



P.O. Box 352 • 150 S. Bridge St. • Markesan, WI 53946 • P: (920) 398-3031 • F: (920) 398-3991

## **PUBLIC PROPERTY & HEALTH COMMITTEE**

Markesan City Hall

DECEMBER 5, 2017  
6:00 PM

### **AGENDA**

Call to Order

Roll Call

Citizen's Comments

Public Works Report

New Business

- Discussion and Action on Allowing Leashed Dogs in Hein Park

Old Business

- Discussion and Action on Razing Process at S. Bridge Street Properties
- Discussion and Action on Bench Donation for Park
- Discussion and Action on Creating an Ordinance in Regards to Feeding Non-Domesticated Animals/Wild Animals
- Update on Industrial Park Businesses Paving

Adjournment

A quorum of the Markesan Common Council may be in attendance at this meeting to gather information about a subject over which they have decision making responsibility. Under Wisconsin Open Meeting Law, this may constitute a meeting of the Common Council pursuant to the Badtke Decision, however, the Council will not take action at this meeting.

Any person requiring special assistance to participate in this meeting should contact the Clerk-Treasurer at 398-3031 at least 24 hours prior to the meeting so appropriate accommodations can be made.

Posted: Markesan State Bank City Hall  
Farmers State Bank Post Office  
[www.markesanwi.gov](http://www.markesanwi.gov)

Dated December 4, 2017  
Elizabeth A Amend, Clerk-Treasurer

**Update on Stubby's Raze:**

Society Insurance, Stubby's insurance company, called the City Clerk and Mike Parrot about the razing of the building.

He inquired about removal of foundation and what landscaping needed to be done to the lot. I believe if we want it seeded, Society Insurance should be told that. Neither Mike nor Betsy asked that of the insurance company.

The City clerk also received a call from a gentleman that is contracted to remove the asbestos from Stubby's building. He is starting on December 13, 2017.

(Note that we wrote a letter to Stubby requesting raze to be complete by December 9.)

November 10, 2017

Stubby's LLC  
Attn: Mark Gelhar  
PO Box 720  
Markesan WI 53946

Dear Mark-

The City Council has granted you 30 days to raze your property located at 4 S. Bridge Street in Markesan due to the fire in May.

Please inform our office as soon as possible with your plan.

If the City does not hear from you by December 9, 2017, or if the building is not razed by that date, the City of Markesan will take action.

Sincerely,

Elizabeth A. Amend  
City Clerk-Treasurer

November 30, 2017

Shear Image  
Attn: Kim and Gary Henning  
75 S Main St  
Markesan WI 53946

**RE: Building located at 14 S. Bridge Street, Markesan, Wisconsin**

Dear Kim-

It is my understanding that you already have received the report done by General Engineering Company dated October 31, 2017 whereby an inspection was done regarding your property.

The damages and the necessary repairs are itemized in said report. Please note that the building has been deemed unfit for human habitation by the building inspector.

The Public Property & Health Committee met on November 9, 2017 to discuss your building and the repairs needed to meet City Code and Ordinances.

The City is requesting you to provide the City Clerk with notice as to what your intentions are regarding repair and utilization of the building. Are you planning to make the repairs as set forth in the GEC report? The City is requesting you advise the City Clerk within 20 day as to your intentions regarding this building, which includes a timeline to repair the building and structural plans. As you know, the GEC report indicates it would cost more than 250% of the assessed value to repair the structure to City Code, which would allow the City to serve on you a raze order to demolish the building per State Statute 66.0413. However, if you desire to repair the building and provide a reasonable timeline, the City may not require you to demolish the building.

If the City does not hear from you by December 20, 2017, the City of Markesan will then decide whether to serve on you a raze order to demolish the building.

If you have any questions, please contact the City Building Inspector, Mike Parrot, from GEC who conducted the inspection. His email is [mparrott@generalengineering.net](mailto:mparrott@generalengineering.net), and his phone number is 608-745-4070

Sincerely,

Dan Sondalle, City of Markesan Attorney

November 30, 2017

Whitemarsh Properties  
PO Box 177  
Montello WI 53949

**RE: Building located at 24 S. Bridge Street, Markesan, Wisconsin**

Dear Whitemarsh Properties-

It is my understanding that you already have received the report done by General Engineering Company dated October 31, 2017 whereby an inspection was done regarding your property.

The damages and the necessary repairs are itemized in said report. Please note that the building has been deemed unfit for human habitation by the building inspector.

The Public Property & Health Committee met on November 9, 2017 to discuss your building and the repairs needed to meet City Code and Ordinances.

The City is requesting you to provide the City Clerk with notice as to what your intentions are regarding repair and utilization of the building. Are you planning to make the repairs as set forth in the GEC report? The City is requesting you advise the City Clerk within 20 day as to your intentions regarding this building, which includes a timeline to repair the building and structural plans. As you know, the GEC report indicates it would cost more than 100% of the assessed value to repair the structure to City Code, which would allow the City to serve on you a raze order to demolish the building per State Statute 66.0413. However, if you desire to repair the building and provide a reasonable timeline, the City may not require you to demolish the building.

If the City does not hear from you by December 20, 2017, the City of Markesan will then decide whether to serve on you a raze order to demolish the building.

If you have any questions, please contact the City Building Inspector, Mike Parrot, from GEC who conducted the inspection. His email is mparrott@generalengineering.net, and his phone number is 608-745-4070

Sincerely,

Dan Sondalle, City of Markesan Attorney

**From:** Bob and Jo Ann <tqbf@msn.com>

**To:** mayorsl8 <mayorsl8@aol.com>

**Cc:** Bob and Jo Ann <tqbf@msn.com>

**Subject:** A Proposal

**Date:** Wed, Sep 13, 2017 4:11 pm

**Attachments:** photo Grand River pathway.jpg (7664K), photo of bench.jpg (3286K)

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Hello, Mayor Slate!

I haven't seen you since celebrating Markesan Dairy Days several years ago—as Wisconsin's 1966-67 Alice in Dairyland, you were kind to give me a personal invitation that I and my family and some friends were happy to accept to join in the festivities. We have all been west-coast residents for many years, and greatly appreciated the opportunity to enjoy a taste of rural Wisconsin life, people, countryside. Memories of our time there—the food, friendliness, and “cheese race down the Grand” stories surface frequently.

My husband Bob and I were back in Markesan last summer to visit friends and nearby family members. Special moments included spontaneous welcomes and hospitality from people I haven't seen for a long time. We walked around my childhood neighborhood and enjoyed the peaceful park area and especially the walkway along the Grand River (located just behind my family home at 40 Water St.). I thought how nice it would be to have a bench there for people to sit a while—we've seen donated benches (often memorials) around lakes, streams, parks in many places we've visited.

This email is to ask if you would help us place such a bench in such a place in Markesan. As we are both enjoying good health, this would not be a memorial bench, but we would like to have it include a plaque that would read something like “Placed by Jo Ann Cupery Nordstrom, MHS 1962, Wisconsin's 'Alice' 1966-67, and husband Bob”. The benches we have seen are sturdy, metal, and usually surface mounted onto a concrete platform that is sometimes covered over with rock, sand, or grass. We would provide the bench (example seen in websites below) and fund installation cost.

We would need your help in making local arrangements and connecting us as necessary.

- Example bench: <http://www.wabashvalley.com/Benches/P-CA1111> (our photo attached, also, from Louisville Colorado)
- Example plaque: <http://www.thebenchfactory.com/memorial-benches/cassidy-bench-bronze-plaque>
- Photo of area that inspired this letter is attached

Thank you for your help!

Jo Ann Cupery Nordstrom  
971 227 0234  
15834 SW Village Circle, Beaverton, OR 97007

2 Attached Images



## Four Reasons Not to Feed Wildlife

Source: the Humane Society of the United States

**Feeding wild animals, whether on purpose or not, does more harm than good**

1. **"People" food isn't good for animals.** Human foods aren't nutritious enough for animals and may cause serious health problems. A deformity called "angel wing" is commonly found in ducks, geese, swans and other waterfowl who are fed white bread, popcorn, crackers, or other people food. (This doesn't mean you can't feed ducks and geese; you just have to identify areas where feeding waterfowl is supported, and offer the birds the right foods. Look for waterfowl feed or duck pellets at feed stores. Other healthy foods include seedless grapes cut in half, shredded kale, Swiss chard or romaine lettuce, and grains, including wheat, barley and oats. Make sure anything you feed is bite-sized to avoid choking hazards.)
2. **It makes wild animals lose their natural fear of people.** Feeding can make large, potentially dangerous animals become too comfortable in residential or recreational areas. Once animals learn they can panhandle for food, they can become a nuisance—or even worse, a safety risk.
3. **Feeding wildlife from or near vehicles is dangerous to animals, people, and property.** Animals can be hit by moving vehicles or might try to enter vehicles in search of food.
4. **Wild animals who depend on people for food can cause injuries or spread disease.** When wild animals gather for food handouts, it can cause crowding and competition. These unnatural conditions increase the chances of fighting and injury among animals. It can also increase the spread of diseases, some of which may be transmitted to pets and humans.

## Problems Associated with Unattended Feeding:

Source: <https://www.scribd.com> (related to ordinances in cities in Minnesota)

Feeding of wild animals in rural areas is a common practice. However, in urban areas with smaller lots, the activity can quickly become a nuisance that cities wish to regulate. Feed left out for "desirable animals" such as stray (or feral) cats, dogs and deer also may attract the following:

1. Rats
2. Raccoons
3. Skunks
4. Coyotes (who do not attack humans, but may attack small cats and dogs)
5. Bears (on occasion depending on locale)

It is important to note that even "desirable animals" for whom the proffered food is intended may become nuisances in large numbers. Deer can quickly ruin neighboring lawns, trees and gardens. Stray cats who linger nearby for food left outside can quickly multiply. Attracting wild animals to a neighborhood can create some obvious problems, such as property damage (for example, raccoons tearing apart garbage), increased risk of attack (even wild turkeys may become aggressive during breeding season) and disease (for example, rabies and the roundworm parasites carried by raccoons [http://www.dnr.state.mn.us/livingwith\\_wildlife/raccoons/index.html](http://www.dnr.state.mn.us/livingwith_wildlife/raccoons/index.html)). However, some less obvious problems with feeding wild animals can be just as problematic. Feeding can alter normal patterns of movement and congregation among animals. The more food, the denser the



congregation of animals looking to eat becomes. This can spread disease among the animals and cause reproduction rates to skyrocket. Becoming too used to humans may make animals more susceptible to harm.

## **EXAMPLE**

The Council of the Borough of Wilkinsburg find that the feeding of unconfined wild animals is detrimental to the animals, causes a public health nuisance, and a safety hazard that is detrimental to the general health, safety, and general welfare of the public.

### **Section 112-11 Definitions**

As used in this Article, the following terms shall have the meaning indicated:

**“Feed” or “Feeding”** means the act of furnishing, exposing, placing, depositing, distributing or scattering, whether intentionally or negligently, any food or substance of any kind which is likely to attract, lure, or entice wild animals.

For the purpose of this section, feeding shall mean provision of grain, fruit, vegetables, nuts, hay or other edible material, either on the ground or at a height of less than five feet above the ground, in a manner that attracts wild animals on a regular basis. Living food sources, such as fruit trees and other live vegetation, shall not be considered as feed.

**“Person”** shall mean any individual, owner, occupier, corporation, company, partnership, firm, association, club, society, or any other form of association or organization subject to the jurisdiction of the Borough of Wilkinsburg.

**“Wild animal”** shall mean any species of animal wild by nature, as distinguished from the common domesticated animals. A wild animal is one that can survive in its natural environment without the help or assistance of humans, including but not limited to raccoons, bears, coyotes, deer, foxes, groundhogs, opossums, skunks, and waterfowl.

### **Section 112-12 Prohibited Conduct**

It shall be unlawful for any person, or any agent thereof to feed wild animals upon public property or private property. It shall further be unlawful to authorize or aid or abet any other person to feed wild animals upon public or private property.

### **Section 112-13 Exclusion**

The feeding of small songbirds or other backyard birds shall be permitted outdoors at such times and in such numbers that:

- Such feeding does not create an unreasonable disturbance that affects the rights of surrounding property owners and/or creates a nuisance;
- Does not create an accumulation of droppings on the property or surrounding properties in violation of health and safety ordinances.
- Does not become an attractant for rodents, wild animals.
- Bird feeders or other mechanical devices for feeding small birds shall be placed at least five (5) feet above the ground and utilized so as to not be an attractant to wild animals.

- **The feeding of wildlife is permitted within confined zoos, educational and environmental centers or federally protected wildlife reserves.**
- **Baiting wild animals for the purpose of removal or abatement of nuisance wild animals on private or public property.**

**Section 112-14            Enforcement**

**Police officers, animal control officers, code enforcement officers, or any other designated and authorized personnel of the Borough of Wilkinsburg are hereby given full power and authority to enforce this ordinance.**

**Any person found to be in violation of this ordinance shall be ordered to immediately cease the feeding of wild animals, removing all food, substances or devices placed on the property in violation of this Ordinance**

**Section 112-115        Penalties**

**Any person, firm or corporation who shall violate any provision of this Ordinance, or fails to comply therewith, or with any of the requirements thereof, upon conviction thereof in an action brought before the Magisterial District Judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not less than \$100.00 nor more than \$1,000.00, plus costs, including reasonable attorney's fees incurred by the Borough, and, in default of payment of said fines and costs, to a term of imprisonment to the extent permitted by law for the punishment of summary offenses.**

**A separate offense shall arise for each day or portion thereof in which a violation of this Ordinance is found to exist, or for each section of this Ordinance found to have been violated. The Borough may also commence appropriate actions in equity or other to prevent, restrain, correct, enjoin or abate violations of this Ordinance. All fines and penalties collected for violation of this Ordinance shall be paid to the Borough Secretary.**

November 30, 2017

KT Service Center  
Attn: Ronald Anderson  
375 Enterprise Drive  
Markesan WI 53946

Dear Ronald:

The City of Markesan Public Property Committee met on November 9, 2017, and after review of your industrial park contracts with the City, your business has exceeded the time limit to finish the asphalt of your driveway. All gravel lots must be blacktopped.

You are required to notify the City of Markesan Clerk by April 1, 2018 with a plan and timeline that this work will be completed. If you choose, you may apply for a variance.

Sincerely,

Elizabeth A Amend  
City Clerk-Treasurer

November 30, 2017

Ness Electric  
Attn: Ronald Anderson  
380 Enterprise Drive  
Markesan WI 53946

Dear Ronald:

The City of Markesan Public Property Committee met on November 9, 2017, and after review of your industrial park contracts with the City, your business has exceeded the time limit to finish the asphalt of your driveway. All gravel lots must be blacktopped.

You are required to notify the City of Markesan Clerk by April 1, 2018 with a plan and timeline that this work will be completed. If you choose, you may apply for a variance.

Sincerely,

Elizabeth A Amend  
City Clerk-Treasurer

November 30, 2017

Central WI Steel  
Attn: Bill & Carolyn Hunter  
420 Enterprise Drive  
Markesan WI 53946

Dear Bill and Carolyn:

The City of Markesan Public Property Committee met on November 9, 2017, and after review of your industrial park contracts with the City, your business has exceeded the time limit to finish the asphalt of your driveway. All gravel lots must be blacktopped.

You are required to notify the City of Markesan Clerk by April 1, 2018 with a plan and timeline that this work will be completed. If you choose, you may apply for a variance.

Sincerely,

Elizabeth A Amend  
City Clerk-Treasurer