

****All present are expected to conduct themselves in accordance with the City's Core Values****



OFFICIAL NOTICE AND AGENDA

of a meeting of a City Board, Commission, Department, Committee, Agency, Corporation, Quasi-Municipal Corporation, or sub-unit thereof.

Meeting of the:	PUBLIC HEALTH & SAFETY COMMITTEE
Date/Time:	Monday, March 15, 2021 @ 5:15 pm
Location:	City Hall (407 Grant Street) - Council Chambers
Members:	Lisa Rasmussen, Dawn Herbst, Becky McElhaney, Pat Peckham, Jim Wadinski

AGENDA ITEMS FOR CONSIDERATION / ACTION

- 1 Minutes of previous meetings (2/15/21)
 - 2 Consider approval or denial of various license applications.
 - 3 Discussion and possible action on creating temporary ordinance Chapter 5.90 Relaxing Certain Code Requirements during COVID-19 Pandemic and Recovery for a period expiring on December 31, 2021, 11:59 pm to provide for COVID-19 temporary outdoor seating areas for restaurants, bars and taverns, authorize City staff review and approval of temporary outdoor seating areas and temporary expansion of licensed premises; temporarily amending Section 9.04.025 Consumption or possession of intoxicants on streets; temporarily amending Special Events Policies and Procedures
 - 4 Discussion and possible action on COVID-19 related mask requirement city wide
 - 5 Operations Report from Fire Department for February 2021
 - 6 Tavern Activities / Compliance Checks / Law Enforcement Activities
 - 7 Communications
- Adjourn

Lisa Rasmussen, Chairperson

*Due to the COVID-19 pandemic, this meeting is being held in person and via teleconference. Members of the media and the public may attend in person, subject to the social distancing rules of maintaining at least 6 feet apart from other individuals, or by **calling 1-408-418-9388. The Access Code is: 146 688 0639 The Password is: YbqDQ2EaW68**

Individuals appearing in person will either be seated in the Council Chambers or an overflow room, subject to the social distancing rules. Space available will be on a first come, first served basis. All public participants' phones will be muted during the meeting. Members of the public who do not wish to appear in person may view the meeting live over the internet on the City of Wausau's YouTube Channel <http://www.tinyurl.com/WAAMedia>, live by cable TV, Channel 981, and a video is available in its entirety and can be accessed at <https://tinyurl.com/WausauCityCouncil>. Any person wishing to offer public comment who does not appear in person to do so, may e-mail leslie.kremer@ci.wausau.wi.us with "PH&S public comment" in the subject line prior to the meeting start. All public comment, either by email or in person, will be limited to items on the agenda at this time. The messages related to agenda items received prior to the start of the meeting will be provided to the Chair.

This Notice was posted at City Hall and faxed to the Daily Herald newsroom on 3/11/21 @ 4:30 pm.

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the City of Wausau will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the ADA Coordinator at (715) 261-6590 or ADAServices@ci.wausau.wi.us to discuss your accessibility needs. We ask your request be provided a minimum of 72 hours before the scheduled event or meeting. If a request is made less than 72 hours before the event the City of Wausau will make a good faith effort to accommodate your request.

PUBLIC HEALTH & SAFETY COMMITTEE

Date and Time: Monday, February 15, 2021, at 5:15 pm, (Council Chambers)

Members Present: Lisa Rasmussen (C), Dawn Herbst, Pat Peckham, Jim Wadinski; *By WebEx*: Becky McElhane

Others Present: Tara Alfonso, Ben Bliven, Leslie Kremer, Bob Barteck, Katie Rosenberg, Kilian, Blake Opal-Wahoske, Jane E. Graham-Jennings, Phil Rentmeester

Minutes of previous meetings. (1/18/21)

Motion by Peckham, second by Herbst to approve the minutes of the 1/18/21 meeting. Motion carried 5-0.

Consider approval or denial of various license applications.

Lisa Rasmussen stated there were two denial recommendation: Rebecca Bierman for an Operator's License and Jeremy Moeller for a Public Transport Driver License. It was noted that neither individual was present to appeal.

Motion by Wadinski, second by Herbst to approve or deny licenses as recommended by staff. Motion carried 5-0.

Discussion and possible action recommending adoption of a City resolution supporting a statewide ban on conversion therapy practices

Lisa Rasmussen stated this was forwarded from the Liberation & Freedom Committee recommending adoption of a resolution supporting statewide action on the practice of conversion therapy. The resolution does not issue city fines for that practice, rather it requests statewide action that would impact the licensure of therapists that practicing the technique that is referenced.

Blake Opal-Wahoske, Chair of the Liberation & Freedom Committee, stated the mission of this committee is to promote an environment that accepts, celebrates and appreciates diversity within the community by proactively identifying areas of discrimination; providing education, communication and recommendations to the City Council and to the Mayor. He explained conversion therapy, also called reparative therapy, which is several dangerous and discredited practices aimed at changing individual's sexual orientation or sexual identity. Hypnotism, aversion therapy and group therapy are the core techniques, though not the only techniques used; conversion therapy can also involve violent role play and re-enactment of past abuses. The harm of conversion therapy includes depression, guilt, helplessness, hopelessness, shame, social withdrawal, suicidal tendencies, and substance abuse, among others.

Jaxon Seeger, 525 S. 56th Ave and Timothy Maderas-Tanner, 3rd Street spoke in favor of a ban on conversion therapy and told their personal stories.

Mayor Rosenberg commented it is really important we recognize Wausau is here for everybody and did not want conversion therapy happening in this community. She thanked those that spoke up and encouraged support of the resolution.

Rasmussen stated if this committee approves the resolution it will go forward to the full City Council and if they pass it, it will be sent to our leaders in Madison. *Discussion followed.*

Motion by Peckham, second by McElhane to approve the resolution and change the word "ordinance" within the third from the last Whereas, to "resolution." Motion carried 5-0.

Discussion and possible action on approval of amendment to Emergency Management Services Agreement between the City of Wausau and Marathon County

Mayor Rosenberg stated Finance Committee took up the funding issue with this item and this is the actual contract. It is about being able to plan a little better strategically.

Motion by Herbst, second by Wadinski to approve the amendment to the agreement. Motion carried 5-0.

Operations Report from Fire Department for October – January 2021

Deputy Chief Bob Barteck noted the overall numbers for 2020 showed a reduction in calls, however, this was over the Covid period. *Report placed on file.*

Tavern Activities / Compliance Checks / Law Enforcement Activities

Chief Bliven presented the Tavern Report for January 1, 2021 through January 31, 2021. (See attached)

Chief Ben Bliven reported within the last week and a half they conducted compliance checks on the massage therapy locations. There were 29 original businesses listed and identified in the City of Wausau that were massage therapy places; four of those were found to no longer be in business; and two businesses were not compliant with state statute license requirements and were issued citations either to the ownership or the employees. They have upcoming court dates in Municipal Court and they will continue to do follow-up on those locations. He noted all of the establishments officers went into were very receptive and appreciative of the work being done. *Report place on file.*

Communications

None

Adjourn

Motion by Peckham, second by Herbst to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 6:00 pm.

CLERK'S REPORT TO PUBLIC HEALTH & SAFETY COMMITTEE

March 15, 2021 Meeting

AGENDA ITEM # 2

Approve or deny various licenses as indicated on the attached summary report of all applications received.

ADDITIONAL INFORMATION

Applications as listed have or will have a background check run by staff and reviewed by the Police Chief or his designee. Applications marked pending will have a status update at the meeting. In accordance with city ordinance, **all permits approved are held for debts owed to the city until the debt is paid in full.**

1. **Denial Recommendations** – None
2. **Class B Beer & Liquor License** application from Brewer Entertainment LLC, owner Matt Brewer, intends to purchase the business 101 Pub, 101 N 3rd Avenue from Cheryl Fehl, Thomas Fehl LLC. A recommendation on the application will be coming from the Liquor License Review Committee.
3. **Renewal of Class B Beer & Liquor License** for Wisconsin College Baseball LLC, dba as Wisconsin Woodchucks, Athletic Park, 324 E Wausau Ave. They have a 6 month license running from April 15 – October 15 for the baseball season.
4. Application for a **Public Transport Business License** from April Lobdell, 706 Fulton St, Apt 7, dba Riding Your Way LLC. One vehicle – 2011 Eldorado Bus
5. **Special Event Class II:** 2021 Dining on the Street, Wednesdays and Saturdays, Organizers: River District and Compass Properties.

STAFF RECOMMENDATION

Approve or deny as indicated on the summary report including those that may be introduced at the meeting. Please let me know if you have any question regarding any license applications listed.

Mary Goede, Deputy Clerk

Date of Report: March 11, 2021

(715) 261-6621



PHS Date 03/15/2021

License ID	License Typ	Name	Address	Details	Business	Begin Dt	End Dt	Police	PHS	Council
107401	9022 - Public Transport Business	LOBDELL, APRIL	706 FULTON ST, APT 7 WAUSAU WI 54403		RIDING YOUR WAY	11/15/2018	06/30/2021	Yes		
148502	9027 - Class II	OPAL-WAHOSKE, BLAKE	316 SCOTT ST WAUSAU WI 54403	2021 DINING ON THE STREET on WED & SAT Organized by WAUSAU RIVER DISTRICT & COMPASS PROPERTIES						
148870	9034 - Mobile Food Vendor	,	225780 RIB MOUNTAIN DR # 253 WAUSAU WI 54401		U-BAKE	03/01/2021	03/31/2022			
149488	9064 - Class B Beer & Liquor	BREWER, MATT	226020 DEERTAIL LN WAUSAU WI 54401		101 PUB					
149486	9078 - Amusement Device	,	226020 DEERTRAIL LN WAUSAU WI 54401		101 PUB					
149269	9018 - Renewal Sidewalk Cafe without Alcohol	,	529 N 3RD ST WAUSAU WI 54403		LA PRIMA DELI	03/09/2021	06/30/2022			
149581	9079 - Class B Beer & Liquor (1/2 Year)	MACDONALD, MARK	226041 BAYVIEW DR WAUSAU WI 54401		WISCONSIN WOODCHUCKS					
148435	9080 - Public Transport Driver New	ROIS, MELVIN	306 W ARNOLD ST MARSHFIELD WI 54449		NORTHWOODS CAB LLC	02/15/2021	06/30/2021	Yes		

Total Licenses



Office of the City Attorney

TEL: (715) 261-6590

FAX: (715) 261-6808

Anne L. Jacobson
City Attorney

Tara G. Alfonso
Assistant City Attorney

Nathan Miller
Assistant City Attorney

To: Public Health & Safety Committee
Common Council

From: Tara G. Alfonso, Asst. City Attorney 

Date: March 11, 2021

Re: Comments regarding creating W.M.C. ch. 5.90 temporarily relaxing certain code requirements relating to outdoor operation and alcohol service for restaurants, bars and taverns during COVID-19 pandemic and recovery period.

- On May 26, 2020, the Common Council approved the creation of temporary ordinance, ch. 5.60 which authorized expanded outdoor food and alcohol service opportunities for restaurants (either on private property owned by the establishment or on City sidewalks) until October 31, 2020 at 11:59 p.m. (later amended to extend that period until December 31, 2020) for those establishments meeting specified standards and criteria. Application approval was delegated to the city clerk.
- While, initially the temporary ordinance applied to restaurants, shortly thereafter on June 23, 2020, the Common Council expanded those opportunities to include bars and taverns. Initially the approval process for bars and taverns required applications to be submitted to the Public, Health & Safety Committee. On July 1, 2020, the Common Council amended the approval process for applications by bars and taverns to permit approval jointly by the city clerk and the police chief, or his/her designee.
- A request has been put forward asking the City to renew those expanded opportunities for outdoor dining and alcohol service to restaurants, bars and taverns.
- The proposed ordinance currently under consideration assembles the various piecemeal amendments to ch. 5.60 from calendar year 2020 into one complete ordinance that includes restaurants, bars and taverns. The substantive provisions remain the same as last year.
- The proposed ordinance continues to include the provisions that make it possible for the Dining in the Street special event to occur, such as the ability of restaurants to obtain temporary licensed premises amendments to include alcohol service within the parking stalls in the public street or roadway adjacent to a licensed premises and sidewalk café for special event participation.
- The proposed ordinance, if adopted would expire without further action by the Common Council on December 31, 2021 at 11:59 p.m.

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

ORDINANCE OF THE PUBLIC HEALTH & SAFETY COMMITTEE

Create temporary ordinance Chapter 5.90 Relaxing Certain Code Requirements during COVID-19 Pandemic and Recovery for a period expiring on December 31, 2021, 11:59 pm to provide for COVID-19 temporary outdoor seating areas for restaurants, bars and taverns, authorize City staff review and approval of temporary outdoor seating areas and temporary expansion of licensed premises; temporarily amending Section 9.04.025 Consumption or possession of intoxicants on streets; temporarily amending Special Events Policies and Procedures.

Committee Action:

Ordinance Number:

Fiscal Impact: None

File Number:

Date Introduced:

The Common Council of the City of Wausau do ordain as follows:

Add ()

Delete ()

Section 1. That Section 5.90.010 Purpose and intent is hereby created to read as follows:

5.90.010 Purpose and intent. The Common Council recognizes the need to continue to prevent exposure to and spread of the COVID-19 coronavirus by maximizing social distancing during the COVID-19 pandemic and recovery. It further recognizes that restaurants within the City may have particular difficulty providing recommended social distancing while still being able to operate profitably especially given the large amounts of space typically reserved within restaurant establishments for food preparation areas, the need to maintain diner waiting areas, and to permit the operation of serving stations. The Common Council also recognizes that local bars and taverns additionally may struggle to provide recommended social distancing within their licensed establishments during the COVID-19 pandemic and recovery period. Accordingly, the Common Council wishes to provide temporary relief to restaurants by relaxing certain local code requirements during the COVID-19 pandemic and recovery period to allow those businesses to utilize public sidewalks, parking areas, and open spaces during this limited time period to maximize their service area. The Common Council also wishes to provide similar temporary relief to bars and taverns in accordance with the criteria set forth in section 5.90.060 of this chapter, recognizing that unique considerations with respect to the nature of such businesses that focus primarily on the service and consumption of alcohol beverages and the potential impact their outdoor operation may have on neighboring properties requires consideration of separate guidelines and a need for regulation different than that of restaurants. Therefore, notwithstanding any provision contained within the City of Wausau Municipal Code, during the period of emergency and recovery in response to COVID-19 and expiring on December 31, 2021, 11:59 pm, the Common Council implements the temporary rules contained in this chapter. Nothing in this temporary ordinance purports to alter state law respecting alcohol beverages set forth in ch. 125, Wisconsin Statutes. Outdoor seating area desired for permanent or long term use must be applied for pursuant to the existing and established municipal code provisions.

Section 2. That Section 5.90.020 Temporary sidewalk café permit is hereby created to read as follows:

5.90.020 Temporary sidewalk café permit. Any restaurant as defined in section 5.63.020(c) of this Code located within the City seeking to utilize the public sidewalk for additional seating for its establishment may apply for a temporary sidewalk café permit following the procedure set forth in subsections 5.63.040(a) and (b) Application for permit, of this Code and supplying the documents required therein. The sidewalk café standards of section 5.63.060 shall apply to all such temporary sidewalk cafes; however, where a restaurant is to participate in an approved special event under the City's Special Events Policy & Procedure as set forth in section 5.90.040(c), the restaurant may utilize the entire sidewalk in front of its establishment for temporary seating and service for the date and time period of the event, provided the special event provides for safe, alternate pedestrian access in the main thoroughfare of the adjacent street and the street has been authorized and provides for closure from vehicle traffic. Upon conclusion of the special event, or if a repeating event, at the conclusion of each individual event in the series, the restaurant shall resume providing pedestrian access as provided in section 5.63.060(c). Restaurants that have outdoor space located on their premises which is adjacent to the licensed full service restaurant such as a parking lot or other open area may utilize that space without obtaining a temporary sidewalk café permit.

Section 3. That Section 5.90.030 Approval and issuance of sidewalk café permit is hereby created to read as follows:

5.90.030 Approval and issuance of sidewalk café permit. (a) Delegation to city clerk. The city clerk is hereby authorized to approve or approve conditionally applications for temporary sidewalk café permits and issue such permits to the applicant. The city clerk may consult, as appropriate, with the fire chief, police chief, director of public works, and chief inspector and zoning administrator in determining whether to approve, conditionally approve, or recommend for denial a sidewalk café permit. Any application the city clerk deems should be denied shall be submitted to the public health & safety committee with the city clerk's recommendation to disapprove the same who shall consider the application and make a recommendation to the Common Council. Any person aggrieved by the decision of the Common Council may seek such other legal relief as may be available.

(b) Conditions. Upon consultation and with the recommendation of the fire chief, police chief, director of public works, or chief inspector and zoning administrator as appropriate, the city clerk may place conditions upon the temporary café permit approved under this ordinance that bear a reasonable relationship to requirements existing under state statutes or elsewhere in this Code and may include without limitation, conditions to reasonably control noise, the accumulation of trash or blowing or scattering of trash from the site, lighting and the disbursement and consumption of alcohol beverages.

(c) Appeals. Appeals from the determination of conditions applicable to a permit may be directed to the public health & safety committee and must be in writing and specifically set forth the alleged error in imposition of a condition upon the permit.

(d) Revocation or suspension. A temporary sidewalk café permit may be suspended or revoked as set forth in section 5.63.100 of this Code.

Section 4. That Section 5.90.040 Temporary amendment of licensed premises is hereby created to read as follows:

5.90.040 Temporary amendment of licensed premises. (a) Application. Any restaurant as defined in section 5.63.020(c) of this Code holding an alcohol beverage license may submit an application to temporarily expand the area identified as the licensee's "licensed premises" to include an area under an approved temporary sidewalk café permit, or an outdoor space located on their premises which is adjacent to the licensed full service restaurant such as a parking lot or other open area. The application for temporary amendment of licensed premises may be submitted at the same time as the application for the temporary sidewalk café permit.

(b) Expiration of temporarily expanded area. The temporarily expanded licensed premise area shall be effective only for a time period expiring December 31, 2021 at 11:59 pm or while the licensee holds a valid temporary sidewalk café permit under this chapter, whichever occurs first. Upon termination, relinquishment, revocation or suspension, or other expiration of the temporary sidewalk café permit or at 11:59 pm on December 31, 2021, whichever occurs first, the licensed premise area shall automatically return to the area identified and approved as part of the licensee's annual license application without further action required upon the part of the licensee or Common Council. The application for a temporary amendment of licensed premises shall include an acknowledgement and consent of the applicant to the automatic reversion of the temporary expansion as set forth herein in the form supplied by the city clerk. Further, the licensee's application for and acceptance of the temporarily expanded licensed premises area shall further demonstrate the licensee's consent to the automatic reversion of the licensed premises as provided herein.

(c) Additional temporary licensed premises amendment for special event participation. Any restaurant as defined in section 5.63.020(c) of this Code holding an alcohol beverage license and either a sidewalk café permit under section 5.64.035 or a temporary sidewalk café permit under this chapter, that is part of an approved special event under the City's Special Events Policy & Procedure may apply for an additional temporary amendment of licensed premises as provided and limited herein to include an area located within the parking stalls in the public street or roadway adjacent to its licensed premises and sidewalk café.

(1) Limitation on event. To be eligible for a temporary amendment of licensed premises under this subsection, the approved special event must be authorized and provide for closure of the street which encompasses the parking stalls to vehicle traffic; shall provide satisfactory access for emergency vehicles; be approved for an exemption from the prohibitions against consumption or possession of intoxicants on street under section 9.04.025(c); and, while the event may be a repeating event occurring on a weekly basis the series of which shall conclude no later than December 31, 2021, each individual event in the series must be of a duration not to exceed a 6 hour time period one day per week, excluding set up and take down.

(2) Submission of plan of operation. An applicant shall submit, along with the application for temporary amendment of licensed premises for special event participation, a plan of operation depicting placement of tables, boundaries and barriers of the outdoor seating during the special event, and other information deemed reasonably necessary by the city clerk to establish safety of the public and compliance with other requirements of this Code, and the specific date(s) and time period(s) for which the applicant is requesting the temporary amendment of licensed premises for purposes of participating in the approved special event.

(3) Expiration of additional temporary amendment. A temporary amendment of licensed premises to participate in an approved special event shall only be valid for the date and time of the special event. At the conclusion of the special event, or if a repeating event, at the conclusion of each individual event in the series, the licensed premise area shall automatically return to the area identified and approved as part of the licensee's annual license application, or if holding a temporary amendment approved under subsections (a) and (b) of this section to the temporary premises so authorized. The application for a temporary amendment of licensed premises for special event participation shall include an acknowledgement and consent of the applicant to the automatic reversion of the temporary expansion as set forth herein in the form supplied by the city clerk. Further, the licensee's application for and acceptance of the temporarily expanded licensed premises for special event participation shall further demonstrate the licensee's consent to the automatic reversion of the licensed premises as provided herein.

Section 5. That Section 5.90.050 Approval of temporary amendment of licensed premises is hereby created to read as follows:

5.90.050 Approval of temporary amendment of licensed premises. The city clerk is hereby authorized to approve or approve conditionally applications for temporary amendment of licensed premises under subsections 5.90.040(a) and (b) and temporary amendments of licensed premises for special event participation under subsection 5.90.040(c). Any application the city clerk deems should be denied shall be submitted to the public health & safety committee with the city clerk's recommendation to disapprove the same who shall consider the application and make a recommendation to the Common Council. Any person aggrieved by the decision of the Common Council may seek such other legal relief as may be available.

Section 6. That Section 5.90.060 Temporary outdoor operation for bars and taverns is hereby created to read as follows:

5.90.060 Temporary outdoor operation for bars and taverns. (a) Operation on public sidewalk. Any bar or tavern located within the City seeking to utilize the public sidewalk for additional seating for its establishment, that holds a valid alcohol beverage license, may apply for a temporary sidewalk café permit following the procedure set forth in subsections 5.63.040(a) and (b) of this Code and supplying the documents required therein. The sidewalk café standards of section 5.63.060 shall apply to all such temporary sidewalk operations. No application for outdoor seating under a temporary sidewalk café permit shall be approved in the absence of an approved temporary amendment to the licensed premises; the application for the temporary sidewalk café permit may be submitted at the same time as the application for temporary amendment of licensed premises. The city clerk and the police chief, or his/her designee are hereby authorized to jointly approve or approve conditionally applications for sidewalk café permits and issue such permits to the applicant. The city clerk and police chief may consult, as appropriate, with the fire chief, director of public works, and chief inspector and zoning administrator in determining whether to approve, conditionally approve, or recommend for denial a sidewalk café permit. Any application the city clerk and police chief, or his/her designee deem should be denied shall be submitted to the public health & safety committee with the city clerk's and police chief's recommendation to disapprove the same, who shall consider the application and make a recommendation to the Common Council. Any person aggrieved by the decision of the public health & safety committee may appeal to the Common Council. The provisions of section 5.90.030 (b) through (c) of this Code shall further apply to applications under this section. A temporary sidewalk café permit may be suspended or revoked as set forth in section 5.63.100 of this Code.

(b) Temporary amendment of licensed premises.

(1) Application. Any bar or tavern may submit an application to temporarily expand the area identified as the licensee's "licensed premises" to include an area for which it intends to seek a sidewalk café permit, or an outdoor space located on their premises which is adjacent to the licensed bar or tavern such as a parking lot or other open area. The application for temporary amendment of licensed premises may be submitted at the same time as the application for the temporary sidewalk café permit. The city clerk and the police chief, or his/her designee are hereby authorized to jointly approve or approve conditionally applications for temporary amendment of licensed premises. Any application the city clerk and police chief, or his/her designee deems should be denied shall be submitted to the public health & safety committee with the city clerk's and chief of police recommendation to disapprove the same, who shall consider the application and make a recommendation to the Common Council. Any person aggrieved by the decision of the public health & safety committee may appeal to the Common Council.

(2) Criteria for granting temporary amendment of licensed premises. No temporary amendment of licensed premises for outdoor seating under this section will be approved unless the applicant meets or supplies all of the following:

(i) Submits a site plan showing the size of the proposed temporary outdoor premises, ingress/egress to building, lot lines, setback and location of tables and identifies all structures zoned for residential purposes within fifty (50) feet of the proposed temporary outdoor premises.

(ii) The proposed temporary outdoor premises must be contiguous to the licensed premises approved as part of the applicant's original, annual license.

(iii) The proposed temporary outdoor premises must be entirely visible at all times from the indoor licensed premises or must have licensed bartender located within and supervising the temporary outdoor premises during its operation.

(iv) The proposed temporary outdoor premises cannot be greater than fifty (50) percent of the gross floor area of the applicant's licensed premises approved as part of the applicant's original, annual license.

(v) The proposed temporary outdoor premises must be located more than fifty (50) feet from a structure zoned for residential purposes, unless the applicant provides the written consent of all of the owners or tenants residing in such structure(s) to the operation of the proposed temporary outdoor premises.

(vi) The licensee or licensed establishment may not have more than 50 (fifty) demerit points pursuant to section 5.64.078 on the date of application.

(vii) The licensee or licensed establishment shall have no convictions under this Code for noise disturbance within one (1) year preceding the application.

(viii) If located on the City right of way, the applicant must agree to indemnify and hold the City harmless with respect to its activities on the right of way, provide the City with a certificate of insurance, name the city as an additional insured, and meet all other requirements of section 5.63.070.

(3) Expiration of temporarily expanded area. The temporarily expanded licensed premise area shall be effective only for a time period expiring December 31, 2021 at 11:59 pm or while the licensee holds a valid temporary sidewalk café permit under this chapter, whichever occurs first. Upon termination, relinquishment, revocation or suspension, or other expiration of the temporary sidewalk café permit or at 11:59 pm on December 31, 2021, whichever occurs first, the licensed premise area shall automatically return to the area identified and approved as part of the licensee's annual license application without further action required upon the part of the licensee or Common Council. The application for a temporary amendment of licensed premises shall include an acknowledgement and consent of the applicant to the automatic reversion of the temporary expansion as set forth herein in the form supplied by the city clerk. Further, the licensee's application for and acceptance of the temporarily expanded licensed premises area shall further demonstrate the licensee's consent to the automatic reversion of the licensed premises as provided herein.

(4) Standards and requirements. Any bar or tavern granted a temporary expansion of its licensed premises under this section shall comply with the following additional standards and requirements:

(i) The temporary outdoor premises shall only be permitted to be operated from 12:00 p.m. to 10:00 p.m.

(ii) The temporary outdoor premises shall be defined by an enclosure designed to separate and distinguish the outdoor area in such a way that patrons can be easily identified from passersby and other foot or vehicle traffic in order to ensure alcohol is not served to underage individuals.

(iii) Patrons must be seated unless engaged in entering or exiting the temporary outdoor premises.

(iv) Alcohol must be dispensed from service stations or areas located within the premises identified and approved as part of the licensee's annual license application; no service stations for alcohol may be established in the temporary outdoor premises.

(v) No part of the temporary outdoor premises may be utilized for recreational activities, including darts or card games.

(vi) Outdoor premises shall be further operated in accordance with the sidewalk café standards of W.M.C. §5.63.060(b)(1), (b)(4), (d) through (h) and (l).

(vii) Three or more substantiated noise complaints against the temporary outdoor premises during the period for which the temporary expansion is granted shall be sufficient grounds to revoke the temporary outdoor premises amendment subject to the provisions of Wis. Stat. §125.12.

Section 7. That subsection (c) of 9.04.026 Consumption or possession of intoxicants on streets is hereby amended to temporarily suspend the requirement that written requests for exemptions from the provisions of section 9.04.026(a) and (b) must be submitted 60 days in advance. Such written requests may be submitted at any time.

Section 8. That the provisions of the City of Wausau Special Events Policy and Procedures setting deadlines for submission of applications for special event approval are temporarily suspended. Applications may be submitted at any time.

Section 9. All provisions of City ordinances not specifically altered by this temporary ordinance shall remain in effect.

Section 10. This ordinance shall be in full force and effect on the day after its publication.

Section 11. This ordinance shall automatically repeal on December 31, 2021 at 11:59 pm; no further action shall be required.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Leslie Kremer, Clerk



Office of the City Attorney

TEL: (715) 261-6590

FAX: (715) 261-6808

Anne L. Jacobson
City Attorney

Tara G. Alfonso
Assistant City Attorney

Nathan Miller
Assistant City Attorney

STAFF MEMO

TO: Members of the Public Health and Safety Committee
Members of the Common Council

FROM: Anne Jacobson, City Attorney

RE: Approving Resolution related to COVID-19 Related Mask Requirement City Wide

DATE: March 11, 2021

To simplify the language of the Resolution, the following actions have occurred at each level of government:

State

Public Health Emergencies declared:

- July 30 – September 28, 2020 (Executive Order #82)
- September 22 – November 21, 2020 (Executive Order #90)
- November 20, 2020 – January 19, 2021 (Executive Order #95)
- January 19, 2021 – March 20, 2021 (Executive Order #104)

Mask wearing mandates:

- August 1 – September 28, 2020 (Emergency Order #1)
- January 19, 2021 – March 20, 2021 (Emergency Order #1)

County

- May 14, 2020 – in effect until revoked or superseded (Marathon County COVID-19 Order #1)

City

Public Health Emergencies declared:

- October 30, 2020 (Executive Declaration No. 6 – ratified November 10, 2020)

In effect for so long as Executive Order # 90 is in effect (November 21, 2020) or this Proclamation is terminated by the Council, whichever is longer. (Still in effect)

Mask wearing mandates:

- September 22 – December 31, 2020 (Council Resolution No. 20-0712)
Requiring the wearing of masks in eleven (11) listed City-owned facilities
- November 10, 2020 – January 31, 2021 (Council Resolution No. 20-0317)
Requiring the wearing of masks city-wide
- January 31, 2021 – March 31, 2021 (Council Resolution No. 20-0317)
Requiring the wearing of masks city-wide

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE PUBLIC HEALTH & SAFETY COMMITTEE

Approving COVID-19 Related Mask Requirement City Wide

Committee Action:

Fiscal Impact: None

File Number: 20-0317

Date Introduced: March 23, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☒ No ☐	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐		

RESOLUTION

WHEREAS, the COVID-19 pandemic continues throughout the United States, including throughout the State of Wisconsin and the City of Wausau; and

WHEREAS, the City has an obligation under Wis. Stat. §62.11(5) to act “for the health, safety, and welfare of the public” to protect residents and employees; and

WHEREAS, evidence suggests that COVID-19 spreads mainly from person to person through respiratory droplets when a person infected with the disease, symptomatic or not, coughs, sneezes, or talks; and further, that wearing a cloth face covering reduces the risk of a person with a COVID-19 infection from spreading the infection to others and can also protect people without an infection from exposure to droplets that may contain the virus; and

WHEREAS, on January 12, 2021, the Wisconsin Department of Health Services has further confirmed present in Wisconsin a more contagious strain of COVID-19 which is more infectious, and more easily transmissible; and

WHEREAS, the Centers for Disease Control and the Wisconsin Department of Health Services advise that wearing a cloth face covering reduces the spread of COVID-19; and

WHEREAS, Governor Evers issued Executive Order #82, requiring the wearing of face coverings effective 12:01 AM on August 1, 2020 and expiring at midnight on September 28, 2020 and corresponding Emergency Order #1, requiring face coverings for people over the age of 5 whenever one is indoors or in an enclosed space, other than a private residence, and other people are present in the same room or space; and

WHEREAS, the Council passed Resolution File No. 20-0712 on September 22, 2020, approving COVID-19 related mask requirements in eleven (11) City owned facilities through December 31, 2020; and

WHEREAS, on September 22, 2020, Governor Evers, through Executive Order #90, declared a Public Health Emergency, in effect for 60 days until November 21, 2020; and

WHEREAS, the Council passed Resolution File No. 20-0317 on November 10, 2020, approving mask wearing requirements city-wide through January 31, 2021; and

WHEREAS, on November 20, 2020, Governor Evers, through Executive Order #95, declared a new Public Health Emergency, in effect for 60 days until January 19, 2021; and

WHEREAS, on January 19, 2021, Governor Evers, through Executive Order #104, declared a new Public Health Emergency, in effect for 60 days until March 20, 2021 and corresponding Emergency Order #1, requiring face coverings for people over the age of 5 whenever one is indoors or in an enclosed space, other than a private residence, and other people are present in the same room or space; and

WHEREAS, the Council passed Resolution File No. 20-0317 on January 26, 2021, approving mask wearing requirements city-wide through March 31, 2021; and

WHEREAS, Marathon County COVID-19 Order #1 provides that pursuant to Wis. Stat. §252.03(1)(2), the Health Officer recommends the use of a mask or cloth face covering when physical distancing of six (6) feet between people not residing in a single living unit or household is impractical.

WHEREAS, Marathon County is advising as of March 15 2021, that fully vaccinated (two or more weeks past single-dose vaccine or second of two-dose series) persons can visit with other fully vaccinated people indoors or unvaccinated people from a single household who are all at low risk for severe COVID-19 disease, indoors without wearing masks or physical distancing; when visiting unvaccinated people who are at increased risk for severe COVID-19 disease in public spaces, it is recommended that public health best practices be followed: wear a mask, physically distance, and avoid crowds;

NOW THEREFORE BE IT RESOLVED, by Mayor Katie Rosenberg and the Common Council of the City of Wausau, that every individual age five (5) and older who is present in the City of Wausau shall wear a face covering that covers the nose and mouth of that individual in indoor areas accessible to the public and while driving or riding public transportation or a qualifying vehicle, unless exempted below.

Exemptions.

- (1) Persons who have chronic upper respiratory conditions or are unconscious, incapacitated, or otherwise unable to remove their own face covering without assistance;

- (2) Persons with medical conditions, intellectual or developmental disabilities, mental health conditions, or sensory sensitivities that prevent or impair the person's ability to wear a face covering;
- (3) Persons who fall within the guidelines of the Center for Disease Control and Prevention for those who should not wear face coverings due to a medical condition, mental health condition, or disability that prevents them from wearing a face covering;
- (4) Persons who are communicating with an individual who is deaf or hard of hearing and communication cannot be achieved through other means;
- (5) Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by government safety guidelines;
- (6) Persons in a setting where it is not practical or feasible to wear a face covering when obtaining or rendering goods or services to the extent necessary to obtain or render such goods and services including but not limited to the receipt of dental services or medical treatments or while consuming food or beverages;
- (7) Persons actually engaged in exercising in a gym or other similar indoor facility, so long as physical separation of not less than six (6) feet is maintained and the individual wears a face covering at all times when not actually engaged in exercising;
- (8) Whenever federal, state or local law otherwise prohibits wearing a face covering or where it is necessary to evaluate or verify an individual's identity;
- (9) Persons whose religious beliefs prevent them from wearing a face covering;

(10) Persons who are fully vaccinated visiting other fully vaccinated people indoors, or visiting indoors with unvaccinated people from a single household who are all at low risk for severe COVID-19 disease.

Definitions.

(1) "Face covering" means a manufactured or homemade cloth covering that fully covers an individual's nose and mouth and that is secured with ear straps or otherwise tied so as to prevent slipping, and/or a face shield which covers the mouth and nose, covers the side of the face, and is secured on the head.

(2) "Indoor area accessible to the public" means any interior area of any structure or premises licensed by the City of Wausau or used in whole or in part as a place of resort, assemblage, lodging, trade, traffic, occupancy, or other use by the public, to which the public customarily has access, but does not include any private residence.

(3) "Fully vaccinated" against COVID-19 means it has been two or more weeks since receiving the second dose in a two-dose series, or one dose of a single-dose vaccine.

(43) “Qualifying vehicle” a paratransit vehicle, a taxi, a private car service vehicle, a ride-sharing vehicle, or any other for-hire vehicle.

BE IT FURTHER RESOLVED that all businesses, organizations, and non-profit entities within the City of Wausau are encouraged to post notice requiring employees, customers, visitors, members, or members of the public to wear a face covering whenever those persons are in a building open to the public.

BE IT FURTHER RESOLVED that this Resolution shall take effect March 31, 2021 and shall remain in effect until May 31, 2021, unless terminated earlier by the Common Council.

BE IT FURTHER RESOLVED that any ordinance, resolution or City policy in conflict with the above Resolution shall be superseded by this Resolution. This Resolution shall further supersede the Governor’s Emergency Order #1, to the extent that it is more restrictive than that Order.

Approved:

Katie Rosenberg, Mayor

Summary of Fire and EMS Events For February 2021

1. Significant City Fire Events:

Date	Address	Type
02/05/2021	1204 S 12 th Ave, Wausau (10191)	Cooking fire, confined to container
02/06/2021	1205 West St, Wausau (10194)	Passenger vehicle fire
02/11/2021	1017 Kickbusch St, Wausau (10219)	Building fire
02/15/2021	500 E Thomas St, Wausau (10235)	Trash or rubbish fire, contained
02/15/2021	2727 N 20 th Ave, Wausau (10237)	Passenger vehicle fire
02/18/2021	916 S 3 rd Ave, Wausau (10265)	Building Fire
02/25/2021	Int. of W Stewart Ave & S 48 th Ave (10298)	Passenger vehicle fire

2. Township Responses:

Date	Township	Address	Type
02/04/2021	Marathon City, Village of	663 Maratech Ave, Marathon (511)	EMS call, excluding vehicle accident with injury
02/05/2021	Stettin, Town of	Int. of State Hwy 107 & State Hwy 29, Marathon (529)	EMS call, excluding vehicle accident with injury
02/05/2021	Wausau, Town of	236208 Jim Moore Creek Rd, Wausau (518)	EMS call, excluding vehicle accident with injury
02/07/2021	Weston, Village of	7805 Birch St, Weston (540)	EMS call, excluding vehicle accident with injury
02/09/2021	Maine, Village of	1000 W. Cassidy Dr, Wausau (578)	EMS call, excluding vehicle accident with injury
02/09/2021	Wausau, Town of	157568 E. Wausau Ave, Wausau (586)	EMS call, excluding vehicle accident with injury
02/13/2021	Weston, Village of	Int. of Camp Phillips Rd & State Hwy 29, Weston (634)	EMS call, excluding vehicle accident with injury
02/15/2021	Texas, Town of	162007 Granite Rd, Wausau (668)	EMS call, excluding vehicle accident with injury
02/16/2021	Marathon, Town of	223838 Greentree Rd, Marathon (10247)	Building Fire
02/16/2021	Texas, Town of	154656 Goetsch Rd, Wausau (671)	EMS call, excluding vehicle accident with injury
02/16/2021	Weston, Village of	4805 Crest Ridge Ave, Weston (10248)	Dispatched & cancelled en route
02/18/2021	Berlin, Town of	Int. of County Road L & Summitview Lane, Merrill (10266)	Rescue, EMS incident, other
02/19/2021	Berlin, Town of	141689 Lincoln Dr, Athens (709)	EMS call, excluding vehicle accident with injury
02/20/2021	Stettin, Town of	3303 Maple Creek Dr, Wausau (730)	EMS call, excluding vehicle accident with injury
02/20/2021	Texas, Town of	154555 Broken Bow Dr, Wausau (733)	EMS call, excluding vehicle accident with injury
02/22/2021	Maine, Village of	11180 N. 60 th Ave, Merrill (757)	EMS call, excluding vehicle accident with injury
02/22/2021	Wausau, Town of	Int. of State Rd 52 & County Rd X, Wausau (10286)	Motor vehicle accident w/injuries
02/25/2021	Maine, Village of	14720 Black Bear Way,	EMS call, excluding vehicle

		Merrill (804)	accident with injury
02/26/2021	Maine, Village of	5280 Falcon Dr, Wausau (818)	EMS call, excluding vehicle accident with injury
02/26/2021	Wausau, Town of	158200 Evergreen Rd, Wausau (814)	EMS call, excluding vehicle accident with injury
02/27/2021	Wausau, Town of	159311 State Hwy 52, Wausau (834)	EMS call, excluding vehicle accident with injury
02/27/2021	Marathon City, Village of	311 Main St, Marathon (829)	EMS call, excluding vehicle accident with injury
02/28/2021	Maine, Village of	11285 N. 12 th Ave, Merrill (854)	EMS call, excluding vehicle accident with injury
02/28/2021	Texas, Town of	155293 Forest Hill Rd, Wausau (848)	EMS call, excluding vehicle accident with injury
Total Mutual Aid Given			6
Total Automatic Aid Given			13
Total Non-Aid Incidents (no response from other agency)			5

3. Significant EMS Events:

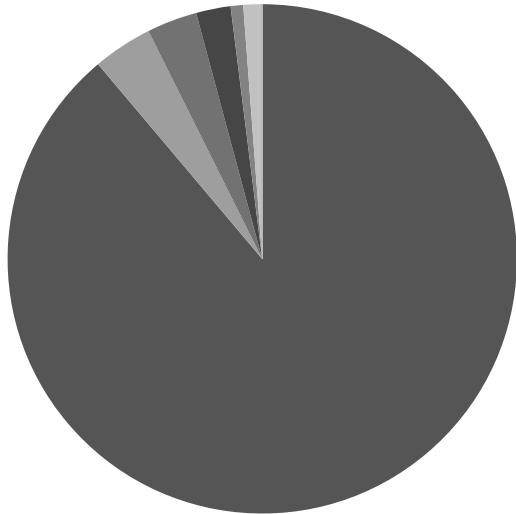
City	# of Runs	% of Runs	# of Runs - YTD
Berlin (Town of)	2	0.50%	2
Hewitt (Town of)	0	0.00%	2
Maine (Village of)	5	1.24%	10
Marathon City (Village of)	2	0.50%	4
Texas (Town of)	4	0.99%	5
Stettin (Town of)	2	0.50%	2
Wausau (City of)	382	94.55%	820
Wausau (Town of)	5	1.24%	8
Weston (Village of)	2	0.50%	4
Other	0	0.00%	1
Rib Mountain (Town of)	0	0.00%	1
Interfacility	0	0.00%	0
Intercept	0	0.00%	0
Total	404	100.00%	857

Type	# of Runs	# of Runs - YTD
Community Paramedicine	0	0

4. Fire Department Activities

NFIRS Incidents (Engine)	466.45 Hours
EMS Incidents (Ambulance)	389.59 Hours
Non-Incident Activities (Station Maintenance/Wellness, Vehicle Check-off/Fire Pre-plan, Hazmat Outreach, Administration duties, Public Education, Committee and Staff Meetings)	960.82 Hours
Training	1,272.63 Hours

5. Other Fire Incident Responses:



- Rescue & Emergency Medical Service Incident (446)
- False Alarm & False Call (19)
- Good Intent Call (16)
- Service Call (11)
- Hazardous Condition (No Fire) (4)
- Fire (6)
- Special Incident Type (0)
- Overpressure, Rupture, Explosion (0)

CODE	DESCRIPTION	FREQ.	FREQ. %	EXPs	TOTAL MAN HOURS	AVERAGE RESPONSE TIME (min)
111	Building fires	2	0.46 %	0	290.75	4.50
113	Cooking fire, confined to container	1	0.23 %	0	5.75	5.00
118	Trash or rubbish fire, contained	1	0.23 %	0	11.50	3.00
131	Passenger vehicle fire	3	0.69 %	0	18.35	5.67
251	Excessive heat, scorch burns with no ignition	1	0.23 %	0	1.67	3.00
300	Rescue, emergency medical call (EMS) call, other	0	0.00 %	0		
321	EMS call, excluding vehicle accident with injury	366	83.75 %	0	354.90	5.95
322	Vehicle accident with injuries	4	0.92 %	0	13.10	4.50
323	Motor vehicle/pedestrian accident (MV Ped)	1	0.23 %	0	1.87	5.00
324	Motor vehicle accident with no injuries	3	0.69 %	0	10.60	4.00
352	Extrication of victim(s) from vehicle	1	0.23 %	0	6.53	4.00
412	Gas leak (natural gas or LPG)	3	0.69 %	0	6.32	7.33
424	Carbon monoxide incident	4	0.92 %	0	7.87	6.50
442	Overheated motor	1	0.23 %	0	5.00	6.00
511	Lock-out	5	1.14 %	0	2.60	4.60
520	Water problem, other	1	0.23 %	0	1.77	5.00
531	Smoke or odor removal	1	0.23 %	0	1.77	7.00
551	Assist police or other governmental agency	1	0.23 %	0	0.90	10.00
553	Public service	1	0.23 %	0	0.30	2.00
561	Unauthorized burning	1	0.23 %	0	7.73	3.00
600	Good intent call, other	1	0.23 %	0	0.83	1.00
611	Dispatched & canceled en route	11	2.52 %	0	3.43	4.00
622	No incident found at dispatch address	2	0.46 %	0	1.33	5.00
651	Smoke scare, odor of smoke	1	0.23 %	0	2.53	7.00
671	Hazmat release investigation w/ no hazmat	1	0.23 %	0	1.40	2.00
730	System malfunction, other	1	0.23 %	0	6.25	13.00
733	Smoke detector activation due to malfunction	1	0.23 %	0	0.53	8.00
736	CO detector activation due to malfunction	4	0.92 %	0	3.10	7.00

740	Unintentional transmission of alarm, other	1	0.23 %	0	1.75	4.00
741	Sprinkler activation, no fire - unintentional	1	0.23 %	0	7.80	3.00
743	Smoke detector activation, no fire - unintentional	3	0.69 %	0	8.25	4.67
744	Detector activation, no fire - unintentional	4	0.92 %	0	8.72	4.50
745	Alarm system sounded, no fire - unintentional	1	0.23 %	0	20.50	6.00
746	Carbon monoxide detector activation, no CO	3	0.69 %	0	2.35	7.00
911	Citizen complaint	1	0.23 %	0	0.47	7.00
Totals		437	100.00%	0	818.52	5.86
Total Mutual Aid Received - Fire		1				
Total Mutual Aid Received - EMS		3				

6. Personnel Hours off due to:

Catastrophic	0.00 Hours (0 days)
Family/Medical Leave	88 Hours (3.67 days)
Sick Leave	145.50 Hours (6.06 days)
Worker's Compensation	195.75 Hours (8.16 days)

7. Fire Inspection Events:

Inspections Completed	Monthly	Year to Date
Initial Inspections w/ violations	3	3
Initial Inspections w/ no violations	52	52
Re-inspections Completed		
1 st Re-inspection	2	4
2 nd Re-inspection	1	5
3 rd Re-inspection	3	6
4 th Re-inspection	1	1
5 th Re-inspection	0	0
6 th Re-inspection	0	1
7 th Re-inspection	0	1
8 th Re-inspection	1	1
9 th Re-inspection	1	1
10 th Re-inspection	0	0
11 th Re-inspection	0	0
Varied Inspections		
Plan Review – General	0	0
Plan Review – Mechanical	0	0
Plan Review – Site	0	0
Plan Review – Sprinkler System	0	0
Plan Review - Architectural	0	0
Plan Review – Permit	0	0
Plan Review – Other	0	0
Inspection – General	0	0
Inspection – Site	0	0
Inspection – Fire Protection	0	3
Inspection – Fire Alarm	0	0
Inspection – Sprinkler System	0	0
Inspection – Permit	0	0
Inspection – Hazardous Operations	0	0
Inspection – License	0	0
Inspection – Electrical	0	0
Inspection – Special Event	0	0

Inspection – Tank	0	0
Inspection – Other	0	1
Investigation – False Alarm	0	0
Investigation – Hazardous Materials	0	0
Investigation – Other	0	0
Investigation – General	0	0
Referral/Complaint – Citizen	0	0
Referral/Complaint – Building	0	0
Referral/Complaint – Housing Safety	0	0
Consultation – Assembly	0	0
Consultation – Site	0	0
Consultation – Building	0	3
Consultation – General	0	0
Consultation – Fire Drill	0	0
Consultation – Fire Protection	3	3
Consultation – Fire Alarm	0	0
Consultation – Hazardous Operations	0	0
Consultation – Sprinkler System	0	0
Consultation – Permit	0	0
Consultation – License	0	0
Consultation – Knox Box	1	1
Consultation – Other	0	0
Legal – General	0	0
Legal Preparation	0	0
Legal – Court Appearance	0	0
Property Evaluation Reviews	0	10
Total Inspections	68	96
Fire Investigations	2	2
Inspection Department Activities	Staff Count	YTD Staff
Elderly Fire Safety Programs	0	0
Parade	0	0
Big Brothers Big Sisters	0	0
SAFE Kids Coalition	0	0
School Programs	0	0
Smoke Detector/CO Programs	0	0
Public Education (tours, lectures, etc.)	0	0
Open Burn Complaints	0	0
Fire/EMS Presentation	0	0
Fire Drills/Pool Drills	0	3
Job Fairs	0	0
Inspections 1 & 2 Family Dwellings	0	0
CPR Training for Outside Agency	0	0
Special Event Inspections or Plan Meetings	0	0
Juvenile Intervention Programs (Traffic/Fire)	0	0



WAUSAU PD OPERATIONS REPORT

March, 2021

Chief's Message

This report was created to provide both a high level overview, and detailed insight, into the activities, initiatives and operations performed by our dedicated staff each month.

In 2020, we investigated 28 heroin overdoses, 5 of which resulted in death. Through February, our Community Resource Unit has investigated 6 heroin overdoses, 2 of which resulted in death. Three of those six cases have resulted in felony level drug charges. One area of note regarding drugs seized, the CRU seized almost as much methamphetamine as marijuana and a significant amount of heroin.

In January, our Investigations Bureau spent many hours investigating an Officer Involved Shooting on behalf of the Marathon County Sheriff's Office. While the investigation was very time-consuming, it was an important investigation for transparency in our community. The work product produced by our investigations team in this investigation is nothing short of exceptional.

Our Housing Task Force team continues to make significant progress in housing homeless individuals; a total of 14 people have been housed. This team continues to work hard to develop relationships and overcome barriers. A thorough report is contained beginning on page 7.

Our tavern report identifies another significant incident at Roc's Place involving a firearm and a lack of cooperation which will result in an assessment of 100 points.

The overtime report indicates we have expended approximately 11% of our overtime budget through the first two months of the year. We did have significant expenditures in January as a result of the Officer Involved Shooting Investigation.

General Crime Stats — Page 2
Community Resource Unit — Page 5
Investigative Bureau — Page 7
CART — Page 8
Housing Task Force — Page 9
Patrol Bureau & Traffic — Page 12
Tavern Report — Page 15
Special Events — Page 19
Records Bureau — Page 21
Overtime Report — Page 22
Citizen Complaints — Page 23





Crime Counts - Wausau PD January 2021

Group A Crime Counts by Incident/Arrest Date

January 2021

Crime Category	Offenses	Victims	Clearances	Adult Arrests	Juvenile Arrests	Total Arrests
Total Crime	240	259	105	75	3	78
Crimes Against Persons	38	38	20	17	0	17
Murder & Non-Negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	1	1	1	1	0	1
Sex Offenses	6	6	2	2	0	2
• Rape	2	2	2	2	0	2
• Sodomy	0	0	0	0	0	0
• Sexual Assault w/Object	0	0	0	0	0	0
• Fondling	4	4	0	0	0	0
Sex Offenses - Nonforcible	3	3	0	0	0	0
• Incest	0	0	0	0	0	0
• Statutory Rape	3	3	0	0	0	0
Assault Offenses	25	25	15	12	0	12
• Aggravated Assault	8	8	6	6	0	6
• Simple Assault	15	15	8	6	0	6
• Intimidation	2	2	1	0	0	0
Kidnapping/Abduction	3	3	2	2	0	2
Human Trafficking	0	0	0	0	0	0
• Human Trafficking, Commercial Sex Acts	0	0	0	0	0	0
• Human Trafficking, Involuntary Servitude	0	0	0	0	0	0
Crimes Against Property	124	143	25	18	1	19
Robbery	1	1	0	0	0	0
Burglary	5	5	0	0	0	0
Theft/Larceny	56	62	10	9	0	9
• Theft - Pocket-Picking	0	0	0	0	0	0
• Theft - Purse Snatching	0	0	0	0	0	0
• Theft - Shoplifting	14	15	5	5	0	5
• Theft From Building	2	2	0	0	0	0
• Theft From Coin-Op. Machine	1	1	0	0	0	0
• Theft From Motor Vehicle	3	4	0	0	0	0

Wisconsin Department of Justice
Bureau of Justice Information and Analysis
Date Updated: 2/16/2021

Page 1 of 3

*Kidnapping – Abduction Offense – Our False Imprisonment statute, commonly charged in Domestic Violence incidents, is reported in this IBR category.





Crime Counts - Wausau PD
January 2021

• Theft of Motor Vehicle Parts	6	6	0	0	0	0
• Theft - All Other Larceny	30	34	5	4	0	4
Motor Vehicle Theft	5	5	3	1	1	2
Stolen Property Offenses	2	9	0	1	0	1
Arson	0	0	0	0	0	0
Counterfeiting/Forgery	9	10	1	1	0	1
Fraud Offenses	16	17	1	1	0	1
• Fraud - False Pretenses	3	4	1	1	0	1
• Fraud - Credit Card/ATM	2	2	0	0	0	0
• Fraud - Impersonation	0	0	0	0	0	0
• Fraud - Welfare	0	0	0	0	0	0
• Fraud - Wire	0	0	0	0	0	0
• Fraud - Identity Theft	11	11	0	0	0	0
• Fraud - Hacking/Computer Invasion	0	0	0	0	0	0
Embezzlement	0	0	0	0	0	0
Extortion/Blackmail	0	0	0	0	0	0
Bribery	0	0	0	0	0	0
Destruction/Vandalism	30	34	10	5	0	5
Crimes Against Society	78	78	60	40	2	42
Weapon Law Violations	3	3	2	1	0	1
Prostitution Offenses	0	0	0	0	0	0
• Prostitution	0	0	0	0	0	0
• Prostitution - Assisting	0	0	0	0	0	0
• Prostitution - Purchasing	0	0	0	0	0	0
Drug/Narcotic Offenses	73	73	57	39	1	40
• Drug/Narcotics Violations	45	45	36	31	1	32
• Drug Equipment Violations	28	28	21	8	0	8
Gambling Offenses	0	0	0	0	0	0
• Gambling - Betting	0	0	0	0	0	0
• Gambling - Operating	0	0	0	0	0	0
• Gambling - Equipment Violations	0	0	0	0	0	0
• Gambling - Sports Tampering	0	0	0	0	0	0
Pornography	2	2	1	0	1	1
Animal Cruelty	0	0	0	0	0	0





Crime Counts - Wausau PD
January 2021

Group B Arrests by Arrest Date

January 2021

<u>Crime Category</u>	<u>Adult Arrests</u>	<u>Juvenile Arrests</u>	<u>Total Arrests</u>
Total Crime	60	5	65
Bad Checks	0	0	0
Curfew/Loitering/Vagrancy	0	0	0
Disorderly Conduct	15	2	17
Driving Under the Influence	21	0	21
Family Offenses, Nonviolent	0	0	0
Liquor Law Violation	1	1	2
Peeping Tom	0	0	0
Trespass of Real Property	2	0	2
All Other Offenses	21	2	23

Counting Rules

Counts on this page are based on the month of the incident or arrest, rather than the month the incident was submitted. If the incident date is unknown, the report date is used. Counts are subject to change as data are updated.

Offense counts are calculated based on the number of offenses for each victim (per incident) for Crimes Against Persons and the number of unique offense types (per incident) for Crimes Against Property and Crimes Against Society. For burglary and motor vehicle theft, offense counts are based on the number of premises entered and the number of vehicles stolen, respectively.

Victim counts are calculated based on the number of victims connected to each unique offense type in an incident. For Crimes Against Persons, the number of victims will be equal to the number of offenses. Victims will be counted more than once if they are connected to multiple offenses.

Arrest counts are calculated based on the number of arrestees listed on a Group A or Group B incident. Each arrestee is counted only once per incident. Arrests are categorized based on the specific Group A or Group B arrest code submitted by the agency, rather than the incident offense code. Since agencies only submit the most serious arrest charge for each arrestee on an incident, arrest counts are not indicative of the number of charges.

Incidents are cleared in one of two ways: by arrest or by exceptional means. Clearance counts are based on the number of offenses cleared in a given month regardless of when the offense occurred, and can therefore be greater than the number of offenses in a given month. In incident-based reporting, the first arrest on an incident, or an exceptional clearance, will clear all offenses associated with the incident.



February 2021 in the Community Resource Unit**Community Resource Unit consists of 4 officers and 1 Lieutenant (CROs)**

- **CROs investigated 2 Heroin overdoses.**
 - 1 cooperative victim
 - 3 people arrested for Delivery of Heroin and 1st Degree Recklessly Endangering Safety.
 - 1 cooperative victim
 - 1 person arrested for delivery of Heroin and 1st Degree Recklessly Endangering Safety.
- **Served 2 search warrants (1200 Block S. 10th Ave and 1300 Block Washington Street)**
 - 1200 Block S. 19th Ave. (complaints from neighbors)
 - Summons for Possession of THC and drug Paraphernalia.
 - 1300 Block Washington Street (In conjunction with Heroin OD)
 - 1 arrested (Possession with Intent to Deliver Heroin, Delivery of Heroin, 1st Degree Recklessly endangering safety, Maintain a Drug Trafficking Place, Bail Jumping)
 - 13 grams of Heroin seized, 2 children removed from home.
- **Conducted Massage Therapy License compliance checks.**
 - 37 active business/therapy license checks
 - 2 businesses were found to be in noncompliance with state statute and license requirements.
 - Lily Massage, 2108 N 6th St. Owner and two employees cited.
 - Healing Center, 503 S 4th Ave #3. Owner cited.
- **Conducted 8 traffic stops**
 - Resulting in 13 traffic citations and seven vehicle searches.
 - One vehicle search resulted in the seizure of 39 grams of Meth and 6 grams of Heroin.
- **Conducted 4 background investigations for current Wausau PD hiring process**
- **Declared 2 Nuisance properties**
 - 1300 Block Washington Street - Maintain a drug trafficking Place (Heroin)
 - 200 Block Lavina Drive – Drug Related (Heroin)



Community Resource Unit statistics by year (see chart for dosage unit size):

Statistics:	2021 (YTD)	2020	2019	2018
Landlord Meetings	3	9	14	29
Premises Declarations	2	3	7	2
Landlord Declarations	0	0	0	2
Premises Citations	0	0	1	5
Landlord Citations	0	0	0	0
Arrests				
Arrest Warrants	7	30	91	93
Probation Holds	10	34	69	29
Misdemeanor	44	176	372	327
Felony	88	302	470	248
Drugs seized (grams)				
THC	66.31g	4206.97g	5627.45g	7576.51g
Cocaine	0.68g	37.72g	13.71g	79.65g
Methamphetamine	57.65g	244.51g	887.13g	363.75g
Heroin	35.91g	174.97g	511.92g	5.92g
Paraphernalia (items)	129	549	1072	479

Heroin

- 1 gram = approx. ¼ teaspoon
- 1 gram = 10 hits of Heroin
- 1 ounce = 28 grams
- 1 ounce of Heroin = 280 doses



14 grams = 140 doses



Fentanyl

- 1 gram = 1000 mg (milligram)
- 1 gram = approx. ¼ teaspoon
- 1 mg = few grains of salt
- ¼ mg = 1 hit of Fentanyl



1000 mg powder in 1 pkg

1 gram of Fentanyl (1000 mg) = 4000 DOSES

Methamphetamine



Meth dosage varies greatly depending on method of use. Generally purchased in gram quantities for use.

Investigations Bureau

Detectives

School Resource
Officers (SRO)

Central WI
Narcotics Task
Force (CWNTF)

Community
Resource Unit
(CRU)

Victim Resource
Unit (VRU)

Crisis Assessment
Response Team
(CART)

Housing Task
Force (HTF)

Humane Officer

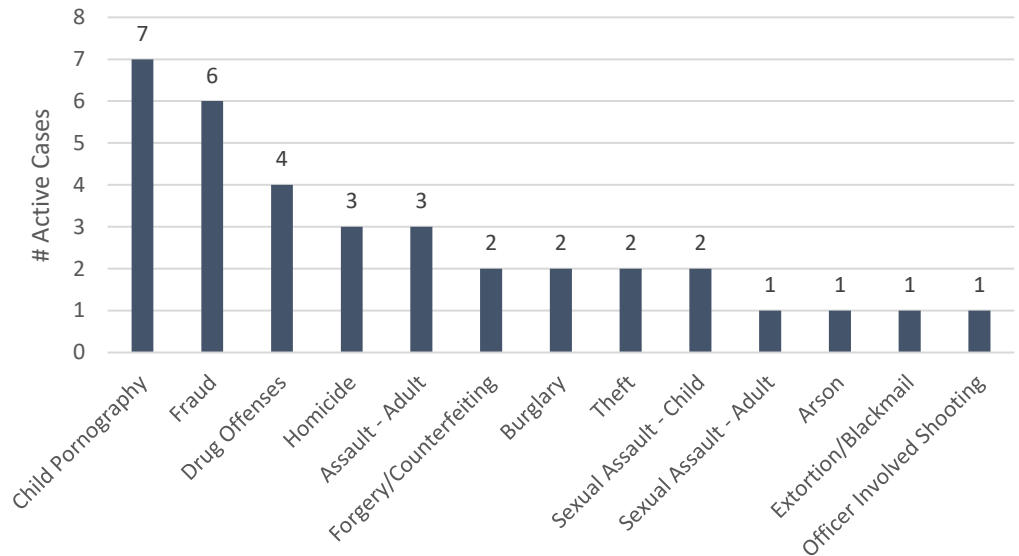
Community
Service Officers
(CSO)

Chaplains

Public Health & Safety – Investigations Bureau Update

This report provides a monthly snapshot of major cases

Detective Case Load by Crime Type



	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
Active Cases	33	36										

Major Cases

Date	Type of Investigation	Synopsis
12/13/2020	Homicide	Overdose death 25 year old male & 34 year old male Open
1/4/2021	Homicide	Overdose death 27 year old female Open
1/6/2021	Burglary	Burglary - Young's Pharmacy Open
1/9/2021	Homicide	Death of 3 month old infant male Arrest Made - Ronnie Lofton (age 39)
1/14/2021	Officer Involved Shooting - MNSO	Outside agency investigation of MNSO OIS Arrest Made – Katina Mulroy (age 35)
1/27/2021	Child Pornography	Possession of child pornography Arrest Made – George Fischer (age 38)
2/4/2021	Fraud	2 cases of fraud involving impersonation of local police officers Open
3/1/2021	Arson	Arson to residence Arrest Made – James Farrar (age 29)



February 2021

	# Mental Health CFS	# Welfare Check CFS	# 51.15 / 51.45 Detentions	# CART Responses to CFS
Month	68	152	17	42
Year to Date (2021)	125	281	27	77
2020 Total	941	2,083	136	398

51.15 by Type	Adults / Juveniles	Community / Facility
Month	14 / 3	11 / 6
Year to Date (2021)	22 / 5	17 / 10

**CART is a shared resource with MNSO; above data represents WPD jurisdiction activities only. WPD has one (1) CART Officer, on M-F day shift schedule. This position is not back-filled during the CART Officer's off-days. MNSO's CART Deputy also responds to relevant CFS in the City when available.*

"CFS": Calls For Service (Officer initiated activities and calls received from Dispatch).

"Mental Health" and **"Welfare Check"** are the two most common types of CFS (coded by Dispatch based on the initial information reported) that involve individuals in crisis.

"Community" origin of 51.15 / 51.45: Law enforcement is called to a location in the community (*residence, business, public location*) in response to an individual in crisis (or incapacitated). De-escalation, safety planning, and/or diversion is not viable or is unsuccessful, resulting in 51.15 or 51.45 detention.

"Facility" origin of 51.15: While under care or custody of the Jail, NCHC, or medical facility; an inmate or patient is suicidal or otherwise assessed on-site by a Crisis Professional, and deemed in need of 51.15. Law Enforcement is then called upon to confirm and complete the 51.15 (as required by WI Stats.) No opportunity for diversion.

"51.15": "Emergency Detention" under WI Statute 51.15. Law enforcement may take into custody an individual who is:

- (1) Mentally ill, drug dependent or developmentally disabled, and;
- (2) A substantial probability of physical harm to him/herself or others is evident by recent acts or omissions, attempts or threats.

"51.45": "Alcohol or Drug Detention" under WI Statute 51.45. "A person who appears to be 'incapacitated by alcohol or another drug' shall be placed under protective custody by a law enforcement officer."



Housing Task Force - WPD/NCHC Team update:

*The Housing Task Force is a shared resource with North Central Health Care (NCHC). This team is devoted to the chronic homeless issues in our community and encompasses an evidence-based strategy of Assertive Community Treatment.

Officer Lemirand was reassigned to M-F HTF Officer position as of September 21, 2020, to begin street outreach, connecting with community partners, and beginning to work with NCHC-assigned Peer Specialist (Monica Mynseberge).

McClellan Street ("House of Refuge") lease started December 1, 2020; over the next 3 weeks, the team got 4 individuals moved into the house. Forward progress was stalled as of December 21, with 2 of the residents testing positive for COVID; which limited the team's ability to engage with these residents on next steps, for approximately 5 weeks. The team focused on maintaining stability for them and keeping them quarantined at the house, while continuing to assist others with other housing options. The remaining Refuge residents eventually tested positive for COVID. One became very ill, required hospital admission for COVID, now recovered. (The team feels that being housed saved this resident's life, as he likely would have been a COVID fatality otherwise).

Aside from the Refuge residents, the team has established a "roster" of known homeless individuals, and has worked continuously with other homeless individuals to transition into housing, as follows:

- 10 – moved into apartments
- 2 – moved into NCHC HOPE House sober living
- 1 – reconnected with and moved in with family outside the area
- 1 - Facilitated out-of-state recovery services (and transport) back to person's home area
- 2 – entered in-patient substance abuse 30-day programs
(both have since relapsed, but have also re-approached the team wanting further help).

Much of the team's time is spent on "maintenance" with the above individuals, to keep them housed (working on accountability and addressing slip-ups, keeping them connected to arranged supports/treatment, providing direct support to keep them from falling back to bad habits and influences).

The team has also assisted with stabilizing a number of at-risk-of-becoming-homeless individuals, and persons being released from incarceration into the community.

The team continuously works with partners (i.e., Jail social worker, Probation, District Attorney's Office, Public Defender's Office) on some clients who have rotated in and out of jail. However, these clients trust and still request assistance from the team (i.e., agreeing to accept revocation and stay in jail, to stay sober pending the team having a particular treatment destination set up for her).

When Ofc. Lemirand is not "out in the field" making direct contacts, he now works out of the Catholic Charities office. This keeps the team informed on the status of individuals on their roster, and provides a place where clients feel more comfortable meeting the team... so they can continue looking for windows of opportunity with more clients.

As of last week of January, all Refuge residents were finally clear of all quarantine protocols. As of February 3rd, the team aided 3 of 4 residents with getting job interviews (Crystal Finishing and Kolbe & Kolbe); 2 are currently finishing their first pay period of employment and show desire to continue working.

The team facilitates weekly resident group meetings at the house; as opportunity to share about their experiences, goals, progress, and resolve any group conflict in the house.

In February, the team working on defining what/where the service gaps are, based on what we have learned since September.



The following is one of Ofc. Lemirand's daily journal entries, as an example of the time and effort required to get one individual housed in a private rental property (names changed for anonymity):

December 17, 2020 - Thursday

I happened to discover "John" and "Joe" sitting on the wall behind the Mandarin at 0830-ish. I stopped to say, "Hello," to them. I had prior knowledge John was evicted from the Beyond Shelter House towards the beginning of December. In speaking with Mark from Beyond Shelter, I was under the assumption John had a new apartment. I asked John if he was able to find a new place to live. John said he was staying somewhere but still looking for Section 8 housing. Tracy Reiger told me a few weeks ago, John was running out of time, as his voucher would expire if he didn't find a place to live.

I asked John if I could see his voucher to see the expiration date. John showed me some paperwork which had the issue date of 10.19.20. John suggested he had 2 days before the voucher expired as he thought it was issued for 60 days. I told John I knew Diamond View Apts took Section 8 vouchers. I told John I would reach out to them and get back with him. I called the office and they said they had a one bedroom upper unit available today, which never happens. Jamie stated they have a long list but no one wants upper level apartments. I turned my squad around and went back to John. I gave him the details and he said he was willing to take an upper apartment. I had their application saved in my email and escorted John to the PD to fill it out and email it back to Jamie. I knew John needed ID. John told me he lost his tribal ID, but Jamie stated she didn't think that was official enough. While going through his Section 8 paperwork, I discovered his voucher expired on Dec 17, 2020, today.

I reached out to Tammy King and Betty Noel at Community Development. They stated they did not have a copy of John's ID in his file, but we did some brain storming. John was born in WI so it was determined we would go the courthouse to obtain a copy of John's birth certificate. The next problem was, John had no income and no way to pay for a copy of his birth certificate. Register of Deeds was unable to waive the \$20 fee. I was able to get some petty cash from the Lt. for it. After we completed John's app, I scanned it and sent over to Jamie at Diamond View. I called Tammy King and she sent another Section 8 form over to Jamie also.

On to the courthouse--I realized John needed photo ID to get his birth certificate. I pulled up his in-house info and luckily found we had a photo in our records. I brought my MDC into the courthouse in hopes my uniform and this info could "pass" as ID. The ladies in the Register of Deeds were fantastic!! I was having problems getting my computer to connect so I could show them John's info and then pull up his photo. After 15 minutes, they advised they were fine as long as I was "verifying" this was John. We walked out of there with his birth certificate and headed to the DMV. I helped John complete the right form for the free Voter ID and we gave them his birth certificate. There was a marginal wait, but after a few minutes, the lady who initially helped us, called us back over and finished John up in front of the others who were waiting, as she didn't have anyone to check in. That took all of 20 minutes.

I got John back in my squad and we headed to social services. Tammy told me John would need a government form with his SSN for the HUD application and approval. She suggested he get a letter from the Food Share program that would have his SSN on it and that should qualify. After a phone call to the front desk, I stopped in with John and got that letter. We drove across the street to Community Development to see Tammy. Unfortunately, the letter we just picked up did not have John's SSN on it so it was invalid. In trying to problem solve, Tammy stated "any" government form with the SSN would work. I called the Wausau Social Security Office and asked how we could get a form that would qualify. That gentleman was nice but said the only thing we could do was apply to get John a new SSN card, as he was unable to put the SSN on a letter. It was against their policy. In the past I have just had this same gentleman fax me over the person's disability approval letter, but John has no income.

Tammy said she has seen people get a copy of their jail record that has their SSN on it and that has worked. So, I went over to the PD and copied and pasted John's in-house info on our department letterhead and brought it back to Tammy. Tammy looked at it and said that will work, as she felt that qualified as a "government document." Now I had to run John up to Diamond View Apartments to sign another government form they had. I received a text message from Jamie that John was approved and got the apartment. While we were there, Jamie showed John and I his new apartment, with new carpeting. He was really excited. After all that I drove John back to the park and dropped him off. Tammy called and said she went over and inspected the apartment, and everything is a go for John to move in January 1st.....except now John needs a security deposit....with no income. I discovered John was eligible for a \$1,000 payment from his tribe for something, so I have to work on that. Tammy said she is going to pay \$500 for John's rent and \$42 for his utilities. She said they shouldn't be higher than that, but if they are, John has to pay the difference.



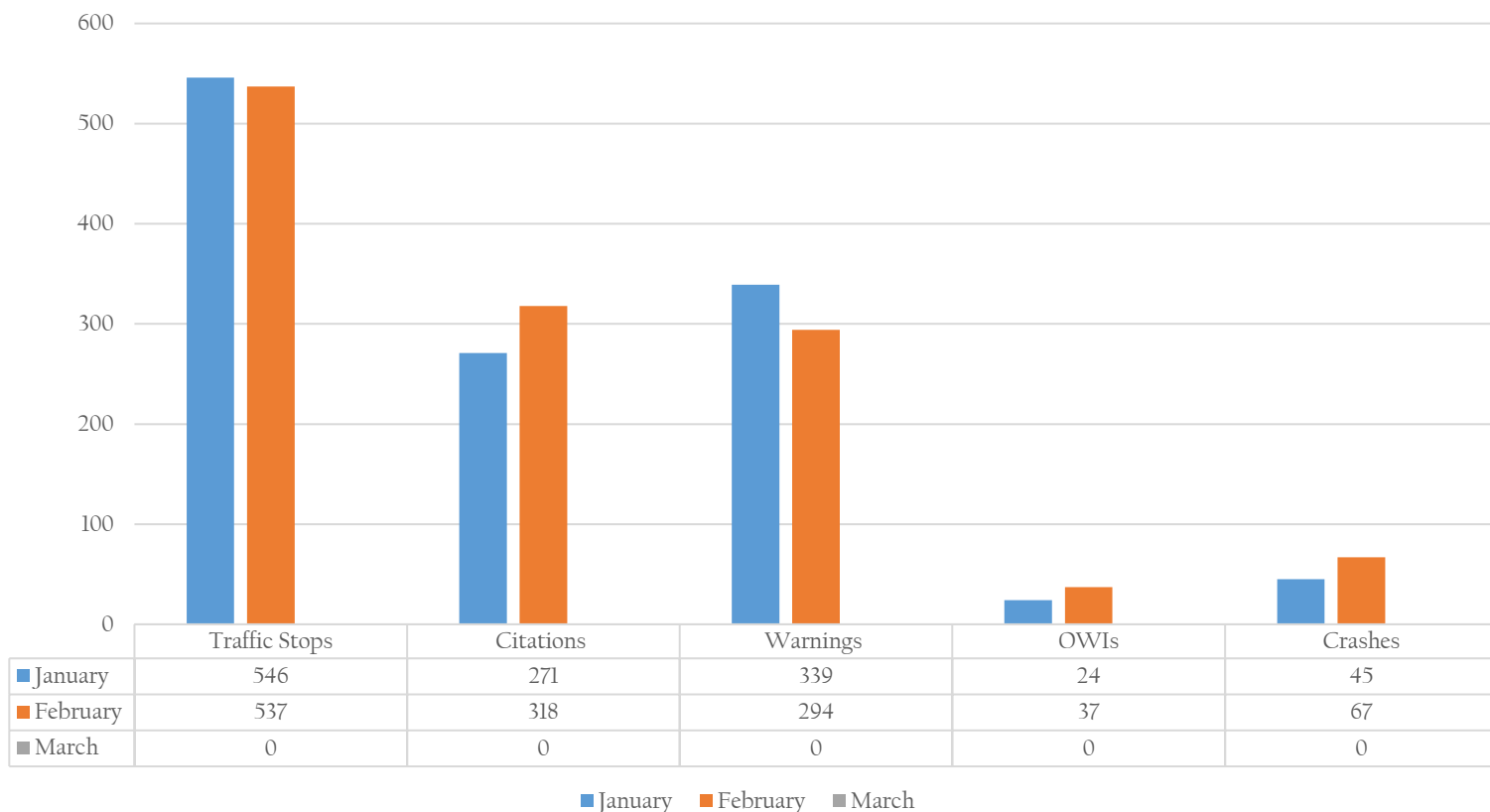
I'm not sure how, as...John has no income. We'll save that headache for tomorrow. I may have to help him apply for utility assistance. John is 60 years old and walks with a cane as he has a broken knee cap on his right leg. He could barely fit in the back seat of my squad. Per our conversation, how is this guy supposed to do this on his own? I dropped him back at the park at around noon. And we have to go back up to Diamond View to sign the lease tomorrow. Granted he had 2 months prior to today to do this, but I can't imagine how overwhelming this looks to the individual. Then you throw on top of that the barrier of not having an ID, but needing an ID to get an ID.

I am so excited I ran into John today. If that voucher would've expired, He would be on the streets for good. It was that close. Now he is moving in his apartment on January 1st. I called St. Vincent de Paul, and they are going to do a phone interview with him, to hopefully be able to help him furnish his apartment as his only possessions, he carries in a back pack on his back. He has no phone so I am going to have to find him and help him make that call.

I close this with this being one more perfect scenario to why we need this street outreach. This is a typical day for me. You can't plan this if you tried. I have no idea what's ahead, but I run into someone who I happen to find out needs some help and away we go. Most of these individuals have no way of doing this for themselves. I don't share this to highlight my effort. I share this to highlight the deficiencies in our system that multiply this problem for these people. I would say this is the average effort it takes. I have had some that are a little easier, but still took hours to resolve, and running around. Had I not been in uniform or was the average case worker, this would've take longer and there are parts that never would have been able to happen.



3 Month Traffic Enforcement Comparison

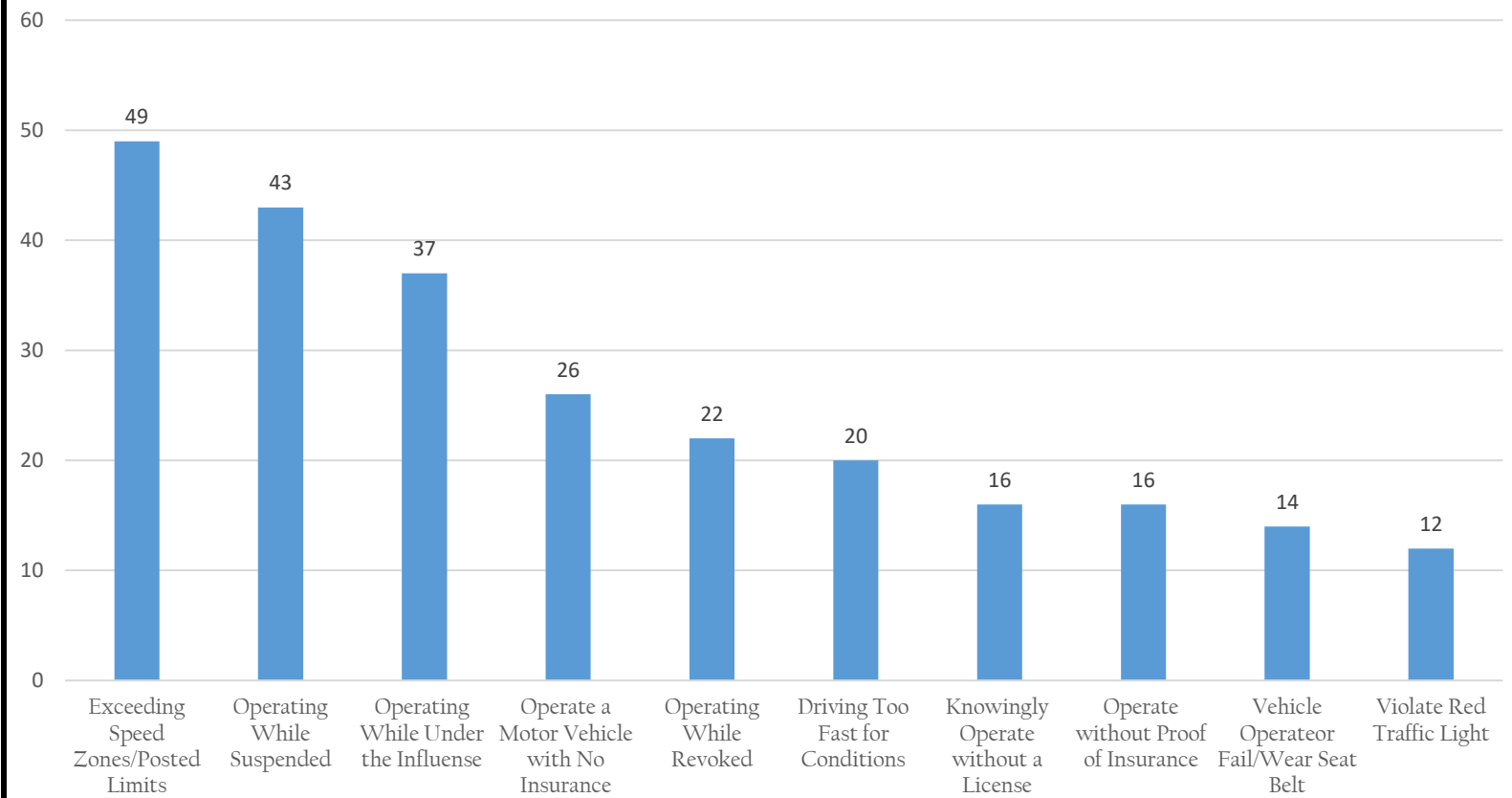


YEAR-TO-DATE TRAFFIC TOTALS (JANUARY-FEBRUARY 2021)

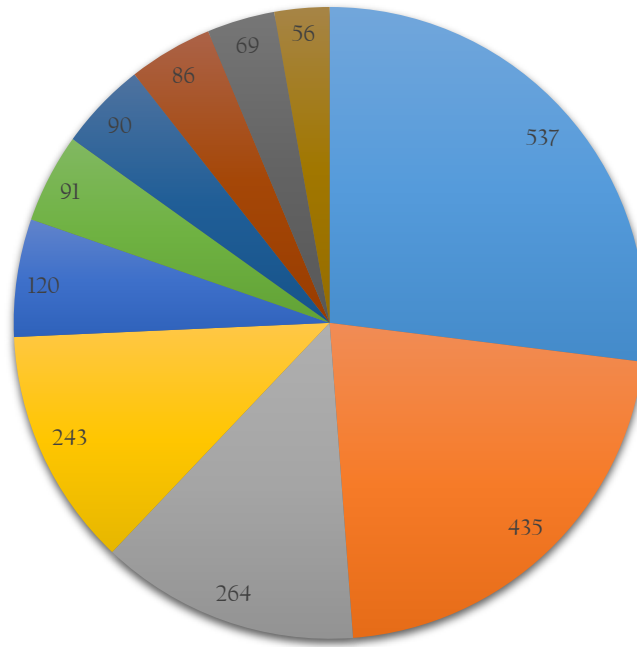
TRAFFIC STOPS	CITATIONS	WARNINGS	OWIs	CRASHES	HOURS WORKED
1083	589	633	61	112	11354



Top Cited Traffic Violations - February 2021



Top Calls for Service - February 2021



■ Traffic Stop ■ Extra Patrol ■ Criminal Miscellaneous ■ Service Miscellaneous ■ Welfare Check
■ Parking Miscellaneous ■ Suspicious Activity ■ 911 Hang Up ■ Mental Subject ■ Civil Complaint



Date 03/04/2021
To Chief Bliven
From Lt. Mike Felder
Subject TAVERN REPORT February 1, 2021 through February 28, 2021

ROUTINE TAVERN INSPECTIONS (No violations unless noted)

Cruisin 1724, 1724 Merrill Ave.

Denmar Tavern, 601 W. Thomas St.

Domino Bar, 740 Washington St.

Eagle's Club, 1703 S. 3rd Ave.

The licenses were posted out of view of public and not properly framed. They were instructed on the proper posting/framing and advised they would be checked in the near future. *See individual location for further details regarding an incident that took place during the bar check.*

Glass Hat, 1203 N. 3rd St.

Hiawatha Restaurant & Lounge, 713 Grant St.

Intermission, 325 N. 4th St.

Jim's Corner Pub, 1244 S. 9th Ave.

Labor Temple, 701 Washington St.

Limerick's Public House, 121 Scott St.

Loppnow's Bar, 1502 N. 3rd St.

Chellis Street Pub (Lumpy's), 265 Chellis St.

Officer noted that there were no licenses posted for "slot machines," which I believe were a reference to the amusement devices on and around the bar. There was also no entertainment license, although I don't believe there was any entertainment. Officers instructed them of the proper licensing and advised they would be checked again in a few weeks.

Wausau On the Water (WOW), 1300 N. River Dr.

Whiskey River Bar and Grill, 5512 Stewart Ave

CONVENIENCE/GROCERY STORE INSPECTIONS (No violations unless noted)

None.



RESTAURANT INSPECTIONS (No violations unless noted)

None.

ALCOHOL COMPLIANCE CHECKS

None.

NOTABLE INCIDENTS AT TAVERNS TO WHICH POLICE WERE DISPATCHED.

Bob & Randy's Bar, 1515 N. 6th Street

- (1) *Event #21021811, 02/17/2021 at 7:01 AM:* Officers and emergency services were dispatched to the parking lot of the bar in reference to a "... guy in the parking lot, won't wake up." Comments from the dispatcher indicated that there was a vehicle involved and that the male was in the passenger seat of the car. On arrival, it was determined that the subject in the vehicle was not going to wake up, as it was a mannequin in a costume. All units cleared.
- (2) *Event #21023908, 02/21/2021 at 4:22 PM:* A citizen called the police to report damage to a vehicle that had happened several days prior. The reporting person claimed that while their car was parked at the bar on the 16th, from approximately 8:15 to 9:30 PM, person(s) unknown caused a small dent in the trunk and a scratch on the rear bumper. No crash report was completed, however photos were taken and damage documented.

Cop Shoppe Bar, 701 Washington Street

- (1) *Event #21007831, 01/17/2021 at 4:05 PM:* A woman called to report that there was a male in the bar on probation. The woman called the bar to see if the male was there, as there is a restraining order out between the two of them (and she wanted to go to the bar). The bartender told the woman that the male in question was at the bar. Officers responded to the bar and did not locate the male. The bartender stated the male had not been in the bar since the day before. The male did have probation restrictions that prohibited alcohol consumption.

Loppnow's Sports Bar, 1502 N. 3rd Street

- (1) *Event #2023149, 02/20/2021 at 2:42 AM:* An **employee** called requesting assistance in removing a male that was located passed out in the bathroom after closing time. The employee was alone, and was not comfortable waking the male up without assistance. Officers woke the male up at which point he arranged for his own transport home. There was no other issue.
- (2) *Case #21001779, 02/27/2021 at 11:35 PM:* An **employee** called to report a group of five to six people pushing each other and not listening to staff. Officers responded and spoke to several patrons and the bartenders. It was determined that the main instigator was a male with a group of construction workers, all of whom were from out of town. That male was issued a summons for Disorderly Conduct and released.

Oz, 320 Washington Street

- (1) *Event #21024585, 02/23/2021 at 1:14 AM:* A patron called to report the theft of his wallet from the bar. Officers responded and conducted an investigation to include reviewing bar surveillance. A suspect was developed and located in the bar. The suspect was confronted and initially denied taking the wallet. The suspect then checked all of his pockets and noticed he had two wallets, his own and the victim's. Both wallets were very similar in style and color, and the suspect asserted that it was an honest mistake. The victim's wallet was returned and it was found that nothing had been taken. The victim agreed not to pursue any further investigation. No further action was taken.



Eagle's Club, 1703 S. 3rd Avenue

- (1) *Case #21001430, 02/16/2021 at 6:45 PM:* While doing a bar check, officers were approached by a patron in the bar, who was questioning why the officers were present. Through relatively casual conversation with the patron, it was obvious to the officer that he patron was intoxicated. The patron admitted to having driven a snowmobile to the bar, and bringing two saddlebags into the bar that contained two pistols. The firearms were recovered, and found to have been loaded. The patron was taken into custody for OWI (DNR snowmobile violation), carrying a concealed weapon and possession of firearm while intoxicated. The patron refused all requests for consensual testing, and a search warrant was obtained in order to collect samples of the patron's blood for analysis in support of the charge for possession of the firearms while intoxicated. His possession of firearms also violated a domestic abuse injunction order. The male was eventually transported to the Marathon County Jail.

Roc's Place Bar, 810 S. 3rd Avenue

- (1) *Event #21015167, 02/03/2021 at 12:37 AM:* A citizen called to report that there was a red Hummer stuck on a snow bank in the parking of the bar. Officers arrived and located the vehicle and the driver. The driver submitted to field sobriety testing, however impairment wasn't substantial enough to support an arrest. A tow truck removed the vehicle from the snow bank and a sober bartender moved it into a parking spot. The driver was advised to find an alternative method home.
- (2) *Event #21023762, 02/21/2021 at 10:09 AM:* A caller that refused to be identified called in to report that they "... saw guys pull guns on other guys last night between 10:30 and 11:00." No other information was provided (descriptions or names). Information was passed on to the night shift for safety considerations. No further action was taken at that time.
- (3) *Case #21001598, 02/21/2021 at 7:00 PM:* This is follow-up to the information provided earlier in the day. Officers responded to the bar to request a video surveillance from the previous evening to investigate the possible altercation involving firearms. Officers interviewed several employees and obtained general confirmation that an altercation at taken place. One employee could provide some information that allowed the identification of one of the suspects involved, however she also expressed fear of retaliation and being labeled a "snitch." She also expressed concern for the loss in income should she be labeled as such. Officers requested surveillance of the timeframe they were provided for the altercation. The manager provided some surveillance footage, but it had a gap in coverage for approximately 1½ hours in the middle. This gap directly coincided with the timeframe the officers believed the altercation took place. Officers were forced to return to the bar and request the missing footage. During this time, they were confronted by employees who were frustrated with the frequent presence of the officers and the impact it had on the business. One of the employees also had an issue with the manner in which an officer had talked to a coworker, in discussing the incident and its repercussions for not reporting it. In the end, missing footage was provided and it depicted the incident in its entirety. Officers were able to see two distinct groups of people having some sort of verbal dispute, which started in the bar and moved out into the parking lot. No punches or physical contact was made between the two groups, however one of the males involved is clearly seen pulling a firearm (handgun) from his waistband and carrying it openly during the confrontation. The confrontation continued into the street, involved some moving of vehicles before one group drives away quickly to escape the situation. The members of the other group returned back to the bar and continued the evening. It was noted by the officers observing the surveillance that during the confrontation in the parking lot, the on-duty bartender had gone to the side door, looked outside and observed what was going on. At no time did the bartender call for assistance from the police. As of the writing of this report, I don't believe any charges have been filed against individuals involved, nor do I believe all of the people have been identified. Based on the information provided, I recommend 50 Demerit Points be assessed for Failing to Summon Police. I suggest additional 50 Demerit Point penalty enhancer as the incident involved a firearm, for a total of **100 Demerit Points**.
- (4) *Event #21024604, 02/23/2021 at 2:15 AM:* The **manager** called to request a vehicle he ticketed for being left in the parking lot. The operator had been kicked out of the bar and was intoxicated, but went across the street to a residence to party. Before officers responded the person returned to the vehicle and left. The manager



was concerned that the male was driving while intoxicated provided a description and direction of travel for the vehicle. Officers were unable to locate it.

101 Pub, 101 N 3rd Avenue

- (1) *Case #21001765, 02/27/2021 at 11:51 AM:* A citizen called to report that her father had been “robbed” of his cell phone approximately five days prior, during an incident that started at the 101 Pub, and ended at a hotel. The citizen stated that her father is homeless, and wouldn’t talk to the police. The officer talked to several family members however all they could say was that they heard the incident happened, and hadn’t actually talked to their father. All attempts the officer made to contact the father were unsuccessful. The officer completed an information report that could be added to if the victim eventually calls to report the incident. Until that time, no further action would be taken.

Aftershock Bar, 1418 Lenard Street

- (1) *** Numerous extra patrols have continued through February (a total of twenty-eight). Most entries documented how many vehicles were there, and that there were no disturbances noted. The majority of the entries also noted not seeing anyone outside of the bar. ***

Showtime Gentlemen’s Club, 1709 Merrill Ave

- (1) *Event #21022193, 02/18/2021 at 12:52 AM:* An Officer stopped to check on what was believed to be suspicious circumstances after observing what appeared to be an occupied camper parked in the parking lot of the bar (behind the building). The two people in the camper both claimed to be temporarily employed (the female as a dancer and the male as her DJ) by the bar and staying in the camper while working there. Contact was made with bar management, who confirmed they had permission to be there.

ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED

- **Roc’s Place** is recommended to be assessed **100 Demerit Points**, for Failure to Notify Police, along with the penalty enhancer for severe offenses as the incident involved a firearm. They are at a total of 100 demerit points. It should be noted that there has been a report of another incident at Roc’s Place, in the first week of March, that was reported to be a fight and include a male patron suspected of being armed with a firearm (to be on the next bar report).
- **M & R Bar** drops 75 Demerit Points, down to 25 Demerit Points, due to time passage.
- See attached report.



February Events Report

Paws and Protect:

Planning the Event:

Lieutenant pay; \$37.51 (\$112.53) 3 hours

Humane Officer pay; \$23.50 (\$517.00) 22 hours

Working the Event: 8 hours

Lieutenant pay; \$37.51 (\$300.08)

Humane Officer Pay \$23.50 (\$188.00)

CSO 1: \$11.63 (\$69.78) Worked 6 hours

CSO 2: \$12.21 (\$85.47) Worked 7 hours

CSO 3: \$12.21 (\$85.47) Worked 7 hours

Wrap Up & Paperwork: 3 hours

Humane Officer pay; \$23.50 (\$70.50)

Total cost for event: \$1428.83

Emergency Police volunteered at this event from 8:00 a.m. to 2:00 p.m.

If the EPU was unable to assist and the department had to cover the six positions, the following would apply:

Police Officer IV: Normal rate: \$32.79/Overtime rate: \$49.19

Six officers at this overtime rate would cost \$1770.84

March/April:

-No events planned

May:

-Women's Community Run (Unknown status)

-Clean It Up Wausau; May 21st & 22nd

June:

-Humane Society 5K; June 5th

-Dining on the Street; Wednesday's & Saturday's (Starts mid-June)

-Music at Malarkeys; Friday's (Starts mid-June)

-Concert on the Square; Wednesday's (Starts mid-June)

July:

-Dining on the Street; Wednesday's & Saturday's

-Music at Malarkeys; Friday's

-Concert on the Square; Wednesday's

-Hmong Wausau Festival; July 31st & August 1st (Unknown status)

-Balloon & Rib Fest (Cancelled) Possibly still doing fireworks on July 9th

-4th of July Celebration; July 1st-4th (Unknown status)



August:

- Dining on the Street; Wednesday's & Saturday's
- Music at Malarkeys; Friday's
- Concert on the Square; Wednesday's
- Wisconsin Valley Fair; August 3rd-8th (Unknown status)
- Big Bull Falls Blues Fest; August 20th-21st

September:

- Dining on the Street; Wednesday's & Saturday's (Ends mid-September)
- Music at Malarkeys; Friday's (Ends mid-September)
- Beer & Bacon Fest (Unknown status)
- Labor Day Parade (Unknown status)
- Festival of Arts; September 11th & 12th

October:

- Harvest Fest (Unknown status)

November:

- Eastbay Turkey Trot (Unknown status)

December:

- Holiday Parade; December 6th (Unknown status)



Records Bureau

Law enforcement would not be able to do its job successfully without access to data. The 76 sworn officers at the Wausau Police Department create a lot of data and paperwork, but it's only useful if it can be found when it's needed, and only if it gets to the correct people. We have 1 Office Manager, 4 Administrative Assistants and 1 Law Enforcement Computer Technician that keep all of our processes moving. They receive information from the officers, be sure it is entered and properly cataloged, forward it to other agencies and departments, and then review and potentially release when requested. This includes paper reports, squad video and body worn camera, photos, and lost and found items.

This department is also the first point of contact for customer service for the public. They are a cheerful, resourceful group who go out of their way to be sure needs get met in as timely a manner as possible.

Statistics for February 2020 and February 2021

	2020	2021
Incident reports	420	334
Arrest Reports	293	193
Accident Reports	96	95
Traffic Citations	427	411
Criminal Citations	66	80
Warnings	424	365

	2020	2021
Records Requests	166	196
Pages Released	2022	2738
Body Camera (BWC) Requests	27	13
Hours to prepare BWC release	72	28



February 2021

The below list totals the hours of overtime accumulated at the Wausau PD in specific categories. If no overtime was accumulated in a category, it will not be identified in the list.

Monthly Overtime Report: February				
Code	Description (as officer submits)	Description (as lieutenant adjusts)	When to Use	Total Monthly Hours
601	SickCover	Sick Coverage	To cover vacancy due to sickness (non-covid) or FMLA	
602	JobInjury	On Job Injury Coverage	To cover vacancy due to job injury	
603	VacCover	Vacation Coverage	To cover vacancy due to vacation (or other guaranteed time off)	
604	TrainCov	Training Coverage	To cover vacancy due to on- or off-duty training	
605	Pres/Meet	Present/Meetings	For after-hour presentations or meetings	11.5
606	Late/Call	Late Arrest/Call	For calls/investigations that begin on-duty but continue beyond scheduled hours	75.45
607	Call-In Trk	Call In / Call Back	When called in or back to work outside scheduled work hours	8
608	CourtOff	Court on Off Time	For attending court (or related meetings) off-duty	101.5
609	CourtCncl	Court Cancelled	When court (or related meetings) are cancelled without 24-hour notice	2.25
610	ReimbOT	Reimb	For contracted police services (e.g. private citizen/business event)	
611	OtherActv	Other OT	Overtime not covered by other codes	43.24
613	SchoolReim	School Reimb OT	For SRO overtime activities	
614	FBI-TF	FBI TF Comp Accrl 1.5	For all non-grant overtime accrued by FBI - TF members	27.25
615	OT COVID P	Due to COVID Comp Accrl 1.5	To cover vacancy due to COVID-related illness or absence	56.5
616	OT TrainGn	Training (General)	For first 12 hours of in-service and all mandatory training attended on off-days	5
617	OT TrainST	Training (Special Teams)	For overtime associated with joint team training (SWAT, Dive, MFF, CNT, Bomb)	25.5
618	OT SpecTm	Special Teams Deployment	For overtime associated with special team deployment (SWAT, Dive, MFF, CNT, Bomb, CRT, Etc.)	8
619	OT Instruc	Instructing	For overtime associated with certified instructing (Firearms/DAAT/EVOC/etc.)	14.84
621	OT Invest	OT Investigation	For after-hour investigations (w/supervisor approval)	0.59
622	OT MilCov	Military Lv Coverage	To cover vacancy due to military leave	
	OT Beat Grant	Beat Grant Program	For BEAT Grant activities	
	OT Grant P	Grand Funded Program Paid Immediately	For grant-funded overtime (traffic/meth/heroin/etc.)	87.34
	OT IntGovt	InterGovt Agreement	For overtime reimbursed by other agency	
	TrnAcr1.5	Training Time Accrual 1.5	For in-service training beyond 12 hours, training beyond regular hours, travel, all voluntary training on off-days, K-9 training, CRT Training	

Budget Impact:

February Overtime Budget Impact: \$18,355.59

Total Year to Date Budget Impact: \$58,370.95

Total 2021 Overtime Budget: \$526,000

Percentage of Overtime Expended: 11.1%



Citizen Complaints & Internal Investigations

There was one citizen complaint filed in January, 2021. A citizen indicated an officer arrested him in 2019 without cause. The case was dismissed by the Marathon County District Attorney's Office in 2020. A Lieutenant reviewed the case reports and other relevant material and determined the officer made appropriate decisions based upon the information known as a result of the investigation. The resolution to this complaint was the officer was exonerated. The complaint registry number for this citizen complaint is 21-1.

No other complaints or internal investigations were generated in January, 2021.



ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED TO TAVERNS/STORES						
Establishment	Defendant/Relationship	Date of Violation	Ord. Section/Statute Number	Type of Violation	Point Value*	Case #
6th Street Pub					Total	0
101 Pub					Total	
After Shock Bar & Grill	Nicole Boyd/Bartender	12/30/2020	5.64.010	Serve Intoxicated Person	25	Case #20010063
					Total	
Applebee's Restaurant					Total	
Buffalo Wild Wings					Total	
Bunker's					Total	
Cabaret					Total	0
Callon Street Pub					Total	0
Campus Pub	Kevin Steinke/Owner	9/20/2020		Fail To Maintain Orderly Premises	50	Case #20007330
					Total	
Cheers Bar					Total	
Christine's Bar	Amiee Vang/Bartender Mai Xiong/Owner	9/18/2020	5.64.010/125.68(2)	No Licensed Bartender	50	20007286
					Total	
Cop Shoppe Pub					Total	0
Crossroad's County Market					Total	
Cruisin 1724					Total	
Den Mar					Total	0
Days' Bowl-a-Dome					Total	
Domino Bar					Total	0
Eagle's Club					Total	
Glass Hat					Total	

Hiawatha						Total	
Hmong Eggroll Restaurant						Total	0
Hutch's Bar	Christy E. Beyer/Bartender	3/20/2020		Fail to Cooperate with Police		75	Event #20035471
					Total	75	
Intermission Bar						Total	0
Jalapeno's						Total	0
Jim's Corner Pub						Total	
Labor Temple						Total	
Limmerick's Public House						Total	
Loppnow's Bar	None	7/25/2020	9.04.025	Leaving With Open Container		25	Event #20090864
	Angela Pepowski	12/12/2020	5.64.010	Serve Underage Person		25	Case #20009675
	None	12/27/2020	5.61.010	Serve Underage Person		25	Case #20009986
					Total	75	
Lumpy's						Total	
Kohlman and Lee's IGA						Total	
Krist Food Mart #89						Total	0
M & R Station	Kaitlyn Richling/Bartender	10/11/2020	5.64.010	Serving Underage Person		25	Case #20008020
					Total	25	
Malarkey's Pub						Total	0
Milwaukee Burger Company						Total	0
Newchee's Eatery	Newchee Lor/Owner	3/7/2020		Exceed Capacity by More Than 30%		75	Event #20030074
					Total	75	
North End Pub						Total	
Pick N' Save #6405						Total	
Pine Ridge Mobil						Total	0

Player's					Total	0	
R Store #31					Total	0	
R Store #34					Total		
Red Eye Brewing Company					Total		
Roc's Place	Timothy Nawrocki/Owner	2/21/2021	5.64.078	Fail to Summon Police Enhancer for Severe Offenses (Involves Firearm)		50	Case #21001598
					Total	100	
Showtime Gentlemen's Club					Total		
The Store #62					Total		
Thrive Foodery					Total		
Treu's Tic Toc					Total		
Tobacco Outlet Plus #501					Total	0	
Trig's Wausau					Total		
VFW Burns Post 388					Total	0	
Wausau BP					Total		
Walgreen's #13371					Total	0	
Wausau Labor Temple					Total	0	
Wausau Mine Company					Total		
Whiskey River Bar & Grill					Total		