

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
WEDNESDAY, JULY 5, 2017**

The Wednesday, July 5, 2017 meeting of the City of Jefferson Common Council was called to order at 7:00 p.m. by Mayor Oppermann. Members present were: Ald. Peachey, Ald. Horn, Ald. Beyer, Ald. Lares, Ald. Krause, Ald. Brandel and Ald. Tully. Absent: Ald. Miller. Also present were: City Administrator Freitag, City Engineer Pinnow, City Attorney Brantmeier and City Clerk/Deputy Treasurer Kuehl.

PUBLIC PARTICIPATION

None.

CITY ENGINEER UPDATE – 2017 STREET PAVING

Engineer Pinnow gave a brief update on the 2017 street paving. They will be pulverizing East Church, East North, East Milwaukee, East Reinel and South Braun streets on July 20 – 21. On July 24 – 29 those streets will be fine graded, manhole adjustments will be made and West Milwaukee Street will be milled. Paving is scheduled for July 31 – August 1.

Mayor Oppermann stated that he has received positive comments from citizens on the Plymouth Street railroad crossing.

PRESENTATION: 2016 JEFFERSON POLICE DEPARTMENT ANNUAL REPORT

Police Chief Pileggi and Police Lieutenant Szwec presented the 2016 Police Department Annual Report to the Council.

Ald. Brandel, seconded by Ald. Lares moved to remove Ordinance #9-17 from the Table. On call of the roll, motion carried unanimously.

AN ORDINANCE TO AMEND SECTION 208-27(C)(4) TO ELIMINATE DOMICILE AT TIME OF OFFENSE PROVISION

Ald. Tully introduced Ordinance #9-17 for its second reading.

**CITY OF JEFFERSON
ORDINANCE #9-17**

Section 1. C. Residency Restriction.

- (1) Restriction. In the absence of a circuit court order specifically exempting an offender from the residency restriction in this subsection, an offender shall not establish a permanent or temporary residence within 1,500 feet of the following:
 - (a) Private or public school.
 - (b) Public park, parkway, or parkland.
 - (c) Recreational trail.
 - (d) Public playground.
 - (e) Public library.
 - (f) Athletic field used by children.
 - (g) Licensed day-care center, as defined in § 48.65, Wis. Stats.

- (h) Specialized school for children, including but not limited to a gymnastics academy, dance academy, or music school.
 - (i) Group home for children, as defined in § 48.02(7), Wis. Stats.
 - (j) Residential care center for children, as defined in §48.02(15d), Wis. Stats.
 - (k) Foster home, as defined in § 48.02(6), Wis. Stats., or treatment foster home, as defined in §48.02(17q), Wis. Stats.
- (2) Measuring distance and map of restricted locations. For the purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the residence to nearest outer property line of the establishments listed above in Subsection [C\(1\)](#). The City Clerk shall maintain an official map showing prohibited locations as defined by this section. The City Clerk shall update the map at least annually to reflect any changes in the prohibited areas.
- (3) Exceptions. A offender residing within a prohibited area as described in Subsection [C\(1\)](#) does not commit a violation of this section if any of the following apply:
- (a) The offender is required to serve a confined sentence at a jail or other correctional institution or facility located within a prohibited area.
 - (b) The offender established a permanent or temporary residence and reported and registered the residence pursuant to § 301.45, Wis. Stats., before the effective date of this section. Once said offender no longer resides in the restricted area, another convicted sex offender may not establish residency in said residence in the restricted area.
 - (c) The school, park, recreational trail, playground, library, athletic field, day care, specialized school, group home, residential care center, or foster home, where children regularly gather within 1,500 feet of the person's permanent or temporary residence was opened after the person established the permanent or temporary residence and reported and registered the residence pursuant to § 301.41, Wis. Stats.
 - (d) The offender is a minor or ward under guardianship.
- ~~(4) Original domicile restriction. In addition to the residency restrictions set forth herein and subject to Subsection [C\(3\)](#) above, no offender shall be permitted to establish a residence in the City of Jefferson unless such person was domiciled in the City of Jefferson at the time of the most recent offense resulting in the person's most recent conviction, commitment, or placement as a sex offender as set forth in Subsection [C\(2\)](#) above.~~
- ~~(54)~~ Property owners prohibited from renting real property to certain offenders.
- (a) It is unlawful to let or rent any place, structure, or part thereof, with the knowledge that it will be used as a permanent or temporary residence by any offender prohibited from establishing such permanent or temporary residence pursuant to this section, if such place, structure, or part thereof, is located within a prohibited area and not subject to an exception set forth in Subsection [C\(3\)](#) above.
 - (b) A property owner's failure to comply with this section shall constitute a violation of this section, and shall subject the property owner to the penalty provisions in Subsection [E](#) below.

Section 2. This ordinance shall take effect after passage, publication, and attestation as required by law.

Motion was made by Ald. Tully, seconded by Ald. Beyer to approve Proposed Ordinance # 9-17. Motion carried unanimously on call of the roll.

RESOLUTION NO. 27 - CONSENT AGENDA

Ald. Beyer introduced Resolution No. 27.

**CITY OF JEFFERSON
RESOLUTION NO. 27**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for July 5, 2017 is hereby adopted.

- A. Vouchers Payable for July in the amount of \$77,940.86. Payroll Summary for June 23, 2017 in the amount of \$159,111.01.
- B. Council Minutes from the June 20, 2017 Meetings of the Common Council.
- C. Licenses as Approved by the Regulatory Committee.
 - 1. Operator's Licenses
 - 2. Special Class B Licenses
 - 3. Agent Transfer – Speedway

Ald. Beyer, seconded by Ald. Lares moved to approve Resolution No. 27. Motion carried unanimously on call of the roll with Ald. Brandel abstaining from the minutes.

RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF SOUTH GARDNER AVENUE FROM W. DODGE STREET TO W. LINDEN DRIVE

Ald. Krause introduced Resolution No. 28.

**CITY OF JEFFERSON
RESOLUTION NO. 28**

WHEREAS, The City of Jefferson is looking to close off South Gardner Avenue from W. Dodge Street to W. Linden Drive and the parking lot located just north of the Rotary Park concession stand for Ribfest. The City is asking that Gardner Avenue and the parking lot are closed Friday, July 28, 2017 at 6:00 p.m. through Sunday, July 30, 2017 at 5:00 p.m.

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the 300 block of South Gardner Avenue from W. Dodge Street to W. Linden Drive and the parking lot located just north of the Rotary Park concession stand are hereby temporarily closed Friday, July 28, 2017 at 6:00 p.m. through Sunday, July 30, 2017 at 5:00 p.m. for Ribfest.

Ald. Krause, seconded by Ald. Beyer moved to approve Resolution No. 28. On call of the roll, motion carried unanimously with Ald. Horn abstaining.

RESOLUTION AUTHORIZING THE SALE OF GOODS IN CITY RIGHT OF WAY TO RIVER'S EDGE MEAT MARKET AND CATERING

Ald. Lares introduced Resolution No. 29.

**CITY OF JEFFERSON
RESOLUTION NO. 29**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that River's Edge Meat Market and Catering is hereby allowed to sell burgers, brats, BBQ pork, soda, chips and sandwiches at 521 South Main Street (per the map on application) from July 9th through November 1, 2017.

Ald. Lares, seconded by Ald. Brandel moved to approve Resolution No. 29. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE JEFFERSON POLICE RESERVE UNIT

Ald. Brandel introduced Resolution No. 30.

**CITY OF JEFFERSON
RESOLUTION NO. 30**

WHEREAS, the Personnel and Finance Committees are recommending that the City of Jefferson Chief of Police is herein authorized to establish the civilian Jefferson Police Reserve Unit; and

WHEREAS, the Chief is hereby authorized and empowered to appoint from time to time an eligibility list for said Jefferson Police Reserves in numbers to meet the needs of the Jefferson Police Department; and

WHEREAS, Reserve Police Officers are considered part-time civilian employees and do not possess powers of arrest (except for the same power any citizen has) and as such fall under the control of the Chief of Police as at-will employees; and

WHEREAS, Reserve Police Officers shall perform various support duties to assist regular Jefferson Police Officers which may include, but are not limited to, civil defense emergencies, local disturbances, traffic control and other special events authorized by the City; and

WHEREAS, The initial rate of pay shall be \$12.00 per hour for each Reserve Police Officer and shall be bound to act according to the City of Jefferson Police Department Policies and Procedures, Code of Conduct, and Employee Handbook; and

NOW, THEREFORE BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that it herein authorizes the establishment of the City of Jefferson Police Reserve Unit.

Ald. Brandel, seconded by Ald. Peachey moved to approve Resolution No. 30. On call of the roll, motion carried unanimously.

Adjourn to Closed Session Pursuant to Section 19.85(1)(e) of the Wisconsin State Statutes Regarding Business Prospects.

Ald. Peachey seconded by Ald. Lares moved to adjourn to Closed Session. On call of the roll, motion carried unanimously.

It was moved by Ald. Krause and seconded by Ald. Lares to reconvene to open session. Motion carried unanimously on call of the roll.

Ald. Peachey seconded by Ald. Beyer moved to adjourn the July 5, 2017 meeting of the Common Council at 8:27 p.m. On a voice vote, motion carried unanimously.

The minutes of the July 5, 2017 meeting of the Common Council are uncorrected. Any corrections made thereto will be noted in the proceedings at which time the minutes are approved and referenced above.