

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44

**WASHINGTON COUNTY
PLANNING, CONSERVATION AND PARKS COMMITTEE**

Courthouse-Government Center
West Bend, WI

December 14, 2010
8:00 a.m.

Present: John Stern, Raymond Heidtke, Michael Miller, Melvin Ewert, Gerald Schulz, Peter Sorce and Michael Bassill.

Also present: Administrator Paul Mueller, Deputy Administrator Debora Sielski, Assistant Administrator for Golf and Parks Mike Kactro, Landscape Designer Cindy Leinss, County Attorney Kin Nass, Supervisor Daniel Stoffel and Office Manager Joanne Wagner.

Chairperson Stern called the meeting to order at 8:00 a.m. and read the Affidavit of Posting.

Review Memo of Understanding between the Washington County Planning and Parks Department, Washington County Snowmobile Association, and the Kettle Moraine ATV Association.

Chairperson Stern requested the Committee's permission to review the Memorandum of Understanding first, and then take action based on the review of the MOU. This was agreed to by the Committee.

Supervisor Sorce arrived at 8:03 a.m.

County Attorney Kim Nass reviewed key points in the Memorandum of Understanding. Attorney Nass stated that this will be a trial period dated from December 15, 2010 through March 15, 2011. After the specified trial period, and after the Committee has reviewed the circumstances, it will require action on the part of this Committee if it is to be continued in the future. Attorney Nass further stated that this Memo of Understanding is being presented in draft form, so the Committee can make changes.

Mr. Tackes voiced a concern in regard to item #17 in the Memo of Understanding, regarding the reimbursement by the ATV Association for any damage done to the trail by ATVs, asking if there is anything in writing requiring reimbursement from the snowmobile association if damage occurs to the trail by snowmobiles. Mike Kactro stated that the snowmobile clubs have grant funding available, which could provide funds for reimbursement if there is damage. Mr. Tackes asked if they could have a copy of the snowmobile club agreement. The Planning and Parks Department staff will provide a copy. Mr. Tackes further stated that the only other concern is regarding insurance. He stated that when they went to the Courthouse to look at what is currently in place regarding insurance on the trail for the snowmobile club, they were told that there was nothing on record at the Courthouse in regard to that insurance. Mike Kactro stated that there should be something on file, and Department staff will take care of looking into that and providing that information to the ATV Association.

45 Hours of allowable use for snowmobiles was discussed. The only restriction is in the Village of
46 Kewaskum where snowmobiles are not allowed to use the trail between 2:00 a.m. and 6:00 a.m.

47

48 **Motion by Supervisor Miller, seconded by Supervisor Bassill to accept the Memorandum**
49 **of Understanding between the Washington County Planning and Parks Department,**
50 **Washington County Snowmobile Association and Kettle Moraine ATV Association on a**
51 **trial basis from December 15, 2010 to March 15, 2011.**

52

53 Supervisor Ewert voiced a concern about the speed that snowmobiles go compared to ATVs. He
54 asked if it would be possible for a snowmobile to come up on an ATV and have a collision. Rick
55 Welch stated that it is true that snowmobiles do not have a regulated speed except at night. The
56 ATV Association is proposing 25 miles per hour. Mr. Tackes stated that at the Public Hearing,
57 the Warden from the Department of Natural Resources stated that he could not find any incidents
58 that have occurred in Wisconsin involving snowmobiles running into ATVs. Supervisor Bassill
59 referred to the history in Fond du Lac County and stated that there have been no problems there
60 in the four years that they have had this in place.

61

62 No further discussion ensued. At this time, with the motion and a second on the floor,
63 Chairperson Stern called for the vote on the motion. **Motion carried by unanimous vote.**

64

65 Chairperson Stern thanked the Planning and Parks Department Staff and the County Attorney for
66 this Memo of Understanding, and stated that he feels that it has covered everything.

67

68 **Motion by Supervisor Miller, seconded by Supervisor Heidtke to adjourn the meeting at**
69 **8:15 a.m. Motion carried.**