

AGENDA
REGULAR MEETING
PUBLIC SAFETY COMMITTEE
City Hall – Large Conference
Room 5211 SCHLUTER ROAD
Wednesday – August 25, 2021
6:00 P.M.

Remote Teleconference Meeting via
ZOOM

**NOTICE OF ELECTRONIC
MEETING**

Due to the current state of emergency because of the COVID-19 pandemic, this meeting will be conducted via electronic videoconferencing/teleconferencing. As such, it is likely that some or all members of, and a possible quorum, may be in attendance via electronic means and not physically present. In accordance with Wisconsin law, the meeting will remain open to the public. The public may still attend in person at the location stated in this agenda. However, due to the need to maintain social distancing and the limited physical space available, the public is encouraged and requested to attend via electronic means. Directions to do so are listed at the bottom of this agenda. Upon reasonable notice, the needs of disabled individuals will be accommodated through auxiliary aids or services. For additional information or to request this service, contact Joan Andrusz at 608-222-2525.

1. Call to Order
2. Roll Call
3. Approval of Minutes
 - a) July 28, 2021
4. Appearances
 - a) Currently no one registered
5. Unfinished Business
 - a) Discussion/Action of street safety for cars, bikes and pedestrians
 - b) Discussion/Action on the City's Noise Ordinance
6. New Business
 - a) Discussion/Action on 2022 Operating Budgets for Police/Dispatch/Fire/EMS
 - b) Discussion on [2021 WI Act 75](#) – Enacted 08/06/21
7. Review Monthly Financial Reports: Law Enforcement, Fire Protection, Emergency Communications and Ambulance
8. Discussion of future agenda items.

9. Reports
 - a) Fire Department
 - b) Police Department
 - c) Building and Code Inspection
 - d) Police and Fire Commission
10. Next meeting date: September 22, 2021
11. Adjournment

DIRECTIONS TO ATTEND MEETING ELECTRONICALLY

You may attend via videoconference at <https://us02web.zoom.us/j/84639476637?pwd=TE5iazFnSzVnaDhsRjNFb0RTM0taZz09&from=addon> or by downloading the free Zoom program to your computer at <https://zoom.us/download>. At the date and time of the meeting log on through the Zoom program and enter Meeting ID: 846 3947 6637 Passcode: 897683

You may attend via telephone conference by calling the following phone number:

PHONE NUMBER: 1-312-626-6799 / MEETING ID: 846 3947 6637, FOLLOWED BY # 897683

Please mute your phone when not speaking to ensure best possible audio quality.

PUBLIC APPEARANCE BY ZOOM

Persons interested in publicly appearing before the Public Safety Committee via computer or phone on the Zoom application are asked to submit an [Appearance Before a Committee form](#) so that we can accommodate all online and phone requests to speak. Please submit your form as soon as possible. Requests will be accepted before and during the meeting until the Appearances section is closed. Requests submitted after the Appearances section is closed will not be able to speak. Link to form: <https://www.mymonona.com/FormCenter/CommitteeApplication-11/Appearance-Before-a-Committee-Citizen-Co-82>

WRITTEN COMMENTS

You can send written comments on agenda items by emailing policechief@ci.monona.wi.us

**CITY OF MONONA
PUBLIC SAFETY COMMITTEE
ZOOM
5211 Schluter Road
Wednesday- July 28, 2021**

MINUTES

1. Call to Order:

- a. Chair Thomas called the meeting to order at 6:01PM

2. Roll Call:

- a. **Committee members present:** Kathy Thomas (ZOOM), Nancy Moore (ZOOM), Angela Davis (ZOOM), Connie Miley (ZOOM), Mark Zwart (ZOOM), Larry Reed (ZOOM), Jim Bisbee (ZOOM), Joseph Fontaine (ZOOM)
- b. **Committee members absent:** Chris Henderson, Nancy Moore
- c. **Staff members present:** Police Chief Brian Chaney Austin (ZOOM), Fire Chief Jerry McMullen (ZOOM), Det. Lt. Sara Deuman (ZOOM @7:15pm)

3. Minutes:

- a. A motion was made by Joseph Fontaine, seconded by Jim Bisbee, to approve the minutes of the June 23, 2021 meeting. Motion passed by unanimous voice vote.

4. Appearances:

- a. No one registered for appearances.

5. Unfinished Business:

a. Discussion of street safety for cars, bikes and pedestrians:

Update given by Alder Thomas on neighborhood meeting for modifications of the south end of Winnequah Rd has occurred. Main topics of discussion were sidewalk placement, and addition of speed humps to the future project. Another meeting on September 22 for this project.

Mark Zwart brought forth a question about pedestrian safety on Monona Dr with signs obscured by trees. Femrite Dr at Monona Dr is of particular concern. Alder Thomas advised that she would bring that to the proper person.

b. Discussion/Action on the City's Noise Ordinance (Chief Chaney Austin)

Discussion began with Alder Thomas on asking the Chief on recommendations for moving forward. Chief Chaney Austin had provided written ideas on how to move forward to the Committee. Discussion ensued on the ideas, with significant discussion on the role of the Committee within this ordinance. Questions on role of Chief if they are the issuing person, as well as noise levels and what other communities do for this issue. Discussion ended at 6:34pm with Chief Chaney Austin given direction to work

with Attorney Bill Cole on developing the first draft of a new noise ordinance. No further Committee action on this item tonight.

6. Discussion / Action on 2022 Capital Budget requests

a. Fire and EMS

Capital budget presented by Chief McMullen. Discussion by Committee. Motion by Jim Bisbee, second by Angela Davis, with a unanimous voice vote by the Committee to recommend moving Fire and EMS Capital Budget to the Mayor and Council.

b. Police and Dispatch

Capital budgets presented by Chief Chaney Austin. Discussion by Committee. Motion by Larry Reed, second by Connie Miley, with a unanimous voice by the Committee to recommend moving Police and Dispatch Capital Budget to the Mayor and Council.

7. Review Monthly Financial Reports

a. Police

Things going well. Two conditional job offers for new officers have been sent.

b. Fire

Things going well. Revenue is building from EMS calls. Member coming back off deployment on September 4.

8. Future Agenda Items

a. Fire billing presentation

b. Safe communities presentation

9. Reports

a. Fire

Festival update, volunteers put in a ton of hours. Three new volunteers, working to provide more space to bring on more. Training at the bowling alley going forward. RFP for PSB Feasibility Study going forward.

b. Police

Festival update, a success on police side as well. COVID update on officers. Training update, both internal and external. SRO update and decision coming in the next couple of weeks. Policy updates coming soon. Met with Ho-Chunk members. Internal and external stakeholder meetings.

c. Building and Code Inspection

None

d. Police and Fire Commission

Joseph advised PFC met to move forward with the two candidates that Chief Chaney Austin had mentioned early. No further update

10. Next meeting date:

a. August 25, 2021

11. Adjournment:

- a. Motion to adjourn made by Jim Bisbee, seconded by Joseph Fontaine. Motion passed by unanimous voice vote at 7:53pm

DRAFT

§ 335-8. Loud and unnecessary noise prohibited.

- A. Loud and unnecessary noise prohibited. No person shall use within the City any equipment for the amplification of sound so as to cause such amplified sound to be transmitted into a public street, alley or public place unless a permit has been granted, which states the time and place of the event, by the Chief of Police. It shall be unlawful for any person knowingly or wantonly to use or operate or to cause to be used or operated any mechanical device, machine, apparatus or instrument for intensification or amplification of the human voice or any sound or noise in any public or private place in such manner that the peace and good order of the neighborhood is disturbed or that persons owning, using or occupying property in the neighborhood are disturbed or annoyed.
- B. Types of loud and unnecessary noises. The following acts are declared to be loud, disturbing and unnecessary noises in violation of this section, but this enumeration shall not be deemed to be exclusive:
- (1) Horns, signaling devices. The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle on any street or public place in the City for longer than three seconds in any period of one minute or less, except as a danger warning; the creation of any unreasonable loud or harsh sound by means of any signaling device and the sounding of any plainly audible device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand or electricity; the use of any horn, whistle or other device operated by engine exhaust and the use of any signaling device when traffic is for any reason held up.
 - (2) Radios, phonographs, similar devices. The using, operating or permitting to be played, used or operated of any radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in a loud and unnecessary manner. The operation of any set, instrument, phonograph, machine or device between the hours of 9:00 p.m. and 7:00 a.m. in a manner as to be plainly audible at the properly line of the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section. **[Amended 10-16-2017 by Ord. No. 9-17-689]**
 - (3) Loudspeakers, amplifiers for advertising. The using, operating or permitting to be played, used or operated of any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for the producing or reproducing of sound which is cast upon the public streets for the purpose of commercial advertising or attracting attention of the public to any building or structure. Announcements over loudspeakers can only be made by the announcer in person and without the aid of any mechanical device.
 - (4) Animals, birds. The keeping of any animal or bird which causes frequent or long-continued unnecessary noise.
 - (5) Steam whistles. The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work or as a warning

of fire or danger or upon request of proper City authorities.

- (6) Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine or motorboat except through a muffle or other device which will effectively prevent loud or explosive noises therefrom.
- (7) Construction or repair of buildings. The erection (including excavation), demolition, alteration or repair of any building, as well as the operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or any other similar equipment attended by loud or unusual noise, other than between the hours of 7:00 a.m. and 9:00 p.m. on weekdays; provided, however, the Building Inspector shall have the authority, upon determining that the loss of inconvenience which would result to any party in interest would be extraordinary and of such nature as to warrant special consideration, to grant a permit for a period necessary within which time such work and operation may take place within the hours of 9:00 p.m. to 7:00 a.m. **[Amended 10-16-2017 by Ord. No. 9-17-689]**
- (8) Schools, courts, churches, hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while in use, or adjacent to any hospital, which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys patients in the hospital, provided that conspicuous signs are displayed in those streets indicating a school, hospital or court street. No person, while on public or private grounds adjacent to any building or while within any building in which a school or any class thereof is in session, shall willfully make or assist in the making of any noise or diversion which disturbs or tends to disturb the peace or good order and operation of such school session or class thereof.
- (9) Exceptions. The provisions of this section shall not apply to:
 - (a) Any vehicle of the City while engaged in necessary public business.
 - (b) Excavations or repairs of streets or other public construction by or on behalf of the City, county or state at night when public welfare and convenience renders it impossible to perform such work during the day.
 - (c) The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in nature. C. Permits for amplifying devices.
- (1) Permit required. The use of loudspeakers or amplifying devices on the streets or in the parks of the City of Monona is prohibited unless the party desiring to use such loudspeaker or amplifying device first obtains a permit from the City Clerk or his/her designee. **[Amended 8-6-2018 by Ord. No. 7-18-705]**
- (2) Entities may apply for an amplification permit through the City Clerk. The City Clerk will forward the amplification to the Public Safety Committee for review and

authorization. If there are extenuating circumstances as to why the applicant is unable to wait until the next regularly scheduled meeting of the Public Safety Committee, then the Clerk may elect to submit the application direct to the City Administrator for approval or denial of the permit.

- (3) The Public Safety Committee may not issue more than 45 days of amplification permits to a business or licensed establishment within a calendar year.
- (4) Grounds or reasons for denial or allowance. The Chief of Police shall have the authority to revoke such permit when he or she believes such loudspeaker or amplifying device is becoming a nuisance because of the volume, the method in which is being used or the location in which it is being operated.
- (5) Time restrictions. The City Clerk shall not issue a permit to use a loudspeaker or amplifying device before the hours of 9:00 a.m. or after 9:00 p.m. Special amplification permits may be issued by the City Administrator for City-sponsored events. The permit shall indicate the special timeframe for amplification authorized under the special permit. No permit shall be granted to anyone who, in the opinion of the Chief of Police, uses said loudspeaker or amplifying device in such a manner or for such a purpose as to constitute a nuisance. **[Amended 10-16-2017 by Ord. No. 9-17-689]**