



# City of Madison

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

## Meeting Minutes - Amended PUBLIC SAFETY REVIEW COMMITTEE

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Thursday, October 13, 2011

5:00 PM

Madison Police Department  
211 South Carroll Street  
Room GR22, Community Room  
City-County Building

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**Correction to the name of Assistant City Attorney Marci Paulsen. Also, item number 24148 was not a unanimous vote. I am unable to make corrections in legistar, however, this should be noted.**

**Present:** 5 -

Paul E. Skidmore; Ald. Jill Johnson; Ryan M. Jennisen; Chan M. Stroman and Maurice S. Cheeks

**Excused:** 1 -

Ald. Matthew J. Phair

### CALL TO ORDER / ROLL CALL

**Present:** 5 -

Paul E. Skidmore; Ald. Jill Johnson; Ryan M. Jennisen; Chan M. Stroman and Maurice S. Cheeks

**Excused:** 1 -

Ald. Matthew J. Phair

### APPROVAL OF MINUTES

**Alder Skidmore made a motion to approve the September meeting minutes, Ryan Jennissen seconded the motion. The minutes were unanimously approved.**

### PUBLIC COMMENT

### DISCLOSURES AND RECUSALS

### NEW BUSINESS

1. [23910](#) Creating Section 9.06 and amending Section 1.08(3)(a) of the Madison General Ordinances to establish a violation for individuals that are carrying a concealed weapon but fail to have the statutory required documentation with them and to create a bail deposit for violation thereof.

**Alder Skidmore mentioned that he is a sponsor on the four ordinances that are on the PSRC agenda this evening (23910, 23911, 23912, and 24150) and that they are all related to concealed carry. He asked staff in attendance if they would be willing to share information regarding the ordinances. Captain Wahl, from the Madison Police Department shared that 23910 creates a**

corresponding city ordinance to match the state statute that is part of Act 35 which specifically addresses someone who has been issued a concealed carry license but is carrying a weapon without having their license with them. 23911 is also a corresponding ordinance to match a state statute to allow property owners to post their properties as prohibiting firearms which would include people with concealed carry licenses. He said this would be a trespass violation. 23912 he said this one also is part of Act 35 where the language amended significantly restricts openly carrying firearms and also amends the municipal disorderly conduct citation issued to parallel with the language of Act 35. And, 24150 is a policy being adopted by the city that all city buildings will be posted as firearms being prohibited. Alder Skidmore inquired what the bail schedule is for a violation of the ordinances. Captain Wahl replied that if you were not carrying your concealed carry license the fine would be twenty-five dollars. And, Assistant City Attorney Marci Paulson shared that the trespassing fee would be five-hundred for a first offense and a second offense or subsequent would be seven –hundred and fifty dollars. She also shared that there would be additional information on the City website with regard to prohibitions of firearms.

Alder Skidmore made a motion to move approval of items number 1, 2, 3, and 4. Alder Johnson seconded the motion. The motion was unanimously approved by the committee.

**This Ordinance was RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER**

2. [23911](#) Creating Section 23.59 and amending Section 1.08(3)(a) of the Madison General Ordinances to create several unlawful trespass violations when an individual is carrying a weapon and enters onto a property of another after having been notified that the carrying of weapons is not permitted on that property and to create a bail deposit for violation thereof.

**This Ordinance was RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER**

3. [23912](#) Creating Section 24.02(4) of the Madison General Ordinances to create an exception to the disorderly conduct ordinance for a concealed weapon.

**This Ordinance was RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER**

4. [24150](#) Adopting a policy that all buildings owned or leased by the City of Madison will be free of firearms and weapons.

**This Resolution was RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER**

5. [24148](#) Amending Section 12.325(1) to remove the street-use permit exception to the prohibition against soliciting from the highway.

**Attachments:** [Police Department Report RE 24148.pdf](#)  
[Registration forms from 11.29.2011 Common Council meeting](#)

Michelle Busch from the Muscular Dystrophy Association (MDA) shared that she has been working in conjunction with the City of Madison Fire Department to fulfill their 2011 plans for MDA's fill the boot with the City of Madison and that they already had one of their three days for fill the boot that took place in

the city. She said they are re-meeting with the street use committee to be more conducive with intersections within the city and follow-up on using the appropriate signage and wearing traffic safety vests. She said that the City of Madison Street Use Committee did approve the permit for the on-duty fill the boot to solicit the funds from the firefighters to support MDA. She said fill the boot has been taking place nationally for about fifty-six years and that it has been a long standing tradition with firefighters and MDA. The hope is to carry on the tradition with the City of Madison and plans for their first year for fill the boot. Alder Skidmore inquired if Ms. Busch is aware of any traffic problems over the fifty-six years. She said that she has documentation of over eleven-hundred fire departments and that half of the firefighters are doing an on the street fill the boot and although she doesn't have any documentation to prove any problems there is information on safety and policy. Member Jennissen asked if there have been any other municipalities that have prohibited against soliciting. Ms. Busch compared Madison with the size of the City of Milwaukee and mentioned that two years ago that they had to work with the City Attorney's Office and Council and that it was a little process but that they were happy to do it. She said that they did get approval to go on the street in which it would be their third year with no traffic incidents. She further said from going on the street they were able to raise \$82,000 their first year on the street where they averaged \$2,500 before going on the street. Also, she said from an MDA standard the numbers prove that going on the street prove to be the best way to help families in Dane County and also mentioned that they have worked with Milwaukee, Green Bay, and Appleton. Alder Skidmore asked the one day that was held in Madison what the collection amount was. She shared that there was \$15, 200 collected for two hours and in 2010 when they had a collection before four badger games just under \$2,500 was raised. When she said that working on the street proves to raise the most for families. Co-Chair Cheeks asked what the process is to obtain a permit when Ms. Busch responded said that they had to go before the street use committee to work out a plan with locations that were the closest to the firehouses so it didn't affect response times. Alder Skidmore made a motion to recommend to Council to place on file. Alder Johnson seconded the motion. Alder Skidmore shared that he has been involved from the beginning when it started over a year ago when Local 311 fire union approached the City to go forward with assisting MDA. He said the ordinance for street use was then modified to allow the activity and also went through PSRC and Council who reviewed and approved. He shared that the Mayor is opposed to the activity in which Alder Skidmore said he respectfully disagreed because it is not panhandling and not infringing upon fire duties and helping with a very noble cause and he shared that he supports it. He said if another fundraising effort were to be requested that they would have to go through the same process. Astra Miriaku Iheukumere, Assistant to the Mayor shared with the group as a general philosophy that the Mayor doesn't agree with the safety issues with soliciting in the street and further added that a big concern was when the Mayor almost seen a firefighter get hit when the traffic started to move. In addition the Mayor is concerned with soliciting, impeding traffic, creating distraction for drivers and the potential safety issue that it creates. Alder Johnson shared that she seen the fill the boot occurring in her neighborhood and felt that it was a distraction in which she didn't know about it. She said the firefighters were in the street to collect the money. She also mentioned the fairness for all charities and felt it was somewhat distasteful being asked for money while you are driving. She said charity is great cause and that there are a lot of other ways to support it.

A motion was made by Ald. Paul Skidmore, seconded by Ald. Jill Johnson, to Return to Lead with the Recommendation to Place on File to the Police Department,. The motion passed by the following vote:

- Excused:** 1 -  
Ald. Phair
- Ayes:** 3 -  
Skidmore; Jennisen and Cheeks
- Noes:** 1 -  
Ald. Johnson
- Non Voting:** 1 -  
Stroman

## REPORTS

6. [24213](#) 911 Center Committee Report - Alder Skidmore

**Attachments:** [September 21, 2011 minutes from the Public Safety Communications Center](#)

Alder Skidmore reported that there is a Dane County 911 Center Board meeting in a week. He said the big item that was discussed at last month's meeting was policy on the 911 center not broadcasting 911 disconnects or otherwise referred to Phase I disconnects. In the past he said that 911 dispatchers have broadcasted but it is almost impossible for an officer to find the location of a Phase I disconnect. The policy now is that Phase I disconnects will not be broadcasted which will save a considerable amount of time for dispatchers, officers, and occupying valuable air time over the radio. He said a Phase II disconnects would still be broadcasted and can somewhat zero in to the location of the call. During the next 911 Board meeting he shared that there will be discussion on police dispatch protocol in which the County is attempting to come up with broadcast protocol to take calls and broadcast out. He said on the City side some are skeptical given the City and outlying areas on responding to calls and the way that a City of Madison officer needs to hear a call verses another area in which he gave the Town of Montrose as an example can be completely different. He said this discussion point is still working its way through the committee.

## 7. UNFINISHED BUSINESS

### ADJOURNMENT

Alder Skidmore made a motion to adjourn, Maurice Cheeks seconded the motion. The meeting was adjourned at 5:40pm