



# City of Madison

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

## Meeting Minutes - Approved PUBLIC SAFETY REVIEW BOARD

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Wednesday, December 10, 2008

5:00 PM

210 Martin Luther King, Jr. Blvd.  
Room 525 (City-County Building)

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### 3 CALL TO ORDER / ROLL CALL

Alder Skidmore moved to take the agenda out of order context due to time restraints, Larry Pasha seconded the motion, Unanimously approved.

**Present:** 7 -

Paul E. Skidmore; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Terry E. Moen; Amy R. Smith and Bret M. Gundlach

**Excused:** 1 -

Eli Judge

### APPROVAL OF MINUTES

A motion was made by Skidmore, seconded by Scott, to Approve the 10/06/08 Minutes. The motion passed by voice vote/other.

### PUBLIC COMMENT

### ITEMS REFERRED BY COUNCIL

1. [12065](#) Amending Section 25.09 of the Madison General Ordinances to change various provisions of the ordinance recommended by the Equal Opportunities Commission.

This Ordinance was Return to Lead with the Following Recommendation(s) to the EQUAL OPPORTUNITIES COMMISSION

The Committee made a motion to reject the Nuisance Ordinance as written.

District Attorney Jennifer Zilavy answered the Committee's questions regarding the Chronic Nuisance Ordinance that is being recommended by the Equal Opportunities Commission. The way the language reads in the EOC proposal would limit Law Enforcement to only initiate action on drug related offenses with a landlord once formal charges were filed by the District Attorney's Office. Smith expressed concern about waiting for charges to be filed in order to remove the problem, and feels that the ordinance is missing pieces and limits enforceability. Other programs were expressed about the impact of our neighborhoods if the process was delayed until filing occurred. The question came up if the City Attorneys Office is confident with the language to file comparable charges if the District Attorneys Office decided to not file charges? The Committee agreed with portions of the proposed changes, but strongly disagreed with others. There were recommendations from the Committee on item #3 (language) from "considered" to "must" to strengthen the ordinance and to change #5 on Domestic Violence, also item #6 the group was not in

approval of the language and mentioned that just alone this number could be an entirely separate discussion.

The Committee decided to reject the proposed amendments, as they are not in favor with the ordinance as it is written. The Committee made a motion to reject the ordinance.

Excused: 1 -

Eli Judge

Ayes: 7 -

Paul E. Skidmore; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Amy R. Smith; Bret M. Gundlach and Terry E. Moen

11. [10806](#)

Standing Committee Report: 911 Center Committee

Alder Skidmore distributed a summary of minutes from the last two 911 Center Board meetings. Skidmore indicated that there have been concerns on how the 911 Center has been dispatching calls for service and the level of quality. A/Chief Davenport reported that every year the Madison Police Department has contact with 911 on certain issues that has happened throughout the year, and in January we send out memos both interdepartmentally and to the 911 Center reinforcing MPD procedures as related to the 911 Center. These memos, sent to the 911 Center, clarify what MPD expectations are given certain situations, i.e. if we have this type of call, this is the type of service that we would expect from the 911 Center. Members of both MPD and 911 Center met and clarified these guidelines which were then forwarded to the 911 Center Board. A/C Davenport said that times have changed over the years as far as the increase in the number of calls that 911 serves and the increase of service for several agencies beyond the City of Madison. It was mentioned 20 some years ago the decision was made across the United States to civilianize the 911 function. A question that has been raised recently across the Country is whether it made sense to remove professional police expertise, commissioned staff from the call screening function. Scott asked what is the memo trying to do? He said, from an institutional level it is trying to convey from MPD to the 911 Operation on what it wants done when various calls come in, and then on an individual level there has been talk about developing and buying software, which would do the work for the call taker/dispatcher to give them a step-by-step protocol. Scott further went on to say that it would be a lot of effort trying to convey the knowledge, expertise, and judgment of police professionals to convey information to people who do not have the expertise or knowledge. Joel Plant from the Mayor's Office indicated that select personnel and the Dane County Executive is working on negotiating a contract between the 911 Center and MPD as the last contract was written over 20 years ago. Plant said that the agreement expired last July and that there were two-six month extensions put in place. The goal is to have an agreement in place by March of 2009. Since the original contract was drafted there have been many changes in the City with two big ones - population and cell phones. The contract would start new with the old document put away. Items that would be on the new contract are: Policy and Protocol (Develop and Review), How the City informs the County of it's needs and implementation. Staffing, to include looking at levels, testing, training, complaint/compliment system and authority; who has it, data and reports and what level in chain of command. The City with County officials will meet for first round of discussions on 12/11 and then every 2 weeks after that until it is complete. Plant also talked about a 311 type of communications system which would be a City-wide or regional system to take on non-emergency calls only. This is something that could happen in the future,

but would not happen in the next two years because of costs.

- 3      [12575](#)      SECOND SUBSTITUTE - Creating Sec. 34.42, amending Sec. 27.05(2)(w) and creating Sec. 32.06(2)(a)1.j. of the Madison General Ordinances to govern installation and maintenance of smoke alarms in single-family dwellings, mobile homes, duplexes, multifamily dwellings, rooming houses, dormitories, residential buildings containing rooming units, and non-owner occupied single family residences.

**This Ordinance was Return to Lead with the Recommendation for Approval to the BUILDING CODE, FIRE CODE AND LICENSING APPEALS BOARD**

The Fire Department met with the Apartment Association of South Central Wisconsin and the Madison Landlord Coalition who represent 85-90% of Landlords within the City of Madison in June to understand where the Fire Department was going with the Smoke Alarm Ordinance. The new proposal will be cost efficient to maintain smoke alarms than what is currently being used. Older homes alarms installed prior to 1990 are the 9v battery operated smoke alarms, which you would have to put 2 batteries in per year. The new 10-year lithium smoke alarm you could purchase at your local retailer for about \$17.00 and on-line for less. Ruckriegel indicated that it would be less expensive to install the 10-year lithium smoke alarms. At the national level Ruckriegel said that only 98% of homes in America have smoke alarms with 48% of those working and that you have a fail rate because 9v batteries and because smoke alarms only have a service life of a 10 year span. It makes sense to purchase a lithium alarm because they are sealed in the device, cannot be removed, and have a hush button instead of people taking the alarm off of the ceiling to stop the beeping because of burnt food, steam, etc. which in most cases do not go back on the ceiling. This came about because in 2007, there were 7 fire fatalities that occurred in Madison, five out of six alarms did not work. Installation of a second alarm in a bedroom would be recommended.

#### PRESENTATIONS

7.      [12905](#)      Presentation: MPD Crime Analyst presentation on "hot spot" areas in the City of Madison.

Assistant Chief Gaber from the Madison Police Department provided an overview on how the Police Department looks at District hot spots, trends, and patterns. He shared how problem-solving information is communicated throughout the Department and what is done with the information. MPD met with Professor Mike Scott in June 2007 on how the Department could institutionalize problem solving. The suggestion was to hire Crime Analysts in which the MPD brought in two Crime Analysts to the Department in July 2008, with the additional hire of two more Crime Analysts with a grant in 2009. A/Chief Gaber explained the various ways the Madison Police Department is continuing to institutionalize problem solving: The development and use of a tracking mechanism, the use of Community Policing Teams (CPT), Herman Goldstein Award, PS Award given within MPD at the Annual MPD Award Ceremony, PS within the MPD Recruit Academy, redesigning of the MPD website, a full set of Problem Orientated Police guides given to all District stations, and MPD Crime Analysts attending Operation's Team meetings on a routine basis to discuss the data needs of each District and to present standardized reports. Crime Analysts Brayton Grimmel and Thomas Scholten

from the Madison Police Department presented information on what they provide to MPD District Commanders. Depending on the needs for data reports, information is updated either on a daily, weekly, bi-weekly, quarterly, monthly, or as needed basis. Reports that are requested include: Crime Incident Reports, Uniform Crime Reports, Crime Incident Data, and Incident Maps. Grimmel explained how crime data is generated which is given to District Commanders who then disseminate throughout the department depending on the problem. Data is only available internally at this point but starting January 2009 a pin mapping program will be made available to the public via the MPD website. The pin maps will show the same data as internal personal receive, but it will not be as specific to show exact addresses. A/Gaber added that MPD is very new in the area of crime analysts, but that he is very excited to know where this will go in the future.

#### STANDING COMMITTEE REPORTS

6. [12134](#) Communication dated September 17, 2008 from Sondy Pope-Roberts, State Representative, 79th Assembly District re: result of a recent incident in the City of Madison, in which a bicyclist was cited for riding too close to a parked car after being hit by an opened car door.

**This Communication was Rerefer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**

This is a communication from Sandy Pope-Roberts regarding bicycling laws or suggestions. A door opened in front of her while she was on her bike, and she received a ticket for riding too close to a parked car in which under State Law it is said that motorists must keep 3 feet clearance from bicyclists when passing, but also bicyclists must keep 3 feet clearance from parked cars when parked or moving. What resulted in this case is that a ticket was issued for having a door opened in front of her. It was mentioned that the ticket was dropped at a later date. Alder Robbie Webber mentioned the communication lists quite a few items that Chicago has enacted as local ordinances to protect people on the street. A vast majority of those ordinances are already covered under Wisconsin State Law. Webber also said that Wisconsin is far ahead of the State of Illinois on protecting bicyclists on the streets, but one thing that is not covered is that there is no State Law that prohibits opening a door into traffic or impeding traffic. This law is being introduced at the State Legislature, but Webber said that she wanted to let the Committee know that she is also considering introducing the law as a local ordinance. She has already checked with the City Attorney who said that we are already within our rights to pass it as a local ordinance as it is not inflicting with any other State Law.

2. [12176](#) Creating Section 8.32 of the Madison General Ordinances to create policies and procedures for removal of personal property from public lands.

Joel Plant indicated that there have been several staff meetings with City Managers including Police, Fire and other agencies to talk about the existing policies on property found. Plant indicated that the Mayor is supportive of the concept of the ordinance, but is opposed to the substance. Fiscally that it would be very expensive as an example; A City employee finds property, they would have to post a sign, and then in another 72 hours to review the property, and then another 72 hours to return the signs. The opinion of the Mayor and other City Managers said that the ordinance should apply to all found

properties on City property, not just property of homeless individuals. Plant said that this ordinance should become an Administrative Procedure Manual (APM), which would become a policy for all City agencies. Plant indicated that not everything is completed on the recommendation and that he will be back to address the issue again.

4. [12578](#) SUBSTITUTE - Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit D pursuant to Sec. 66.0103, Wis. Stats. to create Chapter 40 - Elevator Code and to amend Sec. 29.18 renaming the Board of Building Code, Fire Code, and Licensing Appeals.

**This Ordinance was Return to Lead with the Recommendation for Approval to the BUILDING CODE, FIRE CODE AND LICENSING APPEALS BOARD**

The City of Madison has been approached by the Department of Commerce a couple of times to take on the elevator inspection program. The Fire Department already serves the State as an agent who currently oversees the electrical, mechanical, plumbing and fire protection systems. Ruckriegel said the elevator inspection industry is not currently meeting expectations nor are they meeting State mandates. The City of Madison is currently behind schedule with required annual inspections and that State agencies are as far as 3 to 4 years behind with required inspections. Elevators, escalators, and lifts are not being inspected in accordance with the standards set. Smith raised the concern on the problem that Commerce is struggling with to keep up and maintain elevator inspections that we are not taking on something that will make us in the same position? Moen said that the problem with Commerce is much greater because they have had staff cuts, decided to go with contractors which only has a small pool of people who are certified to do the elevator inspections, and they are not being bid out for the entire State. Ruckriegel indicated that in order to move forward with the elevator inspection program that it would call for four new positions to inspect 2,200 elevators each year. It would take 3 Fire Inspectors, and 1 Administrative Clerk. The premise of the ordinance would enable the Fire Department to propose standardized fees which the revenue would exceed costs for at least the next five years.

5. [12596](#) Amending Sections 23.11(1)(a) and (b) of the Madison General Ordinances to modify the curfew hours for juveniles.

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

**Excused:** 1 -

Eli Judge

**Ayes:** 6 -

Paul E. Skidmore; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Amy R. Smith and Bret M. Gundlach

**Noes:** 1 -

Terry E. Moen

10. [12762](#) Madison Crime Statistics: Madison Police Department

Lieutenant Brown from the Madison Police Department presented information on the Burglary Task Force. The TF was implemented in March 2008 when

there were problems with smash and grab burglaries. It was discovered that most burglaries were gang related and very organized. The Madison Police Department works in collaboration with agencies around Dane County and other national programs in order to stay ahead of burglary trends. Lt. Brown indicated that at times juveniles are being in burglary rings under the direction of an adult. The 2009 goal of the Burglary Task Force is to build more partnerships, think out of the box, educate the public, and foster public involvement.

9. [12763](#) Fire/Arson Investigation Unit: Madison Fire Department

Lieutenant Brad Olson from the Madison Fire Department presented a PowerPoint on Fire/Arson Investigations in which he is assigned to at the MFD. He said that MFD is the only Fire Department in the State that works along and receives assistance with MPD, State Agencies, Dane County Coroner's Office, Dane County District Attorney's Office, State Fire Marshall's, ATF, FBI, WI State Crime Lab, and the U.S. Attorney's Office. The unit is a small unit consisting of 3 Arson Investigators who would investigate any fire that exceeds \$500. A team of Firefighters and Police personnel is used to investigate any large fires. Lt. Olson said that the Madison Team is a model for other States.

14. [12765](#) Priorities of future agenda items and follow-up on major issues

The discussion item will take place on another day due to time restraints.

8. [12906](#) Update - Madison Police Department Mapping Capabilities

Captain Gloede from the Madison Police Department presented the newly formatted City of Madison website. The "new" MPD website is consistent with other City websites as it has the same look. The website has several features including: Command Staff displayed with contact information, MPD mission statement, organizational structure, newsletters, units under districts, information to find out which district you belong to, newsroom that gives current incidents, archived news, join the team, and other valuable resources and information. Highlights of the website that will be available is e-policing which enables citizens to: Request background checks, check incident reports, pay parking tickets, file self-reporting forms, pay traffic violations, etc.... Anything that we now do on paper, the MPD is trying to incorporate a method to avoid having to come down to the City-County Building to initiate the request. Using the website would ultimately reduce costs to citizens to receive records and cost the City less paper. Electronic documents would have no charge associated, paper documents there is currently at .25 per page charge for current records, and then if there is a record that needs to be created for data, there is a 15.00 charge. The "new" MPD website is a lot more condensed and the plan to roll the website out is in January 2009. City IS are the webmasters for the website which will be kept current. In the past, the website was maintained by internal Officers which was not kept up to date at all times. Members suggested that relevant links for the Sex Offender Registry, CCAP, and Committees such as PSRB should appear on the website. Over the next year Captain Gloede said that the "new" MPD website will be a work in progress. The second portion of displaying the MPD website is to show a new feature called Crime Mapping which displays basic categories of crime called call tag identifiers. The MPD uses 130ish basic call types with sub categories. From the call types they try to fit which one they want to show on the map

under the tags and the program maps. Information will display where the data is from. Information is sent to Crimereports.com every morning at 3a.m. when it pulls previous segment of data and will store up to 60 days of data. There is "incident data" which is known as "raw data" and then "case data" which is filtered data. Captain Gloede explained the difference between case data; an incident may come in as a theft, but after two weeks of investigating, it may end up as a burglary, or it may start out as a noise complaint and then end up categorized as an accident. Public Safety and Crime Reports default on the website to certain call tags given by MPD, but a citizen can indicate what data they are interested in. Gundlach asked if there is a way to change the color-coding to reflect significance? Captain Gloede mentioned that he would check on that. There is also a feature that will allow a citizen to retrieve analytical information and the program has sorting capabilities on how data can be viewed.

- 12. [12919](#) Standing Committee Report: Sensitive Crimes Committee

The Standing Committee Report will take place on another day due to time restraints.

**DISCUSSION ITEMS**

- 13. [12764](#) Minimum data sets monthly from Police and Fire

This discussion item will be discussed on another day due to time restraints.

**ADJOURNMENT**

A motion was made by Scott, seconded by Gundlach, to Adjourn. The motion passed by voice vote/other.