



Menominee County Highway Department

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Menominee County Highway Committee Regular Meeting Minutes Tuesday, June 13, 2023 Highway Department Conference Room

1. Call to Order. 9:01 a.m.

2. Roll Call. Committee members present: Keith Tourtillott, Eugene Caldwell, and Gregg Malmstrom. A quorum was present. Others present: Jeremy C. Weso, Highway Commissioner; Ken Casper, Patrol Superintendent; Brittany Anderson, Office Manager; and Pat Roberts, Mechanic.

3. Community Input

None

4. Approval of Minutes: Regular Meeting of May 9, 2023.

Motion by G. Malmstrom to approve the regular meeting minutes of May 9, 2023. Second by E. Caldwell. Motion approved.

5. Commissioner's Report

The Commissioner's presented his written report. There were no questions on the report or action items contained in the report.

6. Establishing ATV Routes

The Commissioner informed the committee that he had copies of county and town ordinances from neighboring communities. The Commissioner asked other counties and towns if they could share any lessons that they learned in the process of adopting ordinances and designating ATV/UTV routes. The Commissioner also drafted a county and town ordinance, but those drafts have not yet been reviewed by Corporation Counsel. The Commissioner has a meeting with Highway Commissioners from the northern counties the following week and that he hopes to obtain more feedback from those commissioners at that meeting. The Commissioner handed out a draft of both the county and town ordinance.

G. Malmstrom asked what the procedural requirements would be for approval of the draft ordinances as it relates to obtaining community input. The Commissioner stated that the Board could schedule a public hearing if they thought it was important to obtain public feedback.

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E. Caldwell expressed concern about children on ATVs driving at high rates of speed, recalling a major ATV accident that occurred in the past and the Tribe's efforts to legislate the matter. As a former Tribal Legislator, E. Caldwell advocate impounding ATVs pending payment of any fines or fees. E. Caldwell also expressed concern over insurance coverage for ATV operators. The Commissioner commented that the county and town ordinances would only be enforceable upon non-Indians and that the Tribe's Chapter 550 code governing ATVs, which contains fines and forfeitures for a host of violations, would govern tribal members and descendants.

K. Tourtillott expressed his concerns about enforcing the Tribe's ATV ordinance because chasing down a child on an ATV could result in the child injuring or killing him/herself if he/she tries to evade law enforcement. The other problem he has is that the community reports suspected violations but will not furnish sufficient details to help support a citation. K. Tourtillott shared that the Tribe's ATV ordinance used to allow confiscation, but the confiscation mechanism was removed from the ordinance. K. Tourtillott further stated that the Tribe's enforcement committee is looking into enacting a registration requirement, which might entail applying the State's registration requirements, except for requiring a plate to be affixed to the ATV. K. Tourtillott's hope is that the County/Town and Tribe's ATV requirements could be similar if not the same.

7. Monthly Expenditures

Included in the meeting packet was a memo from the Commissioner summarizing the May payables. The May 2023 payables consisted of 24 invoices totaling \$33,828.07.

Motion by E. Caldwell to approve the May 2023 payables in the amount of \$33,828.07. Second by G. Malmstrom. The motion carried.

8. Financial Report

The meeting packet included the financial report for April 2023. The financial report revealed year-to-date revenues of \$894,944.59, YTD expenses of \$682,563.08, YTD depreciation of \$68,653.74, and a YTD surplus of \$212,381.51.

No action required.

9. Agenda Items for Next Meeting

ATV Update

10. Adjournment: 9:26 a.m.

Minutes recorded and prepared by J. Weso.