

# STAFF REPORT

## *City Council Business Item*

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**DATE:** July 17, 2023

**TO:** Honorable Mayor and Council Members

**FROM:** Cameron Mull, Parks & Recreation Director

**THROUGH:** Merritt Perry, City Manager

**SUBJECT:** **Public Hearing: First Reading to Consider the Adopting Chapter 12.26 to Title 11 of the Fortuna Municipal Code to Provide Rules and Regulations for Bike and Skate Parks located at Newburg Park. *Ordinance 2023-760***

### **STAFF RECOMMENDATION:**

Adopt the proposed addition to Title 11 of the Fortuna Municipal Code by adding Chapter 12.26, which adopts the Newburg Park Bike and Skate Park Rules & Regulations, by adopting *Ordinance 2023-760*.

### **DISCUSSION:**

As recommended by the City's insurance risk pool, California Intergovernmental Risk Authority (CIRA), and in an effort to protect the best interest and safety of the public while also protecting the City from liability caused by incidences that could occur at the Bike (and future) Skate parks located at Newburg Park, the City has been directed to include the addition and adoption of an ordinance for establishing rules, regulations, and policies for use of these facilities.

The existing (redeveloped) Bike Park currently has the rules of use posted on site, and with the addition of a future Skate Park (approved by City Council on 6/19/23), it has become imperative to provide safety guidelines and regulations for the use of these facilities to protect the public and the City. The attached ordinance was developed in conjunction with the Parks & Recreation Director, CIRA, and the City Attorney.

Adopting this ordinance outlines the expectations (as seen in "Attachment 1") for public use of these facilities during hours of operation, including the rules (i.e. wearing the proper protective gear), regulations of use, and potential penalties & fines for not adhering to the rules. The City will ensure the proper permanent signage will be installed at the new Skate Park upon completion of the ramp (date TBD) for public viewing.

### **FISCAL IMPACT:**

As a result of adopting this ordinance, there would be an expense for the purchase of a sign posting the rules at the future the Skate Park, estimated at \$1,000.

**RECOMMENDED COUNCIL ACTION:**

1. Receive staff presentation and review questions with staff
2. Open public comment
3. Close public comment
4. Motion to hold the first reading of Ordinance 2023-760, read by title only, and continue the Public Hearing to Monday, August 7, 2023 for the second reading and adoption. Roll call vote.

**ATTACHMENTS:**

- *Ordinance 2023-760. An Ordinance of the City Council of the City of Fortuna adding chapter 12.26 to Title 11 of the Fortuna Municipal Code to provide rules and regulations pertaining to the Bike and Skate parks located at Newburg Park.*