



Finance/Personnel Committee

Regular Meeting

335 South Broadway
De Pere, WI 54115
<http://www.de-pere.org>

Minutes

Tuesday, December 13, 2016

7:30 PM

De Pere City Hall Council Chambers

Call to Order. Mayor Michael J. Walsh called the regular meeting of the Finance/Personnel Committee to order at 7:30 PM on December 13, 2016, at De Pere City Hall Council Chambers, 335 South Broadway Street, De Pere, Wisconsin.

Attendee Name	Title	Status	Arrived
Scott Crevier	Alderman	Present	
Michael Donovan	Alderman	Present	
Larry Lueck	Alderman	Present	
Lisa Rafferty	Alderman	Excused	
Michael J. Walsh	Mayor	Present	

Also Present: City Administrator Lawrence Delo, Police Chief Derek Beiderwieden, Fire Chief Alan Matzke, Economic and Planning Director Kimberly Flom, City Attorney Judith Schmidt-Lehman, Finance Director Joe Zegers and Scott Hemauer.

2. Approval of the Minutes of the November 9, 2016 Regular Meeting of the Finance/Personnel Committee.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Larry Lueck, Alderman
SECONDER:	Michael Donovan, Alderman
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

3. Police Department Overtime Report for November 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael J. Walsh, Mayor
SECONDER:	Larry Lueck, Alderman
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

4. Fire Department Overtime and EMS/LifeQuest Billing Reports for November, 2016.

Alderman Donovan questioned staffing replacement on the Overtime Report. Fire Chief Matzke advised the current situation is because of one firefighter who has separated with the City due to long-term medical illness, and four others with medical injuries, one with FMLA, for five total spots down. Fire Chief Matzke further advised that this causes staffing to routinely fall below the minimum requirement of six, which by contract causes backfill, and explains staffing replacement being significantly higher than the previous month. A new firefighter is starting in January, which will ease staffing replacement.

Alderman Lueck congratulated Fire Chief Matzke on his new position.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Scott Crevier, Alderperson
SECONDER:	Michael Donovan, Alderperson
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

5. Consideration of request of HZ Properties, LLC to amend its Revolving Loan Fund Loan Agreement.

Alderperson Donovan questioned whether there will no longer be a personal guaranty on the loan, and Economic and Planning Director Flom advised that the personal guaranty and life insurance will continue on the loan, although it will now be in Scott Hemauer's name only, and City's second position on mortgage will be maintained as well.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Larry Lueck, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

6. Consideration of adopting ordinances Prohibiting Prowling and Misuse of 911*

Upon Mayor Walsh's Motion to Approve, Alderperson Crevier questioned whether these two ordinances would be heard together, and the Mayor clarified that would be the intention of his Motion. Motion was seconded by Alderperson Donovan.

Chief Beiderwieden advised that the prowling ordinance is being proposed to address issues that officers are facing in the field and City currently has no ordinance in place for those activities. Police Department personnel asked for a prowling ordinance to be brought forward because when officers are currently encountering people at night in side or backyards or around buildings, it can be difficult to take enforcement action. When trespassing is pursued, officers are required to find a property owner or user and confirm whether the person belongs there. With prowling, a number of other communities' ordinances were reviewed, and Green Bay's was used as a format for developing a proposed ordinance. Alderperson Crevier asked about having to go back on arrests where someone is misidentified as prowling. Chief Beiderwieden advised that an officer can still cite based upon the facts and circumstances of each instance and the identifying information collected from the person(s) involved, and the court can ultimately enforce or dismiss this type of citation, much like any other citation that is issued. Alderperson Donovan asked if the proposed ordinance is proactive or if there is a problem, to which Chief Beiderwieden responded that it would be helpful to have ordinance for prowling in place, which, when enforced, may be able to stop other offenses from occurring, such as burglary.

Misuse of 911 happens occasionally throughout the year when 911 is called for a non-emergency. When Brown County 911 Center is called, the De Pere Police Department responds to each and every call received for the City by sending an officer to investigate, which ties up resources on misuse of 911 calls. The proposed ordinance is an attempt to reduce the number of chronic misusers of 911. Alderperson Lueck questioned whether some of wording in the proposed ordinance is consistent with the intent of the ordinance, and Chief Beiderwieden clarified that the intent of the ordinance is for those types of

situations where children play with a phone chronically or for those who may report true non-emergency situations that abuse police resources, not for those who do report an actual emergency situation, but may provide facts that are slightly inconsistent with the situation. Attorney Judith Schmidt-Lehman indicated that the paragraph questioned does fit the needs of Department in terms of the misuse calls received, and that only two other ordinances of this type were found in place statewide, in Brown County and Madison, but offered that the language could be revised slightly, prior to submitting to Council for approval. Alderperson Crevier asked about how and when the ordinance would be enforced, to which Chief Beiderwieden indicated that because every call is investigated, the Responding Officer would have information about history of 911 misuse when responding, or a history would begin to be developed, even on the first call made. Alderperson Crevier asked about the penalty for this offense, and Attorney Schmidt-Lehman advised that a current Resolution is in place which is a catch-all for Chapter 8 offenses that aren't otherwise listed. This would remain in place until the Chief and Municipal Judge would have an opportunity to review whether they want to have different forfeiture amounts assigned for both proposed ordinances.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael J. Walsh, Mayor
SECONDER:	Michael Donovan, Alderperson
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

7. Consider amendment to Special Event Ordinance to require indemnification of City by Permittee*

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Larry Lueck, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

8. Consideration of approval of Medical and Pharmacy Plan Agreements *

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Donovan, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

9. Consideration of 2016 Short Term Borrowing terms.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Donovan, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Scott Crevier, Michael Donovan, Larry Lueck, Michael J. Walsh
EXCUSED:	Lisa Rafferty

10. Public Comment and announcements.

None.

11. Future agenda items.

None.

12. Adjournment.

Upon Motion of Mayor Walsh, seconded by Alderperson Crevier, the Finance/Personnel Committee unanimously adjourned at 7:48 PM.

Respectfully submitted,
Angela Zills