



MARATHON COUNTY PUBLIC SAFETY COMMITTEE MEETING AGENDA

Date & Time of Meeting: **Wednesday, November 3, 2021 at 1:30 pm**

Meeting Location **WebEx/Courthouse Assembly Room, (B105), Courthouse, 500 Forest St., Wausau** Committee

Members: Matt Bootz, Chair; Brent Jacobson; Vice-Chair, Jennifer Bizzotto; Bruce Lamont; Jean Maszk; Allen Opall; Vacant

Marathon County Mission Statement: *Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business. (Last updated: 12-20-05)*

Committee Mission Statement: *Provide leadership for the implementation of the Strategic Plan, monitoring outcomes, reviewing and recommending to the County Board policies related to public safety initiatives of Marathon County.*

The meeting site identified above will be open to the public. However, due to the COVID-19 pandemic and associated public health directives, Marathon County encourages Public Safety Committee members and the public to attend this meeting remotely. Instead of attendance in person, Committee members and the public may attend this meeting by **telephone conference**. If Committee members or members of the public cannot attend remotely, Marathon County requests that appropriate safety measures, including adequate social distancing, be utilized by all in-person attendees.

Persons wishing to attend the meeting by phone may call into the **telephone conference beginning five (5) minutes prior to the start time indicated above using the following number:**

Phone#: 1-408-418-9388

Access Code: 146-159-7938

The meeting will also be broadcast on Public Access or at <https://tinyurl.com/MarathonCountyBoard>

When you enter the telephone conference, **PLEASE PUT YOUR PHONE ON MUTE!**

1. **Call Meeting to Order**
2. **Public Comment (15 Minutes)** *(Any person who wishes to address the County Board, or one of its committees, during the "Public Comment" portion of meetings, must provide his or her name, address, and the topic he or she wishes to present to the Marathon County Clerk, or chair of the committee, no later than five minutes before the start of the meeting.)*
3. **Approval of the October 6, 2021 Public Safety Committee Meeting Minutes**
4. **Policy Issues Discussion and Potential Committee Determination**
 - A. Awards Presentation of Sheriff's Office Personnel by Sheriff Parks
5. **Operational Functions Required by Statute, Ordinance or Resolution:**
 - A. Amend Section 7.125 of the Marathon County Code Relating to the Designation of ATV/UTV Routes and Trails And Regulation of ATV/UTV Operations within Marathon County
6. **Educational Presentations/Outcome Monitoring Reports**
 - A. Update From Sheriff's Office Relative to Retention and Recruitment
 - B. Update from Sheriff's Office on Implementation of Body Cameras
 - C. Intergovernmental Agreement – Assignment of Addressing in Villages (Laurie Miskimins, Preston Vande Voort)
7. **Next Meeting Time, Location, Announcements and Agenda Items:**
 - A. Committee members are asked to bring ideas for future discussion
 - B. Next meeting: **Wednesday, December 1, 2021 at 1:30pm**
8. **Adjournment**

*Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 261-1500 or e-mail countyclerk@co.marathon.wi.us one business day before the meeting

SIGNED /s/ Matt Bootz

Presiding Officer or Designee

EMAILED/FAXED TO:

Wausau Daily Herald, City Pages, and

NOTICE POSTED AT COURTHOUSE FAXED TO:

Other Media Groups

FAXED BY: Toshia Ranallo

BY: Toshia Ranallo

FAXED DATE & TIME: 10/29/2021 3:00 p.m.

DATE & TIME: 10/29/2021 3:00 p.m.



**MARATHON COUNTY
PUBLIC SAFETY COMMITTEE MEETING
MINUTES**

Wednesday, October 6, 2021 at 1:30 pm

WebEx/Courthouse Assembly Room, (B105), Courthouse, 500 Forest St., Wausau

Members	Present/Web-Phone	Absent
Chair Matt Bootz	X	
Vice Chair Jennifer Bizzotto	W	
Brent Jacobson	W	
Bruce Lamont	W	
Jean Maszk	W	
Allen Opall		X
Arnold Schlei	Phone	

Also Present: Lance Leonhard, Michael Puerner, Davis Runde, Ruth Heinzl, Phil Rentmeester, Kelly Schremp, and Toshia Ranallo.

WebEx/Phone: Craig McEwen

1. Call Meeting to Order

The meeting was called to order by Chair Bootz at 1:30 p.m.

2. Public Comment - None

3. MOTION BY LAMONT; SECOND BY SCHLEI TO APPROVE THE MINUTES OF THE SEPTEMBER 1, 2021 PUBLIC SAFETY COMMITTEE MEETING. MOTION CARRIED.

4. Policy Issues Discussion and Potential Committee Determination: None

5. Operational Functions Required by Statute, Ordinance or Resolution: None

6. Educational Presentations/Outcome Monitoring Reports

A. WI Circuit Court Access Program Data Subscription

Discussion:

Administrator Leonhard gave an overview of the WI Circuit Court Access Program that is available to the public and why the non-public version is important for Marathon County’s Criminal Justice System. The extended version will allow greater access to data to assist in making better informed decisions. The cost of the subscription was \$6,250 and authorized by Administrator Leonhard from the County Administration budget. Funding for this subscription will be allocated in future budgets.

The Program is currently being utilized for two UniverCity Projects. Assistant District Attorney Davis Runde reported on a project to determine racial and possible socioeconomic disparities within the Marathon County Justice System. Diversion Coordinator Ruth Heinz explained using the program for analyzing delays in case processing due to the timeliness of filing reports and to determine ways to improve these efficiencies.

Follow Up:

- The UniverCity Project studies will be provided to the committee at a later date.
- Email committee the *Measurers for Justice Report*.

B. Criminal Justice Coordinating Council – report of discussion of first meeting

Discussion:

Administrator Leonhard gave an update on the Criminal Justice Coordinating Council (CJCC) who met on September 16th. The counsel consists of the county board chair, judges, prosecutors, representatives from defense counsel, law enforcement, the jail, social services and other entities along with the committee chairs from Public Safety and Health and Human Services. The meeting entailed bylaws and election of Chairperson Judge Suzanne O’Neill, and Vice Chair County Board Chairman Kurt Gibbs. The Counsel heard many educational presentations that included:

- Partnership within the Criminal Justice System with the University Year Program
- Addressing potential racial and socioeconomic disparities
- Addressing criminal case delays
- Improving the arrest determination decision being made by law enforcement and an approach being piloted by both the county and the Wausau police department

- Conducting an evaluation and clarifying goals of the Pre-Trial Case Management and Supervision Program
- Project attempting to assist on how to evaluate our SSTOP Program
- Project across the criminal justice system to measure what matters, understand what the key performance indicators are, and working together to develop a framework for communicating that to stakeholders

Follow Up:

Minutes will be included in future Public Safety Committee packets and the next meeting is scheduled for October 21, 2021 at 8am.

- C. Recent Discussions in the Community Regarding Emergency Medical Services Challenges and Our Univercity Year Project and Next Steps

Discussion:

Emergency Management Director Phil Rentmeester reported he is working with UW-Madison Masters of Public Health and engineering students on UniverCity Year Projects that entail EMS strategic planning, recruitment and retention, and technical rescue response. Their discussions below are related to Marathon County Strategic Plan Objectives 7.1, 12.3, and 10.6.

1) 7.1 Provide cost-effective and high quality public safety services

2) 12.3 Promote cost-effective public services

3) 10.6 Ensure the future availability of a skilled and flexible workforce prepared to meet the needs of both existing and emerging industries and technologies

- Consider the potential to consolidate emergency service agencies
- Develop a report that assesses the current emergency medical service delivery system within Marathon County and provide evidence-based recommendations for a strategic plan that can consider different models to include urban and rural in nature to increase efficiency, improve response times, sharing of services such as ambulances, motor pools, administrative costs.
- Feasibility of delivering services from a paramedic level to the emergency medical responder level
- Costs associated with the delivery systems and what they would be for each municipality
- Evaluation tool to find out what a successful service delivery model looks like and what would be best provided for in Marathon County
- Improve purchasing consolidation and distributing supplies
- Enhancing training opportunities
- Assess locations for fire and ambulance stations and whether they can be used in some type of future agreement
- Current cooperative response agreements in place amongst the municipalities
- Volunteerism and how to get health care workers into the field
- Model operations and options that could be used for hybrid of volunteers including career staff and/or part-time staff
- Future funding sources whether we can expand out on billing or levies

Administrator Leonhard indicated he would like to invite a presenter from the WCA Conference he recently attended to give a presentation on counties who have consolidated systems.

Follow Up:

Rentmeester encouraged the committee to join a virtual presentation given by the UW-Madison Masters of Public Health on December 7th from 11:00 a.m. to 12:30 p.m.

7. Next Meeting Time, Location, Announcements and Agenda Items:

- A. Next meeting: **Wednesday, November 3, 2021 at 1:30 pm**

8. MOTION BY MASZK; SECOND BY SCHLEI TO ADJOURN THE MEETING AT 2:22 P.M. MOTION CARRIED.

Respectfully submitted by,
Toshia Ranallo

[Click here to view the recording of the meeting.](#)

Sec. 7.125. All-terrain vehicles and utility terrain vehicles.

- (1) *Intent.* To create uniform procedures and requirements for the use and operation of All-Terrain Vehicles and Utility Terrain Vehicles on Marathon County routes and trails.
- (2) *Definitions.* In this section, words and phrases used herein shall have the meaning as defined by § 23.33(1), Wis. Stats., unless otherwise defined herein. All-terrain vehicles (hereinafter referred to as ATVs) shall have the definition given in § 340.01(2g), Wis. Stats. Utility terrain vehicles (hereinafter referred to as UTVs) shall have the definition given in § 23.33(1)(ng), Wis. Stats. Any reference to a Wisconsin Statute Section or Administrative Code Regulation is a reference to that specific chapter, section, code, or its successor chapter, section, or code. Any future amendments, revisions, or modifications of the statutes or administrative code incorporated herein are intended to be made part of this Code in order to secure uniform statewide regulation of all-terrain vehicles.
- (3) *Statutory authority.* Marathon County is authorized to designate highways as ATV/UTV routes pursuant to §§ 23.33(8)(b) and 59.02, Wis. Stats., and is authorized to enact ordinances regulating ATVs and UTVs on designated routes and trails pursuant to § 23.33(11)(a), Wis. Stats.
- (4) *Designation of ATV/UTV routes.*
 - (a) *Designation of County Highways.* The Highway Commissioner shall designate highway segments within Marathon County as ATV/UTV routes if, during a biannual review of all County highways, the Commissioner determines that the segment meets all of the following criteria:
 - (i) The highway segment has a traffic volume of 1,500 vehicles per day or less; and
 - (ii) The highway segment is located outside the boundaries of the Wausau Metropolitan Planning Organization's Planning Boundaries, as designated by the Wausau Metropolitan Planning Organization.
 - (b) *Public Safety Exception.* If, during the biannual review of County highways in (a) above, the Highway Commissioner determines that public safety necessitates that a highway segment be opened or closed to ATV/UTV traffic, the Commissioner may open or close that highway segment to ATV/UTV traffic in his or her discretion. The Highway Commissioner may consider the volume of traffic on the segment, the need to provide a safer connection between existing routes, the frequency of traffic incidents on the segment, the input of law enforcement, citizen input, or other factors relevant to public safety.
 - (c) *Publication of Routes.* After completion of the biannual review of highway segments, the Highway Commissioner shall publish, in a format accessible on the County website, a map of ATV/UTV routes within Marathon County.
 - (d) *Appeal.* Any determination of the Highway Commissioner relative to whether a segment of County Highway meets the criteria as set above may be appealed in writing to the County Administrator.
 - (e) *Temporary Closure of Routes.* The Highway Commissioner has authority to temporarily close, terminate, or modify routes at any time if conditions require such a temporary action.
 - (f) *Highways not designated shall be posted.* All County Highways not designated as ATV/UTV routes shall be posted to prohibit ATV/UTV use.
 - (g) *Authority of County Board.* The County Board of Supervisors may rescind or modify the designation of an ATV/UTV route by enactment of an ordinance rescinding or modifying the designation.
- (5) *Designation of ATV/UTV trails.* The Wausau and Marathon County Parks, Recreation, and Forestry Director (Director) may designate ATV/UTV trails following due consideration of the recreational value and after weighing possible dangers, public health, liability concerns, and terrain involved.

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- (a) *Duties of Director.*
- (i) The Director shall designate which portions of county land are designated as ATV/UTV trails. The Director will update the Infrastructure Committee with respect to the status of, and changes to, ATV/UTV trails.
 - (ii) The Director shall ensure that all trails designated pursuant to this section are properly posted.
 - (iii) The Director shall establish the official ATV/UTV trail opening and closing dates for each year. Dates shall be posted on the Marathon County website in a place visible to the public.
 - (iv) All trails established pursuant to this section shall be reviewed annually by the Director to consider the continued value, efficacy, and need for the ATV/UTV trails.
- (b) *Application process for trail designation.* The Director shall develop policies and procedures for consideration of, and designation of, ATV/UTV trails in accordance with the requirements of § 23.33, Wis. Stats, Wis. Admin. Code NR § 64, and the provisions of this section.
- (i) **Municipalities.** Any town, village, or city in Marathon County may apply to the Director and request that portions of county lands be designated as ATV/UTV trails. Applications shall be completed on a form prescribed by the Director and must be in compliance with the policies and procedures developed by the Director for the designation of ATV/UTV trails. The town, village, or city must further affirm that the municipality will pay for the costs to make, install, and maintain ATV/UTV trail signs.
 - (ii) **ATV/UTV clubs.** An organization that has assembled as a recognized ATV/UTV club may apply to the Director and request that the Director designate an ATV/UTV trail within Marathon County. Applications shall be completed on a form prescribed by the Director and must be in compliance with the policies and procedures developed by the Director for the designation of ATV/UTV trails. An ATV/UTV club must further affirm that the club will pay for the costs to make, install, and maintain ATV/UTV trail signs. The Director may require an ATV/UTV club to execute a trail maintenance contract and obtain or maintain insurance as required by Marathon County.
 - (iii) The County Board of Supervisors may rescind or modify the designation of an ATV/UTV trail by enactment of an ordinance rescinding or modifying the designation.
 - (iv) **Application requirements.** An application for designation of an ATV/UTV trail must, at a minimum, include the following:
 - 1. A map showing the proposed ATV/UTV trail in relation to the county highway system.
 - 2. A map showing any ATV/UTV routes leading to the proposed trail.
 - 3. A statement explaining why the proposed trail should be designated as an ATV/UTV trail.
 - 4. If the applicant is an ATV/UTV club, the names and addresses of its officers, the date when the organization was established or incorporated, and the number of members.
 - 5. A statement that the applicant will be financially responsible for payments for the installation and maintenance of required ATV/UTV trail signs.

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6. If the proposed trail travels on private property, a statement from the owner of said property attesting that the landowner will consent to the creation of a trail on said property.
- (c) *Appeal.* The Director's determination regarding an application for or continuation of a designated ATV/UTV trail may be appealed by the person aggrieved as provided in Chapter 24 of the Marathon County Code of Ordinances. In the event of an appeal, the review of the Director's initial determination shall be conducted by the county administrator or his or her designee.
- (6) *Regulation of ATVs and UTVs.* Any and all routes and trails opened within Marathon County are opened subject to the conditions and requirements contained within this section. Any operator or passenger on an ATV/UTV route or trail shall comply with all federal, state, and local laws, orders, regulations, restrictions, and rules, including those outlined in § 23.33, Wis. Stats., § 346.02(11), Wis. Stats., and Wis. Admin. Code NR § 64. All ATV/UTV rules of operation outlined in § 23.33, Wis. Stats., § 346.02(11), Wis. Stats, and Wis. Admin. Code NR § 64 are adopted and incorporated in this section.
- (a) *Operator and rider requirements for routes.* In addition to those regulations identified in Wis. Stat. § 23.33, Wis. Stat. § 346.02(11), and Wis. Admin. Code NR § 64, any person who operates or rides as a passenger on an ATV or UTV on a roadway that is an ATV/UTV route in Marathon County designated pursuant to § 23.33(8)(b)1, Wis. Stats. must meet the following requirements:
- (i) No person may operate an ATV or UTV without having attained the age of 16, except as set forth in Wis. Stat. § 23.33(5).
 - (ii) No person may operate an ATV or UTV without a valid driver's license, except as set forth in Wis. Stat. § 23.33(5).
 - (iii) All operators shall have a liability insurance policy in force on any ATV or UTV operated on an ATV/UTV route. The liability insurance policy must have the following minimum coverages:
 1. Ten thousand dollars for property damage.
 2. Twenty-five thousand dollars for the injury or death of one person.
 3. Fifty thousand dollars for the injury or death of more than one person.
- (b) *Operator and rider requirements for trails.* In addition to those regulations identified in Wis. Stat. § 23.33, Wis. Stat. § 346.02(11), and Wis. Admin. Code NR § 64, any person who operates or rides as a passenger on an ATV or UTV on a trail that is an ATV/UTV trail in Marathon County designated pursuant to § 23.33(8)(c), Wis. Stats. must meet the following requirements:
- (i) Any operator between the ages of 12 and 15 years must have a valid ATV Safety Certificate to operate an ATV on a designated ATV/UTV trail system.
 - (ii) Any person aged 16 years or older must have a valid driver's license, except as set forth in Wis. Stat. § 23.33(5).
 - (iii) The legal owner of the ATV/UTV shall have a liability insurance policy in force on any ATV or UTV operated on an ATV/UTV trail. The liability insurance policy must have the following minimum coverages:
 1. Ten thousand dollars for property damage.
 2. Twenty-five thousand dollars for the injury or death of one person.
 3. Fifty thousand dollars for the injury or death of more than one person.
- (c) *Rules of operation.* The operation of an ATV or UTV on a roadway that is an ATV/UTV route in Marathon County designated pursuant to § 23.33(8)(b)1, Wis. Stats., or an ATV/UTV trail in Marathon

County designated pursuant to § 23.33(8)(c), Wis. Stats., is subject to the following rules of operation in addition to those outlined in Wis. Stat. § 23.33, Wis. Stat. § 346.02(11), and Wis. Admin. Code NR § 64:

- (i) Operators may only operate on a designated ATV/UTV route or trail if said route or trail is signed in accordance with § 23.33(8)(e), Wis. Stats., and Wis. Admin. Code NR § 64.12(7).
- (ii) Operators on ATV/UTV trails shall observe a speed limit not to exceed 35 miles per hour or the posted speed limit on the trail, whichever is less.
- (iii) Operators shall ride in single file on the far right edge of the pavement.
- (iv) Operators may not operate an ATV or UTV on an ATV/UTV route at any time before or after Operating Hours on routes are designated as 5:00 AM through 10:00 PM.
- (v) All ATVs and UTVs must operate with fully functional headlamps, tail lamps, and brake lights.
- (vi) Every ATV or UTV shall be equipped, maintained, and operated to prevent excessive or unusual noise. No person shall operate an ATV or UTV on an ATV/UTV Route unless the vehicle is equipped with a muffler or other effective noise-suppressing system in good working order and in constant operation.

(d) *Agricultural Purpose.*

(i) *Definition.* In this subsection, the definition of agricultural purpose as set forth in Wis. Stat. § 23.33(1)(ag) is adopted. Agricultural purpose includes a purpose related to the transportation of farm implements, equipment, supplies, or products on a farm or between farms.

(ii) *Regulations not Applicable.* As set forth in State law, Subsections (a) through (c) above do not apply to an ATV or UTV being utilized for an agricultural purpose.

(iii) *State Law Applies.* Operators of ATVs and UTVs utilized for an agricultural purpose must comply with all applicable state law and administrative regulations.

(e) *Enforcement.*

- (i) Any act that is required or is prohibited by any statute or administrative code provision incorporated herein by reference is required or prohibited by this Code.
- (ii) The Marathon County Sheriff's Office, local law enforcement agencies, and the Marathon County Parks, Recreation and Forestry Department shall have authority to enforce this section pursuant to § 23.33(12), Wis. Stats.

(e) *Penalties.*

- (i) Any forfeiture for a violation of State Statute or Administrative Code adopted by reference in this section shall conform to the forfeiture permitted to be imposed for violation of said statutes or code provisions as set forth therein.
- (ii) Any violation of a section of this section without a penalty specified by statute or administrative code shall have a cash deposit requirement of \$50.00 plus court costs. A cash deposit requirement of \$150.00 plus court costs will be required for a second violation of this section within a 12-month period.

- (7) *Severability.* The provisions of this section shall be deemed severable and it is expressly declared that Marathon County would have passed the other provisions of this section irrespective of whether or not one or more provisions may be declared invalid. If any provision of this section or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be deemed affected.

(8) Effective Date. This ordinance becomes effective upon passage, posting of all signs and publication.
(O-4-97; O-31-13; O-5-19; O-28-19; O-36-19; O-27-21)

Sec. 7.125. All-terrain vehicles and utility terrain vehicles.

- (1) *Intent.* To create uniform procedures and requirements for the use and operation of All-Terrain Vehicles and Utility Terrain Vehicles on Marathon County routes and trails.
- (2) *Definitions.* In this section, words and phrases used herein shall have the meaning as defined by § 23.33(1), Wis. Stats., unless otherwise defined herein. All-terrain vehicles (hereinafter referred to as ATVs) shall have the definition given in § 340.01(2g), Wis. Stats. Utility terrain vehicles (hereinafter referred to as UTVs) shall have the definition given in § 23.33(1)(ng), Wis. Stats. Any reference to a Wisconsin Statute Section or Administrative Code Regulation is a reference to that specific chapter, section, code, or its successor chapter, section, or code. Any future amendments, revisions, or modifications of the statutes or administrative code incorporated herein are intended to be made part of this Code in order to secure uniform statewide regulation of all-terrain vehicles.
- (3) *Statutory authority.* Marathon County is authorized to designate highways as ATV/UTV routes pursuant to §§ 23.33(8)(b) and 59.02, Wis. Stats., and is authorized to enact ordinances regulating ATVs and UTVs on designated routes and trails pursuant to § 23.33(11)(a), Wis. Stats.

(4) Designation of ATV/UTV routes.

(a) Designation of County Highways. The Highway Commissioner shall designate highway segments within Marathon County as ATV/UTV routes if, during a biannual review of all County highways, the Commissioner determines that the segment meets all of the following criteria:

- (i) The highway segment has a traffic volume of 1,500 vehicles per day or less; and
- (ii) The highway segment is located outside the boundaries of the Wausau Metropolitan Planning Organization's Planning Boundaries, as designated by the Wausau Metropolitan Planning Organization.

(4) Designating ATV/UTV routes. The Marathon County Highway Commissioner (Commissioner) may designate ATV/UTV routes following due consideration of the recreational value and after weighing possible dangers, public health, liability concerns, terrain involved, traffic density, and history of automobile traffic on potential and existing routes.

(ab) Duties-Public Safety Exception. If, during the biannual review of County highways in (a) above, the Highway Commissioner determines that public safety necessitates that a highway segment be opened or closed to ATV/UTV traffic, the Commissioner may open or close that highway segment to ATV/UTV traffic in his or her discretion. The Highway Commissioner may consider the volume of traffic on the segment, the need to provide a safer connection between existing routes, the frequency of traffic incidents on the segment, the input of law enforcement, citizen input, or other factors relevant to public safety of Highway Commissioner.

(i) The Commissioner shall designate which portions of county highways are ATV/UTV routes. The Commissioner will update the Infrastructure Committee with respect to the status of, and changes to, ATV/UTV routes.

(ii) The Commissioner shall ensure that all routes designated pursuant to this section are properly posted.

(c) Publication of Routes. (iii) After completion of the biannual review of highway segments, the Highway Commissioner shall publish, in a format accessible on the County website, a map of ATV/UTV routes within Marathon County. The Commissioner shall establish the official ATV/UTV route opening and closing dates for each year. Dates shall be posted on the Marathon County website in a place visible to the public.

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(d) Appeal. Any determination of the Highway Commissioner relative to whether a segment of County Highway meets the criteria as set forth above may be appealed in writing to the County Administrator.

(e) Temporary Closure of Routes. The Highway Commissioner has authority to temporarily close, terminate, or modify routes at any time if conditions require such a temporary action. All routes established pursuant to this section shall be reviewed annually by the Commissioner to consider the continued value, efficacy, and need for the ATV/UTV routes.

(f) Highways not designated shall be posted. All County Highways not designated as ATV/UTV routes shall be posted to prohibit ATV/UTV use.

(g) Authority of County Board. The County Board of Supervisors may rescind or modify the designation of an ATV/UTV route by enactment of an ordinance rescinding or modifying the designation.

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(b) Application process for route designation. The Commissioner shall develop policies and procedures for consideration of, and designation of, ATV/UTV routes in accordance with the requirements of § 23.33, Wis. Stats., Wis. Admin. Code NR § 64, and the provisions of this section.

(i) Municipalities. Any town, village, or city in Marathon County may apply to the Commissioner and request that portions of county highways be designated as ATV/UTV routes. Applications shall be completed on a form prescribed by the Commissioner and must be in compliance with the policies and procedures developed by the Commissioner for the designation of ATV/UTV routes. The town, village, or city must further affirm that the municipality will pay for the costs to make, install, and maintain ATV/UTV route signs.

(ii) ATV/UTV clubs. An organization that has assembled as a recognized ATV/UTV club may apply to the Commissioner and request that the Commissioner designate an ATV/UTV route within Marathon County. Applications shall be completed on a form prescribed by the Commissioner and must be in compliance with the policies and procedures developed by the Commissioner for the designation of ATV/UTV routes. An ATV/UTV club must further affirm that the club will pay for the costs to make, install, and maintain ATV/UTV route signs.

(iii) The County Board of Supervisors may rescind or modify the designation of an ATV/UTV route by enactment of an ordinance rescinding or modifying the designation.

(iv) Application requirements. An application for designation of an ATV/UTV route, at a minimum, include the following:

1. A map showing the proposed ATV/UTV route on the county highway system.
2. A map showing any ATV/UTV trails leading to the proposed route.
3. A statement explaining why the proposed route should be designated as an ATV/UTV route.
4. If the applicant is an ATV/UTV club, the names and addresses of its officers, the date when the organization was established or incorporated, and the number of members.
5. A statement that the applicant will be financially responsible for payments for the installation and maintenance of required ATV/UTV route signs.
6. Any municipality in which the segment of a county roadway being proposed as an ATV/UTV route exists must have adopted the regulations in subsection (c) of this provision for the application to be considered.

(v) Appeal. The Commissioner's determination regarding an application for or continuation of a designated ATV/UTV route may be appealed by the person aggrieved as provided in Chapter 24 of the Marathon County Code of Ordinances. In the event of an appeal, the review of the Commissioner's initial determination shall be conducted by the county administrator or his or her designee.

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- (5) ~~Designating~~ Designation of *ATV/UTV trails*. The Wausau and Marathon County Parks, Recreation, and Forestry Director (Director) may designate ATV/UTV trails following due consideration of the recreational value and after weighing possible dangers, public health, liability concerns, and terrain involved.
- (a) *Duties of Director.*
- (i) The Director shall designate which portions of county land are designated as ATV/UTV trails. The Director will update the Infrastructure Committee with respect to the status of, and changes to, ATV/UTV trails.
 - (ii) The Director shall ensure that all trails designated pursuant to this section are properly posted.
 - (iii) The Director shall establish the official ATV/UTV trail opening and closing dates for each year. Dates shall be posted on the Marathon County website in a place visible to the public.
 - (iv) All trails established pursuant to this section shall be reviewed annually by the Director to consider the continued value, efficacy, and need for the ATV/UTV trails.
- (b) *Application process for trail designation.* The Director shall develop policies and procedures for consideration of, and designation of, ATV/UTV trails in accordance with the requirements of § 23.33, Wis. Stats, Wis. Admin. Code NR § 64, and the provisions of this section.
- (i) Municipalities. Any town, village, or city in Marathon County may apply to the Director and request that portions of county lands be designated as ATV/UTV trails. Applications shall be completed on a form prescribed by the Director and must be in compliance with the policies and procedures developed by the Director for the designation of ATV/UTV trails. The town, village, or city must further affirm that the municipality will pay for the costs to make, install, and maintain ATV/UTV trail signs.
 - (ii) ATV/UTV clubs. An organization that has assembled as a recognized ATV/UTV club may apply to the Director and request that the Director designate an ATV/UTV trail within Marathon County. Applications shall be completed on a form prescribed by the Director and must be in compliance with the policies and procedures developed by the Director for the designation of ATV/UTV trails. An ATV/UTV club must further affirm that the club will pay for the costs to make, install, and maintain ATV/UTV trail signs. The Director may require an ATV/UTV club to execute a trail maintenance contract and obtain or maintain insurance as required by Marathon County.
 - (iii) The County Board of Supervisors may rescind or modify the designation of an ATV/UTV trail by enactment of an ordinance rescinding or modifying the designation.
 - (iv) Application requirements. An application for designation of an ATV/UTV trail must, at a minimum, include the following:
 - 1. A map showing the proposed ATV/UTV trail in relation to the county highway system.
 - 2. A map showing any ATV/UTV routes leading to the proposed trail.
 - 3. A statement explaining why the proposed trail should be designated as an ATV/UTV trail.
 - 4. If the applicant is an ATV/UTV club, the names and addresses of its officers, the date when the organization was established or incorporated, and the number of members.

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5. A statement that the applicant will be financially responsible for payments for the installation and maintenance of required ATV/UTV trail signs.
 6. If the proposed trail travels on private property, a statement from the owner of said property attesting that the landowner will consent to the creation of a trail on said property.
- (c) *Appeal.* The Director's determination regarding an application for or continuation of a designated ATV/UTV trail may be appealed by the person aggrieved as provided in Chapter 24 of the Marathon County Code of Ordinances. In the event of an appeal, the review of the Director's initial determination shall be conducted by the county administrator or his or her designee.
- (6) *Regulation of ATVs and UTVs.* Any and all routes and trails opened within Marathon County are opened subject to the conditions and requirements contained within this section. Any operator or passenger on an ATV/UTV route or trail shall comply with all federal, state, and local laws, orders, regulations, restrictions, and rules, including those outlined in § 23.33, Wis. Stats., § 346.02(11), Wis. Stats., and Wis. Admin. Code NR § 64. All ATV/UTV rules of operation outlined in § 23.33, Wis. Stats., § 346.02(11), Wis. Stats. and Wis. Admin. Code NR § 64 are adopted and incorporated in this section. Except as otherwise provided herein, the statutory provisions of § 23.33, Wis. Stats., and Wis. Admin. Code NR § 64, which create, describe, and define regulations with respect to ATVs and UTVs, are adopted and, by reference, made a part of this Code as if fully set forth herein.
- (a) *Operator and rider requirements for routes.* In addition to those regulations identified in Wis. Stat. § 23.33, Wis. Stat. § 346.02(11), and Wis. Admin. Code NR § 64, any person who operates or rides as a passenger on an ATV or UTV on a roadway that is an ATV/UTV route in Marathon County designated pursuant to § 23.33(8)(b)1, Wis. Stats. must meet the following requirements: Any person who operates or rides as a passenger on an ATV or UTV on a roadway that is an ATV/UTV route in Marathon County designated pursuant to § 23.33(8)(b)1, Wis. Stats. must meet the following requirements:
- ~~(i) Any operator or passenger shall comply with all federal, state, and local laws, orders, regulations, restrictions, and rules, including those outlined in § 23.33, Wis. Stats., and Wis. Admin. Code NR § 64. All ATV/UTV rules of operation outlined in § 23.33, Wis. Stats., and Wis. Admin. Code NR § 64 are adopted and incorporated in this section.~~
 - (ii) No person may operate an ATV or UTV without having attained the age of 16, except as set forth in Wis. Stat. § 23.33(5).
 - (iii) No person may operate an ATV or UTV without a valid driver's license, except as set forth in Wis. Stat. § 23.33(5).
 - ~~(iv)~~ (iii) All operators shall have a liability insurance policy in force on any ATV or UTV operated on an ATV/UTV route. The liability insurance policy must have the following minimum coverages:
 1. Ten thousand dollars for property damage.
 2. Twenty-five thousand dollars for the injury or death of one person.
 3. Fifty thousand dollars for the injury or death of more than one person.
- (b) *Operator and rider requirements for trails.* In addition to those regulations identified in Wis. Stat. § 23.33, Wis. Stat. § 346.02(11), and Wis. Admin. Code NR § 64, any person who operates or rides as a passenger on an ATV or UTV on a trail that is an ATV/UTV trail in Marathon County designated pursuant to § 23.33(8)(c), Wis. Stats. must meet the following requirements; Any person who operates or rides as a passenger on an ATV or UTV on a trail that is an ATV/UTV trail in Marathon County designated pursuant to § 23.33(8)(c), Wis. Stats. must meet the following requirements:

~~(i) Any operator or passenger shall comply with all federal, state, and local laws, orders, regulations, restrictions, and rules, including those outlined in § 23.33, Wis. Stats., and Wis. Admin. Code NR § 64. All ATV/UTV rules of operation outlined in § 23.33, Wis. Stats., and Wis. Admin. Code NR § 64 are adopted and incorporated in this section.~~

(ii) Any operator between the ages of 12 and 15 years must have a valid ATV Safety Certificate to operate an ATV on a designated ATV/UTV trail system.

(iii) Any person aged 16 years or older must have a valid driver's license, except as set forth in Wis. Stat. § 23.33(5), or valid ATV Safety Certification to operate an ATV on a designated ATV/UTV trail system.

~~(iv)~~ The legal owner of the ATV/UTV shall have a liability insurance policy in force on any ATV or UTV operated on an ATV/UTV trail. The liability insurance policy must have the following minimum coverages:

1. Ten thousand dollars for property damage.
2. Twenty-five thousand dollars for the injury or death of one person.
3. Fifty thousand dollars for the injury or death of more than one person.

(c) *Rules of operation.* The operation of an ATV or UTV on a roadway that is an ATV/UTV route in Marathon County designated pursuant to § 23.33(8)(b)1, Wis. Stats., or an ATV/UTV trail in Marathon County designated pursuant to § 23.33(8)(c), Wis. Stats., is subject to the following rules of operation in addition to those outlined in Wis. Stat. § 23.33, Wis. Stat. § 346.02(11), and Wis. Admin. Code NR § 64:

~~(i) Any operator or passenger shall comply with all federal, state, and local laws, orders, regulations, restrictions, and rules, including those outlined in § 23.33, Wis. Stats., and Wis. Admin. Code NR § 64. All ATV/UTV rules of operation outlined in § 23.33(3), Wis. Stats. are adopted and incorporated in this section.~~

(ii) Operators may only operate on a designated ATV/UTV route or trail if said route or trail is signed in accordance with § 23.33(8)(e), Wis. Stats., and Wis. Admin. Code NR § 64.12(7).

~~(iii) Speed limits.~~

~~1. Operators on ATV/UTV routes shall observe a speed limit not to exceed 35 miles per hour or the posted speed limit on the roadway, whichever is less.~~

2. Operators on ATV/UTV trails shall observe a speed limit not to exceed 35 miles per hour or the posted speed limit on the trail, whichever is less.

~~(iv)~~ Operators shall ride in single file on the far right edge of the pavement.

(v) Operators may not operate an ATV or UTV on an ATV/UTV route at any time before or after Operating Hours Operating Hours on routes are designated as 5:00 AM through 10:00 PM. ~~Operating Hours are designated as one hour before sunrise and one hour after sunset.~~

(vi) All ATVs and UTVs must operate with fully functional headlamps, tail lamps, and brake lights.

(vii) Every ATV or UTV shall be equipped, maintained, and operated to prevent excessive or unusual noise. No person shall operate an ATV or UTV on an ATV/UTV Route unless the vehicle is equipped with a muffler or other effective noise-suppressing system in good working order and in constant operation.

(d) Agricultural Purpose.

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(i) Definition. In this subsection, the definition of agricultural purpose as set forth in Wis. Stat. § 23.33(1)(ag) is adopted. Agricultural purpose includes a purpose related to the transportation of farm implements, equipment, supplies, or products on a farm or between farms.

(ii) Regulations not Applicable. As set forth in State law, Subsections (a) through (c) above do not apply to an ATV or UTV being utilized for an agricultural purpose.

(iii) State Law Applies. Operators of ATVs and UTVs utilized for an agricultural purpose must comply with all applicable state law and administrative regulations.

(d) Enforcement.

- (i) Any act that is required or is prohibited by any statute or administrative code provision incorporated herein by reference is required or prohibited by this Code.
- (ii) The Marathon County Sheriff's Office, local law enforcement agencies, and the Marathon County Parks, Recreation and Forestry Department shall have authority to enforce this section pursuant to § 23.33(12), Wis. Stats.

(e) Penalties.

- (i) Any forfeiture for a violation of State Statute or Administrative Code adopted by reference in this section shall conform to the forfeiture permitted to be imposed for violation of said statutes or code provisions as set forth therein.
- (ii) Any violation of a section of this section without a penalty specified by statute or administrative code shall have a cash deposit requirement of \$50.00 plus court costs. A cash deposit requirement of \$150.00 plus court costs will be required for a second violation of this section within a 12-month period.

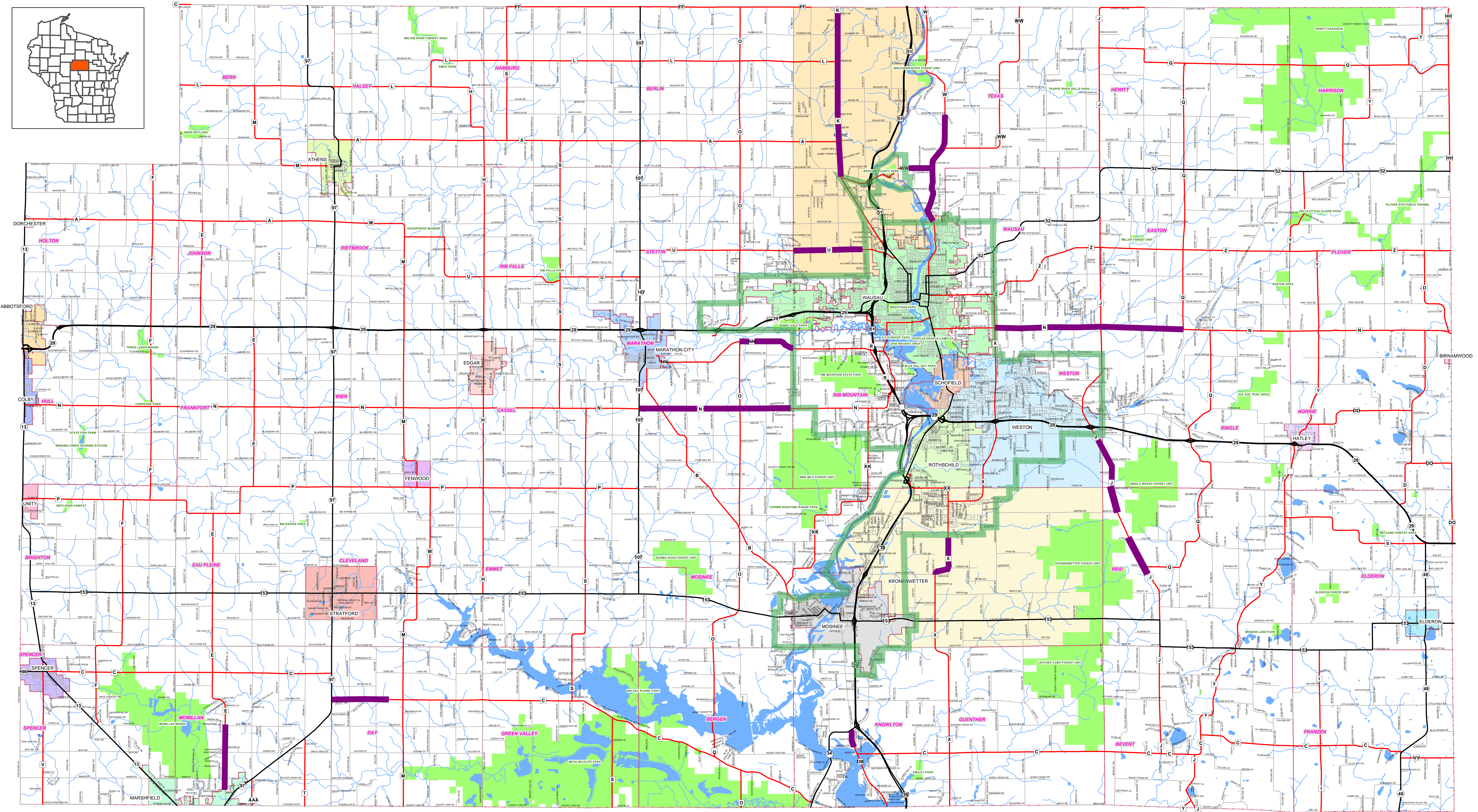
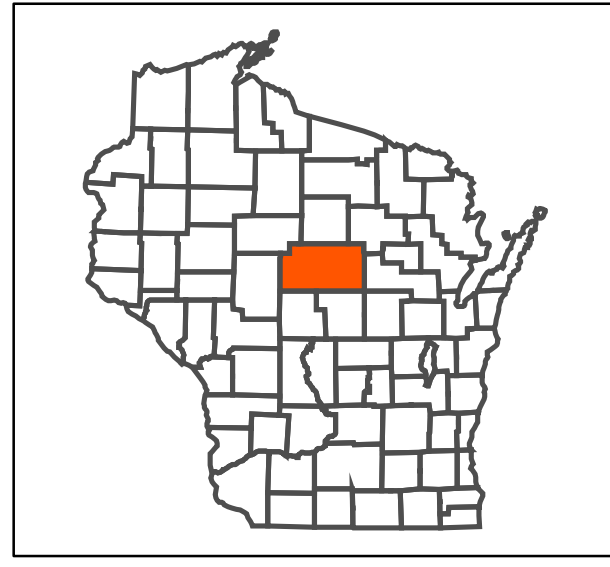
- (7) *Severability.* The provisions of this section shall be deemed severable and it is expressly declared that Marathon County would have passed the other provisions of this section irrespective of whether or not one or more provisions may be declared invalid. If any provision of this section or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be deemed affected.

(8) Effective Date. This ordinance becomes effective upon passage, posting of all signs and publication.

(O-4-97; O-31-13; O-5-19; O-28-19; O-36-19; O-27-21)

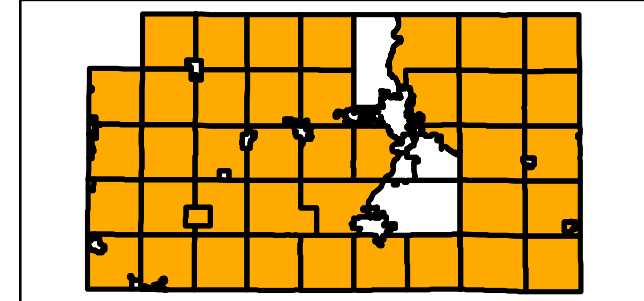
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MARATHON COUNTY WI

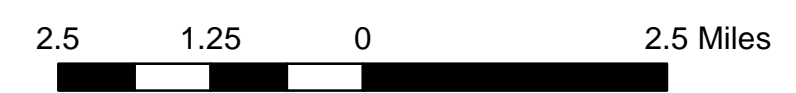
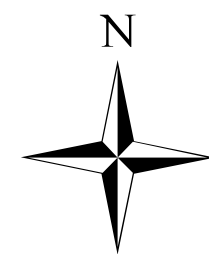


Approximate MPO Boundary
 County Roads Closed to AT/UTV

State & US Highways
 County Roads
 Local Roads
 Municipal Boundary
 Hydro Features
 Recreation Areas



NOTE:
 New Road Names from the Uniform Addressing Project that are updated for this map are shown in ORANGE areas in this inset map.



Base Map developed by Marathon County Conservation, Planning & Zoning GIS
 Base Map Date: 7/29/2021
 AT/UTV Route Date: 10/1/2021

RESOLUTION# #R-76-21

County Bridge / Culvert Aid

WHEREAS, various municipalities hereinafter named have filed petitions for County Aid for construction of bridges under Section 82.08 of the Statutes, said petitions are hereby granted and the County's anticipated share is appropriated as follows:

Town-Village-City	Bridge or Culvert	
Berlin	Skye Falls Drive	0.3 mile east of STH 107
Day	Kraus Street	300' east of Veerland Lane
Day	Grand Meadow Road	0.25 mile north of Kraus Street
Eau Pleine	B37-0301 6678-01-70	Equity Road over Noisy Creek
Eau Pleine	Big Rapids Road	0.75 mile west of STH 97
Green Valley	P37-0360 6688-00-70	Rangeline Road over Little Eau Pleine River
Halsey	County Line Road	1/4 mile west of Halsburt Lane
Halsey	Nehrbass Road	1/3 mile south of County Road L
Halsey	Felbaum Road	1/2 mile south of CTH L
Hamburg	Schoolhouse Lane	1/2 mile south of Lincoln Drive
Hamburg	Schoolhouse Lane	500' south of CTH L
Holton	P37-017	Fence Road 0.75 mile west of CTH F
Holton	Oriole Lane	0.4 mile north of Draper Road
Holton	B37-0321	Holton Road over Big Eau Pleine River
Kronenwetter	Peplin Road	300' north of 16th Road
McMillan	Mann Street	1/4 mile east of Lincoln Ave
McMillan	P37-0174	Staad Ave over Little Eau Plein River
Rib Falls	Sandstone Falls Trail	0.2 mi west Grass Creek Ln
Rib Falls	P37-0194 9525-01-70	18th Street over Branch Big Rib River
Rib Mountain	Swan	0.2 mile south of Parrot Lane
Rietbrock	Snowy Owl Road	1/3 mile west of CTH M
Ringle	P37-928	Abt Road Bridge Repair
Stettin	Decator Drive	0.2 mile east of N 80th Ave
Stettin	P37-0203 9526-00-70	Stettin Drive over Artus Creek
Stettin	P37-0204 9526-00-71	Highland Drive over Artus Creek
Wausau	McIntosh Road	500' west of CTH X
Wausau	Evergreen Road	1/4 mile east of Jim Moore Creek
Wausau, City of	Bridge Street	Wisconsin River Bridge
Wien	Aspen Road	1/2 mile north of Four Mile Road
TOTAL PROJECT COSTS		\$960,000
TOTAL COUNTY BRIDGE OR CULVERT AID APPROPRIATION		\$480,000

* City of Wausau Bridge Street project will be reimbursed in program years 2020-2023. The annual payment for this project will be the remaining balance after all other projects are deducted from the Total Appropriation.

THEREFORE, BE IT RESOLVED, that the County Board does hereby levy a tax on all of the property in the County which is taxable for such purposes as to meet such total appropriations; and

BE IT FURTHER RESOLVED, that the provisions for this levy shall be made in the County Budget, but that this levy shall not be duplicated.

Dated the 9th day of September, 2021

SUBMITTED BY MARATHON COUNTY INFRASTRUCTURE COMMITTEE

Sandi Cihlar, Vice-Chairman

Chris Dickinson

Alan Christensen

Jeff Johnson

Allen Opall

John Robinson

Signed this 26th day of October 2021, pursuant to SS59.12(1), Stats.

County Board Chair



MEMORANDUM

TO: Matt Bootz: Chairman of Public Safety Committee

FROM: Laurie Miskimins, Director and Preston Vande Voort
Conservation, Planning, and Zoning Department

DATE: November 3, 2021

SUBJECT: ESTABLISHING AN INTERGOVERNMENTAL AGREEMENT WITH CITIES AND VILLAGES- ASSIGNMENT OF ADDRESSING IN VILLAGES

Background and Purpose

Conservation, Planning and Zoning (CPZ) desires for the County to establish a process and fee structure for assignment of new addresses and road naming for incorporated municipalities. The Villages of; Athens, Edgar, Elderon, Fenwood, Kronenwetter, Maine, Rothschild, and Stratford routinely use CPZ Addressing services. Wisconsin Statute 59.54(4) (4m) gives the County authority in unincorporated municipalities (towns) Ordinance 0-29-20, Part IX, Sec 9.91 – Uniform Address System. Statutorily, the County is not responsible for addressing cities and villages however, the County offering or providing this service can ensure a more seamless incorporation of new addresses into the 911 dispatch system.

CPZ would like the County to establish a process, like an Intergovernmental Agreement (IGA) and fee structure, for incorporated municipalities to use our addressing services going forward. This process would make new addressing for Villages more efficient. Having an IGA would also add value and understanding to what services and duties are expected from both parties to aide the Emergency Communication Center (911 Dispatch). Villages would still have the option as to whether to use the County for new addressing. If they opted into an IGA there would be a fee associated, the cost only meant to cover County staff time for new addressing.

General Understanding of How New Addressing Process in the County would Work

- Marathon County is the Emergency Communication Center (911 Dispatch) for all municipalities located in Marathon County.
- County still assigns all addresses for unincorporated (town) municipalities.
- CPZ publishes all addresses and road centerlines (City, Town, and Village) into the Emergency Communication Center.
- County and Village (who enter into the IGA) would establish processes for assignment of new addresses and the change of addresses that may be required to aide emergency services.
- County and Village would designate a Village representative as a Point-of-Contact to assist addressing efforts from the County.
- There will be a fee for Villages using County services.

Next Steps

Next month CPZ will bring Public Safety Committee a draft Intergovernmental Agreement and proposed fee structure for discussion.