



City of Madison
Meeting Minutes - Final
PUBLIC SAFETY REVIEW BOARD

City of Madison
Madison, WI 53703
www.cityofmadison.com

Tuesday, January 9, 2007

5:00 PM

Room LL110 Madison Municipal Building

CALL TO ORDER

Meeting was called to order by Chair Moen at 5:05 pm.

ROLL CALL

Present: Paul E. Skidmore, Austin W. King, Tyrone W. Bell, Michael S. Scott, Terry E. Moen and Amy R. Smith

Excused: Larry Pasha and Adam G. Lichtenheld

PUBLIC COMMENT

Item: 05065 - Establishing an Alcohol Density Plan for Police Sectors 403, 404, 405 and 406. Lauren Woods: a senior at UW-Madison, against the plan. There is a problem but solutions should address the issue at the root and not have it relocate to uncontrolled environments (house parties). Culture in the area is over consumption with "games" centered around alcohol. Restricting business development (alcohol licenses) would allow current businesses to have a monopoly and be non-competitive. Bert Stitt - is a downtown resident and has been for many years. Is concerned about alcohol and thinks this plan is a good first step, but not the last step. People need to enjoy life but in a responsible manner. There are an increased number of alcohol businesses in the retail area which limits viable businesses. This is a negative for visitors as well as residents. a drunk is a drunk - no particular group needs to be targeted. Alcohol is a regulated business - is a privilege, not a right. There are a number of alcohol licenses available - don't need to all be brought into downtown Madison. Doesn't buy into the idea that if the number is capped, the bars will spill over into the "no where" land. Mary Carbine - with Madison Central BID and wanted to just give information from the BID Board. There are problems which must be addressed. Downtown market analysis study is being conducted (begun last summer) seeking to find a good business mix for downtown which involved retail recruitment, retention and expansion. Enforcement of existing laws and business involvement are needed. The Board is looking at what would be the best mix for the area. It has been many years since a similar study was done. Patrick Meehan - moved downtown about 3 years ago. The issue can get so skewed and emotional (New York Times article, blogs) quickly, categorizing people. Don't trivialize people if they make a stand. The issue is quality of life and citizenship - not a student issue: need balance. Enough is enough of anything. Jamie McCarville - the density of liquor licenses is creating a crime zone around her home. Is not for or against the proposed plan but feels the area is saturated and safety issues related to alcohol consumption need to be addressed. Stefanie Moritz - high alcohol consumption and crime are related and shown by Madison Police statistics. Downtown is an over-saturated area. Public health and welfare are the responsibility of the City of Madison. This is a first step in confronting problem of over-saturation. Ald. Austin King: the cap for licenses came from the Tavern League. The black market for alcohol downtown is large and this is a flawed plan.

Item #05100 - Creating Section 23.37 of the Madison General Ordinances to prohibit interfering with a mother breast feeding and amending Section 1.08(3) of the Madison General Ordinances to establish the bail deposit amount for violation of this section. Laurel Franczek - Is affiliated with the La Leche League. Breast feeding is not a political statement but merely a mother feeding her hungry child. There are many local cases of harassment, being asked to leave areas. Legislation is needed to stop the harassment (are already exempt from nudity regulations). Thirty-six states already have legislation allowing for breast feeding in public. Karissa Andrews - gave personal testimony of experience when she was breast feeding her 3-week old son at the mall. Security was alerted and 3 guards came. She felt intimidated and finally went to her car to feed her son. Julie Olson Simani - works in nursing with Madison Birth Center. Our society often doesn't give much support so we need to help a woman exercise her right to do the healthiest thing for her child. Anne Altshuler - is a nurse. Breast feeding is part of a 2010 goal for better health. Want an environment that encourages women to attain this goal. Breast feeding helps to deter obesity for example. Guidelines to help communities establish environments for mothers to breast feed children distributed. Teresa Faust -

gave personal story regarding her 2-week old son. Was breast feeding in mall with blanket covering all but the top of his head. Security guard told her she had to leave. Finally went to mother-in-law's truck. Was shocked by the negative stigma attached to public breast feeding. Anne English - family doctor in Mt. Horeb. Emphasized that breast feeding is most important. It doesn't work to not be able to do so in public. Need to enable mothers to be able to do so. Many generations since about the early 1900's have not seen or practiced breast feeding, but is commonplace around the world. Need to educate these generations as to the value of breast feeding as it has grown in popularity since about the 1980's. Ald. Robbie Webber (sponsor) - this is a needed ordinance. Is important for the health of the mother and child. Need to be made a natural and legal thing. Thirty some state already have this protection. Item #05298 - Amending Section 9.24(2), creating new Section 9.24(6)(b)3. and renumbering current Section 9.24(6)(b)3. to 9.24(6)(b)4. of the Madison General Ordinances to establish regulations for the sale of secondhand books. Erik Pearce - UW Police Officer. Gave example of students whose expensive textbooks were stolen twice within 6 days. This was not only a terrible financial hardship for them but grades also suffered. Is a huge problem on campus - in two months time this fall, he personally handled cases involving the theft of 31 textbooks worth about \$2700. Currently sellers of these books can remain anonymous. Solution is to require ID (made 2 recent arrests using this already). The benefits outweigh the negative aspects. Ron Czerwien - this ordinance is anti-small business owners, in this case used book stores owners. Most (like Avol's, Paul's, Shakespeare's, etc.) don't buy back used textbooks. Traditional used book stores don't buy and sell them because there is no real market for them after a short time. The Police Department considers shoplifting in used book stores as not important so the owners work with one another in keeping each informed and solving these cases. There would be a lot of record-keeping required for a rare to never purchase of textbooks for most of these stores. Caryl Askins (Paul's Books for 52 years) - their business is local and small and they deal primarily in used and out-of-print books, no textbooks. They have no guarantee that they will sell the books they buy. Textbooks do have this through a jobber. She knows most of the people from whom they buy books. Also buy at public library sales and donates books that they don't buy but prospective seller wants to dispose of. Doesn't have or use a computer. Charlie Breunig - first began working in used book store in 1993 and now has own small business Internet. Textbooks are not a national business. Anyone can become a used book seller. Thieves sell textbooks to others in other cities and states. This would just make extra work of businessmen and not solve the problem.

APPROVAL OF MINUTES

Minutes of October 10, 2006 meeting unanimously approved on motion by King, seconded by Bell. Minutes of December 12, 2006 meeting similarly approved with the following corrections: Public Comment speaker "Tom Licht" correctly spelled "Lichte"; 2nd page should read "Captain Schauf" (not "Captain Schaefer"); page 4, last paragraph "Amy Smith...." only the first sentence should be attributed to her. The 4 questions which followed (going on to top of page 5) were not part of Amy's comments.

UNFINISHED BUSINESS ITEMS

- 91 [04160](#) SUBSTITUTE - Repealing Sections 10.34 and 10.35 and recreating Section 10.34 of the Madison General Ordinances to establish standards for street names and addresses.

Sponsors: Brenda K. Konkel

A motion was made by Bell, seconded by Smith, to Reconsider and refer to a future meeting Sponsor Konkel was in attendance. Chief Keiken of Fire stated that Larry Nelson (Engineering) had not spoken to the Fire Department reference this issue but that Fire was in support of the measure. The fiscal issue is unknown. It was Ald Konkel's understanding that this would only apply to new signs. It appeared that Engineering is not yet ready to move forward with this item. The motion passed by the following vote:

Excused: Pasha and Lichtenheld

Aye: Skidmore, King, Bell, Scott, Moen and Smith

NEW BUSINESS ITEMS

68. [05065](#) Establishing an Alcohol License Density Plan for Police Sectors 403, 404, 405 and 406.

Sponsors: David J. Cieslewicz, Judy K. Olson and Michael E. Verveer

A motion was made by Smith, seconded by Bell, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER After the above noted public comment and discussion the board took action on this measure (Skidmore had to leave the meeting early and therefore did not vote). The motion passed by the following vote:

Absent: Skidmore

Excused: Pasha and Lichtenheld

Aye: Bell, Scott and Smith

No: King and Moen

- [05100](#) Creating Section 23.37 of the Madison General Ordinances to prohibit interfering with a mother breastfeeding and amending Section 1.08(3) of the Madison General Ordinances to establish the bail deposit amount for violation of this section.

Sponsors: Robbie Webber, Austin W. King, Michael E. Verveer, Paul J. Van Rooy, Paul E. Skidmore, Jed Sanborn, Santiago Rosas, Noel T. Radomski, Larry Palm, Judy K. Olson, Brenda K. Konkel, Tim Gruber, Judy Compton, Lauren Cnare, Zachariah Brandon and Brian Benford

A motion was made by Scott, seconded by Skidmore, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:

Excused: Pasha and Lichtenheld

Aye: Skidmore, King, Bell, Scott, Moen and Smith

153. [05298](#) Amending Section 9.24(2), creating new Section 9.24(6)(b)3. and renumbering current Section 9.24(6)(b)3. to 9.24(6)(b)4. of the Madison General Ordinances to establish regulations for the sale of secondhand books.

Sponsors: Austin W. King

A motion was made by Scott, seconded by Bell, to Reconsider and refer to a future meeting Mike Scott asked why books were not part of the original list of items in ordinance. Ald. King explained that many items were added as they became "hot commodities." Chief Davenport noted that there was no fiscal note included for implementation by the Police Department. He also noted that the department is currently 18 months behind in data entry of items from current list (pawn shops). Would like a fiscal impact study done. King said that 3 textbooks could amount to a lot of money and how does one distinguish between textbooks and regular books. The ordinance language can be refined: go back to City Attorney for a redraft and buy into the textbook classification rather than a dollar surrogate. Mike Smith stated that a control on stolen commodities market is good but further study on this subject is needed - check how other communities are combatting it. A motion to take a look at how best to approach the problem including a fiscal note was made with the thought that it could be on the March agenda. Amy Smith added that there should be language concerning the definition between textbooks and books, that the fiscal note should be a stand-alone add-on for Police (not to include the cost of the 18-month current backlog) and that the ordinance should collaborate with second hand bookstores in the study about how best to address the problem of stolen books. The motion passed by the following vote:

Absent: Skidmore

Excused: Pasha and Lichtenheld

Aye: King, Bell, Scott, Moen and Smith

Presentation by Fire Department: Acquired Structure Training and Live Burns (Chief Ronald Schwenn)

This will be presented at the February meeting.

Fire Department Report

Due to time constraints, this item was not addressed.

Standing Committee Reports

Due to staff absences, this item was not addressed.

ADJOURNMENT

On a motion by King, seconded by Bell, meeting was adjourned at 6:55 PM.