RESOLUTION 03 -16

Resolution to Delegate Power to Allow for Payment Per Diem Claims of Persons Appointed to Public Inland Lake Protection and Rehabilitation District Board of Commissioners

TO THE HONORABLE MEMBERS OF THE POLK COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Polk County Board of Supervisors adopted Resolution No. 01-15, providing for certain per diem compensation to those citizens whose appointment as commissioners to the boards of public inland lake protection and rehabilitation districts are confirmed by the Polk County Board of Supervisors; and

WHEREAS, Corporation Counsel has advised that such per diem claims require consideration by the Polk County Board of Supervisors pursuant to Wisconsin Statute Section 59.52(12) because Resolution No. 01-15 lacks language that would otherwise determine the manner in which per diems claimed by such persons are to be approved or allowed for payment; and

WHEREAS, it is in the interest of the County to delegate such authority to provide for timely and cost-effectively processing of per diem claims consistent with the intent of the Polk County Board of Supervisors as expressed in Resolution No. 01-15.

THEREFORE, NOW BE IT RESOLVED, that the Polk County Board of Supervisors delegates to the County Finance Manager the power to allow for payment consistent with Resolution No. 01-15 those per diem claims submitted by persons whose appointment as commissioners to the boards of public inland lake protection and rehabilitation districts are confirmed by the Polk County Board of Supervisors.

Funding Source/ Funding Amount:	Not Applicable
Date Reviewed as to Appropriations:	Not Applicable
Committee Recommendation as To Appropriation:	Not Applicable
Effective Date:	Upon Passage
Dated Submitted To County Board	January 19, 2016
Submitted and Sponsored By:	
Review By County Administrator: ☐ Recommended ☐ Not Recommended ☑ Reviewed Only for Dana Frey Dana Frey, County Administrator	Review By Corporation Counsel: ☑ Approved as to Form ☑ Recommended ☐ Not Recommended ☐ Reviewed Only Jeffrey B. Fuge, Corporation Counsel

Acknowledgement of County Board Action
Mark As Appropriate: At its regular business meeting on the 19th day of January 2016, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 03-16: Resolution to Delegate Power to Allow for Payment Per Diem Claims of Persons Appointed to Public Inland Lake Protection and Rehabilitation District Board of Commissioners, as follows: As amended ☐ Adopted by simple majority of the board of supervisors by a vote of _____ in favor and _____ against. ☒ Adopted by unanimous vote. ☐ Defeated by a vote of _____ in favor and _____against. ☐ Defeated by voice vote. ☐ Action Deferred by Procedural Action, as follows: _____ _____ _____ SIGNED BY: _____ William F. Johnson, IV, County Board Chairperson Attest: _____ Carole T. Wondra, County Clerk

STATE OF WISCONSIN)
)SS
COUNTY OF POLK)

I Carole T. Wondra, Clerk for Polk County, do hereby certify that the attached is a true and correct copy of Resolution No. 03-16, that was adopted by the Polk County Board of Supervisors on January 19, 2016

Carole T. Wondra 1-25-16

Carole T. Wondra, Date
Polk County Clerk

POLK COUNTY BOARD OF SUPERVISORS
Minutes from Tuesday, January 19, 2016
Polk County Government Center – County Board Room
Balsam Lake, WI 54810

Chairman Johnson called the regular January 19, 2016 meeting of the Polk County Board of Supervisors to order at 6:00 p.m.

Chairman Johnson recognized the County Clerk for purposes of receiving evidence of proper notice. The County Clerk stated that the notice of meeting was properly posted in three public buildings, distributed to all media, and posted on the county website on January 8, 2016. In addition, the Office of the County Clerk distributed on January 8, 2016 copies of such notice of meeting and proposed resolutions to supervisors in accordance with Article 3, section 2 of the County Board Rules of Order. The County Board received the verbal opinion of Corporation Counsel that the initial advance written meeting notice, posted and distributed, as described by the County Clerk satisfied the applicable provisions of Wisconsin Open Meetings Law. Corporation Counsel further clarified that the lack of publication was inconsistent with Article 3, ¶ 3 of the Polk County Board Rules of Order. The inconsistency did not constitute a violation of law, but that it would be necessary to suspend the Polk County Board Rules of Order in order to consider the matters noticed on the agenda.

Chairman Johnson recognized the County Clerk for purposes of taking roll call. Chairman Johnson informed the board, 6 members were excused from the meeting. Roll call was taken with 9 members present. Those members excused were: Supervisors Johansen, Sample, Caspersen, Luke, Nelson and Bonneprise. Chairman Johnson declared the presence of a quorum.

Chairman Johnson led the Pledge of Allegiance.

Chairman Johnson asked for a volunteer for a Time of Reflection. None offered.

Chairman called for a motion to approve the agenda. Chairman Johnson called for a motion to suspend the Rules as recommended by counsel before taking up the motion to approve the agenda. **Motion (Jepsen/Moriak) to suspend the Polk County Board Rules of Order to conduct the business matters contained on the meeting notice. Motion to Suspend the Rules, carried** by unanimous voice vote.

Chairman Johnson called for a motion to approve the agenda as noticed. **Motion (Schmidt/Edgell) to approve the agenda as noticed. Motion carried** by unanimous voice vote.

Chairman Johnson called for a motion to approve items b and c of the Consent Agenda. **Motion (O'Connell/Edgell) to approve items b and c, containing the minutes of the December 15, 2015 County Board Meeting and Resolution No. 01-16, Resolution to Grant a Zoning District Change and to Amend Zoning District Map for Town of Alden. Motion to approve the December 15, 2015 minutes and approve Resolution No. 01-16, carried** by unanimous voice vote. Resolution Adopted.

Time was given for public comment. None offered.

Chairman Johnson introduced Law Enforcement Officer, Jeff Hahn, for a presentation on the Mobile Data Terminals (MDT) now in use by the Polk County Sheriff's Office. The County Board received said presentation.

Time was given for Receipt and Discussion of Committee Reports.

Chairman's Report was received as presented by Chairman Johnson

Chairman Johnson recognized Administrator Frey for the purposes of receiving the Administrator's Report. The County Board received the Administrator's Report.

Chairman Johnson recognized Administrator Frey for the purpose of the Board to receive the Administrator's appointments. The County Board received the Administrator's appointments of Mark Kopp to the Polk County Housing Authority and Sue Duerkop to the Indianhead Federated Library System (FLS). Chairman Johnson called for a motion to approve Administrator's appointments of Mark Kopp to the Polk County Housing Authority and Sue Duerkop to the Indianhead Federated Library System (IFLS). **Motion (Edgell/Hallberg) to confirm the Administrator's appointments of Mark Kopp and Sue Duerkop as received. Motion to confirm Administrator's appointments, carried** by unanimous voice vote.

Resolutions and Ordinances:

Chairman Johnson relinquished the chair to Vice Chairman Jepsen for the purpose of addressing Resolutions No. 02-16 & No. 03-16. Acting as Chair, Vice Chairman assumed the chair to preside over the meeting.

Acting Chairman Jepsen called to the floor, **Resolution No. 02-16**, Resolution calling for Public Hearing on Proposed Amended Gandy Dancer Trail-Polk County Segment Master Plan. **Motion (Edgell/Moriak) to approve Resolution No. 02-16.** Supervisor O'Connell and Corporation Counsel addressed the resolution. **Motion (Edgell/Hallberg) to amend Resolution No. 02-16. The amendment would strike wording from Page 7 of the proposed Gandy Dancer Trail Polk County Segment Master Plan as follows:**

Page 7, Paragraph 5, No 2. Only two designated Special Use motorized events will be authorized. ~~for year 2016 and they must occur before the Saturday following Labor Day. Those events are the existing Veterans ATV ride and the Antique Car Ride. No Special Use motorized events will be permitted staring in the year 2017.~~

Motion to amend Resolution No. 02-16 carried by voice vote, 1 opposed.

Motion (Johnson) to further amend Resolution No. 02-16 failed to receive a second. No action further action taken.

Motion (Johnson/O'Connell) to further amend Resolution No. 02-16 by adding under paragraph 5, No. 2, the following:

"Two Special Use Events will be allowed for non-motorized events to occur during the motorized time of trail operation."

Motion to amend, carried by unanimous voice vote.
Acting Chairman Jepsen called for a vote on Resolution No. 02-16, as amended. Motion to approve Resolution No. 02-16 as amended, carried by voice vote, 1 opposed.
Resolution Adopted.

Acting Chairman Jepsen, called to the floor, **Resolution No. 03-16**, Resolution to Allow Per Diem Claims of Persons Appointed to Public Inland Lake Protection and Rehabilitation District Board of Commissioners. **Motion (Johnson/Arcand) to approve Resolution No. 03-16. Motion (Arcand/Johnson) to amend Resolution No. 03-16, to insert following Line 17, as follows:**

"BE IT FURTHER RESOLVED that the Polk County Board of Supervisors does authorize that person appointed and confirmed pursuant to Wisconsin Statute Section 33.28(2)(a) shall receive compensation as identified in Resolution No. 38-13 and Resolution No. 46-15, without a meeting limitation as provided for in Resolution No. 01-15."

BE IT FURTHER RESOLVED that the provisions of Resolution No. 01-15 not affected by Resolution No. 03-16 shall remain in effect and continue unchanged."

Acting Chair Jepsen called for the vote on the motion to amend Resolution No. 03-16. **Motion to amend Resolution No. 03-16 carried** by unanimous voice vote.

Acting Chair Jepsen called for a vote on Resolution No. 03-16 as amended. **Motion to approve Resolution No. 03-16, as amended, carried** by unanimous voice vote.
Resolution Adopted.

Acting Chair Jepsen relinquishes the chair for the purpose of Chairman Johnson resuming the chair. Chairman Johnson assumed the chair and called for a 15 minute break, 7:15 pm. Chairman Johnson called the meeting back in session, 7:30 pm.

Chairman Johnson called to the floor, **Resolution No. 04-16,** Resolution Concerning the Petition to Establish the Horseshoe Lake Public Inland Protection and Rehabilitation District. **Motion (Edgell/Jepsen) to approve Resolution No. 04-16.** Supervisors O'Connell and Corporation Counsel addressed the resolution. Chairman Johnson recognized Administrator Frey for purposes of the County Board to receive the confirmation of the Administrator's appointment of persons to serve as commissioners on the initial board of the proposed district. Administrator Frey confirmed to the County Board that the Administrator's appointments to the initial board of the district concurred with nominations made by the CDRE Committee as reflected in the resolution. **Motion to approve Resolution No. 04-16 carried** by unanimous voice vote.
Resolution Adopted.

Time was given for Supervisor reports. None offered.

Motion (Demulling/Hallberg) to adjourn. Motion carried by unanimous voice vote. Chairman Johnson declared meeting adjourned 7:38 p.m.

Respectfully submitted,

Carole T. Wondra
Polk County Clerk

STATE OF WISCONSIN)
)SS
COUNTY OF POLK)

I, Carole T. Wondra, Clerk for Polk County, do hereby certify that the foregoing minutes are a true and correct copy of the County Board Proceedings of the Polk County Board of Supervisor's Session, held on January 19, 2016.

Carole T. Wondra 1-25-16
Carole T. Wondra Date