Common Council

Regular Meeting

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

Agenda

Tuesday, February 4, 2014 | 7:30 PM | De Pere City Hall Council Chambers

Pursuant to Wisconsin Statutes 19.84, Notice is hereby given to the public that a Regular Meeting of the **Common Council** of the City of De Pere will be held on **February 4, 2014** at **7:30 PM** in the **De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI 54115.**

This meeting can be viewed LIVE on TW Cable Channel 4; AT&T U-verse Channel 99; www.depere.tv. This meeting is also rebroadcast on TV throughout the week and available on demand at www.depere.tv.

Call to order.

1. Roll call.
2. Pledge of allegiance to the Flag.
3. Approval of the Minutes of the January 21, 2014 Common Council Meeting.
4. Public comment upon matters not on the agenda or other announcements.
5. Resolution #14-07, Accepting Transfer of Property from the Redevelopment Authority.
6. Resolution #14-08, Authorizing Acceptance of Urban Wildlife Damage Abatement and Control Grant.
7. Review Sex Offender Ordinances (Requested by Alderperson Heuvelmans)
8. Voucher Approval.
9. Operator License Applications.
10. Future agenda items.
11. Adjournment.

Lawrence M. Delo
City Administrator

Any person wishing to attend this meeting who, because of disability, requires special accommodations should contact the Clerk-Treasurer's office at 339-4050 by Noon, the previous day so that arrangements can be made.

Agenda Sent To:
Alderpersons
Mayor
City Administrator
Department Heads
TV, Newspapers & Radio Stations
Kress Family Library
De Pere Chamber of Commerce

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE:	**February 4, 2014**
DEPARTMENT:	**City Clerk-Treasurer**
FROM:	**Shana Defnet**
SUBJECT:	**Approval of the Minutes of the January 21, 2014 Common Council Meeting.**

ATTACHMENTS:

- 1-21-2014 Common Council Meeting (DOC)

Common Council

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

Regular Meeting

Draft Minutes

Tuesday, January 21, 2014 7:30 PM De Pere City Hall Council Chambers

1. Call to order. The Common Council Meeting was called to order on January 21, 2014 at 7:30 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

Attendee Name	Title	Status	Arrived
Michael J. Walsh	Mayor	Present	
Kevin Bauer	Alderperson	Present	
James Boyd	Alderperson	Present	
Scott Crevier	Alderperson	Present	
Michael Donovan	Alderperson	Present	
Bob Heuvelmans	Alderperson	Present	
Jim Kneiszel	Alderperson	Present	
Larry Lueck	Alderperson	Present	
Lisa Rafferty	Alderperson	Present	

2. Pledge of Allegiance to the Flag. The Council said the Pledge of Allegiance.

3. Approval of the Minutes of the January 7, 2014 Common Council Meeting.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

4. Public comment upon matters not on the agenda or other announcements. None.

5. Recommendation from the Finance/Personnel Committee to approve funding to install web cameras at Riverwalk and Wildlife Viewing Pier.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

6. Resolution #14-05, Authorizing Contract Extension with Stellpflug Law, S.C.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Jim Kneiszel, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

7. Resolution #14-06, Regarding Rescue Service Fees.
Chief Jeffrey Roemer and the Council discussed the fees presented; the fees are adjusted based on recommendation by the billing company. Alderperson Bauer questioned the water and ice rescue fees; suggested they should be higher to discourage people from making poor decisions on the ice. Alderperson Bauer moved, seconded by Alderperson Crevier to amend the resolution and raise the fee to $1000 for water and ice rescue. Discussion followed. Upon vote on the resolution as amended, the motion failed with Alderperson Bauer voting aye and the remainder of the Council voting nay. Upon vote

Attachment: 1-21-2014 Common Council Meeting (1803 : Approval of the Minutes of the January 21, 2014 Common Council Meeting.)

on the resolution, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

8. Voucher Approval.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

9. Operator License Applications.

CITY OF DE PERE - JANUARY 21, 2014

Operator Licenses for the 2012-2014 Licensing Period

ITEM	NAME	ADDRESS	CITY	ST	54115
1	BARANCZYK, RACHEL A.	936 SHEA AVE.	GREEN BAY	WI	54303
2	DRURY, DREW D.	630 TRUMPETER TRL.	DE PERE	WI	54115
3	JEPSEN, TANNER C.	1690 KLAUS ST.	GREENLEAF	WI	54126
4	MANN, BRADLEE J.	210 FERNARDO DR.	DE PERE	WI	54115
5	PROPER, STACIE E.	2106 VERLIN RD., #4	GREEN BAY	WI	54311
6	PROSSER, KRISTINE E.	3147 S. PINE TREE RD.	HOBART	WI	54155
7	RETTERATH, ROBERT J.	3310 WINDOVER RD.	GREEN BAY	WI	54313
8	THIERS, JENNICA D.	474 N. GOOD HOPE RD.	DE PERE	WI	54115

Alderperson Bauer moved, seconded by Alderperson Heuvelmans to approve Operator License Applications #1, 3, 5-7 and to table Operator License Applications #2, 4, and 8. Upon vote, motion carried unanimously.

10. Future agenda items. Alderperson Heuvelmans requested review of the City's lack of a sexual offender ordinance; also to review what the surround municipalities have in place.

11. Fire Department Organizational Study Overview and Direction.
Chief Jeffrey Roemer recommends functional consolidation with GBMFD which includes the areas of Fire Prevention, Fire-EMS Operations, Technical Rescue, Water/Ice Rescue, Training, Purchasing, Staff Functions, and Administrative. Discussion followed regarding the Public Safety Option and why the Chief is not recommending that for the City of De Pere. Discussion followed. The Council agreed to direct Fire Chief Jeffrey Roemer and City Administrator Larry Delo to move forward with discussions with the Green Bay Metro Fire Department. Alderperson Donovan moved, seconded by Alderperson Bauer to refer back to staff. Upon vote, motion carried unanimously. City Administrator Larry Delo stated that they'll try to have more information available to the Council at the February 4th Council Meeting.

12. Adjournment. Alderperson Crevier moved, seconded by Alderperson Rafferty to adjourn the meeting at 8:32 p.m. Upon vote, motion carried unanimously.

Attachment: 1-21-2014 Common Council Meeting (1803 : Approval of the Minutes of the January 21, 2014 Common Council Meeting.)

Respectfully submitted,

Shana Defnet
Clerk-Treasurer

Attachment: 1-21-2014 Common Council Meeting (1803 : Approval of the Minutes of the January 21, 2014 Common Council Meeting.)

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE:	**February 4, 2014**
DEPARTMENT:	**Redevelopment Authority**
FROM:	**Ken Pabich**
SUBJECT:	**Resolution #14-07, Accepting Transfer of Property from the Redevelopment Authority.**

ATTACHMENTS:

- Reso14-07 (DOCX)
- Quit Claim Deed - RDA parking lots (DOC)
- Addendum A - Quit Claim Deed (DOCX)
- Parking lot map (PDF)

RESOLUTION #14-07

ACCEPTING TRANSFER OF PROPERTY FROM
THE REDEVELOPMENT AUTHORITY

WHEREAS, during redevelopment activities the late 1980's in Tax Incremental Financing District No. 2 (TID #2), the Redevelopment Authority ("RDA") assembled and took title to property for public parking purposes; and

WHEREAS, TID #2 formally closed on December 31, 2007; and

WHEREAS, with the closure of TID #2, the RDA no longer has redevelopment obligations for those properties and believes title to those public parking sites should be transferred to the City to be used and maintained as other City owned public parking sites; and

WHEREAS, the Quit Claim Deed attached hereto and incorporated herein by reference as Exhibit 1, will effectuate transfer of the following public parking lots to the City:

ED-769 (123 N. Broadway Street)
ED-851 (134 N. Broadway Street)
ED-869-1 (behind 302 N. Broadway Street)
ED-862, 864, 865-1 and 867 (Williams Street lot)
ED-881 (between 320 and 340 N. Wisconsin Street); and

WHEREAS, the City believes it to be in the best interests of itself and the RDA to transfer said properties to the City.

NOW THEREFORE BE IT HEREBY RESOLVED THAT:

The Common Council accepts transfer of the RDA property identified above and described in Exhibit 1.

BE IT FURTHER RESOLVED THAT:

All City officials, officers, and employees are authorized and directed to take such steps as are lawful and necessary in furtherance thereof.

Attachment: Reso14-07 (1785 : Resolution #14-07, Transferring ownership of RDA parking lots to the City)

Adopted by the Common Council of the City of De Pere, Wisconsin, this 4th day of February, 2014.

APPROVED:

_____
Michael J. Walsh, Mayor

ATTEST:

_____
Shana L. Defnet, Clerk-Treasurer

Ayes:_____

Nays:_____

Attachment: Reso14-07 (1785 : Resolution #14-07, Transferring ownership of RDA parking lots to the City)

State Bar of Wisconsin Form 3-2003

QUIT CLAIM DEED

Document Number

Document Name

THIS DEED, made between the Redevelopment Authority of the City of De Pere, a Wisconsin municipal corporation, 335 South Broadway Street, De Pere, Wisconsin ("Grantor," whether one or more), and the City of De Pere, a Wisconsin municipal corporation, 335 South Broadway Street, De Pere, Wisconsin 54115 ("Grantee," whether one or more).

Grantor quit claims to Grantee the following described real estate, together with the rents, profits, fixtures and other appurtenant interests, in Brown County, State of Wisconsin ("Property") (if more space is needed, please attach addendum):

See legal descriptions on Addendum A, attached hereto and incorporated herein by reference.

Recording Area

Name and Return Address

Judith Schmidt-Lehman
City of De Pere
335 S. Broadway Street
De Pere, WI 54115

ED-769, ED-851, ED-862, ED-864, ED-865-1, ED-867, ED-869-1 and ED-881
Parcel Identification Number (PIN)

This is not homestead property.
~~(is)~~ (is not)

Transfer exempt from fee under Wis. Stats. §77.25(2) and from return under Wis. Stats. §77.255.

Dated this day of , 2014.

_____(SEAL) _____(SEAL)
* * Theodore J. Penn, Chair

_____(SEAL) _____(SEAL)
* *

AUTHENTICATION

Signature(s)_____

authenticated on _____.

*_____
TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, authorized by Wis. Stat. § 706.06)

THIS INSTRUMENT DRAFTED BY:
Judith Schmidt-Lehman

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) ss.
BROWN COUNTY)

Personally came before me on _____,
the above-named Theodore J. Penn, Chair
to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

*_____
Notary Public, State of Wisconsin
My Commission (is permanent) (expires: _____)

(Signatures may be authenticated or acknowledged. Both are not necessary.)

NOTE: THIS IS A STANDARD FORM. ANY MODIFICATIONS TO THIS FORM SHOULD BE CLEARLY IDENTIFIED.

Attachment: Quit Claim Deed - RDA parking lots (1785 : Resolution #14-07, Transferring ownership of RDA parking lots to the City)

Grantor: Redevelopment Authority of the City of De Pere
Grantee: City of De Pere

ADDENDUM A
to the Quit Claim Deed

Parcel ED-769:

Original Plat of De Pere, South ½ of Lot 2 and all of Lot 3, Block 14, East side of Fox River, Brown County, Wisconsin.

Parcel ED-851:

Lot 1, Volume 42 Certified Survey Maps, page 159, Brown County Map No. 6352, being part of Lot 12, Block 19, Original Plat of De Pere except 1813054 as corrected in 1839012, East side of Fox River, Brown County, Wisconsin.

Parcel ED-862:

Original Plat of De Pere, Lots 1 and 2, Block 21, East side of Fox River, Brown County, Wisconsin.

Parcel ED-864:

Original Plat of De Pere, Lot 3 and North ½ of Lot 4, Block 21, East side of Fox River, Brown County, Wisconsin.

Parcel ED-865-1:

Original Plat of De Pere, South ½ of Lot 4 and all of Lot 5, Block 21, East side of Fox River, Brown County, Wisconsin.

Parcel ED-867:

Original Plat of De Pere, Lot 6, Block 21, East side of Fox River, Brown County, Wisconsin.

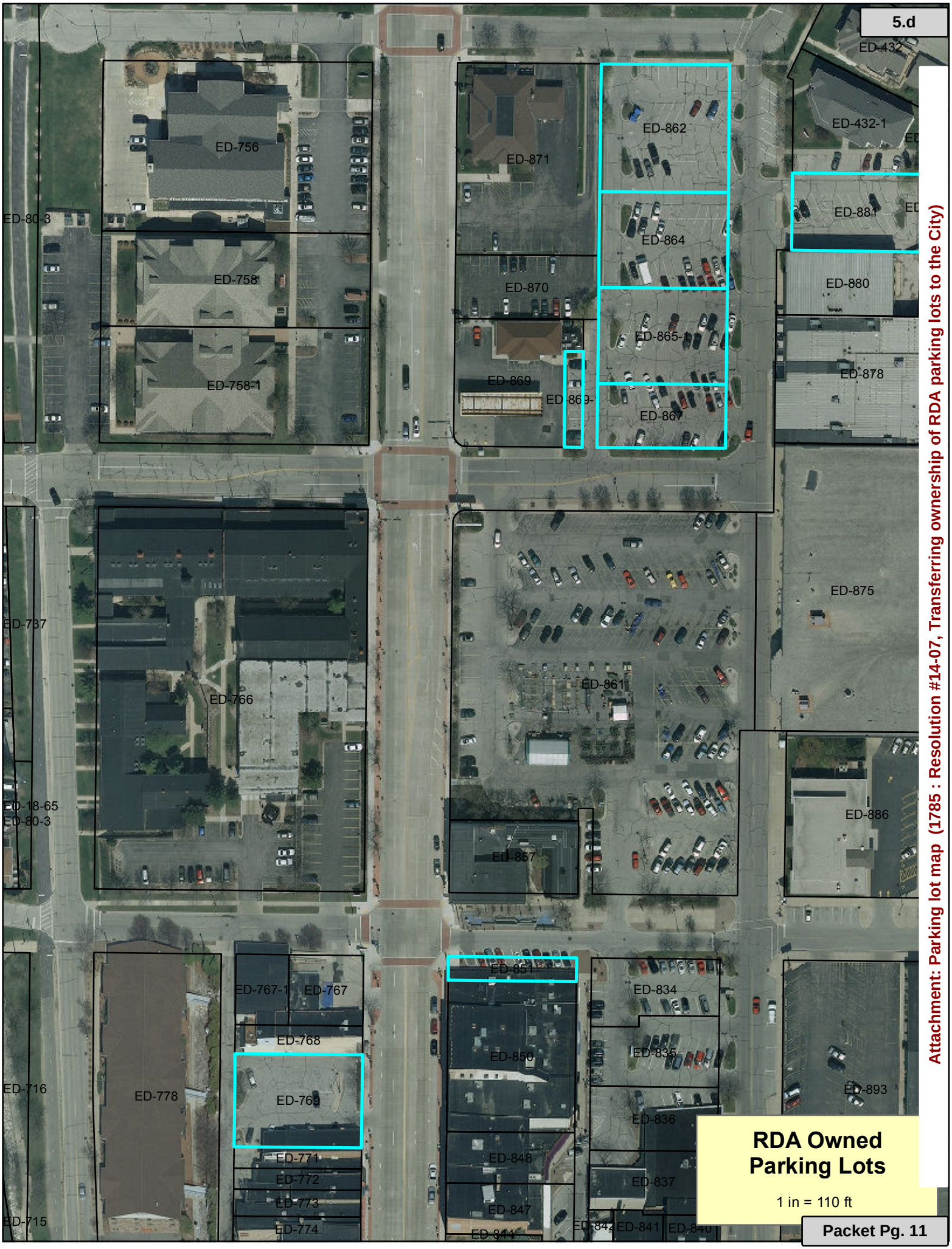
Parcel ED-869-1:

Original Plat of De Pere, part of Lots 7 and 8, Block 21, described as Outlot 1 in Volume 15 Certified Survey Maps, page 83, Brown County Map No. 2934, East side of Fox River, Brown County, Wisconsin.

Parcel ED-881:

Original Plat of De Pere, part of Lots 10 and 11, described as Lot 2 in Volume 17 Certified Survey Maps, page 161, Brown County Map No. 3230, Block 23, East side of Fox River, Brown County, Wisconsin.

Attachment: Addendum A - Quit Claim Deed (1785 : Resolution #14-07, Transferring ownership of RDA parking lots to the City)



RDA Owned Parking Lots

1 in = 110 ft

Attachment: Parking lot map (1785 : Resolution #14-07, Transferring ownership of RDA parking lots to the City)

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE: **February 4, 2014**

DEPARTMENT: **Parks, Recreation & Forestry**

FROM: **Marty Kosobucki**

SUBJECT: **Resolution #14-08, Authorizing Acceptance of Urban Wildlife Damage Abatement and Control Grant.**

We have received notification from the division of Urban Wildlife Damage Abatement and Control (UWDAC) with the Wisconsin Department of Natural Resources (WDNR) that we were selected to receive a $5000 grant. The grant is to assist in covering a cooperative effort between the City of De Pere, Village of Allouez and Village of Ashwaubenon to conduct an aerial survey of the deer population. The survey should generate valuable data to determine if deer numbers are at a high level in the area communities.

We are asking for the Common Council to accept the grant.

ATTACHMENTS:

- Reso14-08 (DOCX)
- 20140120105401965 (PDF)

RESOLUTION #14-08

AUTHORIZING ACCEPTANCE OF URBAN WILDLIFE DAMAGE ABATEMENT AND CONTROL GRANT
(Aerial Deer Survey)

WHEREAS, the Council, via Resolution #13-121, authorized submission of a Wisconsin Department of Natural Resources (WDNR) grant request to assist in conducting an aerial survey of area deer population; and

WHEREAS, the Director of Parks, Recreation and Forestry has been notified that the City, in conjunction with the Villages of Allouez and Ashwaubenon, has been awarded a $5,000 Urban Wildlife Damage Abatement and Control grant from the WDNR.

NOW THEREFORE BE IT HEREBY RESOLVED THAT:

The Common Council gratefully accepts the grant from the DNR and thanks them for their support.

BE IT FURTHER RESOLVED THAT:

All City officials, officers and employees are authorized and directed to take such steps as are lawful and necessary in furtherance thereof.

Adopted by the Common Council of the City of De Pere, Wisconsin, this 4th day of February, 2014.

APPROVED:

_____
Michael J. Walsh, Mayor

ATTEST:

_____
Shana L. Defnet, Clerk-Treasurer

Ayes: _____
Nays: _____

Attachment: Reso14-08 (1771 : Resolution #14-08, Accepting grant from WDNR to conduct aerial survey of deer population.)

Attachment: 20140120105401965 (1771 : Resolution #14-08, Accepting grant from WDNR to conduct aerial

DEPARTMENT OF NATURAL
RESOURCES[DnrStreet]
Box 7921
Madison, WI 53707-7921

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711

WISCONSIN
DEPT. OF NATURAL RESOURCES

January 10, 2014

▶REQUIRES IMMEDIATE ACTION◀
Urban Wildlife Damage Abatement & Control
Grant# UW14-114
Grant Amount: $5,000.00

Marty Kosobucki, Director
Parks, Recreation & Forestry
City of De Pere
925 S. Sixth Street
De Pere, WI 54115

Dear Mr. Kosobucki:

Congratulations! On behalf of the Governor, we are pleased to forward to you a grant agreement for financial assistance for the following project: ***City of De Pere, Village of Ashwaubenon and Village of Allouez.***

Your grant application meets the requirements of Chapter NR 50, Wis. Adm. Code and is being awarded pursuant to section 29.887, Wisconsin Statutes. If you accept this offer, the methods described in your grant application and the terms specified in the grant Agreement and in Chapter NR 50, Wis. Admin. Code, constitute a binding agreement. Carefully read the entire project agreement, especially noting the "Project Scope and Description of Project" section on page 1 of the Agreement.

The project start date is the date you sign the grant agreement! Project costs incurred prior to this signature date will not be eligible for reimbursement. **The "DNR COPY" must be returned to the Department within 30 days of the date of this letter** addressed to the UWDAC Grant Manager – CF/2, Wisconsin DNR, P.O. Box 7921, Madison, WI 53707-7921. If this deadline is not met, your organization risks having the offer of grant funding withdrawn. The second copy of the agreement, marked "YOUR COPY" is for your file.

☒ **Project Period:** One year from the date of your signature for development of an urban wildlife population control **plan.** Two years from the date of your signature for a **project.** All activities for a plan or project must occur within the specified time period for the plan or project in order to be eligible for cost reimbursement.

☒ **Advance or Reimbursement Check:** You are entitled to an advance payment of $1,250.00. This advance payment is made available to you to cover costs you may incur during the initial stages of your plan/project. The advance payment is equal to 25% of the state-cost-sharing assistance for development of a wildlife control plan and/or 50% of the state cost-sharing assistance for a project. **If you wish to request the advance payment**, please check the box provided on the last page of the grant agreement. The advance payment or reimbursement check will be mailed to City of De Pere, Marty Kosobucki, Director of Parks, Recreation and Forestry, 925 S. Sixth Street, De Pere, WI 54115. This is the check recipient that appears in our records.

☒ **Changes to the approved project scope** may not be made without prior approval from the Department.

Attachment: 20140120105401965 (1771 : Resolution #14-08, Accepting grant from WDNR to conduct aerial

January 10, 2014 Grant Number: UW14-114

☒ **Final Report Information**. A final report that describes all UWDAC plan and/or project activities is required. Final payment will not be made until the report and documentation of plan and/or project expenditures have been received and accepted by the Department. The report should be a brief project overview that includes the following information:

- Description of plan or project including removal method and who participated in the effort.
- Total number of deer or geese removed.
- Explanation of disposal method of deer or geese.
- Evaluation of how the program compared to prior year removal efforts, if applicable.

Reimbursement claim forms and/or financial administration information can be found by going to: http://dnr.wi.gov/AID/UWDAC.html. Click on the *How to Apply* tab to find the Reimbursement Claim Worksheet (#8700-274) and the Reimbursement Request (#2300-269) forms. Please submit reimbursement claim forms for your project to the UWDAC Grant Manager, Kari Beetham. Feel free to contact Kari by e-mail kari.beetham@wisconsin.gov or by phone 608-264-9207 if you have any questions about your grant award or the reimbursement procedures.

You may be contacted by the Office of the Governor or your state Legislator concerning the issuance of a press release to publicize the grant award. We are pleased to have the opportunity to participate with you on this project.

Sincerely,

Kari Beetham

for Mary Rose Teves, Director
Bureau of Community Financial Assistance

Enclosure(s)

C: Kari Beetham – CF/2
Dan Hirchert – WM/6

Attachment: 20140120105401965 (1771 : Resolution #14-08, Accepting grant from WDNR to conduct aerial

State of Wisconsin DNR
Department of Natural Resources
PO Box 7921
Madison, WI 53707-7921

Urban Wildlife Damage Abatement and Control Project Agreement
Form 2300-268 Rev. 11/12

Notice: Collection of this information is authorized under s. 29.887, Wis. Stats., and chapter NR 50, Wis. Adm. Code. Personally identifiable information will be used for managing grants and is not intended to be used for other purposes.

Project Sponsor	**Project Number**
City of De Pere, Village of Ashwaubenon, Village of Allouez	UW14-114

Name of Program & Plan/Project Title:

Urban Wildlife Damage Abatement and Control Grant Program – 2014

Period Covered by This Agreement:

One year* from the date of the Grantee's signature** of this agreement for development of an urban wildlife population control ***plan.

Two years* from the date of the Grantee's signature** of this agreement for an urban wildlife ***project.

Project Scope and Description of Project

The City of De Pere, Village of Ashwaubenon and Village of Allouez shall participate in the Urban Wildlife Damage Abatement and Control Grant (UWDAC) Program by conducting the following project as described in the grant application. The UWDAC project area is: all three communities.

PLAN: Develop urban wildlife population control plan	$0.00
PLAN: Monitor wildlife populations/establish estimates	$10,129.00
Subtotal: Plan	$10,129.00
PROJECT: Monitor wildlife populations/establish estimates	$0.00
PROJECT: Remove deer using sharpshooters	$0.00
PROJECT: Capture and translocate deer or geese	$0.00
PROJECT: Implement managed hunts	$0.00
PROJECT: Remove resident Canada geese	$0.00
PROJECT: Perform health and tissue sampling	$0.00
PROJECT: Process/distribute to charitable organization	$0.00
PROJECT: Modify habitat	$0.00
PROJECT: Implement other control/abatement practices	$0.00
Subtotal: Project Costs	$0.00
Total Estimated Plan and Project Costs	$10,129.00
Grant Share	x 50%
***Total Grant Funding** (not to exceed $5,000)*	**$5,000.00**

Plan/Project Cost

Total Cost:	$10,129.00
Fund Support:	50%
State Grant Amount:	$5,000.00
(not to exceed $5,000)	
Project Sponsor Share:	**$5,129.00**

The following documents are hereby incorporated **into and made part of this agreement:**

1. Section 29.887, Wis. Statutes;
2. Chapter NR 50, Wis. Adm. Code;
3. Urban Wildlife Damage Abatement and Control Grant Application Form 2300-267 and attachments;
4. Urban Wildlife Damage Abatement and Control plan approved by the Department on January 10, 2014.

Attachment: 20140120105401965 (1771 : Resolution #14-08, Accepting grant from WDNR to conduct aerial

State of Wisconsin DNR
Department of Natural Resources
PO Box 7921
Madison, WI 53707-7921

A. GENERAL CONDITIONS

1. **PERFORMANCE.** The State of Wisconsin Department of Natural Resources (hereafter DEPARTMENT) and the City of De Pere, Village of Ashwaubenon and Village of Allouez (hereafter PROJECT SPONSOR) mutually agree to perform this agreement in accordance with the Urban Wildlife Damage Abatement and Control Grant Program and with the project proposal, application, terms, promises, conditions, plans, specifications, estimates, procedures, maps, and assurances attached hereto and made a part hereof.

2. **INDEPENDENT CONTRACTOR.** The PROJECT SPONSOR is an independent contractor for all purposes, not an employee or agent of the DEPARTMENT.

3. **ENTIRE GRANT AGREEMENT.** This agreement, together with any referenced parts and attachments, shall constitute the entire agreement and previous communications or agreements pertaining to the subject matter of this agreement are hereby superseded.

4. **GRANT AGREEMENT AMENDMENTS.** Any cost adjustments must be made by a written amendment to this agreement, signed by both parties, prior to the expenditure of funds or the termination date of the agreement. Adjustments for time of performance or scope of work may be granted to the PROJECT SPONSOR by the DEPARTMENT in writing without the requirements of PROJECT SPONSOR's signature.

5. **SUSPENSION OF OBLIGATIONS.** Failure by the PROJECT SPONSOR to comply with the terms of this agreement shall not cause the suspension of all obligations of the DEPARTMENT hereunder if, in the judgment of the Secretary of the DEPARTMENT, such failure was due to no fault of the PROJECT SPONSOR. In such cases, any amount required to settle at minimum costs any irrevocable obligations properly incurred shall be eligible for assistance under this agreement, at the DEPARTMENT's discretion.

B. The PROJECT SPONSOR agrees:

a. **OFFER ACCEPTANCE. To notify the DEPARTMENT, in writing, of acceptance of this offer by delivering to the UWDAC Grant Manager one original agreement duly signed by the authorized representative.** Once signed, the agreement is binding.

b. **DECLINING OFFER.** To notify the DEPARTMENT, in writing, of its decision to decline this offer of financial assistance at any time prior to the start of the project and before expending any funds. After the project has been started or funds expended, this agreement may be terminated, modified, or amended only by mutual agreement of both parties in writing.

c. **EXECUTION OF AGREEMENT.** To execute the project described in the grant agreement in accordance with this agreement in consideration of the promises made by the DEPARTMENT herein.

d. **APPLICABLE LAW.** To comply with all applicable Wisconsin Statutes and Wisconsin Administrative Codes in fulfilling the terms of this agreement.

e. **BIDDING.** To comply with all applicable local and state contract and bidding requirements. The PROJECT SPONSOR should consult its legal counsel with questions concerning contracts and bidding. The PROJECT SPONSOR may obtain the following document from the DEPARTMENT by calling the grant manager associated with this grant agreement: *Procurement Guide for Local Governments Receiving DNR Grants.*

f. **ACCOUNTING AND FISCAL RECORDS; RECORDS RETENTION; ACCESS.** Accounting and fiscal records shall be maintained to reflect the receipt and expenditure of all funds used for this project. If an advance is provided, all grant funds shall be credited promptly upon receipt in a separate account. These funds shall be expended only for project costs. Accounts, documents, and records related to this project shall be retained by the PROJECT SPONSOR for a period of three (3) years following the end of this agreement. The PROJECT SPONSOR agrees to allow the DEPARTMENT access to these records upon request.

State of Wisconsin DNR
Department of Natural Resources
PO Box 7921
Madison, WI 53707-7921

g. **INDEMNIFICATION.** To save, hold harmless, defend, and indemnify the State of Wisconsin, the DEPARTMENT and all its officers, employees and agents, against any and all liability, claims and costs of whatever kind and nature, for injury to or death of any person or persons, and for loss or damage to any property (state or other) occurring in connection with or in any way incident to or arising out of the occupancy, use, service, operation or performance of work in connection with this agreement or omissions of PROJECT SPONSOR's employees, agents or representatives.

h. **REPAYMENT; TERMINATION.** To reimburse the DEPARTMENT any and all funds the DEPARTMENT deems appropriate in the event the PROJECT SPONSOR fails to comply with the conditions of this agreement or project proposal as described, or fails to provide public benefits as indicated in the project application, proposal description, or this agreement. In addition, should the PROJECT SPONSOR fail to comply with the conditions of this agreement, fail to progress due to nonappropriation of funds, or fail to progress with or complete the project to the satisfaction of the DEPARTMENT, all obligations of the DEPARTMENT under this agreement may be terminated, including further project cost payment. Upon notification of grant termination, any grant advance or payment not substantiated by documentation shall be immediately returned to the DEPARTMENT by the PROJECT SPONSOR.

i. **NON-DISCRIMINATION.** In connection with the performance of work under this agreement, the Sponsor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, disability, handicap, sex, physical condition, developmental disability as defined in s. 51.01(5), Wis. Status, sexual orientation or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Sponsor further agrees to take affirmative action to ensure equal employment opportunities, as required by law. The Sponsor agrees to post in conspicuous places available, for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

C. <u>The DEPARTMENT agrees:</u>

a. **ENCUMBRANCE AND PAYMENT.** In consideration of the covenants and agreements made by the PROJECT SPONSOR herein, to obligate for the PROJECT SPONSOR the amount listed as the State Aid Amount on the first page of this agreement and to tender to the PROJECT SPONSOR that portion of the obligation which is required to pay the DEPARTMENT's share of the costs based upon the state providing 50 percent of the eligible project costs not to exceed a maximum of $5,000.00.

b. **INDEPENDENT CONTRACTOR.** That the PROJECT SPONSOR shall have sole control of the method, hours worked, and time and manner of any performance under this agreement other than as specifically provided herein. The DEPARTMENT reserves the right only to inspect the job site or premises for the sole purpose of ensuring that the performance is progressing or has been completed in compliance with the agreement. The DEPARTMENT takes no responsibility of supervision or direction of the performance of the agreement to be performed by the PROJECT SPONSOR or the PROJECT SPONSOR's employees or agents. The DEPARTMENT further agrees that it will exercise no control over the selection and dismissal of the PROJECT SPONSOR's employees or agents.

c. **ACCESS TO RECORDS.** To retain its right to examine all accounts, documents, and records of the PROJECT SPONSOR as they relate to this agreement.

d. **TERMINATION.** To reserve its right to terminate this agreement for failure by the PROJECT SPONSOR to comply with any provision of this agreement.

D. <u>SPECIAL CONDITIONS</u>

1. The PROJECT SPONSOR agrees to **sign and return the grant agreement within 30 days of receipt of this agreement.**

2. The PROJECT SPONSOR agrees to comply with all applicable United States Fish and Wildlife regulations in fulfilling the terms of this agreement.

DNR COPY

Attachment: 20140120105401965 (1771 : Resolution #14-08, Accepting grant from WDNR to conduct aerial

State of Wisconsin DNR
Department of Natural Resources
PO Box 7921
Madison, WI 53707-7921

3. The PROJECT SPONSOR agrees to file a report with the Department along with its final reimbursement request upon plan and/or project completion. Claims for payment must be submitted within one year of the project termination date.

4. The PROJECT SPONSOR agrees that if it does not use the grant to develop an urban wildlife population control plan within one year of the date the grant contract was signed or implement its Department approved urban wildlife population control plan within two years of that same date, it will repay the Department the grant money that was not spent or that was inappropriately spent, plus interest of five percent annually accrued within three years of the date the grant agreement was signed, ss. NR 50.23.7(a), NR 50.23.8(c), and NR 50.23.9, Wisconsin Administrative Codes.

5. Organizations, including Tribes, shall comply with annual Single Audit requirement as specified in OMB Circular A-133 "Audit of States, Local Governments, and Non-Profit Organizations" and the Wisconsin State Single Audit Guidelines http://www.doa.state.wi.us/section.asp?linkid=81&locid=167 issued by the Wisconsin Department of Administration (DOA), State Controller's Office (SCO).

☐ **Check here if you request advance payment of $1,250.00**

City of De Pere, Village of Ashwaubenon, Village of Allouez
Urban Wildlife Damage Abatement and Control Project Number: UW14-114
State Aid Amount: $5,000.00

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES
For the Secretary

January 14, 2014
Date

By Kari Boetham
for Mary Rose Teves, Director
Community Financial Assistance

The person(s) signing for the Applicant represents both personally and as an agent of his or her principal that he or she is authorized to execute this agreement and bind his or her principal, either by a duly adopted resolution or otherwise. The parties hereto have executed this agreement as of the date entered below.

For the Applicant: City of De Pere

Date

By
Signature of Authorized Representative

Print Title of Authorized Representative

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE: **February 4, 2014**

DEPARTMENT: **City Attorney**

FROM: **Judith Schmidt-Lehman**

SUBJECT: **Review Sex Offender Ordinances (Requested by Alderperson Heuvelmans)**

ATTACHMENTS:

- Compliance report January 2014 (DOCX)
- City of Green Bay Sex Offender Residency Restrictions (DOC)
- Village of Allouez (DOCX)
- Village of Ashwaubenon Sexual Offender Residency Restrictions (PDF)
- Village of Ashwaubenon Sexual Offender Restrictions (PDF)
- Village of Suamico (PDF)
- Village of Denmark Sex Offender Ordinance (DOC)
- Town of Scott Sex Offender Residency Restrictions (DOC)
- Town of Morrison Sexual Offenders Residency Restrictions (DOC)
- Village of Hobart Sexual Offender Restrictions (PDF)

CITY OF DE PERE MEMORANDUM
POLICE DEPARTMENT

To: Common Council
Michael Walsh, Mayor

From: Derek A. Beiderwieden, Chief of Police

Date: January 23, 2014

Subject: 2013 De Pere Sex Offender Compliance Review

Five compliance checks were completed in De Pere in 2013; March, June and September, October (Halloween) and November. The compliance checks involve receiving the most up-to-date offender list from the Department of Corrections (DOC) and physically confirming the addresses listed by contacting offenders, or other confirmation method (contacting neighbors, etc.). In the case of the Halloween check, department personnel worked with the DOC agents to check the compliance. The results are as follows:

For purposes of a baseline, in *August 2012*, there were 38 sex offenders registered in De Pere city limits.

DPPD conducted a compliance check in March 2013, and of the 38 sex offenders still listed as living in De Pere, no new additions were added to the list, but one offender was non-compliant, (not living where stated) and one had moved out of town.

In June 2013, a check was conducted and all offenders were compliant. There were 37 on the list.

In September 2013, another check was completed and it was discovered one person was using a De Pere address but not living there (underground offender actually living in an unknown location). In all, there were 31 offenders on the list including the underground offender with the false address, (so, really 30 on the list). Five offenders had moved out of De Pere during the summer of 2013 and none moved in.

At the October 2013 (Halloween) check, there were 31 offenders on the DOC list. A check was completed on the child sex offenders that were restricted from having contact with children (even handing out candy). All were compliant.

On November 21, 2013, department personnel did a partial check of offender compliance and of the ones checked, all were complaint. There were 31 listed for De Pere on the DOC registry. Two offenders were in DOC custody and taken off the list and two were added due to moving.

If there is a violation, the violation is sent to the Department of Corrections for a referral for prosecution.

Serving with P.R.I.D.E.

Attachment: Compliance report January 2014 (1781 : Sex Offender)

27.620 SEXUAL OFFENDER RESIDENCY RESTRICTIONS. (Rep. GO 22-12)
27.621 SEXUAL OFFENDER PROXIMITY RESTRICTIONS. (Cr. GO 22-12)

(1) INTENT. Persons who have committed sexual crimes against children present a threat to the public safety. It is the intent of this ordinance not to impose a criminal penalty but rather to serve the City's compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the City by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders may not loiter.

(2) PROXIMITY RESTRICTION. No person who has been convicted or found not guilty or not responsible by reason of mental disease or defect of any crime listed in Ch. 948, Wis. Stats., or any crime from another jurisdiction that is similar to any crime listed in Ch. 948, Wis. Stats., and, as a result of such crime, is required to register under § 301.45, Wis. Stats., and on extended supervision or parole, may enter any area within 150 feet of a parcel of land upon which there is a public, parochial, private, or tribal school educating one or more grades between Kindergarten and grade 12, a licensed child care center, a playground, a park, or a licensed entertainment facility.

(3) AFFIRMATIVE DEFENSES. Notwithstanding sub. (2), a person may prove by clear and convincing evidence as an affirmative defense to prosecution for a violation of sub. (2) that the person entered the restricted area:

(a) To vote in a local, state, or national election or referendum;

(b) With the permission of the owner or occupant of the particular school, child care center, park, playground, or licensed entertainment facility;

(c) With the intent to travel to a location outside the restricted area;

(d) To travel to or remain at land lawfully owned or occupied by the offender before August 25, 2012, or the date the school, child care center, park, playground, or licensed entertainment facility was established;

(e) To obtain medical care, or alcohol or drug treatment;

(f) To travel to or remain at a transitional living program operated by an entity that is tax exempt under IRC §501(c)(3) and under contract with the Wisconsin Department of Corrections; or Chapter 27 Public Peace and Good Order

Attachment: City of Green Bay Sex Offender Residency Restrictions (1781 : Sex Offender)

(g) To travel to or remain at a care and service residential facility properly licensed, certified, or registered under Ch. 50, Wis. Stats.
(4) PENALTY. A person who violates this section shall forfeit not more than $500.00 for each violation.

27.622 SEXUAL OFFENDER RESIDENCY RESTRICTIONS. (Cr. GO 22-12)

(1) INTENT. Persons who have committed sexual crimes against children present a threat to the public safety. It is the intent of this ordinance not to impose a criminal penalty but rather to serve the City's compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the City by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders may not reside.
(2) RESIDENCY RESTRICTION. No person who has been convicted or found not guilty or not responsible by reason of mental disease or defect of any crime listed in Ch. 948, Wis. Stats., or any crime from another jurisdiction that is similar to any crime listed in Ch. 948, Wis. Stats., and, as a result of such crime, is required to register under § 301.45, Wis. Stats., may reside within 2,000 feet of a parcel of land upon which there is a public, parochial, private, or tribal school educating one or more grades between Kindergarten and grade 12, a licensed child care center, a playground, a park, or a licensed entertainment facility.
(3) AFFIRMATIVE DEFENSES. Notwithstanding sub. (2), a person may prove by clear and convincing evidence as an affirmative defense to prosecution for a violation of sub. (2) any of the following:
(a) The offender continuously resided at the particular address since May 17, 2007;
(b) The offender continuously resided at the particular address since the date that the particular school, child care center, playground, park or entertainment facility opened for use;
(c) The residence is a facility which only temporarily houses individuals who have a medical, alcohol, or drug treatment need, and the offender is receiving such treatment;
(d) The residence is a facility operated by an entity designated a non-profit under IRC § 501(c)(3) which only temporarily houses individuals by contract with the Department of Corrections as a transitional living program;
(e) The Sex Offender Residence Board has granted an exemption for the offender.
(4) PROPERTY OWNER LIABILITY. No person may allow an offender to reside in violation of sub. (2) on property owned by the person, unless the offender is exempt under sub. (3).
(5) PENALTIES. A person who violates sub. (2) or (4) shall forfeit not more than $500.00, and each day a person is in violation of either subsection constitutes a separate offense.
(6) APPEAL.
(a) Option to Appeal. An offender may seek an exemption from this ordinance by appealing to the Sex Offender Residence Board. Chapter 27 Public Peace and Good Order
22

Attachment: City of Green Bay Sex Offender Residency Restrictions (1781 : Sex Offender)

(b) Membership. The Board shall consist of five citizens. The Mayor shall annually, between the last Monday of April and the first Monday of May, appoint one member for a term of five years, subject to confirmation by the Council.
(c) Procedure. The Board shall approve of an official appeal form. An offender shall completely fill in the official form and submit it to the City Clerk, who shall forward it to the Board. The Board shall hold a hearing on each appeal, during which the Board may review any pertinent information and may accept oral and written statements from any person. The Board shall base its decision on whether the offender has shown remorse, has rehabilitated, could re-offend, and any other factor related to the City's interest in promoting, protecting, and improving the health, safety, and welfare of the community. The Board shall decide by majority vote whether to grant or deny an exemption. An exemption may be unconditional or limited to a certain address or time. A written copy of the decision shall be provided to the offender.
(7) SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Common Council would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstance is held invalid, the remainder of the ordinance or the application of such other provisions to other persons or circumstances shall not be affected.

Attachment: City of Green Bay Sex Offender Residency Restrictions (1781 : Sex Offender)

Village of Allouez

11.04 I. RESIDENTIAL DENSITY RESTRICTIONS FOR DESIGNATED SEX OFFENDERS. Any structure or other place intended for human habitation, on a temporary or permanent basis, including without limitation, a single family dwelling, boarding houses, lodging houses, apartment house, multi-family dwelling, a hotel or motel shall not include more than one individual who is a designated sex offender under the provisions of Wisconsin Statutes §301.45 and §301.46. This section shall not apply to a designated sex offender who is living with his/her immediate family. For purposes of this section, immediate family is defined as a person, the person's spouse, the person's parent, the person's grandparent, the person's brother or sister of the whole or half blood, the person's child, the person's step-child or the person's child by adoption and shall include children who have been placed in foster care, as defined by the Wisconsin Statutes.

A designated offender means any person who is required to register under Wis. Stat. §301.45 for any sexual offense against a child or any person who is required to register under Wis. Stat. §301.45 and who has been designated a Special Bulletin Notification (SBN) sex offender pursuant to Wis. Stat. §301.46(2) and (2m).

31.3 **31.39 SEXUAL OFFENDER RESTRICTIONS - LOITERING.**

A. FINDINGS AND INTENT

1. This ordinance is a regulatory measure aimed at protecting the health and safety of children in the Village of Allouez from the risk that sexual offenders convicted of an offense against a child may re-offend in locations close to where children congregate. Given the high rate of recidivism for sexual offenders, and that reducing opportunity and temptation is important to minimizing the risk of re-offense, there is a need to protect children where they congregate or play in public places. Therefore, the Village finds and declares that sexual offenders are a serious threat to the public safety of children if regulatory measures are not in place that prohibit their loitering in specified areas designated as places children commonly congregate. The Village of Allouez finds and declares that in addition to schools and daycare centers, children congregate or play at child-oriented facilities, such as parks and playgrounds.

2. It is not the intent of this ordinance to impose a criminal penalty, but rather to serve the Village's compelling interest to promote, protect, and improve the health, safety, and welfare of the children of the Village by prohibiting convicted sexual offenders from loitering in specified areas around locations where children regularly congregate in concentrated numbers. It is the further intent of this ordinance to recognize that convicted sexual offenders must reenter the community, and the Village of Allouez hereby accepts that it has a responsibility to convicted sexual offenders and the surrounding area municipalities to ensure that, in addition to promoting regulatory measures aimed at protecting

Attachment: Village of Allouez (1781 : Sex Offender)

children, its regulatory measures are not aimed at prohibiting convicted sexual offenders from being part of this society.

B. DEFINITIONS

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

1. Child means a person age 16 or younger for purposes of this ordinance.

2. Designated Offender means any person who is required to register under Wis. Stat. 301.45 and***/or*** is under court ordered supervision by the Wisconsin Department of Corrections for any sexual offense against a child, unless the person is under the age eighteen at the time of the offense and the offender was not tried and convicted of the offense as an adult.

3. Loitering means, whether in a group, crowd, or as an individual, to stand idly about, loaf, prowl, congregate, wander, stand, linger aimlessly, proceed slowly or with many stops, to delay or dawdle, for the purpose of interacting or attempting to interact with children (excepting children or relatives of the designated offender), taking or attempting to take photographs of children (excepting children or relatives of the designated offender), or engaging in activities that would be of interest to children (excepting children or relatives of the designated offender) or when otherwise serves no legitimate purpose.

4. Loiter Free Zones:

a. The following areas including a surrounding fifty (50) foot radius where children congregate are designated by the Village to be loiter free zones including but not limited to:

(1) schools;

(2) a public park, parkway, parkland, park facility;

(3) a public playground;

(4) a public recreational trail;

(5) licensed day care centers;

(6) or any other place designated by the Village as a place where children are known to congregate;

b. Loiter Free Zone Maps: an official map, maintained by the Village, showing Loiter Free Zones designated in Purple (the “Loiter Free Zone Map”). The Village shall update the Loiter Free Zone Map at least annually to reflect any changes in the location of Loiter Free Zones. Loiter Free Zone Maps will be available at the Village’s office and on the Village’s official web site.

C. PROHIBITED LOCATION AND/OR ACTS

Attachment: Village of Allouez (1781 : Sex Offender)

1. It is unlawful for a Designated offender to loiter within a Loiter Free Zone.

2. Holiday Prohibition: It is unlawful for any Designated Offender to participate in a holiday event involving children under 16 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the Designated Offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph.

D. PENALTIES

A person who violates this ordinance shall be punished by a forfeiture not exceeding $2,000.00, together with the actual costs of prosecution, including attorney fees, if necessary.

E. SEVERABILITY

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance is held invalid, the reminder of the ordinance shall not be affected.

Attachment: Village of Allouez (1781 : Sex Offender)

ORDINANCE NO. O4-2-08

AN ORDINANCE CREATING SECTION 9.37, CHAPTER 9, PUBLIC PEACE & GOOD ORDER OF THE MUNICIPAL CODE OF THE VILLAGE OF ASHWAUBENON, BROWN COUNTY, WISCONSIN RELATING TO SEXUAL OFFENDER RESTRICTIONS

SECTION 1. 9.37 SEXUAL OFFENDER RESIDENCY RESTRICTIONS.

(1) FINDINGS AND INTENT.

(a) Repeat sexual offenders, sexual offenders who use physical violence, and sexual offenders who prey on children are sexual predators who present an extreme threat to the public safety. Sexual offenders are extremely likely to use physical violence and to repeat their offenses; and most sexual offenders commit many offenses, have many more victims that are ever reported, and are prosecuted for only a fraction of their crimes. This makes the cost of sexual offender victimization to society at large, while incalculable, clearly exorbitant.

(b) It is the intent of this ordinance not to impose a criminal penalty but rather to serve the Village's compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the Village by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders and sexual predators are prohibited from establishing temporary or permanent residence.

(2) DEFINITIONS. The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(a) Child means a person under the age of 16 for purposes of this ordinance.

(b) Designated Offender means any person who is required to register under Wis. Stat. §301.45 for any sexual offense against a child or any person who is required to register under Wis. Stat. §301.45 and who has been designated a Special Bulletin Notification (SBN) sex offender pursuant to Wis. Stat. §301.46 (2) and (2m).

(c) Minor means a person under the age of 17.

(d) Permanent Residence means a place where the person abides, lodges, or resides for 14 or more consecutive days.

(e) Temporary Residence means a place where the person abides, lodges, or resides for a period of 14 or more days in the aggregate during any calendar year and which is not the person's permanent address or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive or non-consecutive days in any month and which is not the person's permanent residence.

(3) SEXUAL OFFENDER AND SEXUAL PREDATOR RESIDENCE, PROHIBITION; PENALTIES; EXCEPTIONS.

(a) Prohibited Location of Residence. It is unlawful for any designated offender to establish a permanent residence or temporary residence within 1,500 feet of any school, licensed day care center,

Attachment: Village of Ashwaubenon Sexual Offender Residency Restrictions (1781 : Sex Offender)

park, trail, playground, place of worship, or any other place designated by the Village as a place where children are known to congregate.

(b) Prohibited Activity. It is unlawful for any designated offender to participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph. Participation is to be defined as actively taking part in the event.

(c) Measurement of Distance.

1. For purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to nearest outer property line of a school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village where children are known to congregate.

2. The Village Clerk shall maintain an official map showing prohibited locations as defined by this ordinance. The Clerk shall update the map at least annually to reflect any changes in the location of prohibited zones. These shall be designated on the map as child safety zones.

(d) Penalties. A person who violates this section shall be punished by a forfeiture not exceeding $500.00. Each day a person maintains a residence in violation of this ordinance constitutes a separate violation. The Village may also seek equitable relief.

(e) Exceptions. A designated offender residing within a prohibited area as described in Section (2)(a) does not commit a violation of this section if any of the following apply:

1. The person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stat. §301.45 before the effective date of this ordinance.

2. The person is a minor and is not required to register under Wis. Stat. §301.45 or §301.46.

3. The school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village as a place where children are known to congregate within 2,000 feet of the persons permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stat. §301.45.

4. The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or children provided that such parent, grandparent, sibling, spouse or child established the residence at least two years before the designated offender established residence at the location.

(4) PROPERTY OWNERS PROHIBITED FROM RENTING REAL PROPERTY TO CERTAIN SEXUAL OFFENDERS AND SEXUAL PREDATORS; PENALTIES.

(a) It is unlawful to let or rent any place, structure, or part thereof, trailer or other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this ordinance, if such place, structure, or part thereof, trailer or other conveyance, is located within a prohibited location zone described in Section (3)(a).

Attachment: Village of Ashwaubenon Sexual Offender Residency Restrictions (1781 : Sex Offender)

(b) A property owner's failure to comply with provision of this section shall constitute a violation of this section, and shall subject the property owner to the code enforcement provisions in Section (3)(d) as provided in this ordinance.

(5) SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstance is held invalid, the reminder of the ordinance or the application of such other provisions to other persons or circumstances shall not be affected.

Approved and adopted this 22nd day of April, 2008.

_____

Jerry Menne, Village President

ATTEST:

_____

Dawn A. Collins, Village Clerk

DATE OF PUBLICATION: April 25, 2008

Attachment: Village of Ashwaubenon Sexual Offender Residency Restrictions (1781 : Sex Offender)

ORDINANCE NO. O5-2-08

AN ORDINANCE CREATING SECTION 9.361, CHAPTER 9, PUBLIC PEACE & GOOD ORDER OF THE MUNICIPAL CODE OF THE VILLAGE OF ASHWAUBENON, BROWN COUNTY, WISCONSIN RELATING TO SEXUAL OFFENDER RESTRICTIONS

THE VILLAGE BOARD OF THE VILLAGE OF ASHWAUBENON, BROWN COUNTY, WISCONSIN, DOES ORDAIN THAT SECTION 9.361 BE CREATED TO READ AS FOLLOWS:

SECTION 1. 9.361 SEXUAL OFFENDER RESTRICTIONS

A. FINDINGS AND INTENT

1. This ordinance is a regulatory measure aimed at protecting the health and safety of children in the Village of Ashwaubenon from the risk that sexual offenders convicted of an offense against a child may re-offend in locations close to where children congregate. Given the high rate of recidivism for sexual offenders, and that reducing opportunity and temptation is important to minimizing the risk of re-offense, there is a need to protect children where they congregate or play in public places. Therefore, the Village finds and declares that sexual offenders are a serious threat to the public safety of children if regulatory measures are not in place that prohibit their presence in specified areas designated as places children commonly congregate. The Village of Ashwaubenon finds and declares that in addition to schools and daycare centers, children congregate or play at child-oriented facilities, such as parks and playgrounds.

2. It is not the intent of this ordinance to impose a criminal penalty, but rather to serve the Village's compelling interest to promote, protect, and improve the health, safety, and welfare of the children of the Village by prohibiting convicted sexual offenders from loitering or being present in specified areas around locations where children regularly congregate in concentrated numbers. It is the further intent of this ordinance to recognize that convicted sexual offenders must reenter the community, and the Village of Ashwaubenon hereby accepts that it has a responsibility to convicted sexual offenders and the surrounding area municipalities to ensure that, in addition to promoting regulatory measures aimed at protecting children, its regulatory measures are not aimed at prohibiting convicted sexual offenders from being part of this society.

B. DEFINITIONS

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

1. Child means a person age 16 or younger for purposes of this ordinance.

Attachment: Village of Ashwaubenon Sexual Offender Restrictions (1781 : Sex Offender)

2. Designated Offender means any person who is required to register under Wis. Stat.§301.45 and is under court ordered supervision by the Wisconsin Department of Corrections for any sexual offense against a child, unless the person is under the age eighteen at the time of the offense and the offender was not tried and convicted of the offense as an adult.

3. Loitering means, whether in a group, crowd, or as an individual, to stand idly about, loaf, prowl, congregate, wander, stand, linger aimlessly, proceed slowly or with many stops, to delay or dawdle.

4. Minor means a person age 17 or younger.

5. Zones:

   a. Restricted Zones: certain areas that are designated by the Village as areas children congregate, including, but not limited to, schools, parks, playgrounds, licensed day care centers, or any other place designated by the Village as a place where children are known to congregate. Restricted Zones will not expand beyond the real estate parcel or parcel(s) upon which the building, park or establishment is located that instigated the Village's designation of such Restricted Zone, but will include contiguous parcels used for ancillary purposes, such as an athletic field located adjacent to a school.

   b. Loiter Free Zones: the 200 foot radius surrounding all Restricted Zones.

   c. Restricted Zone Maps: an official map, maintained by the Village, showing Restricted Zones designated in Red and Loiter Free Zones designated in Yellow. (the "Restricted Zone Map"). The Village shall update the Restricted Zone Map at least annually to reflect any changes in the location of Restricted Zones and Loiter Free Zones. Restricted Zone Maps will be available at the Village's office and on the Village's official web site.

C. PROHIBITED LOCATION AND/OR ACTS

1. Restricted Zones:

   a. Restricted Zone Restrictions: It is unlawful for any Designated Offender to be physically present within a Restricted Zone under any of the following circumstances:

      1) When children are present or are reasonably presumed or known to be present; or

      2) Monday through Friday, in a school or day care center Restricted Zone and between 7:00 a.m. and 11:00 p.m.; or

      3) In a park or playground Restricted Zone and between 7:00 a.m. and 11:00 p.m.

Attachment: Village of Ashwaubenon Sexual Offender Restrictions (1781 : Sex Offender)

b. Restricted Zone Restriction Exceptions: A Designated Offender may be physically present on any day or time within a Restricted Zone if all of the following are present:

1) The Designated Offender has official business, which is determined by the reasonable person standard; and

2) The Designated Offender is accompanied by another adult who is not a Designated Offender.

2. Loiter Free Zones: It is unlawful for a Designated Offender to loiter within a Restricted Zone or Loiter Free Zone.

3. Holiday Prohibition: It is unlawful for any Designated Offender to participate in a holiday event involving children under 16 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the Designated Offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph.

D. PENALTIES

A person who violates this ordinance shall be punished by a forfeiture not exceeding $2,000.00, together with the actual costs of prosecution, including attorney fees, if necessary.

E. SEVERABILITY

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance is held invalid, the reminder of the ordinance shall not be affected.

SECTION 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon adoption and publication.

Approved and adopted this 27th day of May 2008.

_____

Jerry Menne, Village President

ATTEST:

_____

Dawn A. Collins, Village Clerk

DATE OF PUBLICATION: May 30, 2008

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Attachment: Village of Ashwaubenon Sexual Offender Restrictions (1781 : Sex Offender)

Ordinance 2008-23

An Ordinance Creating Section 11.126 Child Protection Restrictions of the Municipal Code of the Village of Suamico

The Village Board of The Village of Suamico, Wisconsin Does Ordain as Follows:

Ordinance Section 1: Section 11.126 Child Protection Restrictions is created to read as follows:

11.126 CHILD PROTECTION RESTRICTIONS

(1) Findings and Intent.

(a) Repeat sexual offenders, sexual offenders who use physical violence and sexual offenders who prey on children are sexual predators who present an extreme threat to the public safety. Sexual offenders are extremely likely to use physical violence and to repeat their offenses; and most sexual offenders commit many offenses, have many more victims that are never reported and are prosecuted for only a fraction of their crimes. This makes the cost of sexual offender victimization to society at large, while incalculable, clearly exorbitant.

(b) It is the intent of this ordinance not to impose a criminal penalty but rather to serve the Village's compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the Village by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders and sexual predators are prohibited from establishing temporary or permanent residence.

(2) Definitions. The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(a) Child means a person **under the age of 14** for purposes of this ordinance.

(b) Designated Offender means any person who is required to register under Wis. Stat. §301.45 for any sexual offense against a child or any person who is required to register under Wis. Stat. §301.45 and who has been designated a Special Bulletin Notification (SBN) sex offender pursuant to Wis. Stat. §301.46 (2) and (2m).

(c) Minor means a person **between the ages of 14-17**.

(d) Permanent Residence means a place where the person abides, lodges, or resides for 14 or more consecutive days.

(e) Temporary Residence means a place where the person abides, lodges, or resides for a period of 14 or more days in the aggregate during any calendar year and which is not the person's permanent address or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive or non-consecutive days in any month and which is not the person's permanent residence.

(3) Sexual Offender and Sexual Predator Residence, Prohibition; Penalties; Exceptions.

(a) Prohibited Location of Residence. It is unlawful for any designated offender to establish a permanent residence or temporary residence within **2,500** feet of any school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village as a place where children are known to congregate.

(b) Prohibited Activity. It is unlawful for any designated offender to participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the offender is the

Attachment: Village of Suamico (1781 : Sex Offender)

parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph. Participation is to be defined as actively taking part in the event.

(c) Measurement of Distance.

1. For purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to nearest outer property line of a school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village where children are known to congregate.

2. The Village Clerk shall maintain an official map showing prohibited locations as defined by this ordinance. The Clerk shall update the map at least annually to reflect any changes in the location of prohibited zones. These shall be designated on the map as child safety zones.

(d) Penalties. A person who violates this section shall be punished by a forfeiture not exceeding $25 to $2500.00. Each day a person maintains a residence in violation of this ordinance constitutes a separate violation. The Village may also seek equitable relief.

(e) Exceptions. A designated offender residing within a prohibited area as described in Section (2)(a) does not commit a violation of this section if any of the following apply:

1. The person established the permanent residence or temporary residence and reported and registered pursuant to Wis. Stat. §301.45 before the effective date of this ordinance.

2. The person is a minor and is not required to register under Wis. Stat §301.45 or §301.46.

3. The school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village as a place where children are known to congregate within **2,500** feet of the persons permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stat §301.45.

4. The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or children provided that such parent, grandparent, sibling, spouse or child established the residence at least two years before the designated offender established residence at the location.

(4) Property Owners Prohibited From Renting Real Property to Certain Sexual Offenders and Sexual Predators; Penalties.

(a) It is unlawful to let or rent any place, structure, or part thereof, trailer or other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this ordinance, if such place, structure, or part thereof, trailer or other conveyance, is located within a prohibited location zone described in Section (3)(a).

(b) A property owner's failure to comply with provision of this section shall constitute a violation of this section, and shall subject the property owner to the code enforcement provision in Section (3)(d) as provided in this ordinance.

(5) APPEAL.

(a) Sexual Offender/Predator Residence Board. The above requirements may be waived upon approval of the Sex Offender Residence Board through appeal by the affected party. Such appeal shall be made to the Village Clerk's Office, who shall forward the request to the Sex Offender Residence Board, which shall receive reports from the Police Department on such appeal. The Board shall convene and consider the public interest as well as the affected party's

Attachment: Village of Suamico (1781 : Sex Offender)

presentation and concerns. After deliberation, the Board shall forward its decision in writing to the Village of Suamico Inspection Division and/or the Suamico Police department for their information and action. A written copy of the decision shall be provided to the affected party.
(b) *Membership.* The Health & Safety Committee shall serve as the Sex Offender Residence Board.

Ordinance Section 2:
SUNSET CLAUSE. This subchapter shall be come null and void in two (2) years on August 4, 2010.

Ordinance Section 3: All ordinances or parts of ordinances inconsistent with or contravening the provisions of this ordinance are hereby repealed.

Ordinance Section 4: This ordinance shall be in full force and effect following passage and publication.

Adopted this 4th day of August, 2008.

Elizabeth Sheedy, Village President

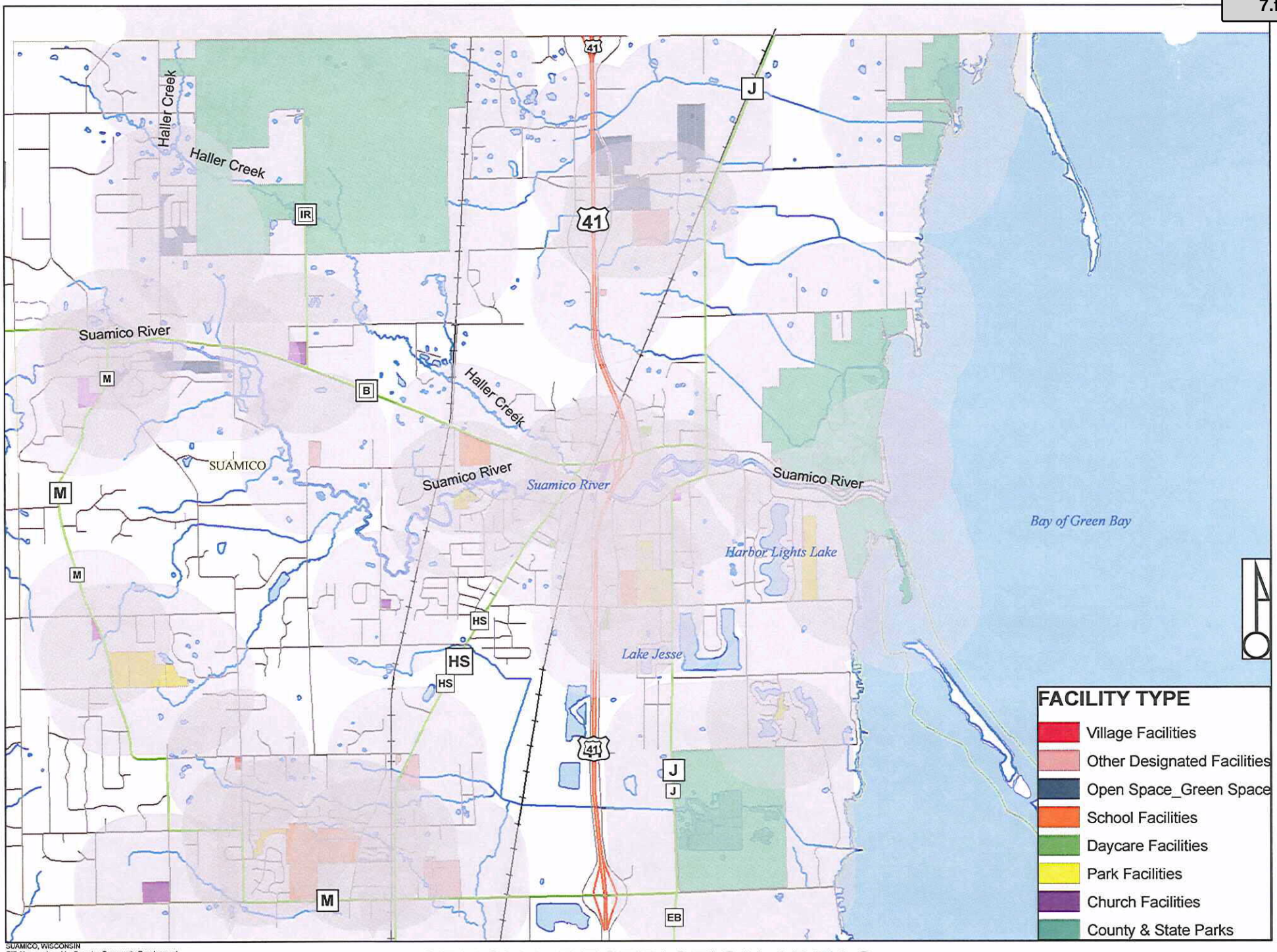
Attest:
Bonnie Swan, Village Clerk

Athey	aye	Steffen	aye
Byrne	aye	Vandersteen	aye
Garvey	aye	Zastrow	aye
Sheedy	aye		

7.14.08 1st reading
8.04.08 2nd reading

Date Posted: 8.04.08

Attachment: Village of Suamico (1781 : Sex Offender)



SUAMICO, WISCONSIN
GIS Map produced by Suamico Community Development

This map is intended for advisory purposes only. It is based on sources believed to be reliable, and Suamico distributes this information on an "AS IS" basis. No warranties are implied.

Map created using ArcGIS

SPECIAL RESTRICTION AREAS

VILLAGE OF SUAMICO

Attachment: Village of Suamico (1781 : Sex Offender)

ORDINANCE NO. 10-2008

AN ORDINANCE CREATING SECTION 17.40, CHAPTER 17, ZONING CODE, OF THE MUNICIPAL CODE OF DENMARK RELATING TO SEXUAL OFFENDERS RESIDENCY RESTRICTIONS

THE VILLAGE BOARD OF THE VILLAGE OF DENMARK, BROWN COUNTY, WISCONSIN, DOES ORDAIN THAT SECTION 17.40 BE CREATED TO READ AS FOLLOWS:

SECTION 1. Section 17.40. SEXUAL OFFENDERS RESIDENCY RESTRICTIONS

(1) FINDINGS AND INTENT.

(a) Repeat sexual offenders, sexual offenders who use physical violence and sexual offenders who prey on children are sexual predators who present an extreme threat to the public safety. Sexual offenders are extremely likely to use physical violence and to repeat their offenses, and most sexual offenders commit many offenses, have many more victims that are ever reported, and are prosecuted for only a fraction of their crimes. This makes the cost of sexual offender victimization to society at large, while incalculable, clearly exorbitant.

(b) It is the intent of this ordinance not to impose a criminal penalty, but rather to serve the Village's compelling interest to promote, protect and improve the health, safety and welfare of the citizens of the Village by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders and sexual predators are prohibited from establishing temporary or permanent residence.

(2) DEFINITIONS. The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(a) CHILD means a person under the age of 16 for purposes of this ordinance.

(b) DESIGNATED OFFENDER means any person who is required to register under Wis. Stat. §301.45 for any sexual offense against a child or any person who is required to register under Wis. Stat. §301.45 and who has been designated a Special Bulletin Notification (SBN) sex offender pursuant to Wis. Stat. §301.46 (2) & (2m).

(c) MINOR means a person under the age of 17.

Attachment: Village of Denmark Sex Offender Ordinance (1781 : Sex Offender)

(d) PERMANENT RESIDENCE means a place where the person abides, lodges, or resides for fourteen (14) or more consecutive days.

(e) TEMPORARY RESIDENCE means a place where the person abides, lodges, or resides for a period of fourteen (14) or more days in the aggregate during any calendar year and which is not the person's permanent address, or a place where the person routinely abides, lodges, or resides for a period of four (4) or more consecutive or non-consecutive days in any month and which is not the person's permanent residence.

(3) SEXUAL OFFENDER AND SEXUAL PREDATOR RESIDENCE, PROHIBITION; PENALTIES; EXCEPTIONS.

(a) PROHIBITED LOCATION OF RESIDENCE. It is unlawful for any designated offender to establish a permanent residence or temporary residence within 1,500 feet of any school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village as a place where children are known to congregate.

(b) PROHIBITED ACTIVITY. It is unlawful for any designated offender to participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the offender is the parent or guardian of the children involved, and no non-familiar children are present, are exempt from this paragraph.

(c) MEASUREMENT OF DISTANCE.

1. For purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to nearest outer property line of a school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village where children are known to congregate.

2. The Village Clerk shall maintain an official map showing prohibited locations as defined by this Ordinance. The Clerk shall update the map at least annually to reflect any changes in the location of prohibited zones. These shall be designated on the map as child safety zones.

(d) PENALTIES. A person who violates this section shall be punished by a forfeiture not exceeding $500.00. Each day a person maintains a

Attachment: Village of Denmark Sex Offender Ordinance (1781 : Sex Offender)

residence in violation of this ordinance constitutes a separate violation. The Village may also seek equitable relief.

(e) EXCEPTIONS. A designated offender residing within a prohibited area as described in Section (2) (a) does not commit a violation of this section if any of the following apply:

1. The person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stat. §301.45 before the effective date of this Ordinance.

2. The person is a minor and is not required to register under Wis. Stat. §301.45 or §301.46.

3. The school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Village as a place where children are known to congregate within 1,500 feet of the persons permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stat. §301.45.

4. The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or children provided that such parent, grandparent, sibling, spouse or child established the residence at least two (2) years before the designated offender established residence at the location.

(4) PROPERTY OWNERS PROHIBITED FROM RENTING REAL PROPERTY TO CERTAIN SEXUAL OFFENDERS AND SEXUAL PREDATORS; PENALTIES.

(a) It is unlawful to let or rent any place, structure, or part thereof, trailer or other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this Ordinance, if such place, structure, or part thereof, trailer or other conveyance, is located within a prohibited location zone described in Section (3) (a).

(b) A property owner's failure to comply with provision of this section shall constitute a violation of this section, and shall subject the property owner to the code enforcement provisions in Section (3)(d) as provided in this ordinance.

Attachment: Village of Denmark Sex Offender Ordinance (1781 : Sex Offender)

(5) PROPERTY OWNERS AND SALES AGENTS PROHIBITED FROM SELLING REAL PROPERTY TO CERTAIN SEXUAL OFFENDES AND SEXUAL PREDATORS; PENALTIES.

(a) It is unlawful for any owner, real estate broker or real estate sales person to participate in the sale of any place, structure, or part thereof, trailer or other conveyance, with the knowledge that it will be used as a temporary or permanent residence by a person prohibited from establishing such permanent or temporary residence pursuant to this Ordinance, if such place, structure, part thereof, trailer or conveyance, is located within a prohibited location zone described in Section (3)(a).

(b) Failure to comply with the provisions of this section shall constitute a violation of this section, and shall subject the person violating this section to the code enforcement provisions in Section (3)(d) as provided in this Ordinance.

(6) APPEAL.

(a) Sex Offender Residency Board. The above requirements may be waived upon approval of the Sex Offender Residency Board through appeal by the affected party. Such appeal shall be made to the Village Clerk's office, who shall forward the request to the Sex Offender Residency Board, which shall receive reports from the Police Department on such appeal. The Board shall convene and consider the public interest as well as the affected party's presentation and concerns. After deliberation, the Board shall forward its decision in writing to the Village of Denmark Inspection Division and/or the Village of Denmark Police Department for their information and action. A written copy of the decision shall be provided to the affected party.

(b) Membership. The Board shall consist of five citizens, three of whom shall constitute a quorum. The President shall annually, between the last Monday of April and the first Monday of May, appoint, in writing to be filed with the secretary of the Board, one member for a term of five years, subject to confirmation by the Board.

(7) SEVERABILITY. The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Board would have passed the other provisions of this Ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provisions of this Ordinance or the application to any person or circumstance are held invalid, the reminder of the Ordinance or the application of such other provisions to other persons or circumstances shall not be affected.

Attachment: Village of Denmark Sex Offender Ordinance (1781 : Sex Offender)

SECTION 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Approved and adopted this _____ day of _____, 2008.

_____
Robert Goral, Village President

ATTEST:

_____
MiLissa Stipe, Village Clerk

DATE OF PUBLICATION:

_____

Attachment: Village of Denmark Sex Offender Ordinance (1781 : Sex Offender)

Chapter 264

SEX OFFENDER RESIDENCY RESTRICTIONS

[HISTORY: Adopted by the Town Board of the Town of Scott 3-11-2008. Amendments noted where applicable.]

Attachment: Town of Scott Sex Offender Residency Restrictions (1781 : Sex Offender)

§ 264-1. Findings and intent.

A. Repeat sexual offenders, sexual offenders who use physical violence and sexual offenders who prey on children are sexual predators who represent an extreme threat to public safety. Sexual offenders are extremely likely to use physical violence and to repeat their offenses, and most sexual offenders commit many offenses, have many more victims than are ever reported, and are prosecuted for only a fraction of their crimes. This makes the cost of sexual offender victimization to society at large, while incalculable, clearly exorbitant.

B. It is the intent of this chapter not to impose a criminal penalty but rather to serve the Town's compelling interest to promote, protect and improve the health, safety, and welfare of the citizens of the Town by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders and sexual predators are prohibited from establishing temporary or permanent residence.

§ 264-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CHILD — A person under the age of 16.

DESIGNATED OFFENDER — Any person who is required to register under § 301.45, Wis. Stats., for any sexual offense against a child or any person who is required to register under § 301.45, Wis. Stats., and who has been designated a special bulletin notification (SBN) sex offender pursuant to § 301.46(2) and (2m), Wis. Stats.

MINOR — A person under the age of 17.

PERMANENT RESIDENCE — A place where the person abides, lodges, or resides for 14 consecutive days or more.

TEMPORARY RESIDENCE — A place where the person abides, lodges, or resides for a period of 14 days or more in the aggregate during any calendar year and which is not the person's permanent address, or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive or nonconsecutive days in any month and which is not the person's permanent residence.

§ 264-3. Prohibited residences and activities; penalties; exceptions.

A. Prohibited location of residence. It is unlawful for any designated offender to establish a permanent residence or temporary residence within 2,000 feet of any school, school bus stop, licensed day-care center, park, trail, playground, place of worship, or any other place designated by the Town as a place where children are known to congregate.

B. Prohibited activity. It is unlawful for any designated offender to participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the offender is the parent or guardian of the children involved, and at which no nonfamilial children are present, are exempt from this subsection. "Participation" is to be defined as actively taking part in the event.

C. Measurement of distance.

(1) For purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to the nearest outer property line of a school, bus stop along a school bus route, licensed day-care center, park, trail, playground, place of worship, or any other place designated by the Town where children are known to congregate.

(2) The Town Clerk shall maintain an official map showing prohibited locations as defined by this chapter. The Clerk shall update the map at least annually to reflect any changes in the location of prohibited zones. These shall be designated on the map as "Child Safety Zones."[1]

D. Violations and penalties. A person who violates this section shall be punished by a forfeiture not exceeding $500. Each day a person maintains a residence in violation of this chapter constitutes a separate violation. The Town may also seek equitable relief.

E. Exceptions. A designated offender residing within a prohibited area as described in Subsection A does not commit a violation of this section if any of the following apply:

(1) The person established the permanent residence or temporary residence and reported and registered the residence pursuant to § 301.45, Wis. Stats., before the effective date of this chapter.

(2) The person is a minor and is not required to register under § 301.45 or 301.46, Wis. Stats.

(3) The school, school bus stop, licensed day-care center, park, trail, playground, place of worship, or any other place designated by the Town as a place where children are known to congregate within 2,000 feet of the person's permanent residence was designated after the person established the permanent residence

1. **Editor's Note: The current Child Safety Zones map is on file in the Town offices.**

Attachment: Town of Scott Sex Offender Residency Restrictions (1781 : Sex Offender)

or temporary residence and reported and registered the residence pursuant to § 301.45, Wis. Stats.

(4) The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or children, provided that such parent, grandparents, sibling, spouse or child established the residence at least two years before the designated offender established residence at the location.

§ 264-4. Sale of real property to designated offenders.

A. It is unlawful for any owner, real estate broker or real estate salesperson to participate in the sale of any place, structure, or part thereof, trailer or other conveyance with the knowledge that it will be used as a temporary or permanent residence by a person prohibited from establishing such permanent or temporary residence pursuant to this chapter, if such place, structure, part thereof, trailer or conveyance is located within a prohibited location zone described in § 264-3A.

B. Failure to comply with the provisions of this section shall constitute a violation of this section, and shall subject the person violating this section to the code enforcement provisions and procedures as provided in this chapter.

§ 264-5. Appeals; Sex Offender Residence Board.

A. Sex Offender Residence Board. The above requirements may be waived upon approval of the Sex Offender Residence Board through appeal by the affected party. Such appeal shall be made to the Town Clerk's office, which shall forward the request to the Sex Offender Residence Board, which shall receive reports from the Sheriff's Department on such appeal. The Board shall convene and consider the public interest as well as the affected party's presentation and concerns. After deliberation, the Board shall forward its decision in writing to the Town of Scott Zoning Administrator and/or the Brown County Sheriff's Department for their information and action. A written copy of the decision shall be provided to the affected party.

B. Membership. The Board shall consist of five citizens, three of whom shall constitute a quorum. The Chairperson shall annually, between the last Monday of April and the first Monday of May, appoint, in writing to be filed with the secretary of the Board, one member for a term of five years, subject to confirmation by the Board.

Attachment: Town of Scott Sex Offender Residency Restrictions (1781 : Sex Offender)

Adopted September 21, 2009

XXV. SEXUAL OFFENDERS RESIDENCY RESTRICTIONS

A.FINDINGS AND INTENT

Repeat Sexual offenders, sexual offenders who use physical violence, and sexual offenders who prey on children are sexual predators who present an extreme threat to the public safety. Sexual offenders are extremely likely to use physical violence and to repeat their offenses; and most sexual offenders commit many offenses, having many more victims than are ever reported, and are prosecuted for only a fraction of their crimes. This makes the cost of sexual offender victimization to society at large, while incalculable, clearly exorbitant.
It is the intent of this ordinance not to impose a criminal penalty but rather to serve the Town's compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the Town by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders and sexual predators are prohibited from establishing temporary or permanent residence.

B. DEFINITIONS

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:
1. Child: A person under the age of 16 for purposes of his ordinance.
2. Designated Offender: Any person who is required to register under Wis. Stat. 301.45 for any sexual offense against a child or any person who is required to register under Wis. State 301.45 and who has been designated a Special Bulletin Notification (SBN) sex offender pursuant to Wis. State 301.46(2) and (2m).
3. Minor: A person under the age of 17.
4. Permanent Residence: A place where the person abides, lodges, or resides for 14 or more days.
5. Temporary Residence: A place where the person abides, lodges, or resides for a period of 14 days or more days in the aggregate during any calendar year and which is not the person's permanent address or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive or nonconsecutive days in any month and which is not the person's permanent residence.

C. SEX OFFENDERS AND SEXUAL PREDATOR RESIDENCE, PROHIBITION PENALTIES; EXCEPTIONS

1. "Prohibited Location of Residence". It is unlawful for any designated offender to establish a permanent residence or temporary residence within 2,000 feet of any school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Town of Morrison as a place where children are

Attachment: Town of Morrison Sexual Offenders Residency Restrictions (1781 : Sex Offender)

known to congregate.
2. “Prohibited Activity”. It is unlawful for any designated offender to participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Clause costume on or preceding Christmas or wearing an Easter Bunny Costume on or preceding Easter. Holiday events in which the offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph. Participation is to be defined as actively taking part in the event.
3. “Residency Restrictions”. A person who has been convicted of, or adjudicated delinquent for, or has been found guilty by reason of mental disease or defect of a sexually violent offense and/or a crime against children, shall not be permitted to reside in the Town of Morrison unless such person was domiciled in the Town of Morrison at the time of the offense resulting in the person’s most recent conviction for committing the sexually violent offense and/or crime against children.
4. Any sexual offenders domiciled in the Town of Morrison, who move to a different residence or re-offend, will be subject to all regulations of this current ordinance.
5. “Measurement of Distance”
a. For purpose of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to nearest outer property line of a school, licensed day care center, park, trail, playground, place of worship, or any other place designated by the Town where children are known to congregate.
b. The Town shall maintain an official map showing prohibited locations as defined by this ordinance. The Town shall update the map at least annually to reflect any changes in the location of prohibited zones. These shall be designated on the map as child safe zones.
c. “Penalties”. A person who violates this section shall be punished by forfeiture not exceeding $500.00. Each day a person maintains a residence in violation of this ordinance constitutes a separate violation. The Town may also seek equitable relief.
d. “Exceptions”. A designated offender residing within a prohibited area as described in Section C does not commit a violation of this section if any of the following apply:
1. The person established the permanent residence and reported and registered the residence pursuant to Wis. Stat. 301.45 before the effective date of this ordinance.
2. The person is a minor and is not required to register under Wis. State 301.45 or 301.46.
3. The school, licensed day care, park, trail, playground, place of worship, or any other place designated by the Town as a place where children are know to congregate within 2,000 feet of the persons permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered the residence pursuant to

Wis. Stat. 301.45.
4. The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or children provided that such parent, grandparent, sibling, spouse or child established the residence at least two years before the designated offender established residence at the location.

D. PROPERTY OWNERS PROHIBITED FROM RENTING REAL PROPERTY TO CERTAIN SEXUAL OFFENDERS AND SEXUAL PREDATORS; PENALTIES.

1. It is unlawful to let or rent any place, structure, or part thereof, trailer or other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this ordinance if such place, structure, or part thereof, trailer or other conveyance, located within a prohibited location zone described in Section C1 and C3.
2. A property owner's failure to comply with provision of this section shall constitute a violation of this section. Upon conviction, forfeit not less than $100, not more than $200 dollars, together with the cost of prosecution. Each violation and each day a violation continues or occurs shall constitute a separate offense.

E. APPEAL

1. "Process". The above requirements may be waived upon approval of the Town Board through appeal by the affected party. Such appeal shall be made to the Town Clerk, who shall forward the request to the Town Board. The Town Board shall convene and consider the public interest as well as the affected party's presentation and concerns. After deliberation, the Town Board shall forward its decision in writing and a written copy of the decision shall be provided to the affected party. A written notice will be sent out to any resident within 2000 feet of the affected property.

F. SEVERABILITY

1. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or application to any person or circumstance is held invalid, the remainder of the ordinance or the application of such other provisions or other persons or circumstances shall not be affected.

Todd Christensen, Chairman

Attest: Colleen Magley, Clerk

Posted September 21, 2009

Attachment: Town of Morrison Sexual Offenders Residency Restrictions (1781 : Sex Offender)

Attachment: Village of Hobart Sexual Offender Restrictions (1781 : Sex Offender)

3.948.10 ..... Exposing genitals or pubic area
3.948.11 ..... Exposing a child to harmful material or harmful descriptions or narrations
3.948.21 ..... Neglecting a child
3.948.40 ..... Contributing to delinquency of a child
3.948.45 ..... Contributing to truancy
3.948.51 ..... Hazing
3.948.60 ..... Possession of a dangerous weapon by a person under 18
3.948.61 ..... Dangerous weapons other than firearms on school premises
3.948.63 ..... Receiving property from a child
3.951.01 to 3.951.18 ..... Crimes against animals
3.961.38 ..... Prescriptions
3.961.41(3g) ..... Possession of a controlled substance
3.961.573(1) ..... Possession of drug paraphernalia
3.961.574(1) ..... Manufacture or delivery of drug paraphernalia
3.961.575(1) ..... Delivery of drug paraphernalia to a minor
3.961.576 ..... Advertisement of drug paraphernalia

3.802 SEXUAL OFFENDER RESTRICTIONS

A. FINDINGS AND INTENT

1. This ordinance is a regulatory measure aimed at protecting the health and safety of children in the Village of Hobart from the risk that sexual offenders convicted of an offense against a child may re-offend in locations close to where children congregate. Given the high rate of recidivism for sexual offenders, and that reducing opportunity and temptation is important to minimizing the risk of re-offense, there is a need to protect children where they congregate or play in public places. Therefore, the Village finds and declares that sexual offenders are a serious threat to the public safety of children if regulatory measures are not in place that prohibit their presence in specified areas designated as places children commonly congregate. The Village of Hobart finds and declares that in addition to schools and daycare centers, children congregate or play at child-oriented facilities, such as parks and playgrounds.

2. It is not the intent of this ordinance to impose a criminal penalty, but rather to serve the Village's compelling interest to promote, protect, and improve the health, safety, and welfare of the children of the Village by prohibiting convicted sexual offenders from loitering or being present in specified areas around locations where children regularly congregate in concentrated numbers. It is the further intent of this ordinance to recognize that convicted sexual offenders must reenter the community, and the Village of Hobart hereby accepts that it has a responsibility to convicted sexual offenders and the surrounding area municipalities to ensure that, in addition to promoting regulatory measures aimed at protecting children, its regulatory measures are not aimed at prohibiting convicted sexual offenders from being part of this society.

B. DEFINITIONS

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

1. Child means a person age 16 or younger for purposes of this ordinance.

2. Designated Offender means any person who is required to register under Wis. Stat.§301.45 and is under court ordered supervision by the Wisconsin Department of Corrections for any sexual offense against a child, unless the person is under the age eighteen at the time of the offense and the offender was not tried and convicted of the offense as an adult.

3. Loitering means, whether in a group, crowd, or as an individual, to stand idly about, loaf, prowl, congregate, wander, stand, linger aimlessly, proceed slowly or with many stops, to delay or dawdle.

4. Minor means a person age 17 or younger.

5. Zones:

   a. Restricted Zones: certain areas that are designated by the Village as areas children congregate, including, but not limited to, schools, parks, playgrounds, licensed day care centers, or any other place designated by the Village as a place where children are known to congregate. Restricted Zones will not expand beyond the real estate parcel or parcel(s) upon which the building, park or establishment is located that instigated the Village's designation of such Restricted Zone, but will include contiguous parcels used for ancillary purposes, such as an athletic field located adjacent to a school.

   b. Loiter Fee Zones: the 200 foot radius surrounding all Restricted Zones.

   c. Restricted Zone Maps: an official map, maintained by the Village, showing Restricted Zones designated in Red and Loiter Free Zones designated in Yellow. (the "Restricted Zone Map"). The Village shall update the Restricted Zone Map at least annually to reflect any changes in the location of Restricted Zones and Loiter Free Zones. Restricted Zone Maps will be available at the Village's office and on the Village's official web site.

C. PROHIBITED LOCATION AND/OR ACTS

1. Restricted Zones:

   a. Restricted Zone Restrictions: It is unlawful for any Designated Offender to be physically present within a Restricted Zone under any of the following circumstances:

      1) When children are present or are reasonably presumed or known to be present; or

Attachment: Village of Hobart Sexual Offender Restrictions (1781 : Sex Offender)

2) Monday through Friday, in a school or day care center Restricted Zone and between 7:00 a.m. and 11:00 p.m.; or

3) In a park or playground Restricted Zone and between 7:00 a.m. and 11:00 p.m.

b. Restricted Zone Restriction Exceptions: A Designated Offender may be physically present on any day or time within a Restricted Zone if all of the following are present:

1) The Designated Offender has official business, which is determined by the reasonable person standard; and

2) The Designated Offender is accompanied by another adult who is not a Designated Offender.

2. Loiter Free Zones: It is unlawful for a Designated Offender to loiter within a Restricted Zone or Loiter Free Zone.

3. Holiday Prohibition: It is unlawful for any Designated Offender to participate in a holiday event involving children under 16 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the Designated Offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph.

D. PENALTIES

A person who violates this ordinance shall be punished by a forfeiture not exceeding $2,000.00, together with the actual costs of prosecution, including attorney fees, if necessary.

E. SEVERABILITY

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance is held invalid, the reminder of the ordinance shall not be affected.

F. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

G. This ordinance shall take effect on and after its passage and publication.

3.803 THROWING OR SHOOTING MISSILES AND PROJECTILES - No person shall throw or shoot any object, stone, snowball or other missile or projectile, by hand or by any other means, at any person or at, in or into any building, street, sidewalk, alley, highway, park, playground or other public place within the Village.

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE: **February 4, 2014**

DEPARTMENT: **City Clerk-Treasurer**

FROM: **Shana Defnet**

SUBJECT: **Voucher Approval.**

ATTACHMENTS:

- 2-4-14 VOUCHERS (PDF)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0001	A1 ELEVATOR CORP							
	I-5774	A1 ELEVATOR CORP	R	2/04/2014		117.00CR	070502	117.00
0302	AIRGAS USA LLC							
	I-9915266124	AIRGAS USA LLC	R	2/04/2014		159.49CR	070503	159.49
2878	ARING EQUIPMENT CO INC							
	I-308602	ARING EQUIPMENT CO INC	R	2/04/2014		74.21CR	070504	74.21
5604	AURORA BAYCARE MED CTR LLC							
	I-KK157	AURORA BAYCARE MED CTR LLC	R	2/04/2014		53.54CR	070505	53.54
0020	BADGERLAND PRINTING INC							
	I-22994	BADGERLAND PRINTING INC	R	2/04/2014		54.00CR	070506	
	I-23014	BADGERLAND PRINTING INC	R	2/04/2014		54.00CR	070506	108.00
0023	BATTERIES PLUS LLC							
	I-501-417536	BATTERIES PLUS LLC	R	2/04/2014		105.50CR	070507	105.50
0132	BAY AREA HUMANE SOCIETY AND							
	I-DEC2013-DEP	BAY AREA HUMANE SOCIETY AND	R	2/04/2014		620.00CR	070508	620.00
0027	BAY TOWEL INC							
	I-1748951	BAY TOWEL INC	R	2/04/2014		36.40CR	070509	
	I-1748952	BAY TOWEL INC	R	2/04/2014		50.42CR	070509	
	I-1748953	BAY TOWEL INC	R	2/04/2014		20.91CR	070509	
	I-1750806	BAY TOWEL INC	R	2/04/2014		122.83CR	070509	
	I-1750829	BAY TOWEL INC	R	2/04/2014		80.90CR	070509	
	I-1752162	BAY TOWEL INC	R	2/04/2014		36.40CR	070509	
	I-1752163	BAY TOWEL INC	R	2/04/2014		54.86CR	070509	402.72
0025	BAYCOM INC							
	I-152331	BAYCOM INC	R	2/04/2014		990.98CR	070510	
	I-153362	BAYCOM INC	R	2/04/2014		9.80CR	070510	1,000.78
3175	DEREK BEIDERWIEDEN							
	I-201401282993	DEREK BEIDERWIEDEN	R	2/04/2014		41.38CR	070511	41.38
6849	BONGERS, ERIN							
	I-201401282994	BONGERS, ERIN	R	2/04/2014		104.24CR	070512	104.24
0038	BROADWAY AUTOMOTIVE INC							
	I-268110P	BROADWAY AUTOMOTIVE INC	R	2/04/2014		80.47CR	070513	80.47

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0042	BROWN COUNTY HIGHWAY DEPARTMENT							
	I-00814	BROWN COUNTY HIGHWAY DEPARTMEN	R	2/04/2014		7,403.51CR	070514	
	I-201401282995	BROWN COUNTY HIGHWAY DEPARTMEN	R	2/04/2014		95.82CR	070514	
	I-201401282996	BROWN COUNTY HIGHWAY DEPARTMEN	R	2/04/2014		222.19CR	070514	
	I-201401282997	BROWN COUNTY HIGHWAY DEPARTMEN	R	2/04/2014		915.87CR	070514	8,637.39
2984	BROWN COUNTY TREASURER							
	I-2014-023	BROWN COUNTY TREASURER	R	2/04/2014		3,454.26CR	070515	3,454.26
0115	CARQUEST AUTO PARTS LLC							
	I-6339-180554	CARQUEST AUTO PARTS LLC	R	2/04/2014		11.61CR	070516	11.61
1962	CASPERS TRUCK EQUIPMENT INC							
	I-72120	CASPERS TRUCK EQUIPMENT INC	R	2/04/2014		141.00CR	070517	141.00
2708	CLEANING SOLUTION SERVICES INC							
	I-05-8716	CLEANING SOLUTION SERVICES INC	R	2/04/2014		1,225.00CR	070518	
	I-05-8717	CLEANING SOLUTION SERVICES INC	R	2/04/2014		1,261.85CR	070518	2,486.85
0217	COUNTRY VISIONS COOPERATIVE							
	I-201401282998	COUNTRY VISIONS COOPERATIVE	R	2/04/2014		4.49CR	070519	
	I-201401282999	COUNTRY VISIONS COOPERATIVE	R	2/04/2014		43.99CR	070519	48.48
5159	DEGROOT INC							
	I-6803	DEGROOT INC	R	2/04/2014		2,912.67CR	070520	2,912.67
1	DERNBACH, ANDREW							
	I-201401283000	MAILBOX	R	2/04/2014		50.00CR	070521	50.00
6859	EMS MEDICAL BILLING ASSOC LLC							
	I-201401283001	EMS MEDICAL BILLING ASSOC LLC	R	2/04/2014		5,279.00CR	070522	5,279.00
0092	FEAKER & SONS CO INC							
	I-13-12 (3)	FEAKER & SONS CO INC	R	2/04/2014		35,925.74CR	070523	35,925.74
4611	FIRE-SAFETY CONSULTING & SERVICES							
	I-201401283002	FIRE-SAFETY CONSULTING & SERVI	R	2/04/2014		288.00CR	070524	288.00
0200	FIRST SUPPLY GREEN BAY LLC							
	I-2291735-00	FIRST SUPPLY GREEN BAY LLC	R	2/04/2014		3.74CR	070525	3.74
3547	FORD CREDIT DEPT 67-434							
	I-1080205	FORD CREDIT DEPT 67-434	R	2/04/2014		14,112.66CR	070526	14,112.66

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
6056	GANNETT FLEMING COMPANIES INC							
	I-058195.01*01-1	GANNETT FLEMING COMPANIES INC	R	2/04/2014		625.00CR	070527	625.00
2544	GLOBAL RECOGNITION INC							
	I-139032	GLOBAL RECOGNITION INC	R	2/04/2014		1,264.40CR	070528	1,264.40
0116	GRAINGER INC							
	I-9332753673	GRAINGER INC	R	2/04/2014		72.60CR	070529	72.60
0666	GRAY'S INC							
	I-31269	GRAY'S INC	R	2/04/2014		902.80CR	070530	902.80
0119	GREEN BAY AREA CHAMBER OF COMMERCE							
	I-130106	GREEN BAY AREA CHAMBER OF COMM	R	2/04/2014		3,788.00CR	070531	3,788.00
4902	HALRON LUBRICANTS INC							
	I-641165-00	HALRON LUBRICANTS INC	R	2/04/2014		243.56CR	070532	243.56
3521	HD SUPPLY WATERWORKS LTD							
	I-B853442	HD SUPPLY WATERWORKS LTD	R	2/04/2014		34,460.00CR	070533	
	I-B932560	HD SUPPLY WATERWORKS LTD	R	2/04/2014		81,476.00CR	070533	
	I-B953475	HD SUPPLY WATERWORKS LTD	R	2/04/2014		136.03CR	070533	116,072.03
5631	HOWARD, VILLAGE OF							
	I-8586	HOWARD, VILLAGE OF	R	2/04/2014		6,923.00CR	070534	6,923.00
0670	IACP-MEMBERSHIP							
	I-1001087975	IACP-MEMBERSHIP	R	2/04/2014		120.00CR	070535	120.00
1399	INDOFF INC							
	C-2389556	INDOFF INC	R	2/04/2014		16.19	070536	
	I-2392285	INDOFF INC	R	2/04/2014		29.52CR	070536	
	I-2394168	INDOFF INC	R	2/04/2014		354.17CR	070536	
	I-2398554	INDOFF INC	R	2/04/2014		58.77CR	070536	
	I-2399177	INDOFF INC	R	2/04/2014		287.89CR	070536	
	I-2400086	INDOFF INC	R	2/04/2014		48.25CR	070536	
	I-2401370	INDOFF INC	R	2/04/2014		241.86CR	070536	1,004.27
2602	JOSSART BROTHERS INC							
	I-2715	JOSSART BROTHERS INC	R	2/04/2014		2,806.00CR	070537	2,806.00
1276	JX ENTERPRISES INC							
	I-D-240160068	JX ENTERPRISES INC	R	2/04/2014		20.06CR	070538	
	I-D-240170066	JX ENTERPRISES INC	R	2/04/2014		100.18CR	070538	
	I-D-240200067	JX ENTERPRISES INC	R	2/04/2014		43.30CR	070538	
	I-D-240210040	JX ENTERPRISES INC	R	2/04/2014		58.93CR	070538	
	I-D-240220009	JX ENTERPRISES INC	R	2/04/2014		87.80CR	070538	310.27

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0149	KIMCO ENGRAVING INC							
	I-24413	KIMCO ENGRAVING INC	R	2/04/2014		14.49CR	070539	14.49
5303	LAKE AREA PUBLIC WKS ASSOC							
	I-201401293004	LAKE AREA PUBLIC WKS ASSOC	R	2/04/2014		75.00CR	070540	75.00
6890	MACH IV ENG & SURVEYING LLC							
	I-2532	MACH IV ENG & SURVEYING LLC	R	2/04/2014		300.00CR	070541	300.00
6198	MAILFINANCE							
	I-H4445678	MAILFINANCE	R	2/04/2014		300.00CR	070542	300.00
0173	MENARDS INC							
	I-33968	MENARDS INC	R	2/04/2014		110.08CR	070543	
	I-34159	MENARDS INC	R	2/04/2014		109.44CR	070543	
	I-34169	MENARDS INC	R	2/04/2014		35.94CR	070543	
	I-34299	MENARDS INC	R	2/04/2014		5.38CR	070543	
	I-34415	MENARDS INC	R	2/04/2014		9.98CR	070543	
	I-34417	MENARDS INC	R	2/04/2014		27.85CR	070543	298.67
3143	ELLEN MOORE							
	I-201401293005	ELLEN MOORE	R	2/04/2014		98.31CR	070544	98.31
3125	MORTON SALT INC							
	I-5400361944	MORTON SALT INC	R	2/04/2014		16,051.71CR	070545	16,051.71
0190	NORTHEAST ASPHALT INC							
	I-13-07 (6)	NORTHEAST ASPHALT INC	R	2/04/2014		79,375.70CR	070546	79,375.70
0531	NORTHEAST AUTO PARTS INC							
	I-286501	NORTHEAST AUTO PARTS INC	R	2/04/2014		21.49CR	070547	
	I-286540	NORTHEAST AUTO PARTS INC	R	2/04/2014		10.69CR	070547	
	I-286543	NORTHEAST AUTO PARTS INC	R	2/04/2014		15.99CR	070547	
	I-286554	NORTHEAST AUTO PARTS INC	R	2/04/2014		1.45CR	070547	
	I-286563	NORTHEAST AUTO PARTS INC	R	2/04/2014		31.68CR	070547	
	I-286585	NORTHEAST AUTO PARTS INC	R	2/04/2014		13.49CR	070547	
	I-286587	NORTHEAST AUTO PARTS INC	R	2/04/2014		15.99CR	070547	
	I-286671	NORTHEAST AUTO PARTS INC	R	2/04/2014		30.98CR	070547	
	I-286692	NORTHEAST AUTO PARTS INC	R	2/04/2014		125.43CR	070547	267.19
0191	NORTHEAST WI TECHNICAL COLLEGE							
	I-CS24311	NORTHEAST WI TECHNICAL COLLEGE	R	2/04/2014		250.00CR	070548	250.00

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0194	OLSON TRAILER & BODY LLC							
	I-C09177	OLSON TRAILER & BODY LLC	R	2/04/2014		95.48CR	070549	95.48
0525	PETROLEUM EQUIP SERVICE OF WI INC							
	I-10104	PETROLEUM EQUIP SERVICE OF WI	R	2/04/2014		112.50CR	070550	112.50
6126	PM SUPPLY - WRIGHT INDUSTRIAL							
	I-42487	PM SUPPLY - WRIGHT INDUSTRIAL	R	2/04/2014		72.50CR	070551	72.50
0208	POMP'S TIRE SERVICE INC							
	I-90012856	POMP'S TIRE SERVICE INC	R	2/04/2014		849.18CR	070552	
	I-90013254	POMP'S TIRE SERVICE INC	R	2/04/2014		14.64CR	070552	863.82
0395	PRO ONE JANITORIAL INC							
	I-89420	PRO ONE JANITORIAL INC	R	2/04/2014		1,140.98CR	070553	1,140.98
5632	RW MANAGEMENT GROUP INC							
	I-0114-638	RW MANAGEMENT GROUP INC	R	2/04/2014		9,000.00CR	070554	9,000.00
0406	SIMPLEXGRINNELL INC							
	I-76686584	SIMPLEXGRINNELL INC	R	2/04/2014		800.63CR	070555	800.63
0252	SOUTHSIDE TIRE CO INC							
	I-3031419	SOUTHSIDE TIRE CO INC	R	2/04/2014		217.00CR	070556	217.00
4842	THOMSON REUTERS							
	I-828833138	THOMSON REUTERS	R	2/04/2014		379.68CR	070557	379.68
0268	TRUCK EQUIPMENT INC							
	I-10015	TRUCK EQUIPMENT INC	R	2/04/2014		52.39CR	070558	
	I-10049	TRUCK EQUIPMENT INC	R	2/04/2014		39.76CR	070558	
	I-10059	TRUCK EQUIPMENT INC	R	2/04/2014		11.84CR	070558	
	I-572595	TRUCK EQUIPMENT INC	R	2/04/2014		131.16CR	070558	
	I-573436	TRUCK EQUIPMENT INC	R	2/04/2014		48.79CR	070558	
	I-9882	TRUCK EQUIPMENT INC	R	2/04/2014		420.00CR	070558	
	I-9883	TRUCK EQUIPMENT INC	R	2/04/2014		153.78CR	070558	857.72
3085	VANDERLOOP'S SHOES INC							
	I-C018825	VANDERLOOP'S SHOES INC	R	2/04/2014		1,798.00CR	070559	
	I-C256048	VANDERLOOP'S SHOES INC	R	2/04/2014		200.00CR	070559	1,998.00
0282	WESCO DISTRIBUTION INC							
	I-576451	WESCO DISTRIBUTION INC	R	2/04/2014		11.88CR	070560	
	I-577166	WESCO DISTRIBUTION INC	R	2/04/2014		43.98CR	070560	55.86

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
2645	WI DEPT OF JUSTICE CRIME INFO BUREA							
	I-T16539	WI DEPT OF JUSTICE CRIME INFO	R	2/04/2014		300.00CR	070561	
	I-T16540	WI DEPT OF JUSTICE CRIME INFO	R	2/04/2014		703.50CR	070561	1,003.50
1547	JADE WITT							
	I-201401293006	JADE WITT	R	2/04/2014		34.97CR	070562	34.97
5597	WTSOA							
	I-201401293007	WTSOA	R	2/04/2014		195.00CR	070563	195.00
1153	ZIGNEGO COMPANY INC							
	I-13-04 (3)	ZIGNEGO COMPANY INC	R	2/04/2014		552,237.44CR	070564	552,237.44
6865	PAUL ZIMMERMAN FOUNDRIES							
	I-36085B	PAUL ZIMMERMAN FOUNDRIES	R	2/04/2014		1,924.75CR	070565	1,924.75

* * T O T A L S * *	NO#	DISCOUNTS	CHECK AMT	TOTAL APPLIED
REGULAR CHECKS:	64	0.00	878,371.56	878,371.56
HANDWRITTEN CHECKS:	0	0.00	0.00	0.00
PRE-WRITE CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
VOID CHECKS:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
CORRECTIONS:	0	0.00	0.00	0.00
REGISTER TOTALS:	64	0.00	878,371.56	878,371.56

TOTAL ERRORS: 0 TOTAL WARNINGS: 0

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

PACKET: 04255 FEB 2014 COUNCIL - 1 2-4-14

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT

** POSTING PERIOD RECAP **

FUND	PERIOD	AMOUNT
100	2/2014	71,873.08CR
201	2/2014	61,548.76CR
405	2/2014	675,242.39CR
601	2/2014	68,152.60CR
650	2/2014	1,554.73CR
ALL		878,371.56CR

Attachment: 2-4-14 VOUCHERS (1804 : Voucher Approval.)

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE: **February 4, 2014**

DEPARTMENT: **City Clerk-Treasurer**

FROM: **Vicki Scray**

SUBJECT: **Operator License Applications.**

ATTACHMENTS:

- 2-4-14 Operator License List only (PDF)

CITY OF DE PERE -FEBRUARY 4, 2014					
ITEM	NAME	ADDRESS	CITY	ST	54115
Previously Tabled Operator License Applications					
1	DRURY, DREW D.	630 TRUMPETER TRL.	DE PERE	WI	54115
2	MANN, BRADLEE J.	210 FERNARDO DR.	DE PERE	WI	54115
3	THIERS, JENNICA D.	474 N. GOOD HOPE RD.	DE PERE	WI	54115
Operator License Applications for the 2012-2014 Licensing Period					
1	HENSE II, THOMAS F.	621 COOK ST.	DE PERE	WI	54115
2	HOFFMAN, TODD M.	N4494 HWY. 42	KEWAUNEE	WI	54216
3	KENNEDY, DERIK R.	843 ASH ST., APT. A	DE PERE	WI	54115
4	VANDER LEEST, ADRIANA M.	1123 CLAYTON PL.	GREEN BAY	WI	54302
5	VIEAU, LOIS A.	1218 GRANT ST.	DE PERE	WI	54115