

COMMON COUNCIL
OF THE
CITY OF MEQUON

ORDINANCE 2024-1660

An Ordinance Amending Chapter 14 of the Mequon Municipal Code, in Connection with
Reporting Requirements for Auctions and Secondhand Stores

RECITALS

1. The Common Council previously adopted Section 14-54, which pertains to certain recordkeeping requirements imposed upon secondhand article and secondhand jewelry dealers within the City.

2. Section 14-54(d) requires these dealers to log their transactions in the Northeast Wisconsin Property Recording System (“NEWPRS”), which is a system that was designed and operated by the Green Bay Police Department.

3. The Green Bay Police Department has advised that they will be terminating NEWPRS and transitioning their data to the Mid-States Organized Crime Information Center (“MOCIC”), which utilizes the Regional Information Sharing Systems (“RISS”) property information site. It has been recommended that all participating members of NEWPRS should transition to the MOCIC RISS property site.

4. The Common Council, upon recommendation of the Chief of Police, desires to continue the reporting requirements of the Code and desires to update the same to reflect the change in systems.

5. The regulation of secondhand article and jewelry dealers promotes the health, safety and welfare of the community.

BASED UPON THE FOREGOING RECITALS, the Common Council of the City of Mequon, Wisconsin, do ordain as follows:

SECTION I

Section 14-54(d) of the Mequon Municipal Code is amended to read as follows (NOTE: deleted text is ~~struck through~~; added text is underlined):

(d) *Electronic reporting.*

(1) *Daily reports to police department.* A licensee must submit every reportable transaction to the police department within 24 hours of the transaction. A licensee must provide to the police department all reportable

transaction information by transferring it from licensee's computer to the reporting software system designated by the Chief of Police ~~Northeastern Wisconsin Property Reporting System ("NEWPRS")~~. All required records must be transmitted completely and accurately in accordance with standards and procedures established by the issuing authority.

a. If a licensee is unable to successfully transfer the required reports to ~~NEWPRS~~ the designated reporting software system within 24 hours of the transaction, the licensee must provide the police department, upon request, printed copies of all reportable transactions, along with the video recording(s) for that date, no later than noon the next business day after the failure occurred.

b. If the problem is determined to be in the licensee's system or with the licensee's Internet connection, and is not corrected by the close of the first business day following the failure, the licensee must continue to provide the required reports as detailed in this section and shall be charged a reporting failure penalty of \$100.00 daily, until the error is corrected.

c. If the problem is determined to be outside the licensee's system, the licensee must continue to provide the required reports in this section and resubmit all such transactions via the Internet when the error is corrected.

d. If a licensee is unable to capture, digitize or transmit the photographs required under this section, the licensee must immediately take all required photographs with a still camera, cross-reference the photographs to the correct transaction, and make the pictures available to the police department upon request.

e. Regardless of the cause or origin of the technical problems that prevented the licensee from uploading the licensee's reportable transactions, upon correction of the problem, the licensee shall upload every reportable transaction from every business day the problem had existed.

f. The police department may, upon presentation of extenuating circumstances, delay the implementation of the daily reporting penalty.

SECTION II

The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION III

All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION IV

This Ordinance shall become effective the day after its publication as provided by law.

Approved by: Andrew Nerbun, Mayor

Date Approved: April 9, 2024

I certify that the foregoing Ordinance was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on April 9, 2024.

Caroline Fochs, City Clerk

Published: April 16, 2024