

Public Services Committee

Meeting Agenda

November 28, 2022 4:30 p.m.

Fillmore Conference Room – Thurber Community Building

1. November 28, 2022/4:30 p.m. Fillmore Conference Room -Thurber Community Building.
2. No items have been submitted.

The Public Services Committee met in regular session on Monday, October 24, 2022.

Members Present: Councilor Pam Bluhm & Dave Frank.

Members Absent: None.

Others Present: Shane Fox, Luke Thieke and Joel Young.

Fire Whistle: Chief Thieke reported that the old fire whistle is no longer used for fire alerts and doesn't serve a purpose for the fire department. He suggested that the City would be able to save about \$1,700 per year if the whistle is decommissioned. Chief Thieke reviewed the 67 calls the Department has responded to over the past year, 11 of which were fires. He also noted that the Department is being asked to respond to more different types of calls, which is adding more responsibility to the Department. Chief Thieke reviewed the list of officers for the next year and also expressed concern about the quickly rising cost of fire trucks and equipment.

Garbage / Recycling Discussion:

The committee discussed issues related to the use of carts for picking up garbage and recycling.

- Billing while vacant – it was determined that this isn't an important issue.
- The idea of cutting back the number of recycling pick-up from weekly to bi-weekly would not be a good idea.

ATV / Golf Cart Ordinance: Chief Fox provided a review of state statutes, which state that motorized golf carts, all-terrain vehicles and utility task vehicles are only allowed if the City issues a permit that is authorized by a city ordinance. Fox noted that Fillmore County has an ordinance that does allow ATVs on county roads but they do not issue permits.

Fillmore County ordinance states that vehicle may only be ridden on the far, right side of County roads.

3.1 Persons operating recreational ATVs on County roads may only operate the recreational ATV on the extreme right-hand side of the County road or on the right road shoulder.

3.4 A recreational ATV shall not be operated on the road shoulder at a speed greater than reasonable or proper under the surrounding circumstances.

169.045 SPECIAL VEHICLE USE ON ROADWAY.

Subdivision 1. Designation of roadway, permit. The governing body of any county, home rule charter or statutory city, or town may by ordinance authorize the operation of motorized golf carts, all-terrain vehicles, utility task vehicles, or mini trucks, on designated roadways or portions thereof under its jurisdiction. **Authorization to operate a motorized golf cart, all-terrain vehicle, utility task vehicle, or mini truck is by permit only.**

Subd. 2. Ordinance. **The ordinance shall designate the roadways, prescribe the form of the application for the permit, require evidence of insurance** complying with the provisions of section 65B.48, subdivision 5 and may prescribe conditions, not inconsistent with the provisions of this section, under which a permit may be granted.

84.928 OPERATION REQUIREMENTS; LOCAL REGULATION.

Subdivision 1. Operation on roads and rights-of-way. (a) Unless otherwise allowed in sections 84.92 to 84.928 or by local ordinance under paragraph (k), a person shall not operate an all-terrain vehicle in this state along or on the roadway, shoulder, or inside bank or slope of a public road right-of-way of a trunk, county state-aid, or county highway.

You cannot ride on a county highway without a local ordinance.

(b) A person may operate a class 1 all-terrain vehicle in the ditch or the outside bank or slope of a trunk, county state-aid, or county highway unless prohibited under paragraph (d) or (f).

ATV's with handle bars

(c) A person may operate a class 1 all-terrain vehicle designed by the manufacturer for off-road use to be driven by a steering wheel and equipped with operator and passenger seat belts and a roll-over protective structure or a class 2 all-terrain vehicle:

(1) within the public road right-of-way of a county state-aid or county highway **on the right shoulder or the extreme right-hand side of the road** and left turns may be made from any part of the road if it is safe to do so under the prevailing conditions, unless prohibited under paragraph (d) or (f);

(2) on the bank, slope, or ditch of a public road right-of-way of a trunk, county state-aid, or county highway but only to access businesses or make trail connections, and left turns may be made from any part of the road if it is safe to do so under the prevailing conditions, unless prohibited under paragraph (d) or (f); and

The ordinance, as written, allows for people on the ATV trail to come into Chatfield to patronize local businesses without the need for a permit.