

**Polk County Board of Supervisors**

Polk County Government Center  
100 Polk County Plaza, Balsam Lake, WI  
County Board Room

**Tuesday, August 20, 2013**

**Public Hearing 5:30 PM & Regular Business Meeting, 6:30 PM**

**5:30 PM Public Hearing on Polk County Plan for Library Service 2013-2018  
Open Session**

1. Call to Order
2. Evidence of Proper Notice
3. Roll Call
4. Pledge of Allegiance
5. Time of Reflection – Supr. Edgell
6. **Consent Agenda**
  - \*Consideration of noticed agenda for August 20, 2013 meeting;
  - \*Consideration/corrections to the published minutes of the July 16, 2013 County Board meeting;
  - \*A. Approval of Resolution 26-13, Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Beaver**
7. Public Comments - 3 minutes per person- not to exceed 30 minutes total
8. Time for Committee Q&A (if any)
9. Chairman's Report, Wm. Johnson
10. County Administrator's Report, Admin. Frey
11. **Proposed Resolutions and Ordinances**
  - B. Resolution 27-13, Resolution to Adopt the Polk County Plan for Library Service, 2013-2018**
  - C. Resolution 24-13, Phase Out of the Polk County Home Care Program**
  - D. Resolution 28-13, Resolution to Authorize Participation in Wisconsin Department of Natural Resources – Lotus Lake Planning Grant Program, Phases 1 & 2**
  - E. Ordinance 29-13, Amend Telecommunication Towers, Antennas and Related Facilities Ordinance**
  - F. Resolution 30-13, Resolution to Authorize Wisconsin Smart Fleet Program Agreement**
  - G. Resolution 31-13, Resolution to Grant Easement to Polk-Burnett Cooperative for Electrical Service to Lotus County Park Facilities on East Lake (Lotus Lake)**
  - H. Resolution 32-13, Resolution Regarding Interpretation and Application of Shoreland Zoning Ordinance**
  - I. Resolution 33-13, Resolution to Adopt Draft Master Fee Schedule for 2014 Budget Proposal (Copy of Fee Schedule to follow)**
12. Supervisor's Reports
13. Adjourn

This meeting is open to the public according to Wisconsin State Statute 19.83. Persons with disabilities wishing to attend and/or participate are asked to notify the County Clerk's office (715-485-9226) at least 24 hours in advance of the scheduled meeting time so all reasonable accommodations can be made.

A

Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Beaver

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

WHEREAS, Harry & Judy Jeska have petitioned the Polk County Board of Supervisors requesting that a parcel of real estate be rezoned Commercial District, thereby removing said parcel from the Agricultural District; and

WHEREAS, the Town Board of Beaver has not objected to said District Change; and

WHEREAS, a public hearing was held on Wednesday, July 10, 2013, at 11:00am, at the Polk County Government Center by the Land Information Committee of the Polk County Board of Supervisors as required by the provisions of Wisconsin Statute Section 59.69 (5) (e) regarding said District Change; and

WHEREAS, at said public hearing no objections were filed with regard to said proposed Zoning District Change; and

WHEREAS, the Land Information Committee of the Polk County Board of Supervisors has reviewed said proposed Zoning District Change, and has recommended that the Polk County Board of Supervisors grant said proposed change.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors grants the proposed zoning change.

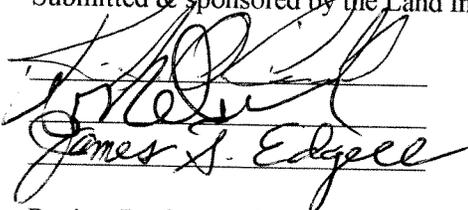
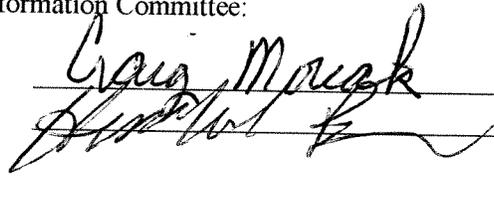
BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.69(5)(e), the Polk County Board of Supervisors does hereby amend the Polk County Comprehensive Land Use Ordinance to provide that the following described parcel of real estate be removed from the Agricultural District and be rezoned to the Commercial District:

“Beginning at the SW corner of the SE ¼ of the SE ¼, of Section 21/T34N/R15W, thence 170’ North to the Point of Beginning; thence 68’ North; thence 180’ East; thence 68’ South; thence 180’ West to the Point of Beginning (68’x180’), town of Beaver, County of Polk, State of Wisconsin.”

BE IT FURTHER RESOLVED that said district change to be recorded on the Zoning District map of the Town of Beaver, which is on file in the office of the Polk County Zoning Administrator pursuant to Section II (2) of the Polk County Comprehensive Land Use Ordinance.

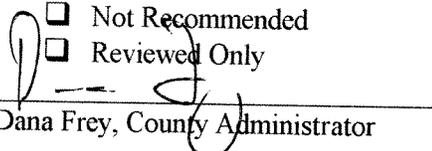
Funding Amount & Source: Not applicable  
Finance Committee Recommendation: Not applicable  
Effective Date: Upon Passage & Publication

Submitted & sponsored by the Land Information Committee:

  
James S. Edgell  
  
Craig M. Mueck

Review By County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

  
Dana Frey, County Administrator

A1

Review By Corporation Counsel:

- Approved As to Form
- Recommended
- Not Recommended
- Reviewed Only

  
 \_\_\_\_\_  
 Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on \_\_\_\_\_, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution 26-13: Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Beaver, by a simple majority vote of \_\_\_ in favor and \_\_\_ against.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2013 at Polk County Wisconsin.

\_\_\_\_\_  
 William Johnson, IV, County Board Chairperson

Attest: \_\_\_\_\_  
 Carole Wondra, Polk County Clerk

A2



# Polk County Land Information Department

Zoning | Planning | Mapping | Surveyor

100 Polk County Plaza, Suite 130  
Balsam Lake, WI 54810

Phone (715) 485-9279  
Fax (715) 485-9246

Sara McCurdy, Director

TO: County Board Supervisors  
FROM: Zoning Administration  
DATE: July 10, 2013  
RE: District Change from Agricultural (A-1) to Commercial  
Pt of SE 1/4 of the SE 1/4, Sec 21/T34N/R15W, town of Beaver

On Wednesday, July 10, 2013, Harry & Judy Jeska petitioned the Polk County Land Information Committee to rezone .28 acres (68'x180') located on the above captioned property in the town of Beaver. The request is to rezone an Agricultural (A-1) district to Commercial district. At the public hearing, no objections were filed and the Land Information Committee recommends the proposed change. This is requested for a catering service.

If the County Board approves the district change, the following uses will be allowed:

- |   |                             |
|---|-----------------------------|
| 1) Single/Multiple Family dwellings                                 | 10) Home occupations        |
| 2) Churches, schools  | 11) Professional offices    |
| 3) Lodging & boarding homes   | 12) General farming         |
| 4) Municipal buildings  | 13) Mobile home parks       |
| 5) Accessory buildings  | 14) Roadside stands         |
| 6) Private Clubs  | 15) Drive-in theaters       |
| 7) Gardening  | 16) Municipal warehouses    |
| 8) Municipal parks & playgrounds                                    | 17) Garage incinerators     |
| 9) Telephone, telegraph & power<br>distribution poles & substations | 18) Municipal sewage plants |
|   | 19) Recycling plants        |
|   | 20) Hot mix plants          |

The following uses will be allowed only after written approval by the Polk County Board of Adjustments:

- |                               |                      |
|-------------------------------|----------------------|
| 1) Medical institutions       | 10) Kennels          |
| 2) Correctional institutions  | 11) Quarrying        |
| 3) Charitable institutions    | 12) Slaughter houses |
| 4) Medical offices            | 13) Game farms       |
| 5) Contractor's storage yards | 14) Service stations |
| 6) Fur farms                  | 15) Public garages   |
| 7) Charcoal kilns             | 16) Private stables  |
| 8) Pea viners                 | 17) Tack shops       |
| 9) Sawmills                   | 18) Salvage yards    |

The following use will only be allowed as a special exception with County Board approval:

- 1) Landfills -- public or private.

B

RESOLUTION 27-13

RESOLUTION TO ADOPT THE POLK COUNTY PLAN FOR LIBRARY SERVICE, 2013-2018

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

Ladies and Gentlemen:

- 1 **WHEREAS**, pursuant to Wisconsin Statute Section 43.11, the Polk County Board of Supervisors has
- 2 created and appointed the Polk County Library Planning Committee, which shall prepare a county plan
- 3 for library service; conduct public hearings on any such plan and on any revision to an existing plan; and
- 4 file with the Polk County Board of Supervisors and submit to the Wisconsin Department of Public
- 5 Instruction- Division of Libraries and Technology a final report that includes any new plan, revisions to
- 6 an existing plan, changes to boundaries of the county library system and copies of written agreements
- 7 necessary to implement proposals contained in such plans; and
- 8 **WHEREAS**, in accordance with Section 43.11(3), the Polk County Library Committee has conducted a
- 9 public hearing on its proposed Polk County Plan for Library Service, 2013-2018 and has filed same with
- 10 the Polk County Board of Supervisors.
- 11 **NOW, THEREFORE, BE IT RESOLVED**, that pursuant to Section 43.11(3)(d), the Polk County Board of
- 12 Supervisors approves and adopts the Polk County Plan for Library Service, 2013-2018, which is attached
- 13 hereto and incorporated herein.

Funding Amount: \$0                      Funding Source: N/A

Date Finance Committee Advised: N/A                      Effective Date: Upon Passage

Submitted by: *James M. Schaub*                      *Christine J. Ford*  
*David Muller*    *JK*  
*James J. Johnson*    \_\_\_\_\_  
*Gregory J. Jansen*    \_\_\_\_\_

Date Submitted to County Board: August 9, 2013 for August 20, 2013 Regular Meeting

Review by County Administrator:	Review By Corporation Counsel:
<input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  <hr/> Dana Frey, County Administrator	<input checked="" type="checkbox"/> Approved as to Form <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  <hr/> <i>Jeffrey B. Fuge</i> Jeffrey B. Fuge, Corporation Counsel

B/

County Board Action

On the 20<sup>th</sup> Day of August, 2013, the Polk County Board of Supervisors adopted Resolution No. \_\_\_\_\_:  
Resolution to Adopt the Polk County Plan for Library Service, 2013-2018, by a majority vote of  
supervisors of \_\_\_\_ in favor and \_\_\_\_ against.

\_\_\_\_\_  
William F. Johnson, IV

Chairman

ATTEST:

\_\_\_\_\_  
Carole T. Wondra, County Clerk

Dated \_\_\_\_\_ day of \_\_\_\_\_, 2013.

C

RESOLUTION NO. 24 -13

PHASE OUT OF THE POLK COUNTY HOME CARE PROGRAM

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

Ladies and Gentlemen:

- 1 WHEREAS, Polk County has long recognized the value of assisting residents in obtaining health care  
2 services that enable them to remain in their own homes, and
- 3 WHEREAS, Polk County has directly provided and subsidized such home care services to residents for  
4 over 45 years, and
- 5 WHEREAS, at the time the program was created there were few if any alternatives to a publicly-funded  
6 home care program, and
- 7 WHEREAS, in the past several years a number of outside providers have entered into the home care field  
8 resulting in a duplication of and often direct competition with services provided by the County program,  
9 and
- 10 WHEREAS, other counties within the region have made the determination that outside providers can  
11 adequately meet the need for such services and have ended their publicly-funded home care programs,  
12 and
- 13 WHEREAS, based on evidence obtained by the Polk County Board of Health and Polk County  
14 Administration it appears that these outside providers will meet all or nearly all of the demand for home  
15 care services in Polk County, and
- 16 WHEREAS, for economic reasons it has become increasingly necessary to reduce expenditures for non-  
17 mandated programs to fund increased costs for required and high-priority programs, and
- 18 WHEREAS, other cost increases including increases in debt service, energy, health care, and highway  
19 materials will require reductions in other programs, and
- 20 WHEREAS, the Polk County home care program is a non-mandated program, and
- 21 WHEREAS, it is possible to both assure current home care clients that their services will continue  
22 uninterruptedly should Polk County phase out this program, and
- 23 WHEREAS, the County is able to monitor the future need for home care services and may intervene  
24 again in this market should a role for the County be determined, and
- 25 WHEREAS, a careful transition from public to private provision of home care services in Polk County is  
26 both possible and warranted.
- 27 THEREFORE BE IT RESOLVED that the Polk County Board of Supervisors directs the Polk County  
28 Administrator to phase out the Polk County home care program assuring that no current client of this

CI

29 program may be denied services as a result of this change, making monthly reports to the Polk County  
30 Board of Supervisors.

31 RESOLVED FURTHER that the Polk County Board of Supervisors directs the Polk County  
32 Administrator to establish a method of tracking home care placements in Polk County to determine  
33 whether there is an unmet need for such services and to report the same to the Polk County Board of  
34 Supervisors on or before September 1 of each year beginning in 2014.

Funding Amount and Source: Not applicable  
Finance Committee Advised: June 17, 2013  
Finance Committee Recommendation: Approve  
Date Submitted to County Board: July 5, 2013 for the July 16, 2013 meeting  
Effective Date: Upon Passage

Submitted By:

Brian Waters 6/25/13

[Signature] 6-25-13

Review by County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

[Signature]  
Dana Frey, County Administrator

Review by Corporation Counsel:

- Approved as to Form
- Recommended
- Not Recommended
- Reviewed Only

[Signature]  
Jeffrey B. Fuge, Corporation Counsel

C2

County Board Action:

On July 16, 2013, the Polk County Board of Supervisors adopted Resolution No. \_\_\_\_-2013: PHASE OUT OF THE POLK COUNTY HOME CARE PROGRAM by a majority vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.

\_\_\_\_\_  
William F. Johnson, IV, Chairperson

Attest: \_\_\_\_\_ Dated: \_\_\_\_\_

Carole T. Wondra, County Clerk

D

Resolution No. 28-13  
Resolution to Authorize Participation in Wisconsin Department of Natural Resources—  
Lotus Lake Planning Grant Program, Phases 1 & 2.

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

Ladies and Gentlemen:

1 NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Polk County  
2 authorizes to request grant funding and assistance available from the Wisconsin Department of  
3 Natural Resources under the Lake Management Planning Grant Program for a two phase Lotus  
4 Lake Planning Grant.

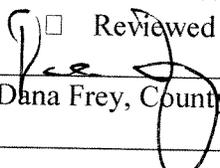
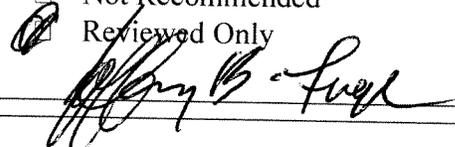
5 NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Polk County hereby  
6 authorizes the Director of the Polk County Land and Water Resources Department to act as grant  
7 administrator on behalf of Polk County to:

- 8 • Submit an application to the State of Wisconsin for financial aid for lake planning
- 9 purposes for Lotus Lake;
- 10 • Sign documents;
- 11 • Take necessary action to undertake, direct, and complete an approved lake planning
- 12 grant; and
- 13 • Submit reimbursement claims along with necessary supporting documentation within six
- 14 months of project completion date.

15 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors affirms that Polk  
16 County will meet the obligations under the lake planning grant including timely publication of  
17 the results and meet the financial obligations under this grant including the prompt payment of  
18 our 33% commitment to the project costs.

Funding Amount and Source:	Not Applicable
Date Finance Committee Advised:	Not Applicable
Finance Committee Recommendation:	Not Applicable
Effective Date:	Upon Passage

Submitted and Sponsored By:	
	

Review by County Administrator:	Review By Corporation Counsel
<input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	<input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only 

D1

Jeffrey B. Fuge, Corporation Counsel

County Board Action

At its regular business meeting on August 20, 2013, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution No. \_\_\_\_-13: Resolution To Authorize Participation in Wisconsin Department of Natural Resources—Lotus Lake Planning Grant Program, Phases 1 & 2, by a simple majority vote of \_\_\_ in favor and \_\_\_ against.

\_\_\_\_\_  
William Johnson, IV, County Board Chairperson

Dated: \_\_\_\_\_

Attest: \_\_\_\_\_  
Carole Wondra, Polk County

Dated: \_\_\_\_\_

E

ORDINANCE NO. 29-13

**Amend Telecommunication Towers, Antennas, and Related Facilities Ordinance**

**WHEREAS**, the Polk County Board of Supervisors previously adopted the Telecommunication Towers, Antennas and Related Facilities Ordinance on January 26, 1999 by Resolution 4-99 and amended December 16, 2003 by Resolution 156-03 and May 15, 2012 by Resolution 25-12; and,

**WHEREAS**, the Polk County Land Information Committee held a public hearing on July 10, 2013 and approved the Ordinance as amended and recommends adoption by the Polk County Board of Supervisors,

**NOW, THEREFORE**, the Polk County Board of Supervisors does ordain that the Polk County Telecommunication Towers, Antennas, and Related Facilities Ordinance be amended as follows:

*Article IV I: The Monopole is the required Tower structure for non-Stealth Facilities. Guy or Lattice Towers are prohibited. Antennas must be contained within or mounted flush with the Monopole.*

Funding Amount & Source: Not applicable  
Finance Committee Recommendation: Not applicable  
Effective Date: Upon passage and publication

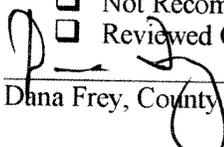
Submitted & sponsored by the Land Information Committee:

  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

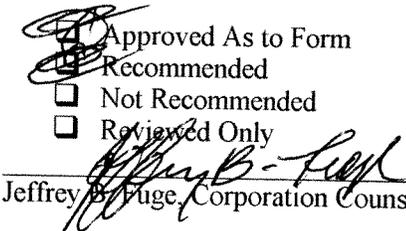
Review By County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

  
\_\_\_\_\_  
Dana Frey, County Administrator

Review By Corporation Counsel:

- Approved As to Form
- Recommended
- Not Recommended
- Reviewed Only

  
\_\_\_\_\_  
Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on \_\_\_\_\_, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution \_\_\_\_\_-13: Ordinance to amend the Telecommunication Towers, Antennas and Related Facilities Ordinance, by a simple majority vote of \_\_\_ in favor and \_\_\_ against.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2013 at Polk County Wisconsin.

Certification of Publication:

Ordinance No. \_\_\_\_\_-13 Amendment to Ordinance to the Polk County Telecommunications Towers, Antennas and Related Facilities Ordinance was published in the Inter-County Leader on the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
William Johnson, IV, County Board Chairperson      Attest: \_\_\_\_\_  
Carole Wondra, Polk County Clerk

F

Resolution No. 30-13  
Resolution To Authorize Wisconsin Smart Fleet Program Agreement

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

Ladies and Gentlemen:

WHEREAS, The State Energy Office administers the Wisconsin Smart Fleet Program which provides local governmental entities matching funding from the United States Department of Energy for the collection and disclosure of fleet specific data used in in-depth fleet assessments conducted to determine specific barriers to alternative fuel adoption.

WHEREAS, Polk County has received approval on its application to the Wisconsin Smart Fleet Program, conditioned upon entering into a contract that sets forth conditions of expenditure and claims for payment of funding.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Wisconsin Statute Section 66.0301, the Polk County Board of Supervisors authorizes and agrees to enter into on behalf of Polk County the Wisconsin Smart Fleet Program Agreement, attached hereto and incorporated herein, with the State of Wisconsin, Department of Administration, Division of State Energy Office.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors designates and authorizes the Polk County Parks and Buildings Director as contract administrator on the same and directs said county officer to execute any and all documents and perform any and all matters on behalf of Polk County as may be required in the participation of such program contract.

Funding Amount and Source: \$600.00; \$300 Parks and Buildings Budget and \$300 U.S DOE Funds

Date Finance Committee Advised: \_\_\_\_\_

Finance Committee Recommendation: \_\_\_\_\_

Effective Date: Upon Passage

Submitted and Sponsored By:	
<i>Harry Jensen</i>	

Review by County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <i>Dana Frey</i> Dana Frey, County Administrator	Review By Corporation Counsel <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only <i>Jeffrey B. Edge</i> Jeffrey B. Edge, Corporation Counsel
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F1

County Board Action

At its regular business meeting on August 2, 2013, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution No. \_\_\_\_-13: Resolution To Authorize Wisconsin Smart Fleet Program Agreement, by a simple majority vote of \_\_\_ in favor and \_\_\_ against.

\_\_\_\_\_  
William Johnson, IV, County Board Chairperson

Dated: \_\_\_\_\_

Attest: \_\_\_\_\_  
Carole Wondra, Polk County

Dated: \_\_\_\_\_

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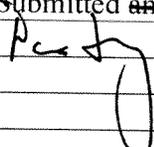
Resolution No. 31-13  
Resolution to Grant Easement to Polk Burnett Cooperative for Electrical Service to Lotus  
County Park Facilities on East Lake (Lotus Lake)

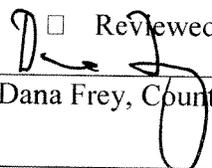
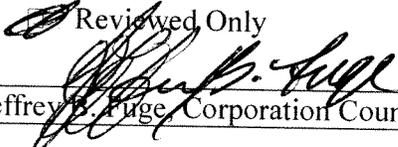
TO THE HONORABLE MEMBERS OF THE POLK COUNTY BOARD OF SUPERVISORS:

Ladies and Gentlemen:

- 1 WHEREAS Polk County owns and operates Lotus Lake Park, an 18-acre shore area on East
- 2 Lake ( Lotus Lake), with in the county parks system;
- 3
- 4 WHEREAS, the Polk County Outdoor Recreational Plan, as approved by the Polk County Board
- 5 of Supervisors, identifies park facilities as having electrical service; and
- 6
- 7 WHEREAS, consistent with said plan, it is necessary to grant Polk Burnett Cooperative an
- 8 easement for the construction, installation and maintenance of electrical lines and equipment on
- 9 Lotus County Park lands.
- 10
- 11 NOW THEREFORE BE IT RESOLVED that Polk County Board of Supervisors authorizes and
- 12 grants an easement to Polk Burnett Cooperative for electrical service to the Lotus County Park.
- 13
- 14 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Sections 59.01 and
- 15 59.52(6)(c), the Polk County Board of Supervisors directs the County Clerk to execute and to
- 16 tender a conveyance to effectuate the easement.

Funding Amount and Source:	Not Applicable
Date Finance Committee Advised:	Not Applicable
Finance Committee Recommendation:	Not Applicable
Effective Date:	Upon Passage

Submitted and Sponsored By:	
	

Review by County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	Review By Corporation Counsel <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only  Jeffrey E. Fuge, Corporation Counsel
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61

County Board Action

At its regular business meeting on August 20, 2013, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution No. \_\_\_\_-13: Resolution to Grant Easement to Polk Burnett Cooperative for Electrical Service to Lotus County Park Facilities on East Lake (Lotus Lake), by a simple majority vote of \_\_\_\_ in favor and \_\_\_\_ against.

\_\_\_\_\_  
William Johnson, IV, County Board Chairperson

Dated: \_\_\_\_\_

Attest: \_\_\_\_\_  
Carole Wondra, Polk County

Dated: \_\_\_\_\_

H

POLK COUNTY BOARD OF SUPERVISORS

RESOLUTION ~~2013~~ 32-13

RESOLUTION REGARDING INTERPRETATION AND APPLICATION OF SHORELAND ZONING ORDINANCE

WHEREAS, The Polk County Board of Supervisors adopted its current Shoreland Zoning Ordinance on or about April 1, 2010 (“Shoreland Ordinance”);

WHEREAS, as is the case with most ordinances, in many instances, provisions of the Shoreland Ordinance could fairly have more than one interpretation;

WHEREAS, it has come to the attention of the Board of Supervisors, through a number of citizen complaints that the manner in which the Shoreland Ordinance is applied, enforced and interpreted is often times unnecessarily restrictive and unfair;

WHEREAS, as a result of the economic importance of tourism related to Polk County’s lakes and rivers, an overly-restrictive or unnecessarily burdensome interpretation or application of the Shoreland Ordinance, when a less-restrictive or burdensome interpretation is available under the Shoreland Ordinance, can cause serious and harmful consequences to the property owner and can negative consequences for the local economy, local businesses, jobs, economic growth and the prosperity of the citizens of Polk County;

WHEREAS, the ultimate goal of all of Polk County’s ordinances should be effectuate life, liberty and happiness of the citizens of Polk County;

WHEREAS, a vibrant economy and good jobs are critical to any notion of life, liberty and happiness;

NOW, THEREFORE BE IT RESOLVED, that it shall be the policy of Polk County that interpretive questions and ambiguities regarding the application and enforcement of the Shoreland Ordinance shall be resolved in favor of the interpretation or policy direction, that would most likely lead to economic activity, job creation and retention, growth, development, and an increased tax base; provided, however, such interpretation shall not be chosen if it would lead to actual, quantifiable damage to surrounding property or natural resources or would violate the plain language of the Shoreland Ordinance; and

BE IT FURTHER RESOLVED, that to accomplish the forgoing resolution, those charged with administering, interpreting and enforcing the Shoreland Ordinance (including without limitation, the Zoning Administrator and Board of Adjustment) shall strive to do so in a manner that most effectuates the policy set forth herein; and

BE IT FURTHER RESOLVED, that This Resolution does not amend and shall not be deemed to be an amendment to, the Shoreland Ordinance. Instead, this Resolution is a recitation of the Legislative policy of the Polk County Board of Supervisors.

Done and Adopted this \_\_\_ day of August, 2013 by the Polk County Board of Supervisors.

*Thomas M. Magnifico* 8-7-13

H/

Addendum to Resolution No. ~~2013-32-13~~  
RESOLUTION REGARDING INTERPRETATION AND APPLICATION OF SHORELAND  
ZONING ORDINANCE

PREFACE

Article 3, ¶ 1 of the Polk County Board Rules of Order, adopted April 17, 2012, which states:

- 1. The county board shall consider only resolutions and ordinances that meet all of the following:
  - a. A resolution or ordinance must be endorsed by either one or more sponsoring board members or the chairperson of the committee that recommends consideration by the full county board or by the county administrator pursuant to §59.18(5). During a meeting the chairperson may request a vote to determine if a matter needs to be referred to an appropriate committee for recommendation prior to action by the county board.
  - b. Resolutions must be approved as to form by corporation counsel. Consideration for approval will only be given to properly endorsed documents and no unlawful resolution or ordinance will be approved. The county administrator and corporation counsel shall review all resolutions and ordinances prior to introduction to the county board and shall initial each resolution or ordinance as recommended, not recommended or reviewed only.
  - c. Any resolution or ordinance that requires funding must state an amount and source of funding and be reviewed by the finance committee before the matter will be considered by the county board.”

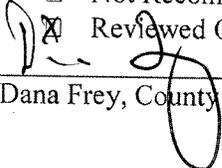
ADDENDUM

Accordingly this addendum is provided to comply with said provision:

Funding Amount and Source:	Not Applicable
Finance Committee Advised:	Not Applicable
Finance Committee Recommendation:	Not Applicable
Date Submitted to County Board:	August 8, 2013 for August 20, 2013 Regular Meeting
Effective Date:	Upon Passage

Review By County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

  
\_\_\_\_\_  
Dana Frey, County Administrator

H2

Review By Corporation Counsel:

- Approved as to Form
- Recommended
- Not Recommended
- Reviewed Only

  
 Jeffrey B. Fugate, Corporation Counsel

At its regular business meeting on August 20, 2013, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution No. 2013-\_\_\_: RESOLUTION REGARDING INTERPRETATION AND APPLICATION OF SHORELAND ZONING ORDINANCE, by a simple majority vote of \_\_\_ in favor and \_\_\_ against.

\_\_\_\_\_  
 William Johnson, IV, County Board Chair

Dated: \_\_\_\_\_

Attest: \_\_\_\_\_  
 Carole Wondra, Polk County Clerk

Dated: \_\_\_\_\_

I

RESOLUTION 33-13  
Resolution to Adopt Draft Master Fee Schedule for 2014 Budget Proposal

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

Ladies and Gentlemen:

1 WHEREAS, pursuant to Polk County Policy 880, *Budget Preparation and Execution*, the County  
2 Board of Supervisors adopts a fee schedule that incorporates any fees or charges, including fees for  
3 service, over which the County Board has discretion; and  
4

5 WHEREAS, consistent with Policy 880, the departments have submitted their respective fee data,  
6 consisting of past year fee rate, current year fee rate, proposed rate, past year actual revenues,  
7 current year projected revenues, forward year estimated revenues and an estimate of the actual cost  
8 of providing the service to which the fee relates; and  
9

10 WHEREAS, upon review of the data received, the County Administrator recommends that the  
11 County Board of Supervisors adopt the master fee schedule as attached hereto and incorporated  
12 herein along with the 2014 budget.  
13

14 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors approves the  
15 Draft Master Fee Schedule, attached hereto and incorporated herein, for incorporation in the 2014  
16 budget recommendation by the county administrator.  
17

18 BE IT FURTHER RESOLVED that the projected revenues from those fees reflected in said schedule  
19 shall be incorporated into the 2014 proposed budget and both fees and revenues therefrom may be  
20 amended in the same manner as said proposed budget.

Funding Amount: Not Applicable  
Funding Source: Not Applicable  
Date Finance Committee Advised: August 14, 2013  
Finance Committee Recommendation:  
Effective Date: Upon Passage  
Date Submitted to County Board: August 20, 2013  
County Board Action: \_\_\_\_\_

Submitted by:

\_\_\_\_\_  
Dana Frey, County Administrator

Review by County Administrator:

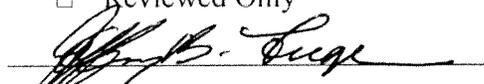
- Recommended
- Not Recommended
- Reviewed Only

\_\_\_\_\_  
Dana Frey, County Administrator

**II**

Review by Corporation Counsel:

- Approved as to Form
- Recommended - *upon Suspension of the Rules. Art. 394.*
- Not Recommended
- Reviewed Only

  
\_\_\_\_\_  
Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on August 20, 2013, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution \_\_\_\_-13; Resolution to Adopt Draft Master Fee Schedule for 2014 Proposed Budget, by a simple majority vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.

\_\_\_\_\_  
William Johnson, IV  
County Board Chairperson

Attest: \_\_\_\_\_  
Carole Wondra, County Clerk

POLK COUNTY BOARD OF SUPERVISORS  
Minutes from Tuesday, August 20, 2013  
Polk County Government Center – County Board Room  
Balsam Lake, WI 54810

Chairman Johnson called the regular August 20, 2013 meeting of the Polk County Board of Supervisors to order at 6:30 PM. This followed the public hearing that began at 5:30PM on the Polk County Plan for Library Service.

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, published in a legal newspaper in accordance with Wisconsin Statute Section 985.02 and posted on the county website the week of August 12, 2013. In addition, the Office of County Clerk distributed on August 9, 2013 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. Chairman Johnson recognized Corporation Counsel, Jeffrey Fuge, for purposes of receiving legal opinion with respect to sufficiency of notice. The County Board received the verbal opinion of Corporation Counsel that the advance written notice posted and published as described by the clerk satisfied the applicable provisions of Wisconsin Open Meetings Law and the applicable procedural provisions of the Polk County Board Rules of Order.

Chairman Johnson recognized the County Clerk for purposes of taking roll call. Roll call was taken with 23 members present.

Chairman Johnson led the pledge of Allegiance.

Supr. Edgell led the County Board in a time of reflection.

**Chairman Johnson called for a motion to approve the consent agenda as published.**

**Motion (O'Connell/Jepsen) to approve the consent agenda as it was published.**

**Chairman Johnson called for voice vote. Motion to approve Consent Agenda, carried by unanimous voice vote. Approval of the Consent agenda included Resolution 26-13, Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Beaver. Resolution adopted.**

Time was given for public comment.

Chairman noted that the board rules allow for 30 minutes of public comment.

Chairman called for a motion to suspend the rules and allow for extra time for those wishing to address the board during public comment. **Motion (Stroebe/Jepsen) to suspend the rules and expand the 30 minute rule for public comment. Motion carried by unanimous voice vote. Public Comments continued.**

Time was given for committee questions and answers by the board members.

Chairman Johnson presented the Chairman's Report.

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August 20, 2013

Administrator Frey presented his monthly Administrator's report. Administrator Frey announced that the Polk County Department of Administration was notified that they were to receive the GFOA's Distinguished Budget Presentation Award for governmental budgeting.

Chairman Johnson called for a 10 minute recess. Board back in session at 7:53 PM.

**Chairman Johnson called to the floor Resolution 27-13, Resolution to Adopt the Polk County Plan for Library Service, 2013-2018. Motion (Kienholz/Schmidt) to approve said resolution. Chairman called for a vote on the motion to adopt Resolution 27-13, to Adopt the Polk County Plan for Library Service, 2013-2018. Motion carried by unanimous voice vote. Resolution adopted.**

**Chairman Johnson called to the floor Resolution 24-13, Phase Out of the Polk County Home Care Program. Motion (Masters/Scoglio) to approve said resolution.** Administrator Frey addressed the resolution. Chairman Johnson opened the floor for discussion on the resolution. **Chairman Johnson called for a vote on the motion and a request was made for a ballot vote. Motion to approve Resolution 24-13, Phase Out of Polk County Home Care, carried** by a vote of 13 yes, 10 no. Voting yes: Suprs. Masters, Stroebel, Brown, D. Johansen, O'Connell, Engel, Edgell, Magnafici, Kremer-Hartung, Bergstrom, Schmidt, Scoglio, and N. Johnson. Voting no: Suprs. Caspersen, Moriak, Nelson, Cockroft, Kienholz, Jepsen, W. Johnson, H. Johansen, Luke and Arcand. Resolution adopted.

Chairman Johnson called for a 10 minute recess. Board back in session at 9:15PM. Supr. H. Johansen was excused from the remaining portion of the meeting. 22 members present.

**Chairman Johnson called to the floor Resolution 28-13, Resolution to Authorize Participation in Wisconsin Department of Natural Resources –Lotus Lake Planning Grant Program, Phases 1 & 2. Motion (D. Johansen/Masters) to approve said resolution.** Land and Water Director, Tim Ritten addressed the resolution. **Chairman Johnson called for a vote on the motion to adopt Resolution 28-13 Authorize Participation in Wisconsin DNR-Lotus Lake Planning Grant Program, Phases 1 & 2. Motion carried** by a roll call vote of 16 yes, 6 no. Voting yes: Suprs. Brown, D. Johansen, Schmidt, Kienholz, Caspersen, Moriak, Luke, Nelson, Stroebel, Magnafici, Kremer-Hartung, Jepsen, O'Connell, Bergstrom Cockroft and W. Johnson. Voting no: Suprs. Engel, Edgell, Masters, Scoglio, N. Johnson and Arcand. Resolution adopted.

**Chairman Johnson called to the floor Ordinance 29-13, Amend Telecommunication Towers, Antennas and Related Facilities Ordinance. Motion (Moriak/Brown) to approve said ordinance.** Supr. O'Connell addressed the resolution. **Chairman Johnson called for a vote on the motion to approve Ordinance 29-13 to Amend Telecommunication**

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August 20, 2013

**Towers, Antennas and Related Facilities Ordinance.** Motion carried by unanimous voice vote. Ordinance adopted.

**Chairman Johnson called to the floor Resolution 30-13, Resolution to Authorize Wisconsin Smart Fleet Program Agreement.** Motion (Engel/D. Johansen) to approve said resolution. Supr. Engel addressed the resolution. **Chairman called for a vote on the motion to approve Resolution 30-13 to Authorize Wisconsin Smart Fleet Program Agreement.** Motion carried by unanimous voice vote. Resolution adopted.

**Chairman Johnson called to the floor Resolution 31-13, Resolution to Grant Easement to Polk Burnett Cooperative for Electrical Service to Lotus County Park Facilities on East Lake (Lotus Lake).** Motion (D. Johansen/Kremer-Hartung) to approve said resolution. Chairman Johnson addressed the resolution. **Chairman Johnson called for a vote on the motion to approve Resolution 31-13 to Grant Easement to Polk Burnett Cooperative for Electrical Service to Lotus County Park Facilities on East Lake (Lotus Lake).** Motion carried by voice vote. Resolution adopted.

**Chairman Johnson called to the floor Resolution 32-13, Resolution Regarding Interpretation and Application of Shoreland Zoning Ordinance.** Motion (Magnafici/Arcand) to approve said resolution. Motion (Brown/Kienholz) to send Resolution 32-13 to the Land Information Committee for consideration. Chairman Johnson called for a vote on the motion to send Resolution 32-13 to committee. Motion carried by voice vote.

**Chairman Johnson called to the floor Resolution 33-13, Resolution to Adopt Draft Master Fee Schedule for 2014 Budget Proposal.** Motion (Luke/Brown) to approve said resolution. Administrator Frey addressed the resolution. Motion (Kienholz/D. Johansen) to amend Resolution 33-13 by changing the draft fee schedule under Public Health Department, Fee Type: Other, Church and Civic or Fraternal from "Same as Regular Licensing Fees" to "Half of the regular fee amount, if allowed by statute." Chairman called for a vote on the amendment to Resolution 33-13. Motion to amend Resolution 33-13 carried by voice vote. Motion (Scoglio/Masters) to further amend Resolution 33-13 to by stating "no increase to the fees for 2014". Chairman Johnson called for a voice vote. Motion to further amend Resolution 33-13, failed by voice vote. **Chairman called for a roll call vote on the motion to approve the draft fee schedule as amended.** Motion carried by a roll call vote of 16 yes/6 no. Voting yes: Suprs. Brown, D. Johansen, Schmidt, Kienholz, Caspersen, Moriak, Luke, Nelson, Stroebel, Kremer-Hartung, Jepsen, O'Connell, Bergstrom, Arcand, Cockroft and W. Johnson. Voting no: Suprs. Engel, Edgell, Masters, Scoglio, Magnafici and N. Johnson. Resolution adopted.

Supervisors Reports were given.

Motion (D. Johansen/Masters) to adjourn. Motion carried by unanimous voice vote. Chairman Johnson declared meeting adjourned 10:20 PM.

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August 20, 2013