

RESOLUTION NO. 004-2020

**A RESOLUTION ADOPTING A DISTRACTED DRIVING POLICY
FOR THE TOWN OF CRESTONE**

WHEREAS, the Town of Crestone has staff and elected officials who regularly require the use of Town-owned vehicles; and

WHEREAS, the Board of Trustees of the Town of Crestone adopted a policy relating to said vehicles and distracted driving within the boundaries of the Town on July 13, 2020; and

WHEREAS, the Town Board finds that this policy is necessary for the immediate preservation of the public peace, health, and safety within the Town as required by CIRSA.

NOW THEREFORE, be it resolved by the Board of Trustees of the Town of Crestone that the Distracted Driving Policy adopted by the Town Board on July 13, 2020, (attached hereto and incorporated by reference) is hereby adopted and integrated into the provisions of the Safety Manual referenced in §5.2.02 of the Town Personnel Manual as adopted by Resolution #005-2017 and codified as Appendix 2C of the Crestone Town Code.

DONE AND SIGNED this 13th day of July, 2020.

ATTEST:

Allyson Ransom

Allyson Ransom, Town Clerk

Kairina Danforth
Kairina Danforth, Mayor

Town of Crestone Distracted Driving Policy

1. Introduction

The Town of Crestone has employees who use a town truck, trailer, mowers and a tractor, primarily in the Public Works Department. This policy is to inform all staff and town officials that all distracted driving at any time is hazardous and is considered a primary offense by state law, including while driving town-owned vehicles.

2. Details

Current law states that a law enforcement officer must see the driver using a mobile device that transmits data and that the driver was operating the motor vehicle in a careless or imprudent manner in order to issue a citation. However, if town staff, elected officials or others observe an employee driving distractedly, they must report it to their supervisor or to the board.

A. Regular cell phone use for voice calls is permitted. Headphones may be worn in one ear only for this purpose. However, manual data entry and transmission on a cell phone (e.g., sending a text message or browsing the internet) shall not be permitted while driving behind the wheel.

B. Exceptions to the law are provided under specified circumstances. Drivers may use a wireless device for phone calls or sending or receiving text messages either to contact a public safety entity or during an emergency. An emergency is defined as any situation in which the following may occur:

- a person has reason to fear for his or her life or safety, or believes that a criminal act may be perpetrated against him or her or against another person;
- reporting of a fire, serious traffic accident, serious road hazard, or a medical or hazardous materials emergency; or
- reporting of a person who is driving in a reckless, careless, or unsafe manner.

3. Review and Modification of Policy

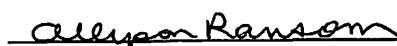
The Crestone Board of Trustees may modify or clarify this policy at any time. Where the board has delegated responsibility or authority to a Town employee or official then that employee or official shall have full authority to modify that portion of the policy.

4. Review of Policy

The Town Clerk's office will keep on file any comments and complaints received regarding this policy. The policy may be reviewed periodically. Any review will consider comments and complaints since the last review and any other factors affecting the policy or its implementation.

5. Effective Date of Policy

This policy shall be effective as of July 13, 2020. Modifications of the policy shall be effective on the date said modifications are approved by the Board of Trustees' through passage of an ordinance or resolution.


Allyson Ransom, Town Clerk