

## **POLICIES, PROCEDURES AND ORDINANCE COMMITTEE MEETING MINUTES DECEMBER 15, 2015**

The meeting was called to order by Committee Chairman John Sonsalla at 5:30 PM. Present at roll call were: John Sonsalla, Steve Pickett and Cindy Corley. Absent: None. Also present were: Mayor Dave Breunig, Dave Gough, Don Osterday, Mike Reuter, Bill McDaniel, Brian Lund, Larry Burns, Dale Wiegel, Joe Boll, Pat and Jane Kleiber, Tom and Betsy Kleiber, Les Torstenson, Jason King, Valda Ostby and her daughters Connie and Carla, and Phil Risseuw.

Motion by Pickett second by Corley that the meeting notice and agenda was properly posted. Motion carried. Motion by Sonsalla second by Pickett to approve the minutes of the previous meeting. Motion carried.

Under unfinished business, discussion was held concerning proposed revisions to Chapter 11 of the Municipal Code of the City of Darlington regarding mobile homes. Chairman Sonsalla reported at their last meeting, this committee recommended approval of a previous version of this proposed ordinance to the City Council. However at the Council meeting, that version of the proposed ordinance was not approved. A copy of the new version of the proposed ordinance was included in the agenda packet. The new version changes Section 11.05 (2) (d) removing "ready for occupancy in sixty (60) days" and replacing it with "ready for immediate occupancy". Discussion was then held concerning the new wording. Larry Burns stated he did not agree with the new wording. Mike Reuter was asked for his input into the ordinance wording. After discussion and consideration, it was the consensus of those present to consider the wording "is structurally sound and in habitable condition" to replace "ready for immediate occupancy". Motion by Pickett second by Corley to refer this matter back to Attorney McDaniel to change the wording in Section 11.05 (2) (d) as presented. Motion carried.

Discussion was then held concerning a proposed ordinance creating Chapter 10, Subchapter 11 of the Municipal Code of the City of Darlington regarding rental property. A copy of the proposed ordinance was included in the agenda packet. Attorney McDaniel reported on the changes made to this ordinance since the last committee meeting. Copies of the proposed ordinance were also mailed to rental property owners within the City limits. Attorney McDaniel stated the ordinance no longer includes required property inspections or a rental property permit process. It does include State Statute authorities given to building inspectors.

Several comments were then made by the Kleiber family regarding the proposed ordinance. They feel the property owners should be notified prior to the building inspector entering the property. It was then explained Wis. Stats. already gives property entrance rights to the building inspector; and local ordinances cannot conflict with Wis. Stats. The Kleiber's also feel the renter should be responsible for keeping the property free of garbage and refuse; and the renter should receive the citation if it comes to that. Larry Burns left the meeting at 6:15 PM; Felix Pereza arrived at the meeting at 6:15 PM; and Bill McDaniel left the meeting at 6:25 PM.

Chief King then stated the City Council sets policy for the City, and City employees are charged with administration of that policy. Chief King and Mike Reuter both stated if there was a problem with a rental property, they would definitely contact the property owner and work with them, prior to issuing any citations.

After additional discussion and consideration, motion by Corley second by Pickett to recommend to the Council the adoption of the proposed ordinance creating Chapter 10, Subchapter 11 of the Municipal Code of the City of Darlington regarding rental property as presented. Motion carried. Mike Reuter, Pat and Jane Kleiber, and Tom and Betsy Kleiber then left the meeting.

Discussion was then held concerning proposed revisions to Chapter 11 of the Municipal Code of the City of Darlington regarding special events. A copy of the proposed ordinance was included in the agenda packet. Alderperson Corley explained the reasoning behind the proposed ordinance. Discussion items included the following:

- Should more special events be included under Section 11.045 (2)? What about Lafayette County Fair; Antique Days?
- Should there be a permit filed for special events? Should the permit describe the area covered by the permit?
- What is the definition of a vendor?

After discussion and consideration, motion by Pickett second by Sonsalla to table this matter to a future meeting of this committee, to discuss the matter further with Attorney McDaniel. Motion carried.

Discussion was then held concerning a request from Chief King to amend the City's truancy ordinance. Chief King distributed proposed wording for the truancy ordinance change to those present at this meeting. The current ordinance pertains to a child between the ages of six and eighteen years shall cause the child to attend school regularly. Chief King stated school representatives what the beginning age limit reduced to age five. After discussion and consideration, motion by Pickett second by Sonsalla to refer this matter to Attorney McDaniel to prepare an ordinance revision for this request. Motion carried.

Discussion was then held concerning a request from Chief King to allow families in town to drive their golf cart to the ATV trail. Chief King distributed proposed wording to amend the ATV, UTV ordinance to also allow golf carts to take a direct path from the property owner's house to the trail. Valda Ostby and her two daughters attended the meeting to explain this request and answer questions. They provided pictures of their modified golf cart that they want permission to drive to the trail. Several Council members stated they were not in favor of expanding the ATV and UTV local trail access to golf carts. After discussion and consideration, motion by Sonsalla second by Pickett to table this matter to a future meeting of this committee. Motion carried.

There being no further business for this meeting, motion by Pickett second by Sonsalla to adjourn the meeting at 7:05 PM. Motion carried.

CITY OF DARLINGTON

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Philip A. Risseeuw, Clerk-Treasurer