

OFF-ROAD VEHICLE ADVISORY COUNCIL AGENDA & RECORD

July 11, 2007

DNR Service Center, Eau Claire, WI

Presenter/ Time	Agenda Item	Key Points	Outcomes, Next Steps, Assignments
	1. Call to Order	<p>Members Present: Larry Strangeld, Chair, Rob McConnell, Vice Chair, Joe Fitzgerald, Mike Peterson, Russ Hermsen, Dave Traczyk</p> <p>Others Present: Diane Conklin, Gary Eddy, Gary Hanson, Pat Zatopa and Pat Sheahan, DNR, Members of the public</p>	
	2. Acceptance of Minutes of Previous Meeting	No additions/corrections	Motion to accept made by Dave Traczyk. Second by Rob McConnell – motion carried
	3. Comments	Chair Comments – emergency fees not being paid by ATVerS when emergency services are rendered. Concern about ATV knowledge; where they can ride, where they can't. Maybe mandatory training is something to consider.	
	4. Reports	Overview of RTA – Funded 3 projects tentatively. Will spend the balance through ATV and Snowmobile project list. Budget has not been passed. Currently, the Ch. 20 appropriation is \$2,088,000 and motor fuel tax of \$1,815,205. Registration numbers for budget purposes is 234,978 machines. SB185 – 25 pieces of legislation within this bill. Currently, little or no action occurring on this bill. A new spin off of this bill is the landowner payment program. Both are presented by Senator Breske's office.	

		<p>Legislative Issues – Gary Eddy Senate has wrapped up – it will change. Republican side – payments to patrols was reduced</p> <ul style="list-style-type: none"> • New lightweight UTVs – pilot project to explore putting these machines on trail system and operate on ATV routes. Currently it is not allowed for UTVs to operate on roads (routes). Currently some have allowed it (illegally). <p>Florence, Forest, Langlade, Marinette, Lincoln, Sawyer, and Washburn counties. These counties will be able to charge a use fee and determine where these vehicles can operate. Upon sunset date, LE will need to review data from the pilot. The program is voluntary and counties can opt out whenever they wanted to. They would be required to provide data and a report upon completion of the pilot.</p> <p>AB303 – LUVs – Intent is to allow a private landowner to cross the road to get to their own property. It puts these vehicles in the ATV criteria. DNR is involved in tracking, accident investigation, etc. Goes to public hearing next Thursday, July 19, 2007. Senator Jauch is the author. Definition of the LUV is that same as the pilot program definition.</p> <p>AB59 – ATV access bill – somewhat similar to snowmobile access bill. Allows towns to pass an ordinance allowing folks to exit from their lodging/residence to trails and routes. This includes state highways, with DOT approval. Allows operation on all other roads up to 5 miles. No signing required. DNR testified at the Assembly level as opposed to this bill</p>	
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		<p>because of issues such as whether an officer can stop and inquire where someone lives. Minimum age is 16 yrs old and speed limit 25 mph. This bill still needs to go to the Senate.</p> <p>ATV Enforcement Team – Gary Eddy Last couple of winters we have had a snowmobile enforcement team to reduce alcohol use, speed. It is a high visibility situation. Highly visible vests on wardens, vehicles are clearly marked and press is notified in advance so folks know what is going on. These teams are usually in conjunction with special events or high statistic areas. This is now being considered for ATV enforcement. Alcohol isn't as much of a concern. However, dB concerns, illegal roadway use and off trail damage are the main concerns with ATVs. These patrols have been very well received by the public. Mostly used where there is a special event. Won't know when they will be deployed until the budget is passed so we know how much funding we have for this.</p> <p>Small ATV youth exception – Gary Eddy Concerns coming from the field (wardens and local law enforcement) – currently a minimum age of 12 for education and safety education. Younger children can take the course but cannot receive their permit until 12. Children can ride a 90cc or less ATV accompanied by a parent (no exception) on an off road trail system only. No routes, even to cross. Problems are that these younger children are being seen on routes more frequently Rob indicated another problem is that the law currently doesn't allow younger children to ride on other private property (such as another relative's property or fairgrounds for training).</p>	
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		<p>Overseas Manufactured ATVs concerns – Gary Eddy A large explosion of overseas market machines. 50, 90 and 250 cc machines are the most prevalent. A lot of folks selling don't have dealer licenses. Some are seeing safety recalls. These are not regulated and the state is concerned.</p> <p>Mike asked about 1310 funds – to catch up on safety patrol expenditures. Nothing has been heard about this additional funding.</p>	
	5. Action Arising from Reports	None	
	6. Citizen Participation	<p>Gary Hanson brought up the issue of dust control. A few clubs had applied for it this year. The product in question is DuraSoil. Dunbar, in Marinette County has already applied it to their trails twice by hand. The trail runs 10' from a home and dust is a strong concern. The product was applied in April. In the weekend before deer season, the product was still clearly working at that location. The product is not meant to be used over the entire length of the trail system. However, for "hot spots" it works well. It needs to be put on at 100% strength the first year and 30% concentration each year thereafter. Calcium Chloride is another product that has been discussed. Gary indicated that there may be environmental concerns because it is a salt product. Also, when it rains, it runs off in some instances. Mike Peterson found that by using a high pressure spraying application, it seems to be working well for Washburn County.</p>	<p>In order to allow this type of application, there would need to be a code change. Criteria would need to be developed and would take about a year.</p> <p>A motion was made by Russ Hermsen and seconded by Mike Peterson to delay the discussion until the fall meeting. <u>Motion carried.</u></p> <p>Maintenance may be need to be adjusted to deal with some of these issues.</p>
	7. Council Nominations	The meeting was turned over to Diane Conklin to conduct the elections.	Motion by Dave Traczyk, second by Russ Hermsen to nominate Larry

			<p>Strangfeld for Council chair.</p> <p>After 3 calls for nominations, Joe Fitzgerald moved, seconded by Russ Hermsen to close the nominations and cast a unanimous ballot for Larry Strangfeld as chair. <u>Motion Carried</u></p> <p>Motion by Russ Hermsen, second by Mike Peterson to nominate Rob McConnell for Council vice-chair.</p> <p>After 3 calls for nominations, Joe Fitzgerald moved, seconded by Russ Hermsen to close nominations and cast a unanimous ballot for Rob McConnell for vice chair. <u>Motion Carried</u></p>
	<p>7. Trail Matters</p>	<p>Equipment Rate Schedule:</p> <p>Maintenance</p> <p>Bridge Rehabilitation</p>	<p>Motion by Mike Peterson, second by Russ Hermsen to retain the Equipment Rate Schedule as is. <u>Motion Carried.</u></p> <p>Motion made by Dave Traszyk, second by Russ Hermsen to approve all existing maintenance (insurance and acquisition) totaling \$1,303,761. <u>Motion Carried.</u></p> <p>Motion made by Rob McConnell, second by Mike Peterson to approve all projects on the spreadsheet with the following exceptions: Oneida County Willow Flowage – fund at 100% (\$18,300), Marathon County Fenwood Creek – fund at 100% \$26,464, Clark</p>

			<p>County off trail damage – only fund adjacent to trail - \$9,909.00, Sawyer County trail rehab – fund at 100% - \$89,750. <u>Motion Carried.</u></p> <p>A second motion was made by Russ Hermsen, second by Rob McConnell to add three NER applications to the Bridge/Trail Rehab.</p>
		Year Around New Mileage	<p>Motion made by Joe Fitzgerald, second by Russ Hermsen to approve all applications for year around development/maintenance totaling \$752,477. <u>Motion Carried.</u></p>
		Summer New Mileage	<p>Motion made by Russ Hermsen, second by Rob McConnell to approve all Summer development/maintenance projects totaling \$145,599. <u>Motion Carried.</u></p>
		Intense Use Areas	<p>Motion made by Russ Hermsen, second by Rob McConnell to approve all Intense Use Are applications totaling \$256,000. <u>Motion Carried.</u></p>
		Winter Use New Mileage	<p>Motion made by Russ Hermsen, second by Mike Peterson to approve all Winter Use development/maintenance totaling \$560. <u>Motion Carried.</u></p>
		Support Facilities	<p>Motion by Russ Hermsen, second by Dave Traczyk to approve Oconto</p>

		<p>recreation which are very vague. They are looking at MN for OHY and ATVs. This could put some real wrinkles on those counties that have achieved FSC certification.</p> <p>Russ Hermsen discussed dust control agents. He suggested that we look at this issue while the code is being opened. We will try to have a conference call to discuss our next steps.</p>	
	9. Next Meeting	No date was set for the next meeting other than to identify that they would like to schedule it along with a ride to see some of the projects.	
	10. Adjournment	Meeting adjourned at 3:45 PM	Motion by Dave Traczyk, second by Russ Hermsen to adjourn the meeting. <u>Motion Carried.</u>