

Enforcement & Resource Protection Committee
Regular Meeting
October 26, 2005 – 2:00 p.m.
Tribal Office Board Room

1. Call to Order & Roll Call-

Committee Vice-Chairperson Lynette Miller called the meeting to order at 2:05 p.m. Those present: Mark Waukau, Bill Kussel, Al Fowler, Barb Nelson, Gary Schuettpelz, Trilby Beauprey-McIntosh and Chairman Gary Besaw arrived late. Tony Warrington and Bryan Lepscier were absent. Also present for the meeting was Dick Dodge, Roberta Reiter, Yvette Snow, Rob Orcutt and Ami O'Kimosh.

2. Moment of Silence-A moment of silence was observed.

3. Review Minutes Dated September 28, 2005-

Motion made by Barb Nelson to approve the minutes dated September 28, 2005. Motion was seconded by Trilby Beauprey-McIntosh. All those in favor of the motion signify by saying aye, 4-for, 0-opposed, 3-absent, 2-abstentions (Mark Waukau and Bill Kussel). Motion carried.

4. Review Monthly Reports-

Committee went into a lengthy discussion regarding the Menominee Tribal Police Department. At the last meeting committee members suggested that Mark bring a copy of the department flow chart and that he submit copies of his monthly reports. Mark submitted the requested information and the committee discussed it. No action was taken.

Committee discussed the Junk Vehicle Ordinance and the citations that are being given to people. Committee members would like a copy of the amended ordinance.

Committee discussed the possibility of establishing an alcohol tax on all liquor and beer sold on the reservation. No action was taken but committee would like to have the issue as an agenda item at the next meeting.

Committee Chairman Gary Besaw took over as Chairman at 2:40 p.m.

5. Discuss/Action on New Domestic Violence Ordinance-

Bill informed the committee that Marco Espinoza is no longer the Domestic Violence Prosecutor and he should be hiring another person shortly. Bill will bring the new DV Prosecutor up to speed with the ordinance and will discuss it at the next meeting.

Motion made by Lynette Miller to table. Motion was seconded by Al Fowler. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

6. **Discuss/Action on Construction Contractor Tax Draft Ordinance/R. Reiter-**
Committee reviewed the ordinance and suggested changes that should be made. No action was taken and the issue will be discussed at the next meeting.
7. **Alcohol Task Force Update-**
Chairman Besaw stated that the task force was holding meetings but for some reason stopped and they never came back to the committee with their recommendations. Chairman Besaw stated that they were working on a lot of good ideas. Chairman Besaw stated that he would be putting together a summary and will give it to the committee when it is ready.
8. **Discuss/Action on ATV Ordinance 97-13-**
Yvette Snow was present and stated that she has been working with Rob Orcutt on the changes. Committee reviewed the changes and made some slight adjustments. No action was taken and the ordinance will be discussed at the next meeting.
9. **Nuclear Waste Repository Update-**
Gary Schuettpelz stated that another letter opposing the Nuclear Waste Repository was drafted and sent to the Tribal Chairman for signature.
10. **BIA-LES Standards Review, Use of Force Chapter 1 Volume 5 Sections 1-8-**
Mark Waukau was concerned that the committee asked that anything to do with tasers be taken out of the Use of Force Policy. Mark asked that the committee reconsider.

Committee went into a lengthy discussion regarding the Use of Force Policy and made the following motion;

Motion made by Bill Kussel to approve the Menominee Tribal Police Volume 5 Law Enforcement Operations Chapter 1. Primary Law Enforcement Functions Sections 1-8, Use of Force with recommended changes. Page 11 under I. Policy Distribution and Training add “approach and follow through considerations to include recognition of and response to medically significant behavior. And the replacement of the disturbance resolution model as recommended by the Wisconsin Department of Justice Law Enforcement Standards Board. Motion was seconded by Trilby Beauprey-McIntosh. All those in favor of the motion signify by saying aye, 6-for, 1-opposed (Lynette Miller), 1-abstention (Mark Waukau), 2-absent. Motion carried.

- 11. Discuss/Action on EPA-Tribal Environmental Agreement 2006-2008-**
Gary Schuettpelz handed everyone a copy of the agreement. Since the committee has not yet had a chance to review the agreement they would like to look it over and take action on it at the next meeting.

Motion made by Lynette Miller to table. Motion was seconded by Barb Nelson. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

- 12. Other Business-**
No other business was discussed.

- 13. Adjournment-**

Motion made by Lynette Miller to adjourn. Motion was seconded by Barb Nelson. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

Meeting adjourned at 4:55 p.m.

Respectfully Submitted by
Legislative Staff Services