

**CITY OF DERBY**

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**ORDINANCE REVIEW ADVISORY BOARD  
REGULAR MEETING  
November 17, 2009  
6:00 P.M.**

**APPROVED MINUTES**

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Betty Wilken presiding.

**ROLL CALL**

Dan Billman  
Jeff Boone, absent  
Rick Brown, absent  
Betty Wilken  
Van Willis

Also Present: Stephanie Knebel, Assistant City Manager  
Doug Chambers, Deputy Police Chief  
Carolyn Morrison, Secretary

**Agenda Item #1 – Approve Minutes**

**MOTION:** Billman moved to approve minutes of regular meeting October 20, 2009.  
Wilken seconded.

**VOTE:** Motion failed 2-3, Willis abstain, Boone and Brown absent.

**Agenda Item #2 – Uniform Public Offense Code**

**Background/Discussion:**

- The City of Derby regularly adopts revisions to the Uniform Public Offense Code (UPOC) published by the Kansas League of Municipalities (KLM).
- The UPOC establishes ordinances based upon Kansas State Statutes and ordinances commonly adopted by municipalities in Kansas.
- As part of the review and adoption process, amendments are drafted by the City of Derby Legal Department to tailor specific sections to local needs.
- The UPOC is presented to the Derby City Council for adoption.

**Financial Considerations:**

- None.

**Legal Considerations:**

- The Police Department is responsible for enforcing the UPOC.
- The 2008 edition of the UPOC was passed by Derby City Council December 9, 2008.

- The 2009 Edition of the UPOC includes revisions of specific sections to remain current with Kansas State Statutes.
- The local amendments proposed are substantially identical with those made to the 2008 Uniform Public Offense Code by the Council.

Policy Considerations:

- Adoption of the 2009 Edition of the Uniform Public Offense Code (with amendments) would bring Derby city ordinance in compliance with applicable Kansas statutes.

Other Considerations:

- Specific changes to the 2009 UPOC are enumerated in the attachment to this document.

Recommendation:

Recommend adoption of the 2008 Uniform Public Offense Code with amendments.

DISCUSSION:

Chambers reviewed the changes to the 2009 UPOC. Brief discussion followed.

MOTION: Billman moved to accept the 2009 Uniform Public Offense Code as presented. Willis seconded.

VOTE: Motion carried 3-0, Boone and Brown absent.

**Agenda Item #3 – Standard Traffic Ordinance**

Background/Discussion:

- The City of Derby regularly adopts revisions to the Standard Traffic Ordinance (STO) published by the Kansas League of Municipalities (KLM).
- The STO establishes ordinances based upon Kansas State Statutes and ordinances commonly adopted by municipalities in Kansas.
- As part of the review and adoption process, amendments are drafted by the City of Derby Legal Department to tailor specific sections to local needs.
- The STO is presented to the Derby City Council for adoption.

Financial Considerations:

- None.

Legal Considerations:

- The Police Department is responsible for enforcing the STO.
- The 2008 edition of the STO was passed by Derby City Council December 9, 2008.
- The Kansas League of Municipalities has published the 2009 Edition of the Standard Traffic Ordinance which incorporates amendments to state statutes regulating traffic.

Policy Considerations:

- Adoption of the 2009 Edition of the Standard Traffic Ordinance (with amendments) would bring Derby city ordinance in compliance with applicable Kansas statutes.

Other Considerations:

- Specific changes to the 2009 STO are enumerated in the attachment to this document.

Recommendation:

Recommend adoption of the 2009 Edition of the Standard Traffic Ordinance, as amended.

DISCUSSION:

Chambers updated the board on the several changes made to the 2009 Standard Traffic Ordinance.

MOTION: Billman moved to accept the 2009 Standard Traffic Ordinance as presented. Willis seconded.

VOTE: Motion carried 3-0, Boone and Brown absent.

Meeting adjourned at 6:35 p.m.