehicles, our policies, and procedures regarding vehicle operations, and safe operations within the community.



Rope Rescue Mechanical Advantage

Over the past few months, we have been working through various rope rescue foundational concepts and build on them as we progress. This month required members to call on training from the past two months and create an anchor point, consider angles, loads, and weights, and then we worked through building mechanical advantage systems to facilitate hauling heavier loads. Each shift was able to complete this task with the benefit of a "load cell" that visibly shows what theory explains regarding force we apply to our rope systems.

Search and Rescue

"Search Culture" is becoming a buzz word in our industry. Some are saying that firefighters across the nation are not focusing on the search and rescue of victims to the degree in which we swore our oath. The reality here in Wausau is that we have always trained to perform victim rescues. However, we are now using statistical data to improve our search methods, techniques, and priorities as compared to how many of us were initially trained. Each member, on each crew, at each station is working to improve our knowledge, skills, and abilities to perform effective and timely searches for victims.

Driver-Operator/Aerial

Eight members of Wausau Fire have been working through February and March to complete the Wisconsin Technical College System Driver-Operator/Aerial certification course. This course was conducted through Northcentral Technical College with Training Division Chief Briggs as the instructor for our members as well as one member from South Area Fire and Emergency Response (SAFER), and one member from the Merrill Fire Department. Throughout the training, members operated aerial apparatus near NTC and around the City of Wausau to gain applicable experience in driving, positioning, and deploying aerial devices. All ten (WFD, SAFER, and MFD) students passed the course and are slated to take certification testing in April and May.



Non-Scheduled Training Topics

Ice Rescue and Rope Ascending/Descending were crew-initiated training events that members saw a need and addressed it. With all off our new hires, we are trying to address outlying training needs as they come up to ensure our members feel proficient when the call occurs.



Wisconsin Technical College System Committees

The Fire Officer 1 and 2 committee finished a final review of all formatting of the new curriculum and the

content is now ready to be released in the state in the coming months. This process took nearly six months to complete all work. It is possible that the Wausau Fire Department may host the first offering of this new curriculum.

The Technical Rescue committee has been on hiatus for a small period while the state office was wrapping up the officer content. We are in the process of scheduling our next meeting. There has been a significant amount of interest in this curriculum from around the state with many organizations contacting the Wausau Fire Department due to the known involvement in the process. While this process is to improve content delivery throughout the state, it has a direct impact on the service WFD offers and our recognition as a leader among organizations at the state level on multiple fronts.

Type of Training	# of Hours	% of Hours	# of Hours -YTD
Company Training	554.15	41.75%	1,554.15
Driver/Operator Training	433.8	32.69%	533.30
Facilities Training	4	0.30%	4
Hazardous Materials Training	1.5	0.11%	93.75
Misc Training	7	0.53%	52
Officer Training	37.45	2.82%	177.45
Specialty Training	289.25	21.79%	523.25
Total	1327.15	100.00%	2,937.90

Training Categories:

Company Training – General firefighting training

Officer Training – Included leadership, management, supervision, and tactical considerations

Driver/Operator Training – Operation of fire apparatus

Hazardous Materials Training – How to mitigate the leak or spill of hazardous substances

Specialty Training – Rope, confined space, trench, collapse, ice, water, and other special rescues.

Facilities Training – Training at a live-burn facility (may include off-duty time)

Misc Training – Any other training category such as software, administrative, etc.

Type of Training	# of Hours	% of Hours	# of Hours -YTD
Admin Training	9	3.58%	41
EMS Training	175.25	69.75%	632
Fire Instructor Training	67	26.67%	145
Fire Prevention Training	0	0.00%	0
Investigation Training	0	0.00%	10
Total	251.25	100.00%	828

Fire Prevention Division by Fire Marshal Brian Stahl

Inspections: Within the City of Wausau for the month of March, we performed 370 total inspections. Of those 19 were re-inspections. We had 44 properties that had Fire Code Violations. These properties will require follow up inspections to confirm compliance. We performed a total of 4 consultations and 1 Hydro test. These entail sprinkler systems, fire alarms, and site visits for new construction.

Investigations: The prevention Division conducted 1 Fire Investigation for the month of March. This investigation was deemed intentional and will require follow up from the Wausau Police Department.

Public Outreach: During the month of March, we had 4 scheduled public outreaches. We observed 2 Fire Drills at Elementary schools. These drills require time management, accountability, and organizational benchmarks for our staff to advise on. We also performed 2 Fire Safety presentations that were requested from area community groups.

Education: The month of March was slated for education pertaining to the certifications and continuing education to maintain these certifications. The certifications that required continuing education pertain to

EMS and HVAC inspector Licensing. Both certifications are job requirements for all three inspectors.



Prevention Division Activities:

Inspections Completed	Monthly	Year to Date
Routine Fire Inspections	347	436
Re-inspections	19	64
All other Inspections (Consults/burn complaints,etc)	5	11
Total Inspections	370	509
Fire Investigations	1	5
Inspection Department Activities	Number	YTD
Public Engagement Activities	15	30

Fire Operations Division by Deputy Chief Jeremy Kopp

Significant calls:

Wausau Fire responded to four significant calls in March. C crew responded to a water rescue call in which the vehicle was submerged in a pond on the west side of town. Ladder 2 crew dressed in water suits and were able to make entry of the submerged car from the top and locate a patient whose head was just above water. The crew was able to extricate the patient from the vehicle and the pond safely and quickly. C crew handled this unique call perfectly. Another call was for a basement fire where B crew was able to locate the fire in a dryer and extinguish it before it spread to the structure. C crew was also the crew working on a day when they were dispatched to an apartment fire on the 7th floor of an assisted living apartment complex. C crew was able to gain access and extinguish two separate fires in the apartment with the help of the sprinkler system before it spread. The fourth significant call was a cooking fire where B crew was able to extinguish quickly.

Recruitment and Retention:

We were able to extend offers to three more firefighters in March with a hopeful start date in May. Division Chief Briggs, Division Chief Thompson, and I were able to attend an all-day job fair at Wausau West High School. Students were bussed in all day from area schools, and we were able to talk with hundreds of students about our profession. There is another job fair coming up in April at the U.W. that we will also be attending. The Peer Focus Group in conjunction with management has been working hard on gathering data for retention ideas. This will consist of surveys internally as well as external to fire departments throughout the state.

Fleet:

Unfortunately, we saw Med 2 blow it's engine in March and is being replaced at Brickners as I write this report, hopefully we get it back in April. Battalion 1 has been received with all upfits completed and will replace Car 2 and go into service on April 5th. This is a half-ton Chevy pickup with a topper and will be a welcomed addition for the Battalion Chiefs. Ladder 2 was having some sensor issues which were affecting the use of the ladder and new sensors were put on and seem to have remedied the issue.

Buildings and Grounds:

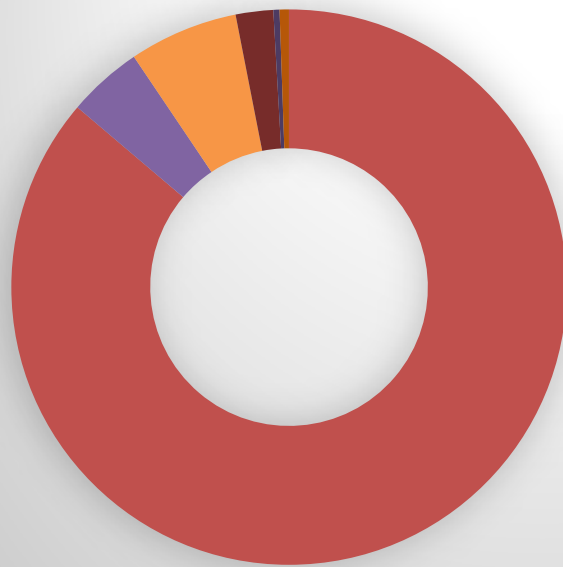
We are still anticipating the remodel of station 3 apparatus bay this year. Station 2 concrete and drains were fixed, and the contractors found a damaged in-floor heat pipe they were able to fix while working on the concrete. I am brainstorming and gathering ideas for personal vehicle parking next year at station 1 and station 3. When we move into our new deployment and staffing plan in January of 2024, we will not have enough parking for our employees at these two stations with the already limited parking we have.

Significant Fire Events:

Date	Address	City	Incident #	Type
3/11/2023	1129 Arthur Street	City of Wausau	F23000387	Building fire
3/13/2023	3402 Terrace Court	City of Wausau	F23000398	Cooking fire, confined to container
3/21/2023	500 Grand Avenue	City of Wausau	F23000450	Building fire

Monthly NFIRS Incident Comparison:

	2023	2022	2021	% Of Change from 2022 to 2023
January	579	591	502	-2.03%
February	506	507	456	-0.20%
March	551	540	497	2.04%
April		498	503	
May		574	556	
June		590	583	
July		531	587	
August		600	577	
September		524	525	
October		545	552	
November		574	562	
December		612	590	
TOTAL		6686	6490	



- Rescue & Emergency Medical Service Incident (475)
- False Alarm & False Call (24)
- Good Intent Call (35)
- Service Call (12)
- Hazardous Condition (No Fire) (2)
- Fire (3)
- Overpressure Rupture, Explosion, Overheat (No Fire) (0)
- Special Incident Type (0)
- Severe Weather & Natural Disaster (0)

Responses by Municipality (All NFIRS Reports):

City	# of Runs	% of Runs	# of Runs - YTD
City of Abbotsford	0	0.00%	0
City of Colby	0	0.00%	0
City of Merrill	0	0.00%	1
City Of Mosinee	0	0.00%	0
City Of Schofield	0	0.00%	0
City Of Wausau	505	91.65%	1,506
Clark County	0	0.00%	0
Taylor County	0	0.00%	0
Town of Bergen	0	0.00%	1
Town Of Berlin	0	0.00%	7
Town of Bern	0	0.00%	0
Town of Bevent	0	0.00%	0
Town Of Cassel	0	0.00%	0
Town Of Elderon	0	0.00%	0
Town Of Emmet	0	0.00%	0
Town of Franzen	0	0.00%	0
Town of Halsey	0	0.00%	1
Town Of Hamburg	0	0.00%	0
Town of Harrison	0	0.00%	0
Town Of Hewitt	2	0.36%	6
Town of Johnson	1	0.18%	1
Town Of Marathon	0	0.00%	0
Town Of Mosinee	0	0.00%	0
Town Of Rib Falls	1	0.18%	2
Town Of Rib Mountain	0	0.00%	2
Town Of Rietbrock	0	0.00%	0
Town of Ringle	1	0.18%	1
Town Of Stettin	0	0.00%	1
Town Of Texas	7	1.27%	11

Town Of Wausau	14	2.54%	36
Town Of Weston	0	0.00%	0
Town Of Wien	0	0.00%	1
Village Of Athens	0	0.00%	3
Village Of Brokaw	0	0.00%	0
Village Of Edgar	0	0.00%	1
Village Of Kronenwetter	0	0.00%	0
Village Of Maine	15	2.72%	39
Village Of Marathon City	0	0.00%	2
Village Of Rothschild	0	0.00%	1
Village Of Stratford	0	0.00%	0
Village Of Weston	5	0.91%	13
Wittenberg	0	0.00%	0
Wood County	0	0.00%	0
Total	551	100.00%	1,636

Activity/Incident Hours Committed:

Category	Time Committed
NFIRS Incidents	155:23:10 Hours
EMS Incidents	791:31:21 Hours
Non-Incident Activities (Station Maintenance, Vehicle Check-off/Fire Pre-plan, Hazmat Outreach, Administration duties, Public Education, Committee and Staff Meetings)	1,116.00 Hours
Training (including Wellness)	1,578.40 Hours

Aid Responses:

Type of Aid	# of Runs
Mutual Aid Given – EMS	4
Mutual Aid Given – Fire	0
Automatic Aid Given – EMS	27
Automatic Aid Given – Fire	0
Mutual Aid Received – EMS	0
Mutual Aid Received – Fire	0
Automatic Aid Received – EMS	0
Automatic Aid Received – Fire	0
Other Aid Given – EMS	0
Request for EMS from Other Agencies to the City of Wausau (not Aid)	0
Request for Fire from Other Agencies to the City of Wausau (not Aid)	0
Total Non-Aid Incidents (outside City with no other agency response)	15



Wausau Police Department

515 Grand Ave

Wausau, WI 54403

Ph. 715-261-7800

Date 04/05/2023
To Chief Bliven
From Lt. Mike Felder
Subject TAVERN REPORT March 1, 2023, through March 31, 2023

ROUTINE TAVERN INSPECTIONS (No violations unless noted)

Hutch's Bar, 4411 Stewart Ave.

Malarkey's, 412 N. 3rd St.

Jalapeno's, 300 N. 3rd St.

M & R Station, 818 S. 3rd Ave.

North End Pub, 1002 N. 3rd Ave.

Oz, 320 Washington St.

Polack Inn, 1206 N. 3rd Ave.

Lickity Splitz, 1709 Merrill Ave.

Treu's Tic Toc Club, 1201 W. Thomas St.

Newch's Eatery, 1810 Merrill Ave.

CONVENIENCE/GROCERY STORE INSPECTIONS (No violations unless noted)

None.

RESTAURANT INSPECTIONS (No violations unless noted)

None.

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ALCOHOL COMPLIANCE CHECKS

None.

NOTABLE INCIDENTS AT TAVERNS TO WHICH POLICE WERE DISPATCHED.

Glass Hat, 1203 N. 3rd Street

- (1) *Event #23036193, 03/20/2023 at 9:18 PM:* SUSPICIOUS ACTIVITY: The **owner** called after being contacted by a neighbor that there was a person asleep on the front stoop of the bar. An officer responded and found that the person had moved on. The owner was called and advised.

Hiawatha Restaurant and Lounge, 713 Grant Street

- (1) *Case #23001682, 03/06/2023 at 12:46 AM:* ALARMS: Officers responded to a commercial burglar alarm. An open door was found and the building was cleared. No one was found inside. One set of footprints was observed leading from the building to where a vehicle had been parked. The keyholder was spoken to on the phone, but did not respond. Officers were able to secure the building.
- (2) *Case #23001878, 03/14/2023 at 9:02 PM:* CRIMINAL MISCELLANEOUS: A **bartender** called to report a woman in the bar was waving a wrench around in a threatening manner when asked to leave. The woman had left when officers arrived, but she was located a short distance away. She was still armed with the wrench, but taken into custody cooperatively. She was arrested for disorderly conduct and bail jumping. The woman is known to officers to be homeless.

Loppnow's Bar, 1502 N. 3rd Street

- (1) *Event #23034923, 03/17/2023 at 9:24 PM:* CRIMINAL MISCELLANEOUS: A citizen called to report that there was a male in the bar that was on probation, with rules against drinking and being at a bar. The citizen provided the male's name, and his condition of probation were confirmed. Officers responded to the bar, however the male left before they arrived. The officers were unable to locate the male. An email was sent by a responding officer to the male's probation agent.

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Malarkey's, 412 N. 3rd Street

- (1) *Event #23034611, 03/17/2023 at 10:00 AM:* 911 HANG UP: Officers responded to a 9-1-1 open line call. The dispatcher could hear a woman talking loudly over the open line. An officer responded and contacted the phone owner. It was an accidental pocket dial.
- (2) *Case #23001955, 03/18/2023 at 2:48 AM:* FIGHT: An officer (Lieutenant) on patrol was driving past Malarkey's when he noticed what appeared to be a fight occurring in the street in front of the bar. After investigation, it was determined that a male patron had started fighting the employees while they were trying to empty the bar at the end of the night. One of the employees severely injured his thumb (a compound fracture-type injury). Other employees were threatened with a knife brandished by the suspect. The suspect fled on foot when the officer had pulled up outside the bar. The officer that came across the fight chased the suspect and apprehended the male after deployment of a Taser to the subject. The male was arrested and charges of recklessly endangering safety, substantial battery, felony bail jumping, resisting an officer and disorderly conduct were requested. The male also had a Wisconsin Department of Corrections warrant (Probation/Parole warrant) and a warrant from the Marshfield Police Department. Employees were asked as to why the police were not called. It is believed that the incident unfolded so quickly that it was still ongoing when the officer came across it.

Den Mar Bar, 601 W. Thomas Street

- (1) *Event #23040265, 03/29/2023 at 10:35 PM:* FAMILY DISTURBANCE: **A patron called at the request of the bartender** to report that a male and female appeared to be fighting in the bar. Officers responded and contacted both the involved male and female. The two were arguing over money. At one point, the female claimed the male had pushed her into a wall, grabbed her arms and blocked her in the bathroom. Their relationship did not fit a "domestic" relationship, and the woman declined to pursue any charges. The female had asked that the male return her keys, but he claimed to have thrown them over a fence. They were not able to locate the keys. The male said he would pay for a new set of keys. Both were released at the scene with no law enforcement action taken.

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Jim's Corner Pub, 1244 S. 9th Avenue

(1) *Event #23036644, 03/21/2023 at 8:58 PM*: MEDICAL EMERGENCY: An ambulance was requested to respond to the bar after a male fell and hit his head and collapsed. He was described as alert, conscious and breathing, but his forehead was bleeding "pretty bad," and pressure was being applied. An officer responded due to repeated medical calls at the establishment. The officer learned that the patron had consumed (admittedly) two beers and two or three shots of "Fireball." The male was a larger male, but was capably answering all questions posed by the officer. Both the patron and other witnesses said the male had a "coughing fit" while standing near the bar, turned his head to be polite, and may have hyperventilated/lost oxygen and passed out. He fell face-forward, striking the corner of the bar with the top of his head.

M & R Station, 818 S. 3rd Avenue

(1) *Event #23027850, 03/02/2023 at 10:31 PM*: 911 HANG UP: Officers responded to a 9-1-1 Hang-Up call. When dispatch called the phone back, a woman answered, didn't know what had happened, and didn't mean to call. She admitted being a customer there at the time, although she does work there. Officers contacted her and found everything to be fine.

Hutch's Bar, 4411 Stewart Avenue

(1) *Case #23001987, 03/19/2023 at 7:50 AM*: ALARMS: Officers responded to a commercial burglar alarm. The building was checked and found to be secure. No keyholder responded. A False Alarm form was completed for the call.

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Matt's 101 Pub, 101 N. 3rd Avenue

- (1) *Event #23030361, 03/08/2023 at 10:35 AM:* HIT AND RUN CRASH: The **owner** called to report a hit and run crash. When the officer arrived, he advised the officer that he and the other driver involved were going to handle the incident amongst themselves. No further Law Enforcement action was taken.
- (2) *Event #23034750, 03/17/2023 at 2:35 PM:* CRIMINAL MISCELLANEOUS: A caller that refused to be identified called to report that there was a (named) male that drinking at the bar. The caller thought the male was not supposed to be at the bar or drinking. The male the caller was talking about was found to have no such restrictions, so no contact was attempted.
- (3) *Case #23002227, 03/30/2023 at 1:31 AM:* CRIMINAL MISCELLANEOUS: An **employee** called to request assistance with removing a subject that refused to leave when asked. The male allegedly came into the bar and started yelling at customers, which led to them asking him to leave. When he didn't leave, the bartender called a male to assist her. The bartender's friend arrived and escorted the problem patron out. The patron turned and pushed the bartender's friend, who responded by pushing the patron back and out of the bar. The patron fell as he was stepping backwards. When officers arrived, the problem patron ran from officers while they were trying to provide him medical assistance after falling. The male fell while running from officers and was taken into custody. He resisted officers, but was eventually secured in a squad car and transported to the Emergency Department for medical clearance. The male refused medical clearance and was taken to jail, with charges of misdemeanor bail jumping (no alcohol/bars) and resisting an officer.

Chatterbox Bar, 102 S. 2nd Avenue

- (1) *Event #23040235, 03/29/2023 at 9:25 PM:* SUSPICIOUS ACTIVITY: A **bartender** called after two people came into the bar and "made a scene." This was further described as "screaming, yelling and making a scene...cleared the bar out." Officers responded were not able to locate anyone. The bartender said the two had come into the bar, but didn't order any drinks. One said she was going to use the "gambling machines." When the bartender asked them for identification, they claimed not to have any, so he asked them to leave. They became upset, with one of them yelling, pacing in front of the outside of the bar, and banging on the windows before leaving. No damage was caused. The bartender did not want to pursue any charges since they were gone. It is highly suspected that one of the two involved in this call would later be involved in a disturbance at the 101 Pub and be arrested (See Incident #3).

Lickity Splitz, 1709 Merrill Avenue

- (1) *Event #23038459, 03/26/2023 at 1:28 AM:* CRIMINAL MISCELLANEOUS: An **employee** called after a male was asked to leave, but would not. Officers arrived and located the male. The male eventually agreed to leave in a cab.

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ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED

- No new Demerit Points assessed. Newch's Eatery had 100 Demerit Points fall off due to time, and now sits a zero (0) Demerit Points.
- See below synopsis and attached report.

Respectfully submitted,
Lt. Michael Felder

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Chief

Matthew Barnes
Deputy Chief

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ADDENDUM #1: SYNOPSIS OF CURRENT DEMERIT POINTS

Campus Pub 50 Demerit Points
Disorderly Conduct on Premise/Failure to Summon Police (08/20/2022)

Christine's Bar 25 Demerit Points
Open After Hours (04/24/2022)

Den Mar Bar 50 Demerit Points
No Licensed Bartender on Duty/Premise (02/08/2023)

Jalapeno's 225 Demerit Points
Open After Hours (06/19/2022)
Allowing Underage on Premise (06/19/2022)
Serving Underage Person (06/19/2022)
Leaving with Open Container (06/19/2022)
No Licensed Bartender on Duty/Premises (09/19/2022)

M and R Station 50 Demerit Points
Failure to Summon Police (05/29/2022)

Milwaukee Burger Company 50 Demerit Points
No Licensed Bartender on Duty/Premise (08/29/2022)

ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED TO TAVERNS/STORES

Establishment	Defendant/Relationship	Date of Violation	Ord. Section/Statute Number	Type of Violation	Point Value*	Case #
6th Street Pub					Total	0
101 Pub					Total	0
Aftershock Bar & Grill					Total	0
Applebee's Restaurant					Total	0
Buffalo Wild Wings					Total	0
Bunker's					Total	0
Cabaret					Total	0
Callon Street Pub					Total	0
Campus Pub	Kevin Steinke/Owner	8/20/2022		Disorderly Conduct on Premise	50	Case #22007058
					Total	50
Cheers Bar					Total	0
Christine's Bar	Pahoua Chee Yang/Bartender	4/24/2022	5.64.010/125.32(3)(a)	Open After Hours	25	Event #22052223
					Total	25
Cop Shoppe Pub					Total	0
Crossroad's County Market					Total	0
Cruisin 1724					Total	0
Den Mar	Emily Forrest/Bartender	2/8/2023	5.64.010/125.68(2)	No Licensed Bartender	50	Event #23026406
					Total	50
Days' Bowl-a-Dome					Total	0
Domino Bar					Total	0
Eagle's Club					Total	0
Glass Hat					Total	0

Hiawatha							Total	
Hmong Eggroll Restaurant								
							Total	0
Hutch's Bar								
							Total	
Intermission Bar								
							Total	
Jalapeno's	Jose Pedro Pineda-Medellin/Owner	6/19/2022	5.64.010/125.07(3)	Open After Hours/Underage Person on Premise	25/25	Case #22005159		
				Serve Underage Person	25			
	Jose Pedro Pineda-Medellin/Owner	9/19/2022	5.64.010/125.68(2)	Leaving with Open Container	25	Event #22128462		
				No Licensed Bartender on Duty	50			
							Total	150
Jim's Corner Pub								
							Total	
Labor Temple								
							Total	
Limmerick's Public House								
							Total	
Loppnow's Bar								
							Total	
Lumpy's								
							Total	
Kohlman and Lee's IGA								
							Total	
Krist Food Mart #89								
							Total	
M & R Station	Rick Gordon/Owner	5/29/2022		Failure to Summon Police	50	Case #22004445		
							Total	50
Malarkey's Pub								
							Total	0
Milwaukee Burger Company	Jack Haldeman/Agent	8/29/2022	5.64.010/125.68(2)	No Liscensed Bartender	50	Case #22007009		
							Total	50
Newchee's Eatery								
							Total	
North End Pub								
							Total	
Pick N' Save #6405								
							Total	
Pine Ridge Mobil								
							Total	0
Player's								

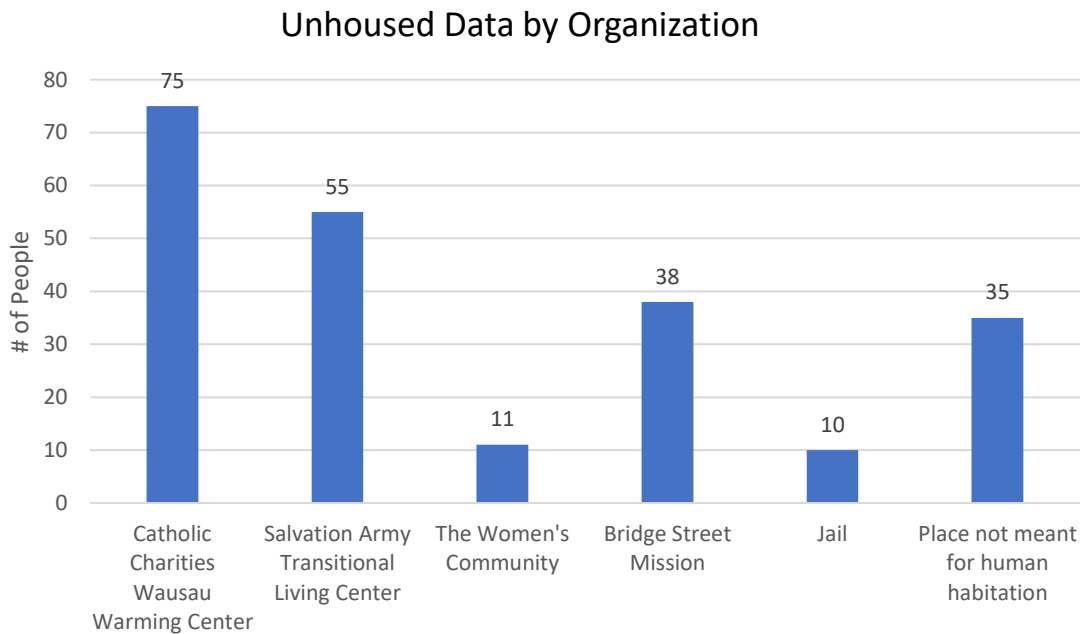
	Total	C
Pregame Pub		
	Total	C
R Store #31		
	Total	C
R Store #34		
	Total	
Red Eye Brewing Company		
	Total	
Showtime Gentlemen's Club		
	Total	
The Store #62		
	Total	
Thrive Foodery		
	Total	
Treu's Tic Toc		
	Total	
Tobacco Outlet Plus #501		
	Total	0
Trig's Wausau		
	Total	
VFW Burns Post 388		
	Total	C
Wausau BP		
	Total	
Walgreen's #13371		
	Total	C
Wausau Labor Temple		
	Total	C
Wausau Mine Company		
	Total	
Whiskey River Bar & Grill		
	Total	

To: Public Health and Safety Committee
From: Tracy Rieger, Community Outreach Specialist
Date: March 20, 2023
Re: Community Outreach Update



Unhoused Data

The following graph shows the number of unduplicated¹ persons housed by each organization in the previous month.



Unhoused Data Summary

In March, data suggests there were approximately 224 unhoused individuals in Wausau. As indicated in the footnote, 224 is more than the true number of unhoused. As of today, organizations do not cross-reference names when coming up with their unduplicated count. This means an unhoused individual may be part of more than one organization's count, thereby inflating the true number of unhoused. An example is provided in the footnote.

In the graph above, 84 percent of the unhoused sought or received shelter in the month of March, 16 percent of the unhoused were living outside, or in places not meant for human habitation.

¹ The numbers reflected do not eliminate duplicates across organizations. For example, a person who stays at Catholic Charities and the Salvation Army in the same month will count as 1 person for each organization.

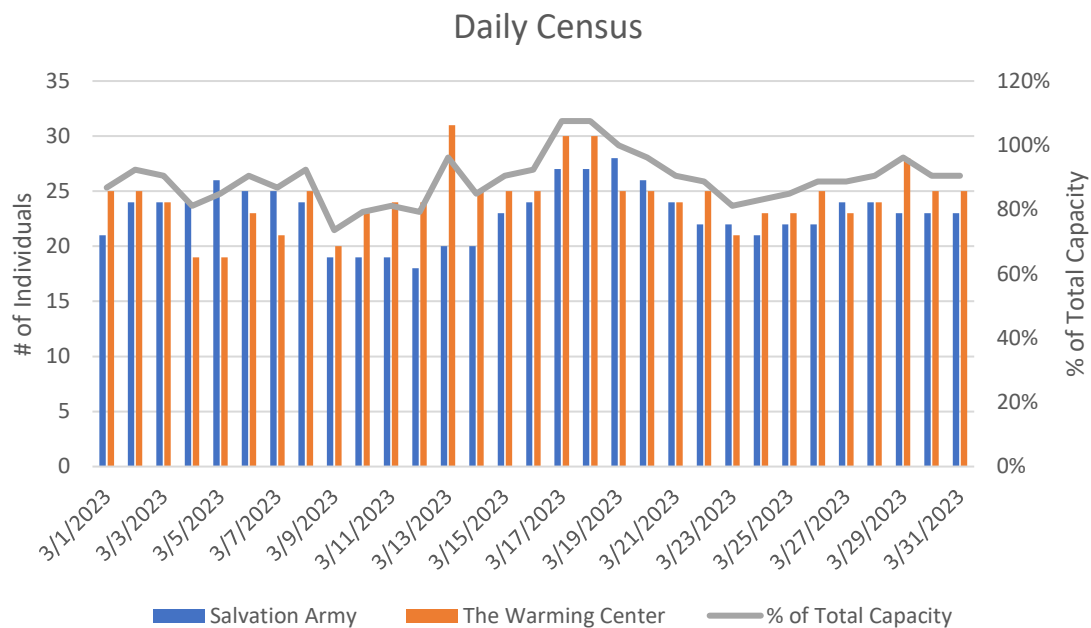
The Women’s Community data includes crime victims who sought shelter because their home was unsafe.

Bridge Street Mission includes individuals who have received shelter after release from jail/prison, drug rehab, or homelessness. In previous reports, the number reported to this committee only reflected a small number of individuals who sought shelter in preparation for being transitioned into the “apartments” on the main level of the building. The number reflected should include all individuals who are housed at Bridge Street Mission, because without this amazing program in our community, 38 (per this month’s census) individuals would likely be unhoused in our community.

The Marathon County Jail includes individuals who identify as “homeless” at the time of booking.

Daily Census

We are working hard to collaborate with partner organizations to get a handle on shelter capacity in Wausau. It’s important to know if we’re meeting or exceeding capacity. The Salvation Army has a capacity of 28. The Warming Center has a capacity of 25 but can expand to 30 when temperatures fall below 15 degrees. In sum, there is shelter space for 53 individuals on a given night between the 2 organizations.



Daily Census Summary

On average, capacity was at 89 percent for the month of March. The Salvation Army reached maximum capacity 1 night for the month of March. Catholic Charities was at or over their capacity a total of 16 days in the month of March, for a total of 57 percent capacity in March.

Continued collaboration exists to ensure that the unhoused population have access to services during the winter months.

We continue to work with our partner organizations to learn how many people are turned away each day. In addition to capacity, individuals are turned away for a variety of other reasons. The “turn-away” statistics for the month of March are as follows: Catholic Charities = 30 and Salvation Army = 5 individuals and 2 families.

Outreach Update

In March, outreach resulted in 3 individuals receiving housing. 2 of those individuals were unhoused and 1 individual was “rehoused”. Year to date, 22 individuals have been assisted into stable housing. and we are excited to report that 100% of those who have received housing remain housed at this time.

In addition to assisting with housing, we have also provided additional aid like transportation to medical/psychiatric appointments, medication management, collaboration with St. Vincent DePaul, Catholic Charities, and NCCAP. Assistance was also provided with obtaining identification, setting individuals up with additional services through the ADRC as well as Community Treatment through NCHC. Case Management is a service provided through both resources.

Collaboration with landlords and other non-profit agencies is on-going. Office hours at the Marathon County Library twice per week, the Open Door once per week, and one day per week at the Community Partners Campus have proven beneficial in reaching the unhoused population.

Challenges and Opportunities

While we celebrate every time an unhoused individual achieves stable housing, the work does not and cannot end there. Generally, the unhoused population is vulnerable. Without someone providing ongoing support, management, intervention, accountability, and aid, the chances of remaining housed wane dramatically. In other words, our work can and will be undone in short order without systems to sustain the work. Thankfully, there are systems in place, but there are also gaps. Where gaps in case management exist, we are filling that void. We recognize, however, that our time and resources are limited in this regard. As a result, we are working to improve our understanding and relationship with existing systems while also exploring solutions that not only bridge the gap to housing, but to the essential supports that will make housing permanent.

Stories of Success

A 67-year old female, came to Wausau from Antigo, the summer of 2021. I met her first when Officer Lemirand brought her in to Catholic Charities, looking for a solution to end her homelessness. Together, we collaborated and found her housing. Officer Lemirand continued to follow her as did I and when I entered my new role with the city, continued my work with her. She suffers from mental illness and was typically resistant to help unless it was on her terms. I lost count on how many times I helped her replace her ID, bank check card, insurance cards, food share card and social security card, because they were “stolen”. “Misplaced” became the reality of the situation. She had difficulty with maintaining activities of daily living and relationships and quickly spiraled into crisis in the Fall of 2022, not once, but twice. Her welfare became the priority and more robust advocacy became apparent. I collaborated with Aspirus

social workers, Colonial Manor staff and administration and was able to have this female safely housed until a more permanent solution could be obtained. I was able to get her to engage with the ADRC and accept services from Inclusa. After 3 months of being in Colonial Manor, I took her to her beautiful apartment at Kannenberg Plaza, where she is thriving. She is now in subsidized housing to meet her financial sustainability; she is engaged with case management and a care team through Inclusa and is thriving both physically and mentally.