



Village of Black Earth

POLICE COMMITTEE

Tuesday, June 30, 2020 6:00 pm

Village Municipal Building Meeting Room
1210 Mills St. * P.O. Box 347 * BLACK EARTH, WI 53515

***THIS MEETING WILL BE AVAILABLE FOR THE PUBLIC PER OPEN MEETINGS LAW VIA
REMOTE ACCESS BY DIALING: 1-855-947-8255 (US TOLL FREE)
WITH PASSCODE: 8986 144#***

AGENDA

1. Call Meeting to Order.
2. Roll Call of the Police Committee and Confirmation of Quorum.
3. **Proof of Posting:** A copy of the notice was delivered to the following on 6/26/2020 faxed to the Star News; posted at the Black Earth Municipal Building and Black Earth Post Office, posted on the Black Earth Web Page (www.blackearthwisconsin.com) and faxed for posting to the State Bank of Cross Plains – Black Earth Branch
4. **Public Input.**
5. **Discussion/Action on Citizen Member for committee.**
6. **Discussion/Action on Police Reports.**
 - a. Speed Board Date/Feedback
7. **Discussion/Action on Police Activities.**
 - a. Emergency Drill scheduling
 - b. National Night Out Participation
 - c. Parade(s)
8. **Discussion/Action on Court Updates.**
9. **Discussion/Action on Police budget 2020.**
10. **Discussion/Action on Policing Resources and needs.**
 - a. DOT and Hwy. KP speeding update
 - b. National Night Out items needed
 - c. Sound Meter
 - d. Back Door Awning
 - e. Halloween? Trunk or Treat-Candy, school planning, date/time
 - f. Homecoming? Parade, Candy, other
11. **Discussion/Action on Ordinance Updates needed:**
 - a. ATV/UTV Ordinance
 - b. Alternate Side Parking
 - c. Non-Registered Vehicles
12. **Any Other Business That May Be Brought before the Board on future agendas.**
13. **Setting of Next Meeting.**
14. **Adjournment of Police Committee Meeting.**

Please Note: It is possible that members of and possibly a quorum of members of other government bodies of them municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note that upon reasonable notice all reasonable efforts will be made to accommodate the needs of individuals with disabilities through appropriate aids and services. For additional information or to request this service, contact the Municipal Clerk at 608-767-2563, or 1210 Mills Street., Black Earth, Wisconsin, or by fax at 608-767-2064. This notice may be amended in order to comply with Wisconsin's Open Meetings law. If this notice is amended, the final notice will be posted and provided to the media no later than 24 hours prior to the meeting or no later than 2 hours prior to the meeting, in the event of an emergency.



Village of Black Earth

1210 Mills St. * P.O. Box 347
BLACK EARTH, WI 53515

POLICE COMMITTEE

Tuesday, May 26, 2020 6:00 pm
Village Municipal Building Meeting Room

MINUTES

1. **Call Meeting to Order.** Administrator/Clerk/Treasurer Benish called the first meeting of the Police Committee to order at 6:00 p.m.
2. **Discussion/Action on electing Committee Chair.** *Hodson/Esser nominated Coyle. Accepted. Coyle took over as chair of committee.*
3. **Discussion/Action on Citizen Member for committee.** Benish provided names of two individuals interested in serving on this committee as citizen member. *Hodson/Coyle motioned to put this item out to the community for interested parties. Esser (alternate) will serve as interim to round out committee. No criteria set. Motion passes.*
4. **Roll Call of the Police Committee and Confirmation of Quorum.** Coyle, Hodson, Esser, Benish, Officer Viney Sgt. Weber. Quorum present.
5. **Proof of Posting:** A copy of the notice was delivered to the following on 5/21/2020 faxed to the Star News; posted at the Black Earth Municipal Building and Black Earth Post Office, posted on the Black Earth Web Page (www.blackearthwisconsin.com) and faxed for posting to the State Bank of Cross Plains – Black Earth Branch. Duly noticed.
6. **Discussion/Action on goals of Committee.** Coyle wanted to recap history of committee and past Village President Troge asking the attorney about combining Police with Village Board. Benish added in request of Officer Kartman to combine with Village Board prior to Troge asking attorney. Esser stated Benish is still conduit, liaison meetings should continue. Coyle addressed minutes of liaison meetings.

Viney asked about their participation for meeting requirements.

Agenda setting, what do you want us to do?

Liaison meetings, Police committee, Village Board. Can we combine? Consistency of Sgt. Matz, Sgt. Weber, Lt. Pierce at each individual meeting discussed. Hodson thinks they can combine.

Village Board meeting attendance may not be required. Discussion on meeting schedule, once a month, every other meeting, what?

Goals:

A. *Meetings: Hodson/Esser motioned to get rid of liaison meeting and have Police meeting monthly. Benish to attend. Motion passes.*

B. *Reports at Board meeting: Esser wants those to continue at Village Board meeting.*

C. *Esser wishes the goal of this committee to include discussion of concerns going back and forth, trends; Court involvement if possible; Dockets from Police to court discussion.*

D. *Ordinance improvements to help officers. Discussion on ordinance enforcement from Viney. If we (officers) get a complaint, we will investigate. Hodson stated before*

something is out of the ordinary, it should go to the board before it gets enforced. Sgt Weber asked for clarification of enforcement with Ordinance and State law. Priority of violation discussed on enforcement. List of ordinance conflicts to be worked on at committee meetings. Conflicts come up with special issues. ATV/UTV ordinance discussion. Sgt. Weber brought up off highway motorcycles as part of ATV/UTV inclusion. (Officer Kartman showed at 6:51 pm) Snow Emergency, Alternate Side Parking, Illegally parked vehicles.

E. Agenda having a general format every time. Reports, improvements, resource needs, budget needs.

F. Community Programs/Activities.

7. Discussion/Action on Police Reports.

- a. **Calls:** Viney reported on April reports 123 Calls, 5 citations. A lot down due to COVID. Business checks.
- b. **Speedboard:** Great as a deterrent but as far as stats they can be skewed. Its more accurate catching speeders from Mazo on KP. Discussed with Shellie contacting County or State on adding a 35 mph or 45 mph would help get them to slow down. Coyle discussed where radar signs might be, no officer there. Further discussion on officer time and speed enforcement. Coyle asked about the board being adjusted to get better data, Kartman can change angle. Voluntary compliance is the intention of police.

8. Discussion/Action on Police Activities. (Viney presented)

- a. CWAC on hold until its safe. Benish asked about mirroring Forward Dane protocols. Sgt. Weber stated they will definitely mirror Forward Dane
- b. Carfit with AAA and Senior community. Will be rescheduled. 8 deputies were to take part and then be certified to train.
- c. Emergency Drill at the Village Hall. Delayed.
- d. Summer Rec: Would be all scheduled out by now and ready but on hold. Did get funding. Meeting with Keller from Mazomanie 5/27 to see what else can be done. Need to contact SPMH on funding/grant utilized for it. Due diligence.
- e. Parade for Seniors on May 31st. Mazo Fire Dept has Mazo route, Black Earth has to hash something out. 1 pm start for Mazomanie, no shut down of Highways, school cannot be affiliated in any way, planned and organized by parents. Viney not working that day. Squad cars will be at the end of parade.
- f. Brochure used at court combined with Mazomanie. Majority is Dane County Sheriff information. Isaiah came up with a QR code.
- g. National Night out normally in August is now October 6th. DCSO sanctioned event at the High School. Some concerns about that since school will be in session.
- h. Emergency Contact list getting redone with updates to contact base. Esser asked about a timeline for that. Database had been done by Village staff but due to privacy, County will take over.
- i. Landlord Resource event delayed.
- j. Shop with a Cop will start with letters in October in to November.
- k. Toy Drive is after Thanksgiving and is with I-Heart radio and WIBA. What is left over goes to the Giving Tree.
- l. Giving Tree for the community.
- m. COVID checks-folks that need help with groceries, etc.

- n. Training all cancelled for now along with in-service. 24 Hours per year required. Not necessarily specific to any sort of training. Can be done via video or in person. Will resume most likely in the fall.

9. Discussion/Action on Policing Resources and needs.

- a. **Weed Commissioner:** Discussed as part of ordinance goal since Weed Commissioner is not in ordinance as an individual position. Tracy Johnson will not do it but would bring someone on contract if Village wishes to do so and pay for it. Determining a weed is difficult. Suggested to have a permit by party wishing to do prairie grass or other. Coyle brought up Public Works was to do door hangers in the past but doesn't get done. Benish read Village of Black Earth Noxious Weed ordinance 160-9. Discussion on position being held by Public Works. *Hodson/Esser to make Public Works Director the Weed Commissioner and present to the Village Board. Motion approved*
- b. **Radar Gun:** Esser asked if there was interest in this as a need. Not necessarily. Payback for purchase of radar gun from citations discussed.
- c. **Speed signs elsewhere:** Discussion on reduce speed signs instead. Signs are not giving travelers enough time to slow down. **Permanent sign** discussion. Recommended to call Cross Plains to see if theirs on Hwy. P is helpful or not. Shellie to investigate pricing.
- d. **Scheduling:** Benish asked about committee needing Police schedules. Viney brought up position of Dane is to not send out due to predictability. Coyle asked about how will the Village know if deputies take off time? Sgt. Weber stated they are non-replaceable positions and can take off any time without notice. Esser stated as long as the office has it fine, board does not need it. Kartman stated sometimes they let office staff know otherwise when monthly bill is sent, it is noted.
- e. **Garage:** Current Police garage is too small. Wish list to enlarge. Foundation is cracked. Side mirrors broken a few times. Shingles on roof needed.

10. Any Other Business That May Be Brought before the Board on future agendas.

Financials/Budget; DOT update for KP; Weed and the ATV/UTV Ordinance, Non-Registered Vehicles.

Viney brought up overlap she and Kartman have better communication. Is that still working for Village? Coyle brought up that at one time there was discussion about policing and weight is on activities more than policing. Coyle asked if all activities are done jointly? Yes. It is all important, balance may need to be looked at.

11. Setting of Next Meeting. June 30th, 6 pm

12. Adjournment of Police Committee Meeting. *Hodson/Esser motioned to adjourn. Meeting adjourned at 8:01 p.m.*

Respectfully Submitted,



Shellie Benish, WCMC
Administrator/Clerk/Treasurer

Black Earth Speed Board Data
 Village of Black Earth
Estimated Revenue Summary

Location: 1600 Block of Center Street
 Dates: 06/11/2020 to 06/15/2020
 Speed Limit: 25 MPH

Zone: Residential
 Travel Direction: N

Over Speed	Fine Amount	# of Speeders	Fine Totals
1 to 10	99	55	\$5445
11 to 15	99	0	\$0
16 to 20	124	0	\$0
21 to 25	150	0	\$0
26 to 30	175	0	\$0
31 to 35	219	0	\$0
36 to 40	279	0	\$0
41+	376	0	\$0

Total Vehicles: 1429
Vehicles At/Under Speed Limit: 1374
Total Speeders: 55

Revenue based on assumed percentage of violators ticketed.				
10%	25%	50%	75%	100%
\$544	\$1361	\$2722	\$4083	\$5445

Black Earth Speed Board Data
 Village of Black Earth
 Traffic Survey Summary

Location: 1600 Block of Center Street
 Start Date: 06/11/2020
 End Date: 06/15/2020

Zone: Residential
 Start Time: 13:58:37
 End Time: 20:11:02
 Travel Direction: N

Speed	1 - 19	20 - 21	22 - 23	24 - 25	26 - 27	28 - 29	30 - 31	32 - 33	34 - 35	36 - 37	38 - 39	40 - 999
Volume	1141	120	62	51	30	15	6	3	1	0	0	0
% of Total	79.84%	8.39%	4.33%	3.56%	2.09%	1.04%	0.41%	0.2%	0.06%	0%	0%	0%
										Total Vehicles: 1429		

Speed Statistics		10 MPH Pace		Number Exceeding Limit				
Posted	25	Pace Speed	6 to 15	Speed	25+	35+	45+	Total
#At/Under Limit	1374	# in Pace	874	Number	55	0	0	55
# Over Limit	55	% in Pace	61.16%	Percent	3.84%	0%	0%	3.84%
Average Speed	13.91	85% Percentile	21					

Black Earth Speed Board Data
 Village of Black Earth
Estimated Revenue Summary

Location: 1800 Block of Blue Mounds Street
 Dates: 06/03/2020 to 06/06/2020
 Speed Limit: 25 MPH

Zone: Residential
 Travel Direction: S

Over Speed	Fine Amount	# of Speeders	Fine Totals
1 to 10	99	102	\$10098
11 to 15	99	4	\$396
16 to 20	124	0	\$0
21 to 25	150	0	\$0
26 to 30	175	0	\$0
31 to 35	219	0	\$0
36 to 40	279	0	\$0
41+	376	0	\$0

Total Vehicles: 2386
Vehicles At/Under Speed Limit: 2280
Total Speeders: 106

Revenue based on assumed percentage of violators ticketed.				
10%	25%	50%	75%	100%
\$1049	\$2623	\$5247	\$7870	\$10494

Black Earth Speed Board Data
 Village of Black Earth
 Traffic Survey Summary

Location: 1800 Block of Blue Mounds Street
 Start Date: 06/03/2020
 End Date: 06/06/2020

Zone: Residential
 Start Time: 17:27:20
 End Time: 07:42:47
 Travel Direction: S

Speed	1 - 19	20 - 21	22 - 23	24 - 25	26 - 27	28 - 29	30 - 31	32 - 33	34 - 35	36 - 37	38 - 39	40 - 999
Volume	2062	78	72	68	46	33	14	8	1	3	1	0
% of Total	86.42%	3.26%	3.01%	2.84%	1.92%	1.38%	0.58%	0.33%	0.04%	0.12%	0.04%	0%
									Total Vehicles: 2386			

Speed Statistics		10 MPH Pace		Number Exceeding Limit				
Posted	25	Pace Speed	6 to 15	Speed	25+	35+	45+	Total
#At/Under Limit	2280	# in Pace	1798	Number	102	4	0	106
# Over Limit	106	% in Pace	75.35%	Percent	4.27%	0.16%	0%	4.44%
Average Speed	13.49	85% Percentile	19					

Black Earth Speed Board Data
 Village of Black Earth
Estimated Revenue Summary

Location: 1800 Block of East Street
 Dates: 05/24/2020 to 05/27/2020
 Speed Limit: 25 MPH

Zone: Residential
 Travel Direction: S

Over Speed	Fine Amount	# of Speeders	Fine Totals
1 to 10	99	61	\$6039
11 to 15	99	1	\$99
16 to 20	124	0	\$0
21 to 25	150	0	\$0
26 to 30	175	0	\$0
31 to 35	219	0	\$0
36 to 40	279	0	\$0
41+	376	0	\$0

Total Vehicles: 1640
Vehicles At/Under Speed Limit: 1578
Total Speeders: 62

Revenue based on assumed percentage of violators ticketed				
10%	25%	50%	75%	100%
\$613	\$1534	\$3069	\$4603	\$6138

Black Earth Speed Board Data
 Village of Black Earth
 Traffic Survey Summary

Location: 1800 Block of East Street
 Start Date: 05/24/2020
 End Date: 05/27/2020

Zone: Residential
 Start Time: 08:56:27
 End Time: 10:55:19
 Travel Direction: S

Speed	1 - 19	20 - 21	22 - 23	24 - 25	26 - 27	28 - 29	30 - 31	32 - 33	34 - 35	36 - 37	38 - 39	40 - 999
Volume	1378	66	78	56	35	16	8	2	0	0	1	0
% of Total	84.02%	4.02%	4.75%	3.41%	2.13%	0.97%	0.48%	0.12%	0%	0%	0.06%	0%
									Total Vehicles: 1640			

Speed Statistics		10 MPH Pace		Number Exceeding Limit				
Posted	25	Pace Speed	6 to 15	Speed	25+	35+	45+	Total
#At/Under Limit	1578	# in Pace	1236	Number	61	1	0	62
# Over Limit	62	% in Pace	75.36%	Percent	3.71%	0.06%	0%	3.78%
Average Speed	13.13	85% Percentile	20					



Ordinance No. 2019-1

**AN ORDINANCE REGULATING THE USE OF ALL TERRAIN AND UTILITY
TERRAIN VEHICLES**

WHEREAS, the Village Board finds it necessary to regulate the operation of all-terrain and utility terrain vehicles in the Village in order to protect public health and safety.

NOW, THEREFORE, the Village Board of the Village of Black Earth, Dane County, Wisconsin do ordain as follows:

SECTION 1. The title Chapter 227 of the Code of Ordinances is hereby amended from "Snowmobiles" to "Recreational Vehicles".

SECTION 2. Section 227-9.5 of the Code of Ordinances is hereby created as follows:

227-9.5 All-Terrain Vehicles and Utility Vehicles.

- A. **ADOPTION OF STATUTORY PROVISIONS.** The provisions of section 23.33 of the Wisconsin Statutes, and subsequent amendments thereto, are hereby incorporated herein by reference as part of this Chapter, except for those provisions therein which conflict with this section.
- B. **SAVING CLAUSE.** This section shall in no way be deemed to supplant or otherwise invalidate any provision of the state statutes relating to the subject matter hereof. Any person entrusted with the enforcement of this section may, in the exercise of his or her discretion, proceed under applicable state statutes.
- C. **SEVERABILITY.** Should any provision of this section, or its application to any person or circumstance, be held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be affected thereby.
- D. **DEFINITIONS.** For the purposes of this section, the definitions set forth in section 23.33 (1) of the Wisconsin Statutes, are hereby adopted and incorporated herein as reference.
- E. **DESIGNATED ROUTES.** Except as otherwise specifically provided in section 23.33 of the Wisconsin Statutes, no person shall operate any all-terrain vehicle (ATV) of utility terrain vehicle (UTV) upon any public right of way or on any other public property in the Village of Black Earth except as hereinafter designated.
 - 1) ATV's and UTV's are permitted on all public roadways open to vehicular travel to gain access to designated routes.

- 2) ATV's and UTV's are allowed to park in or along any roadways or alleyways within the Village, unless otherwise posted.
 - 3) ATV/UTV routes shall be open from 7:00 am to 9:00 pm daily.
 - 4) The Village may close ATV/UTV routes at any time through removal of all route signage and by providing notice to the public.
 - 5) ATV/UTVs must stay on routes and not trespass on private property.
- F. ROUTE SIGNS. Under the direction of the Village, the all-terrain routes shall be designated by route signs. The route signs shall be provided by the Wildlife Forever ATV Club, or its successor at their cost, and shall be installed by the Village Public Works Department, in accordance with Chapter NR 64.12 of the Wisconsin Administrative Code. The route signs shall be inspected by the Village annually and shall be maintained by the Wildlife Forever ATV Club, or its successor. The Village shall be promptly notified by the ATV Club of any change in responsibility for maintenance of ATV/UTV route signs.
- G. RESTRICTIONS ON OPERATION. In addition to the provisions of section 23.33 of the Wisconsin Statutes and NR 64.07 of the Wisconsin Administrative Code, the following restrictions are placed on the use of the Village ATV/UTV routes permitted under this section:
- a. The operators of ATVs/UTVs on all designated ATV/UTV routes shall observe the posted roadway speed limits and all other applicable traffic regulations.
 - b. ATV/UTV operators shall ride in single file.
 - c. ATV/UTV headlamps and tail lamps must be turned on at all times and ATV/UTVs must have operational brake lights.
 - d. UTV operators and passengers must wear seat belts at all times.
 - e. ATV/UTV operators shall possess a valid operator's license as defined in section 340.01 (41g) of the Wisconsin Statutes, as may be amended from time to time, including a safety certificate if required by State law.
- H. CLOSURES, SUSPENSION, OR TERMINATION OF ROUTE(S). The Village President shall have the authority to:
1. Temporarily close any all-terrain route designated herein until further notice or less due to an emergency, complaint, or other necessary condition as determined by the Village President.

2. Request the Village Planning and Zoning Committee to review any all-terrain route enacted designated herein for the purpose of suspending or terminating the route.

I. ENFORCEMENT AND PENALTIES. Violations of this section shall incur the maximum penalties set forth in Section 23.33 (13) of the Wisconsin Statutes, as may be amended from time to time.

SECTION 3. This ordinance shall take effect upon passage and publication as provided by law.

BY ORDER OF THE VILLAGE BOARD

By: *Patricia R. Troge*
Pat Troge, Village President

Date: 5-7-2019

Attest: *Shellie Benish, WCMC*
Administrator/Clerk/Treasurer

Ordinance No. #03-16-2017

AN ORDINANCE REQUIRING ALTERNATE SIDE PARKING BETWEEN NOVEMBER 15
AND APRIL 15

WHEREAS, the Village of Black Earth finds it necessary and in the public interest to regulate alternate side parking between November 15 to April 15 in order to facilitate snow removal and street maintenance.

NOW, THEREFORE, the Village Board of the Village of Black Earth, Dane County, Wisconsin, do ordain as follows:

SECTION I. Section 255-21.5 of the Black Earth Municipal Code is hereby created to read as follow:

§ 255-21.5 Alternate side parking regulations.

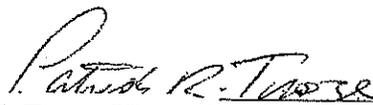
- A. No vehicle shall be parked or left standing between the hours of 1:00 AM and 7:00 AM on the even numbered side of any street on odd numbered calendar days, or on the odd numbered side of any street on even numbered calendar days, between November 15 and April 15 in each year. These parking restrictions shall be in addition to and shall supersede all other parking regulations from time to time existing on any street or highway in the Village.
- B. Notice. Signs giving notice that alternate side parking restrictions are in effect in the Village of Black Earth shall be placed or erected at or near the corporate limits of the Village on all state and country trunk highways and connecting streets in accordance with section 349.13 of the Wisconsin Statutes.
- C. Exceptions. The following vehicles shall be exempt from the provisions of this section:
- (1) Police, fire or other emergency vehicles.
 - (2) Vehicles parked or standing for no longer than 20 minutes while used for deliveries or pick-ups.
- D. Penalty. Anyone who violates this section shall be subject to a fine of \$20 for the first offense, \$50 for the second offense in a season.

SECTION 2. This ordinance shall take effect upon passage and publication as required by law.

Adopted this 5th day of July, 2017



BY ORDER OF THE VILLAGE BOARD


Patrick Troge, Village President

ATTEST:


Shellie Benish, Administrator-Clerk-Treasurer

Village of Black Earth, WI
Tuesday, May 10, 2016

Chapter 255. Vehicles and Traffic

§ 255-9. Parking.

A. General street parking restrictions.

[Amended 7-11-2005 by Ord. No. 05-O-8]

- (1) Auto, truck and nonrecreational vehicle parking. No person, firm or corporation shall park or leave standing in the same location any automobile, truck, tractor, trailer, or vehicle of any description on any public streets, public right-of-way, or public parking lot in the Village for a period longer than 72 hours at any time, except that where a more restrictive parking limit has been established, the more restrictive limit shall apply.
- (2) Recreational vehicle parking. No person, firm or corporation shall park or leave standing in the same location any recreational vehicle on any public streets, public right-of-way, or public parking lot in the Village for a period longer than 48 hours, except that where a more restrictive parking limit has been established, the more restrictive limit shall apply. Once a recreational vehicle has remained on a public street, public right-of-way, or public parking lot for a continuous period of 48 hours, the recreational vehicle shall be moved off of the public street, public right-of-way, or public parking lot for a minimum period of 48 hours. For the purposes of this subsection, the term "recreational vehicle" shall mean RV, motor home, pick-up coach, camper trailer, and fifth-wheel. Upon first offense of this subsection provision, the owner of the recreational vehicle shall be issued a warning. Citations shall be issued for second and subsequent offenses.
- (3) Any law enforcement officer who finds a vehicle standing upon a public street, public right-of-way, or public parking lot in violation of the provisions of this section is authorized to move such vehicle or to require the operator in charge thereof to move the vehicle to a position permitted under this chapter. **The law enforcement officer may cause said vehicle to be removed to a proper impoundment and storage area within the Village where storage space is available, and, in such case the owner shall pay the costs of removing said vehicle and the storage fees on said vehicle before recovering possession of the vehicle.**

*This is what
I was talking
about*

B. Posted limitations.

- (1) The Village Board may designate certain streets or portions of streets as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The Village shall mark, by appropriate signs, each zone so designated in accordance with the provisions of § 349.13, Wis. Stats.
- (2)