

Trempealeau County Ad Hoc Ordinance Certification Committee

Minutes from November 21, 2014, Committee Meeting

Committee Members Present: Michael Nelson, Richard Frey, Tim Zeglin.

Others Present: Paul Syverson (County Clerk), Rian Radtke (Corporate Counsel)

Agenda Item #1--Meeting convened at 9:05 AM by Richard Frey as chairperson.

Agenda Item #2—Syverson certifies compliance with open meeting laws.

Agenda Item #3--Motion to adopt today's agenda made by Nelson; 2nd by Zeglin; all in favor.

Agenda Item #4—Motion to adopt minutes of last meeting made by Nelson; 2nd by Frey; all in favor.

Discussion: Radtke describes the current status and background of traffic-related county ordinances. A 1974 ordinance (not under consideration by this committee) is the main traffic ordinance for the county. This 1974 ordinance adopts all state statutes relating to speeding, signage, etc. **This ordinance designates all county trunk highways as Class B roads**, meaning they should only carry about 60% of weight limit of Class A highways. Class A highways are limited to 80,000 pounds; Class B highways are limited to 50-60,000 pounds. **This weight limit is widely ignored throughout the whole county as the weight limit is not properly posted in the county.** Any speed limit changes from the fixed limited in the state statutes requires a separate county ordinance; this necessity probably explains the 10/1976 ordinance for the CTS "E" in the Town of Hale and the 07/1976 ordinance for CTS "C" in the Town of Ettrick. Both of these ordinances set speed limits that vary from the fixed limits established in the state statutes.

Radtke recommends deferring any Ordinance Committee action on the two above-mentioned ordinances until after Dave Lyga has completed an audit of highway signage (probably will be completed during upcoming winter) and until after both ordinances have been reviewed by the Highway Committee.

Committee review, discussion, and recommendations for selected ordinances

Sixteen (16) ordinances listed on the original six-page handout/master list were reviewed, discussed, and recommended or not recommended by committee. Outcome of discussion is recorded below.

04/2013 Ordinance Prohibiting Possession of Marijuana (this ordinance not on master list). Radtke reports that this ordinance was suggested by District Attorney as an enforcement tool. Radtke recommends keeping this ordinance.

10/2012 Adoption of Humane Officer abatement Order. Radtke recommends keeping this as an enforcement tool.

02/2012 Amend Jail Assessment Ordinance. Radtke recommends keeping this ordinance.

12/2010 Sheriff's Office Records Retention. Radtke recommends postponement of action until advised by Sheriff's office.

07/2010 Ordinance Placing Limitations on Smoking. This ordinance, which adopts the state statutes, should contain penalty provisions or a deposit schedule. Radtke will bring this to Law Enforcement Committee for recommendation to include penalty provisions.

07/2009 Amend jail Fee Assessment. Radtke recommends repealing this ordinance as outdated.

06/2008 Amend Dangerous Dog Ordinance. Radtke recommends referring this to Law Enforcement Committee.

12/2007 Creation of Chief Deputy Position. Radtke recommends keeping this ordinance.

05/2007 Animal Abandonment Ordinance. Radtke recommends keeping this ordinance, but it should include a schedule of deposits and it needs some language clean-up. Radtke recommends referring this to Law Enforcement Committee.

12/2006 Amend Jail Fee Assessment Ordinance. Radtke recommends repealing this one.

03/2006 Amend Dangerous Dog Ordinance. Radtke recommends keeping this, but including the amendments contained in the June 2008 ordinance.

06/2005 Ordinance Adopting Criminal Statutes. Radtke recommends keeping this, but with inclusion of schedule of deposits. Radtke will bring this before Law Enforcement Committee.

04/2005 Dangerous Dog Ordinance. This ordinance has already been repealed; Radtke recommends omission from future lists.

02/2004 Disorderly Conduct Ordinance Amendment. Radtke recommends sending this to Law Enforcement Committee, which might want to conger with DA before taking any action.

02/2004 Jail Fees Assessment. Radtke recommends keeping this ordinance, with the exceptions of Sections 1-C and 1-D, which are already included in the 2012 ordinance.

09/2001 Fair housing Ordinance. This should not be listed under law Enforcement heading. Radtke recommends keeping this, but he will check statutory references for currency.

03/2000 This has been moved to the Zoning heading and will be considered by the ordinance committee at a later date.

Discussion/decision on future meeting

Radtke will select block of remaining ordinances to be review in two hour period at next meeting. All actions were taken by unanimous vote of all three committee members.

Next meeting scheduled at 9 AM, December 19, in Packer Room. Meeting adjourned at 11:09 AM.