



To: Members of the Administrative Committee

From: Chief Tim Styka

Date: November 28, 2012

RE: Proposed Ordinance Changes: Truancy & Theft from Service Providers

The Police Department is recommending two changes to the Municipal Code.

The first change is to 11-2-13, Truancy. Currently our ordinance only allows for an officer to issue a summons to a child who is truant from school. The change we are recommending would allow for the parent or guardian who is allowing the child to be truant to be issued a summons. The only recourse in these situations right now would be to refer the parent to court on a State charge. While we do not anticipate issuing many summonses for this violation, having this tool available to the PSLOs to help gain compliance will be very beneficial. It should be noted that other communities such as Appleton and Green Bay have successfully been using this ordinance for a number of years.

The second change would add State Statute 943.21 to our list of other adopted State Statutes contained under 11-1-1. This statute allows for a summons to be issued if a person intentionally absconds after receiving goods or services from businesses such as restaurants, taxi cabs and gas stations.

ORDINANCE O-19-12

AN ORDINANCE AMENDING TITLE 11, CHAPTER 1 OF THE CODE OF ORDINANCES
(Theft from Service Providers)

Introduced by Alderman Klein

The Common Council of the City of Menasha does hereby ordain as follows:

SECTION 1: Amend Title 11, Chapter 1, SEC.11-1-1 of the Code of Ordinances of the City of Menasha, Wisconsin as follows:

Title 11 – Offense and Nuisances

CHAPTER 1

State Statutes Adopted

SEC. 11-1-1 OFFENSES AGAINST STATE LAWS SUBJECT TO FORFEITURE.

The following statutes defining offenses against the peace and good order of the State are adopted by reference to define offenses against the peace and good order of the City provided the penalty for commission of such offenses hereunder shall be limited to a forfeiture imposed under the general penalty provisions of this Code of Ordinances. Any future amendments, revisions or modifications of the Statutes incorporated herein by reference are intended to be made part of this Code.

...

943.21 Fraud on hotel or restaurant keeper, recreational attraction, taxicab operator or gas station

SECTION 2: This amending Ordinance shall take effect upon passage and publication as provided by law.

Passed and approved this day of , 2012.

Donald Merkes, Mayor

ATTEST:

Deborah A. Galeazzi, City Clerk