

POLICIES, PRODECURES AND ORDINANCE COMMITTEE MEETING MINUTES, JUNE 7, 2010

The meeting was called to order by Committee Chairman Cindy Corley at 6:30 PM. Present at roll call were: Cindy Corley, Bev Anderson and John Sonsalla. Absent: None. Also present were: Mayor Dave Breunig, Don Osterday, Steve Pickett, Bill McDaniel, Jason King, Bob Salmi, Brian Douglas, Jerry Quirk, Hugh Bodensteiner, Linda Thompson, Virginia Douglas, Hillary Dickerson, Mary Flanagan, Ed Kloser, Joe Boll, Chuck Barnard, Dick North, Steve Brunkow, Don McGuire, Mike Lee, Jeff King, Tony Ruesga, Sue Torstenson, Dave Roelli, Jeanette Zee and Phil Risseeuw.

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

Under new business, discussion was held concerning proposed changes to Chapter 7, Traffic Code of the Municipal Code of the City of Darlington related to ATV routes. Public input was requested concerning a request from several City residents to allow them to ride their ATV's on city streets from their residence to the Cheese Country Trail. Several interested parties attended the meeting to present input. Chairman Corley stated she asked Conservation Warden Jeff King to attend the meeting to make a presentation concerning ATV ordinances, and answer questions. After the presentation, discussion items included the following:

- Are ATV owners required to have vehicle insurance, similar to the requirement for cars and motorcycles?
- Traffic safety concerns on city streets and intersections.
- Jason King reported according to the state, seventy-seven Darlington households have registered ATV's.
- Noise complaints related to current trail users.
- Hours of trail operation, and hours ATV users could travel city streets. It was reported the Cheese Country Trail closes at 1:00 AM.
- Some city streets are too narrow for vehicle and ATV traffic.
- Could a vehicle sticker be required to identify city residents? Or could an operator permit be required for use of city streets.
- Age requirement for ATV riders on city streets.
- Jason King also reported there have not been any accidents within the City limits involving ATV's. ATV's are currently allowed to cross the two busiest intersections on Main Street.
- ATV's are not allowed to travel on state highways, unless for farm use or snowplow use. They can cross state highways, but a municipality can not create an ATV route on state highways without permission from WDOT.

After the presentation by Warden King, and discussion by those present; no action was taken by the members of this committee regarding the request to allow ATV owners to travel city streets from their home to the trail. Interested parties were excused from the meeting, and the committee members continued on with other agenda items. The following people then left the meeting: Brian Douglas, Jerry Quirk, Hugh Bodensteiner, Linda Thompson, Virginia Douglas, Mary Flanagan, Ed Kloser, Joe Boll, Chuck Barnard, Dick North, Steve Brunkow, Don McGuire, Mike Lee, Jeff King, Tony Ruesga, Dave Roelli and Jeanette Zee.

Discussion was then held concerning proposed changes to Chapter 13, Public Nuisances of the Municipal Code of the City of Darlington related to the new smoking ban law. A copy of the new ordinance was included in the agenda packet. Attorney McDaniel explained the need for a City ordinance to enforce a state law. Several questions were asked of Attorney McDaniel regarding the new ordinance. After discussion and consideration, motion by Sonsalla second by Anderson to recommend to the Council the adoption of the new smoking ban ordinance to be included in Chapter 13, Public Nuisances of the Municipal Code of the City of Darlington as presented. Motion carried.

Discussion was then held concerning proposed changes to Chapter 2, General Government of the Municipal Code of the City of Darlington related to the powers and duties of the Director of Public Works. A copy of the current powers and duties was included in the agenda packet. Bob Salmi explained the current ordinance needs to be updated to reflect current department head duties related to general charge over city buildings and structures. Current practice is that the Park and Recreation Director provides for maintenance of the park buildings, swimming pool, and recreation facilities; the Municipal Building Maintenance Dept. provides for the maintenance of the Municipal Building; the Library Director provides for maintenance of the library; and the Public Works Director provides for the maintenance of the buildings and structures for the water department, sewer department and street department.

After discussion and consideration, motion by Sonsalla second by Anderson to instruct Attorney McDaniel to prepare an ordinance correction to accurately reflect the current powers and duties of the city department heads regarding general charge of city buildings and structures. Motion carried.

There being no further business for this meeting, motion by Sonsalla second by Anderson to adjourn the meeting at 7:50 PM. Motion carried.

CITY OF DARLINGTON

Philip A. Risseuw, Clerk-Treasurer