

CITY OF CHIPPEWA FALLS, WISCONSIN

NOTICE OF PUBLIC MEETING

In accordance with the provisions of the Wisconsin State Statutes, Sec. 19.84, notice is hereby given that a public meeting of:

Committee #3 **Transportation, Construction, Public Safety and Traffic**

Will be held on Tuesday, December 5, 2023 at 8:30 am, Council Chambers, City Hall, 30 West Central Street, Chippewa Falls, WI.

Items of business to be discussed or acted upon at this meeting are shown on the agenda below:

1. **Discuss the six-month trial approval of the variance request of Dale and Mary Berg (Ritz on the River) of Code Section §12.03(6) of the Chippewa Falls Municipal Code relative to construction of their Outdoor Beer Garden. Possible recommendations to the Council.**
2. **Discuss Sidewalk Use Permit Application from Kathleen Enersen of Dressed Up to place a flag on the sidewalk adjacent to the business located at 15 W Central Street during business hours. Possible recommendations to the Council.**
3. **Discuss Municipal Intergovernmental Cooperative Agreement with the West Central Drug Task Force. Possible recommendations to the Council.**
4. **Discuss parking in all City-owned parking lots, including but not limited to, possible changes to recently adopted parking ordinances. Possible recommendations to the Council.**
5. **Adjournment.**

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE CITY COUNCIL MAY BE PRESENT AT THIS MEETING TO GATHER INFORMATION ABOUT A SUBJECT OVER WHICH THEY HAVE DECISION MAKING RESPONSIBILITY.
NOTE: REASONABLE ACCOMMODATIONS FOR PARTICIPATION BY INDIVIDUALS WITH DISABILITIES WILL BE MADE UPON REQUEST. FOR ADDITIONAL INFORMATION OR TO REQUEST THIS SERVICE, CONTACT THE CITY CLERK AT 726-2719.

Please note that attachments to this agenda may not be final and are subject to change. This agenda may be amended as it is reviewed.

CERTIFICATION OF OFFICIAL NEWSPAPER

I hereby certify that a copy of this notice has been posted on the City Hall bulletin board and a copy has been given to the Chippewa Herald on December 1, 2023 at 11:40 am by BNG.



Minutes
Committee #3

Transportation, Construction, Public Safety and Traffic

Committee #3 met on Monday, June 19, 2023 at 9:00 am in the Council Chambers, City Hall, 30 West Central Street, Chippewa Falls, WI.

Committee Members present: Jason Hiess, Heather Martell, and Paul Nadreau

Mayor/Council Members present: None

Others present: Building/Zoning Inspector Paul Lasiewicz; Police Chief Kelm; Police Lt. Korry Boos; Chippewa County Sheriff Travis Hakes; Dale Berg of the Ritz on the River; Julie Keown-Bomar and Jackie Boos of the Wisconsin Farmers Union; and City Clerk Bridget Givens.

Call to Order: 9:00 am

1. **Discuss and consider variance request from Dale and Mary Berg (Ritz on the River) of Code Section, §12.03 (6) of the Chippewa Falls Municipal Code relative to music in Outdoor Beer Gardens. Possible recommendations to Council.**

Dale Berg from Ritz on the River appeared and provided an overview of the new pavilion they are building which will take the place of their existing beer garden. They are requesting a variance from the Outdoor Beer Garden Ordinance to allow for amplified music. The pavilion will have garage doors facing River Street which they will plan to have open - weather permitting. Discussion was had relative to residential areas within 100' of the premises. It was noted that the closest residential area would be the Wisconsin Farmers Union (anticipated upper floor apartments). The Farmers Union appeared in support of the variance request. Clerk Givens noted there have been instances in the past where establishments were granted a variance to have music in the Outdoor Beer Gardens for a specified timeframe.

Motion by Martell/Nadreau to recommend Council approve the variance request from Dale and Mary Berg (Ritz on the River) of Code Section, §12.03 (6) (c) of the Chippewa Falls Municipal Code to allow amplified music in the beer garden with Committee #3 considering the variance on an annual basis coinciding with their alcohol license renewal. **All present voting aye, motion carried.**

- * 2. **Discuss and consider variance request from Dale and Mary Berg (Ritz on the River) of Code Section, §12.03 (6) of the Chippewa Falls Municipal Code relative to construction of their Outdoor Beer Garden. Possible recommendations to Council.**

A building permit has been issued to Dale and Mary Berg for construction of a pavilion which would serve as their outdoor beer garden. As stated previously, the pavilion would have garage doors which would open onto River Street. The Bergs are requesting a variance relative to the requirement that access to the outdoor beer garden be made solely through the main entrance, and the requirement that the outdoor beer garden be enclosed by a wall or fence not less than 8' in height. The Bergs would like to allow access to the premises when the pavilion doors are open and provide a clear view of Riverfront Park. Drinks would still be purchased from the interior of the bar and signage would be placed in the pavilion indicating no alcohol beyond this point. The Committee discussed the number of police calls at the location over the last year, which was extremely limited. Potential concerns were addressed with the Committee feeling the garage doors should be closed by 11:00 pm each night. It was also noted that there could be no smoking in the structure.



Motion by Martell/Nadreau to recommend Council approve the variance request from Dale and Mary Berg (Ritz on the River) of Code Section, §12.03 (6) of the Chippewa Falls Municipal Code relative to construction of their Outdoor Beer Garden on a six-month trial basis with the understanding that the garage doors must be closed by 11:00 pm and a responsible employee must monitor the area (as already required by ordinance). **All present voting aye, motion carried.**

- 3. Discuss possible amendment to the Chippewa Falls Municipal Code Section §7.09(2)(b)(17) – Limited Parking – Two Hour, to extend the area of parking designated for law enforcement and emergency vehicles on E Spruce Street. Possible recommendations to the Council.**

Chippewa County Sheriff Hakes appeared to request additional, designated parking for law enforcement and emergency vehicles on E Spruce Street. Chief Kelm questioned if the County would ever repurpose what was formerly the Huber Parking Lot to allow the department additional parking spaces. Hakes thought that would be something to pursue in the future. It was noted that Hakes thought the existing sign indicating "No Parking Except for Law Enforcement and Emergency Vehicles" could be moved back to replace the sign that currently reflects 2-Hour Parking (see attached phot). The exact distances are unknown, but the Committee felt they could proceed with the request. The revised ordinance would reflect the correct distance when it is prepared.

Motion by Hiess/Martell to recommend Council approve amending the Chippewa Falls Municipal Code Section §7.09(2)(b)(17) – Limited Parking – Two Hour, to extend the area of parking designated for law enforcement and emergency vehicles on E Spruce Street. **All present voting aye, motion carried.**

- 4. Adjournment.**

Motion by Nadreau/Martell to adjourn at 9:51 am. **All present voting aye, motion carried.**

**Minutes submitted by,
Jason Hiess, Chair**



SIDEWALK USE PERMIT APPLICATION

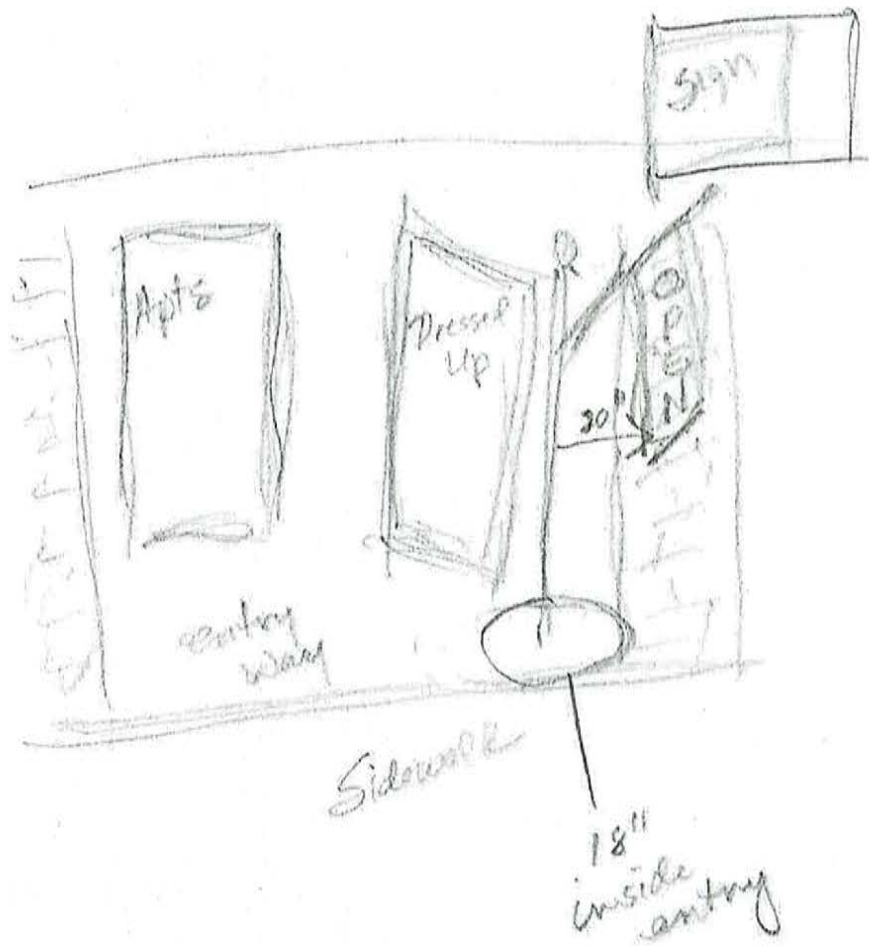
Name Of Applicant: Kathleen Enersen	Address Of Applicant: 15 W. Central St. - Chippewa Falls
Telephone Number: 715-829-6275	Date And Length Of Time Requested For Use Of Sidewalk: 12/1/2023 - 10/31/2024
Description Of The Portion Of Sidewalk To Be Used: I would like to put an "Open" Flag on a pole with a base of 18" - placed inside of open entryway and flag (12" wide) will extend approximately 20" away from the front of the building -	
Describe In Detail The Purpose For Which the Sidewalk Will Be Used: Flag is to allow visibility from Bridge and Bay streets & to let customers know that my store is open. It will only be out when the store is open - Tuesday, Wednesday and Thursdays from 10:00 am to 4:00 pm & occasionally on Friday or Saturday, when store is open for special events.	

The applicant agrees to indemnify, defend and hold the City and its employees and agents harmless against all claims, liability, loss, damage or expense incurred by the City on account of any injury to, or death of, any person or any damage to property caused by or resulting from the activities for which the permit is granted.

This Sidewalk Use Permit may be revoked by the City Council for any violation of any condition of such permit as set out in Ordinance 94-13, passed on May 17, 1994. Such revocation shall be after affording the permit holder a hearing before the City Council after service on the permit holder of notice of hearing at least 3 days but not more than 30 days from the date and service of the notice and a detailed statement of the facts alleged to constitute any such violation.

Bond Certificate and sketch of area to be used must be attached.

Signature of Business Owner Kathleen Enersen
Date Signed 11/29/23
Date of Council Approval _____





FOR SPECIAL OCCASIONS


Simpson & Falkenberg
CPA, LLC





15
W. CENTRAL

Dressed Up!
FOR SPECIAL OCCASIONS

MONDAY BY APPT.
TUESDAY 9:00 - 4:00
WEDNESDAY 10:00 - 4:00
THURSDAY 10:00 - 4:00
FRIDAY BY APPT.
SATURDAY BY APPT.
CALL 715-861-3899
TO SCHEDULE

WELCOME





**MUNICIPAL INTERGOVERNMENTAL COOPERATIVE AGREEMENT
WEST CENTRAL DRUG TASK FORCE**

1. Designation of a Lead Agency

The Eau Claire County Sheriff's Department is designated as the West Central Drug Task Force (WCDF) lead agency and responsible for preparing quarterly and annual reports on WCDF activities. In addition to supplying statistical data relative to these activities, the lead agency is responsible for preparation and administration of any and all grants awarded to the WCDF. The lead agency, working in conjunction with the WCDF Oversight Review Board (herein Oversight Review Board), will prepare budgets, determine equitable disbursements of grant funds, and serve as the financial disbursement manager.

2. Assurance that a WCDF Oversight Review Board will be established, which will meet periodically and provide operational direction to the WCDF

- A. The Oversight Review Board will be comprised of one (1) representative from each of the participating agencies. Each member agency shall designate an alternate representative to participate in the Oversight Committee if the primary representative is not available. An Oversight Committee Chairperson shall be selected from these representatives by a majority vote of agency participants representing a quorum of the membership. The Oversight Committee Chairperson shall conduct the Oversight Committee meetings. If the Oversight Committee Chairperson is absent from the meeting, the previous Chairperson shall conduct the meeting. If the Chairperson and the previous Chairperson are absent from the meeting, the attending membership shall appoint a Chairperson Protem.
- B. The Oversight Review Board shall meet a minimum of four (4) times per year, wherein an in-depth status report concerning WCDF's statistical information and activities will be given by the WCDF Supervisor.
- C. Oversight Review Board members will have an equal vote in decision-making processes concerning the operations of WCDF. If a quorum of members is not present, official business will be postponed until the next meeting where a quorum is met. Any discussion of the members present minutes shall be forwarded to those members not represented for information purposes only.

3. Statement of function or mission of the WCDF

- WHEREAS, the Counties of Eau Claire, Chippewa, Clark, Pepin, Dunn and Buffalo; the Cities of Menomonie, Chippewa Falls, Eau Claire, Altoona, Fall Creek, the University of Wisconsin – Eau Claire Police, the University of Wisconsin – Stout Police, the Wisconsin State Patrol and the Wisconsin Department of Criminal Investigation; 'the parties hereto' desire to enter into an agreement to provide for a regional drug task force; and
- WHEREAS, the undersigned law enforcement administrators of the parties hereto having recognized the need for a cooperative effort to effectively create a means to combat the illegal distribution, sale and use of controlled substances as defined in Chapter 961 (formerly 161) of the Wisconsin Statutes; and
- WHEREAS, Intergovernmental Cooperative Agreements are specifically authorized by Sections 59.52(7) and 66.30 Wis. Stats.

NOW, THEREFORE, the parties established the WCDF.

4. Method of payment of salaries and benefits to WCDF members

Wages and benefits will be paid to WCDF members by their respective departments, and use of sick days, vacation days, etc., will be subject to current labor agreements between the employees' departments and their respective governing bodies. Reimbursement for salaries (both regular and overtime) while on WCDF business shall be made in accordance with established percentage rates by the lead agency in response to payroll reports submitted by the individual investigators. Reimbursement shall be made by the lead agency only after receipt of applicable funds from the Department of Justice (DOJ). While on Task Force business, investigators will be

reimbursed by the WCDF for meal expenses incurred not to exceed the rates set by their respective departments. Receipts are only required per applicable department travel policy.

5. The WCDF chain of command

The WCDF Oversight Committee has the ultimate control of the Task Force. The Project Director and the Lead Agency handle WCDF administrative functions but are governed by the Oversight Committee. The Operational Supervisor is appointed by the Oversight Committee and is responsible for day-to-day operations of the Task Force. The full- and part-time investigator is appointed by his/her home agency and takes direction from the Oversight Committee through the Operational Supervisor as well as the supervisors from his/her own home agency.

6. Training of Task Force Investigators

Training of investigative personnel assigned to the WCDF will be coordinated through the employee's home agency. All employees assigned to the WCDF for criminal investigation shall complete a Basic Narcotics Investigation training within their first year of assignment. The costs associated with an investigator's Basic Narcotics Investigation training will be paid by the WCDF or reimbursed to the home agency of the employee after the training has been conducted. Agencies receiving this compensation will commit the services of an assigned investigator for a minimum of one year or be responsible to return the costs associated with this training to the WCDF.

Training records will be kept on file at the employing agency. Any other training that participation agencies may require (in-service, firearms, etc.) will be the responsibility of the employing agency.

7. Method of payment of expenses for items such as: personnel, overtime, motor vehicles, etc.

If grant dollars are obtained, proper use of grant funds and shares are divided equally amongst the agencies involved. The board will consider annually the amount each agency will receive based on FTE vs. PTE or numbers of hours worked by the agencies. The WCDF shall restore seized and forfeited vehicles to roadworthy condition before assigning the vehicle to a jurisdiction for use. A WCDF vehicle that is assigned to a jurisdiction will then be the responsibility of that jurisdiction for insurance, maintenance and upkeep unless the vehicle (due to age or accident) is beyond worth.

8. Method of conducting investigations in various jurisdictions

The main function of the WCDF is the coordination of information and enforcement as they pertain to drug laws. To these ends, the WCDF will act as a resource to the affected jurisdiction providing manpower, equipment, and expertise to help the jurisdiction enforce these laws. Where at all possible, the WCDF will operate with the full knowledge and cooperation of the local jurisdictions affected. Due to the jurisdictional aspects of a WCDF operation, a local law enforcement officer (either WCDF affiliated or not) operates as an investigative liaison coordinating judicial, support services, as well as local enforcement efforts. When operating outside the WCDF jurisdiction, the WCDF will coordinate its efforts through other WCDF operations as well as local, state and federal authorities.

9. Assurance that any items of equipment purchased with grant funds will be shared equally by all participating agencies and an indication of how such equipment would be distributed and made available

All items purchased with grant funds, specifically supplying the WCDF, will be shared equally by all participating agencies. Distribution of equipment will be made first by need, then by usage (i.e. full-time then part-time agencies).

10. Assurances that each party required to submit uniform crime reports or other data to DOJ will do so in a timely manner

The WCDF will do everything within its ability to have the member agencies submit required data to DOJ Bureau of Justice Information and Analysis. If a member is delinquent in submitting required data, a notice is sent to the

Project Director and the delinquency is brought up during the next WCDTF Oversight Committee meeting for correction.

11. Assurance that one of the participating agencies will become a member of the Mid-States Organized Crime Information Center (MOCIC)

The WCDTF will continue to have at least one of its member agencies participate in the Mid-State Organized Crime Information center (MOCIC).

12. Assurance of compliance with DOJ Confidential Fund and Use of Program Income Generated by Seizures and Forfeiture guidelines

The WCDTF will continue to comply with DOJ Confidential Fund and Use of Program Income Generated by Seizures and Forfeiture guidelines.

In the event of an individual Federal Asset Forfeiture Action exceeding \$250,000.00, the amount of the forfeiture exceeding \$250,000.00 will be split between the participating agencies that have investigators assigned to the WCDTF. Each participating agency will receive one share of the forfeiture for each full-time investigator assigned. Agencies with a part-time investigator will receive one-half share of the funds. In the event this forfeiture originates in a member agency's jurisdiction without a full-time or part-time assigned investigator, one full share of this forfeiture shall be awarded to that agency. Agencies that receive funds in the manner prescribed will receive them directly through the Federal Asset Forfeiture Program. Agencies receiving these funds shall comply with the *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*. Participating agencies will also be required to maintain user accounts in the Federal Asset Forfeiture and keep those accounts in Compliant Status. Failure to comply with the requirements stated in this paragraph will result in an agency being excluded from sharing in such a forfeiture action.

13. Assurance that no anti-drug abuse funds be authorized for the purchase of radio, newspaper or other public media advertising or announcements

The WCDTF will not use anti-drug abuse funds for the purchase of radio, newspaper or other public media advertising or announcement.

14. Assurance that applicants will provide DOJ whenever applicable, within 30 days from the date of conviction, the certified records of aliens who have been convicted of violating the criminal laws of the state

The WCDTF shall transmit certified records of conviction no later than thirty days after such conviction is entered of record for aliens found guilty of violation of state criminal drug laws.

15. Assurance that program income generated from the sale of seized and forfeited assets (personal or real property) or from seized and forfeited money resulting from WCDTF activities will remain within the WCDTF for allowable program purposes

Income generated from the sale of seized and forfeited assets (personal or real property) or from seized and forfeited money resulting from WCDTF activities will remain within the WCDTF for allowable program purposes. Any vehicles, money and/or property seized pursuant to state and federal statutes shall be returned to WCDTF, unless the WCDTF Oversight Review Board determines that it should be proportionately disbursed among the participating jurisdictions. The first consideration, however, should be directed toward WCDTF.

16. Assurance that all equipment purchased with DOJ grant funds will remain within the WCDTF.

All equipment purchased with DOJ grant funds specifically funding the WCDTF will remain within the WCDTF and disposed of accordingly per grant guideline requirements.

17. Any other provisions that ensure cooperation and effective coordination

The WCDTF Supervisor

It shall be the duty and responsibility of the WCDTF Supervisor to:

- coordinate the day-to-day operations of WCDTF;
- prioritize assignments; scheduling duty hours;
- control disbursements of WCDTF funds;
- control informant registration and informant activities;
- arrange training for WCDTF members;
- maintain positive relations with law enforcement agencies involved with the WCDTF;
- review member reports and the progress of member caseloads;
- conduct member evaluations;
- arrange for local law enforcement agency training relative to drug investigations and identification;
- keep abreast of legal issues concerning the techniques of drug violation enforcement ;
- supply the WCDTF Oversight Review Board with up-to-date summaries of WCDTF activities;
- establish target files for those individuals who have shown a potential for high-volume drug distribution;
- classify a case as a target case when it has been determined that the individual(s) are distributing large quantities of controlled substances;
- when there is a realistic determination that the case can be resolved through arrest; and
- when a source has been developed who can supply adequate intelligence to reach a positive conclusion.

The WCDTF Oversight Committee shall select WCDTF Supervisors, and their status reviewed on an annual basis.

The WCDTF Supervisor will report directly to the WCDTF Oversight Review Board. In the event the WCDTF Supervisor is unable to fulfill his/her responsibilities due to absence such as illness, vacation, etc., the WCDTF Oversight Review Board shall appoint a replacement. This replacement shall be from a WCDTF member agency and shall have supervisory experience or training.

18. Rights and Responsibilities of the Participating Agencies


Each participating agency will reserve the right to rotate personnel assigned to WCDTF providing reasonable notice is given so as not to jeopardize ongoing investigations.

Each WCDTF participating agency will be responsible to indemnify only its employees and agents. Each WCDTF participating agency will be responsible to provide worker’s compensation coverage only for its employees and agents.

Any participating member of the WCDTF may withdraw from the WCDTF upon sixty (60) days written notice to the WCDTF Oversight Committee.

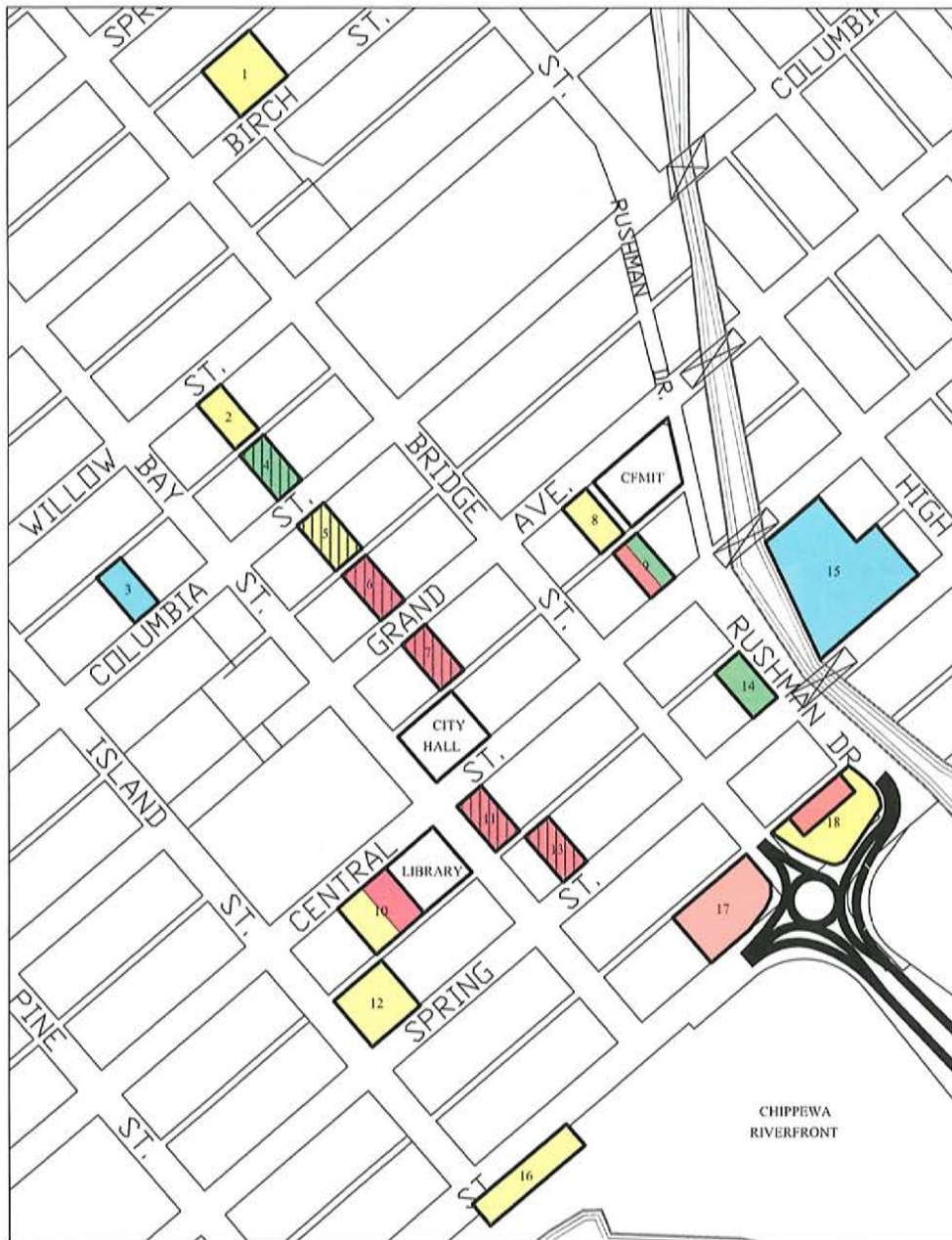
It is understood that members of WCDTF have read and understand the Statement of Purpose.

This Agreement represents the entire agreement between the parties hereto and supersedes all prior negotiations, representations or agreements, either written or oral.

 <hr style="border: 0.5px solid black;"/> Law Enforcement Official	10/05/2023 <hr style="border: 0.5px solid black;"/> Date of Signature
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<hr style="border: 0.5px solid black;"/> County Board Chairperson/Mayor/City Manager	<hr style="border: 0.5px solid black;"/> Date of Signature
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CITY OF CHIPPEWA FALLS DOWNTOWN PARKING MAP



PARKING LOT LOCATIONS		
NUMBER	ADDRESS	STALLS
1	#28 E. BIRCH STREET	47
2	#21 W. WILLOW STREET	26
3	#116 W. COLUMBIA STREET	24
4	#20 W. COLUMBIA STREET	23
5	#21 W. COLUMBIA STREET	23
6	#20 W. GRAND AVENUE	24
7	#19 W. GRAND AVENUE	22
8	#15 E. GRAND AVENUE	21
9	#18 E. CENTRAL STREET	27
10	#121 W. CENTRAL STREET	49
11	#25 W. CENTRAL STREET	20
12	#134 W. SPRING STREET	50
13	#26 W. SPRING STREET	20
14	#20 E. SPRING STREET	18
15	#45 E. CENTRAL STREET	100
16	#225 W. RIVER STREET	22
17	#2 N. BRIDGE STREET	52
18	#1 N. BRIDGE STREET	52

PARKING LOT TIME LIMITS			
2 HOUR		12 HOUR	
4 HOUR		24 HOUR	
8 HOUR			
NO PARKING 2 AM - 6 AM FROM 11/15 TO 3/31 (SNOW REMOVAL)			

PUBLIC PARKING
2 - HOUR PARKING LIMIT ON BRIDGE STREET
2 - HOUR PARKING LIMIT ON SIDE STREETS (DOWNTOWN ONLY)