



City of Madison

Meeting Minutes - Final

PUBLIC SAFETY REVIEW BOARD

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

Tuesday, July 10, 2007

5:00 PM

215 Martin Luther King, Jr. Blvd.
Room LL-110 (Madison Municipal Building)

CALL TO ORDER

Meeting called to order at 5:00 PM by Chair Moen.

ROLL CALL

Present: Paul E. Skidmore, Eli Judge, Michael S. Scott, Terry E. Moen, Adam G. Lichtenheld and Amy R. Smith

Excused: Larry Pasha and Tyrone W. Bell

PUBLIC COMMENT

Public comment was related to item 04272 neighborhood electric vehicles. First speaker was Tim Thompson of Janesville who is starting an alternative vehicle dealership in Janesville. Said there were ordinances in Stoughton, La Crosse, Reedsburg and Waupun. If Madison drops the streets available for use to only those 25 MPH or less it will make these vehicles a non-entity in Madison. He sees the designated street list a problem when speed limits change and it would be difficult to keep the list current. Said vehicles can maintain 25-30 MPH and should be treated like a moped. Licensure should be the same as a bicycle and just use the same process with a small change in the form. Tow bills in the legislature, AB 339 and SB 186 that address the licensure issue and make it a DOT responsibility.

APPROVAL OF MINUTES

A motion was made by Skidmore, seconded by Judge, to Approve the Minutes Minutes of June 12, 2007 PSRB Meeting The motion passed by acclamation.

UNFINISHED BUSINESS ITEMS

No unfinished business

NEW BUSINESS ITEMS

[04272](#)

SUBSTITUTE - Creating Section 12.792 entitled "Neighborhood Electric Vehicles Allowed" to permit and regulate the operation of such vehicles on Madison streets and amending Section 1.08(3)(a) to establish a bail deposit amount for violations of the section.

Sponsors: Austin W. King, Brian L. Solomon, Eli Judge and Mark Clear

Attachments: NEV staff memo_ID04272.pdf, 04272-Original.pdf, 04272- Substitute.pdf

A motion was made by Skidmore, seconded by Judge, to Rerefer to the PUBLIC SAFETY REVIEW BOARD, due back on August 14, 2007 Mark Clear, alder from the 19th district spoke suggesting referral until staff suggestions can be worked out. Spoke of Arthur Ross who was not available for this meeting. Said the street list was a problem and that there were parts of the city you could not get to without 35 MPH NEV routes. Amy Smith raised her concerns about user conflicts, with different capacities for speed. Moped analogy not a good one as they are faster, easier to get around, more maneuverable. While police staff agrees with Amy, traffic engineering does not, so what if it slows traffic down. Eli raised the issue of seat belts making them safer. Mike Scott said mopeds are not a good idea either. Said the city need to redesign to accommodate slow moving vehicles. Amy & Paul both addressed the issue of silence for electric vehicles, no warning properties. Suggestion to look at municipalities that allow these vehicles and see what the problems are (see listing in public comment section). Mike suggested that the National Highway Traffic Safety Administration, NHTSA, should have a report on this. Alder Judy Compton how far a vehicle would go on one charge? Will it die in traffic? Tim Johnson said they go 30 miles all the time, 40 mile on a good day. They have an indicator like a gas gage that tells you the state of charge, a red light goes on when you only have 1 more mile left. Said Wall Mart allows people to recharge vehicles. Paul moved referral and Eli seconded. Paul wanted to know if UW would have placed to plug in so you can get home. Amy addressed the carbon footprint. While you reduce emissions at site of operation, what is the relationship to the total carbon footprint? Motion to refer was passed unanimously. The motion passed by acclamation.

06578

To adopt and confirm amendments to the Madison General Ordinances as set forth in attached Exhibit A pursuant to Sec. 66.0103, Wis. Stats.

Sponsors: Paul E. Skidmore

Attachments: EXHIBIT A.pdf

A motion was made by Skidmore, seconded by Judge, to Rerefer to the PUBLIC SAFETY REVIEW BOARD, due back on August 14, 2007 This was to be a discussion of the comprehensive amendments to the local fire codes. Fire Marshall Ed Ruckriegel gave us an overview and a good deal of detail but none of us had received copies of the proposed changes. Paul moved and Eli seconded that we refer this to the next meeting and asked fire to assure that we all get copies of the changes e-mailed to us. Passed unanimously. The motion passed by acclamation.

06757

Authorizing the Police Department, Engineering Division, Streets Division and Parks Division to accept donated funds, to utilize a fencing and admission system, and to utilize those funds to offset costs associated with the 2007 Halloween event on State Street.

Sponsors: David J. Cieslewicz and Michael E. Verveer

Attachments: BID Board position Halloween Resolutions_07.pdf

A motion was made by Skidmore, seconded by Scott, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES Authorizing Police, Engineering, Streets and Parks to accept donated funds for fencing and admission system to offset costs associated with Halloween 2007. Paul moved and Mike seconded approval. Ayes were Skidmore, Scott, Smith, Lichtenheld, Moen with Judge abstaining. Passed. The motion passed by the following vote:

Excused: Pasha and Bell

Aye: Skidmore, Scott, Moen, Lichtenheld and Smith

Abstain: Judge

Present: 6 - Paul E. Skidmore, Eli Judge, Michael S. Scott, Terry E. Moen, Adam G. Lichtenheld and Amy R. Smith

Excused: 2 - Larry Pasha and Tyrone W. Bell

06759

Establishing a Glass-Free Zone for the State Street area on October 26, 2007 and October 27, 2007 from 9:30 p.m. to 6:00 a.m. and October 28, 2007 from 12:00 a.m. to 6:00 a.m.

Sponsors: David J. Cieslewicz and Michael E. Verveer

Attachments: 06759 Resolution ver1.pdf

A motion was made by Scott, seconded by Smith, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed by acclamation.

06760

Amending the Police Department, Engineering Division, and Parks Division 2007 Operating Budgets by appropriating \$82,442 from the Contingent Reserve, and to utilize these funds for various expenses related to the Halloween event; and authorizing the receipt of revenues derived from admission fees and donations.

Sponsors: David J. Cieslewicz and Michael E. Verveer

A motion was made by Skidmore, seconded by Smith, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed by acclamation.

06833

Creating Section 25.30 of the Madison General Ordinances to impose restrictions on the use of Facsimile Firearms, and amending Section 1.08(3)(a) of the Madison General Ordinances to establish bail amounts for this section.

Sponsors: Judy Compton, Joseph R. Clausius, Tim Gruber, Eli Judge, Julia S. Kerr,

Thuy Pham-Remmele, Marsha A. Rummel, Michael Schumacher, Paul E. Skidmore, Brian L. Solomon and Michael E. Verveer

A motion was made by Judge, seconded by Skidmore, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER Alder Judy Compton said this was a housekeeping item. State statute mirrors proposal for Madison. An ordinance violation in Madison which would not need as much "process" as a state violation. Amy recognized this as an appropriate process solution but wondered why the fine was less than the state charge. Assistant Chief Davenport suggested that if the fine were too high the ordinance would not be used, seen as a fairness issue by officers. So this is a smaller arrow in the enforcement quiver. Mike spoke about a paper one of his students wrote on facsimile guns and that requiring that they be carries in a case was effective. It seemed not politically possible to add that provision. Eli moved and Paul seconded adoption. Mike said we can always revisit the ordinance if it needs tweaking. This will be the same language as the State Statute. Motion passed unanimously. The motion passed by acclamation.

Automated Red Light Running Enforcement

This was a wide ranging discussion of the issues surrounding this proposed policy. Captain Cam McLay presented the scope of the problem from the police perspective. We have a driving culture problem with running red lights, if you believe in deterrence theory, we really have very little; difficult for police to enforce, cannot ever have enough cops for this. So they are looking at photo enforcement for red light running. Many are in support; Chief Wray has met with many city stakeholders, safer communities' coalition. Representative Terese Berseau approached Chief Wray on this issue to address it at the state level creating owner liability statutes as opposed to identifying the driver. Milwaukee has been working on this for many years. There is draft state legislation. The cities of Milwaukee, Racine, Kenosha, La Crosse and Greenfield have expressed interest. Captain McLay spoke of a NHTSA report related to getting community support and that law enforcement should not be driving the boat as local support is needed for this policy to be accepted. Mike Scott listed a number of issues: civil liberties; revenue, who keeps it? Private enterprise?; is the net effect that there are fewer crashes? Currently the research does not support that claim in a DC study. The NHTSA study was a mixed bag with some decrease in accidents and others resulting in an increase in accidents. He encouraged the department and us to look at the research and look at the effectiveness. It may be counter productive. Terry listed some of Larry Pasha's concerns and gave copies of the questions to all PSRB members (included as attachment). Again is this data driven? How do you decide on the intersections to pilot? If they are poorly engineered as Park & Badger and Broadway & 51 will it be a valid pilot? There were many concerns related to fairness as well. Amy spoke of a natural order and progression of steps to take. If the data dictates we go forward then education is first. There was a discussion of warning letters. This was just a first discussion; we intend to continue to work with the department on this policy issue.

Minority Traffic Stops Update

No materials on this so Mike moved and Paul seconded referral. Motion passed unanimously

Fire Department Report

Assistant Chief Keiken reviewed Rhythm & Booms which went well. One major

EMS event at site in addition there were two structure fires at the same time depleting resources. They filled out NIMS (National Incident Management System) forms to work through the process and will do the same for Halloween. Jim reminded us that Ogg Hall is being used for high rise response training until it is demolished next month. There have been a number of drills with a live fire scheduled in a shower & bathroom. Assistant Chief Mike Dirienzo is back on duty after a medical absence. They are currently interviewing 227 firefighter candidates. Station 12 design is ongoing and will be "green". Assistant Chief Paul Bloom also discussed Rhythm & Booms and Halloween with us. Paul Skidmore asked about the use of a motorcycle at Halloween. Paul Bloom said that a cycle in a crowd was a bad idea. Horses are better. For spread out special events they use golf carts, electric cars to move patients around. They also use the brush truck with skid. Paul Skidmore asked about rumors of a Westside training facility. There is discussion of utilizing city land for such a facility on the far west side.

Standing Committee Reports

There were none.

ADJOURNMENT

A motion was made by Scott, seconded by Judge, to Adjourn The meeting adjourned at 7:10 PM. The motion passed by acclamation.