

**AUGUST 13, 2018. LEGAL AFFAIRS COMMITTEE MEETING MINUTES-August 37**

3 p.m. Members present: A. Hraban, J. Pearson, B. Stoneberg. Others present: T. Carter, A. Christianson 1, B. Grunseth, M. Hraban, K. Julien, A. Kenyon, C. Schultz, V. Trindal, D. Williams.

**Call to Order:**

Committee Chair Stoneberg called the meeting to order.

**LFD Charges for Services:**

Those present reviewed a draft ordinance specifying conditions under which the LFD might charge for services provided, which are other than fire responses, such as property recovery. Some feel that costs of providing some services that are elective should be recovered. Members will review this draft in preparation for discussing it further at a future meeting. A copy will be sent to LFD Chief Kyle Gibbs who was not able to be present.

**Share the Road:**

Those present discussed recent legislation, referred to as "Share the Road", which allows local governments to post signs where roads and streets enter corporate boundaries advising that its streets are open to ATV/UTV traffic unless posted otherwise (that they are not open). Ladysmith has about 10 such entry points, a map of which was distributed. ATV enthusiasts Terry Carter, Bob Grunseth, Vern Trindal, and Dave Williams were present and offered some comments. Comments or observations made during this discussion included, but were not limited to, the following:

- The age to operate an ATV on streets is still 16 with a certificate of completion for the safety course.
- 12 to 16 year olds who have the safety certificate may ride an ATV on streets only if accompanied by an adult rider.
- Consideration should be given to raising ATV speeds to match posted speeds so slow-moving ATV's don't present a hazard when being passed.
- ATV traffic on the U.S. 8 bridge could lend to congestion there, especially at slower (10 m.p.h) speeds.
- 70% of ATV sales are now of so called "side by sides" a/k/a UTVs.
- Many of those who hold safety course completion certificates were taught how to ride on off-road trails and not on paved streets, and may not be versed in "rules of the road".
- The State and County don't require ATV operators to hold a WI driver's license so why shouldn't City rules be consistent?
- Some cities besides Ladysmith are said to require an ATV operator to hold a WI driver's license.
- If someone can't get a driver's license for a motor vehicle, because that would be considered hazardous, why would operating an ATV not be hazardous as well?
- ATV operators present do not believe ATVs should be operated on U.S. 8 within the City, except for the aforementioned bridge crossing.

Motion was made by Stoneberg, seconded by Pearson and carried by voice vote to recommend to the Council that the City's ATV route list will be amended to add the Brooklyn Memorial Bridge along with small sections of E. 3<sup>rd</sup> St. N. between that bridge and River Ave. and between Lake Ave. and the alley top its south; and, that the City's ATV ordinance be amended to raise ATV speed limits to match posted speeds for other motor vehicles; both on a trial basis.

**Vaping:**

Information about concerns Union Grove, WI has about the practice of "vaping" was distributed along with information on limitations the State has imposed on local government inclined to control the

practice. Members were asked to review this before the next meeting. While the local school district can have rules controlling this behavior on its grounds, the City likely cannot.

**Transfer of Jurisdiction:**

Those present reviewed a resolution which, if adopted, will transfer oversight of development and operation of a covered vehicle bridge from the Park Board to the Property Committee. The topic had come before the Park Board as such bridge is proposed to be constructed over Falge Park Drive. Adm. Christianson stated this may be a pet project.

**Video Surveillance:**

Adm. Christianson recalled that former LPD Chief Meyer had once advocated for installation of surveillance cameras along the CN line. That proposal was, perhaps, scoffed at, but two pedestrians have died along that line in the comparatively short time since. A copy of the Animal Shelter's video surveillance policy was distributed for review. It is likely that having a policy in place will be useful at some point. A policy on use of drones may also need to be considered.

**Use Agreement:**

Those present were provided a draft, revised agreement pertaining to the Ladysmith Area Jaycees' use of the City's Memorial Park for the annual Northland Mardi Gras. The resolution would recognize the importance of annual Northland Mardi Gras celebration to the community; the Jaycees' and ER's investments in the City park system using profits from the event; and, require the City to notify the Jaycees of proposed changes to the Park and its operations which might impact the Mardi Gras, and solicit the Jaycees' input regarding such changes before they are implemented.

**Next Meeting:**

Another meeting will be held at 3 p.m. on Monday, August 27<sup>th</sup> to enable further consideration to be given to some of the above matters.

**Adjourn:**

Shortly after 4:30 p.m. motion was made by A. Hraban, seconded by Pearson and carried by voice vote to adjourn.