



**CITY OF WAUKESHA**

**Administration**

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<b>Committee:</b> None – direct to Council	<b>Date:</b> 5/17/2016
<b>Common Council Item Number:</b> ID#	<b>Date:</b> 5/17/2016
<b>Submitted By:</b> Chief Russell Jack	<b>City Administrator Approval:</b> Kevin Lahner, City Administrator
<b>Finance Department Review:</b> Rich Abbott, Finance Director <b>RA</b>	<b>City Attorney’s Office Review:</b> Brian Running, City Attorney <b>BER</b>
<b>Subject:</b> Review and act on the changes for the fines for City Ordinance 11.22 (1)(i), “Dogs in the Park” per the attached document.	

**Details:**  
 The police department is requesting a change in the fee structure for City Ordinance 11.22 (1)(i), “Dogs in the Park”. We believe the current amount of \$187 for each offense is too high, thereby discouraging our CSOs from issuing the citation. They want the citation to have a deterrent effect, but not upset the citizen so much they do not return and use the parks in the City of Waukesha. We worked with Judge Cook and he proposed having the first and second offenses \$5 and \$25 with no court costs. City Attorney Running discovered we cannot legally waive the court costs. Below is the fee structure we are recommending after providing this information to Judge Cook:

First Offense: \$67.30 (\$5 + court costs)  
 Second Offense: \$92.50 (\$25 + court costs)  
 Third Offense: \$124.00 (\$50 + court costs)  
 Subsequent: \$187.00 (\$100 + court costs)

**Options & Alternatives:**  
 The current fee structure could be left in place.

**Financial Remarks:**  
 There would be a small increase in revenue for the City of Waukesha due to the increase in the number of citations. Income goes to account 100 23200; forfeitures, acct 1210 44190; court costs, 1210 44110.

**Executive Recommendation:**  
 Approval is recommended.

**Committee Recommendation:**  
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