



POLK COUNTY, WISCONSIN

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Dana Frey, County Administrator
100 Polk Plaza, Suite 220, Balsam Lake, WI 54810
Phone (715) 485-9212 Email dana.frey@co.polk.wi.us

AGENDA AND NOTICE OF MEETING

CONSERVATION, DEVELOPMENT, RECREATION & EDUCATION COMMITTEE

Government Center

County Board Room

Balsam Lake, WI 54810

9:00 a.m. Wednesday January 7th, 2015

Purpose: Review and action on selected items as listed below
Documents: Minutes of December 17th, 2014 and monthly and quarterly reports

ITEM	LEAD PERSON
Call to order	Committee Chair
Approval of agenda Approval of minutes for December 17 th , 2014	
Public comment	
New business	
1. Tax deed summary	Director Deb Peterson
2. Questions on issues as contained in written monthly and quarterly reports	County Administrator
3. Briefing on Administration of 2014 Dog Claims and Dog License Fund	
4. Recommendation on Resolution to Extend Services Contract to Arnell Memorial Humane Society	
5. Recommendation of Resolution Concerning Harlan Funk Offer to Sell to County Certain Lands in Town of Lorain.	

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. Requests are confidential

<p><u>Closed Session</u></p> <p>The committee may convene in closed session pursuant to Wisconsin Statute Section 19.85(1)(e), to formulate a recommendation to the Polk County Board of Supervisors concerning the deliberation and negotiation strategy relating to the offer to sell to the County certain lands.</p> <p>Following said closed session, the committee will reconvene to consider and act upon matters noticed herein this meeting notice. Because competitive and bargaining reasons on said offer continue until the Polk County Board of Supervisors acts in response to the offer, the recommendations of the committee concerning said deliberations and negotiation strategy will not be announced when the committee reconvenes in open session to take up matters noticed herein.</p>	
<p>6. Resolution concerning selection and compensation of persons appointed to public inland lake rehabilitation district, board of commissioners.</p>	<p>Supervisor Ken Sample</p>
<p>7. Re-organization of the committees</p>	<p>Supervisor Moriak</p>
<p>8. Develop Report and Recommendation to County Board on Polk County Zoning Ordinance, A Comprehensive Revision. Covering Article 4: Zoning Districts</p> <p>Pursuant to Section 59.69(5), the Committee will develop its report and recommendations to the County Board on the proposed ordinance. The Committee may review public testimony on the proposed draft ordinance; receive staff recommendations on same and direct further modifications to the draft ordinance prior to forwarding recommendation to the County Board.</p>	<p>Committee Chair</p>
<p>9. Future agenda items- Next meeting January 21st, 2015</p>	<p>Committee members</p>
<p>Adjourn</p>	

MINUTES
Conservation, Development, Recreation and Education Committee
 Government Center County Board Room
 Balsam Lake, WI 54810
 9:00 a.m. Wednesday, December 17, 2014

Meeting called to order by Chairman O'Connell @ 9:11 A.M.

Members present

Attendee Name	Title	Status
Kim O'Connell	Chair	Present
Craig Moriak	Vice Chair	Present
Warren Nelson	Supervisor	Present
Dean Johansen	Supervisor	Present
Jim Edgell	Supervisor	Present
Dale Wood	FSA Rep	Present

Also present Tammy Peterson, Executive Secretary, Tim Anderson, County Planner, Jeremy Williamson, Land and Water, and Nancy Snouffer, Assistant Zoning Administrator

Approval of Agenda- Chairman O'Connell called for a motion to approve the agenda. **Motion** (Wood/ Nelson) to approve agenda. Motion carried.

Approval of Minutes – Chairman called for a motion to approve the minutes of the December 3, 2014 meeting. **Motion** (Nelson/ Wood) to approve the minutes. Motion carried.

Public Comment: None

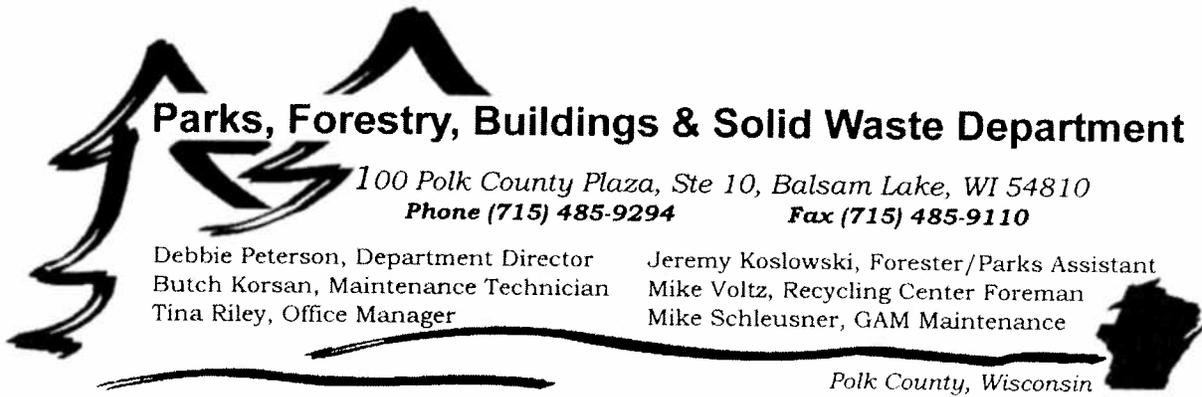
New Business:

Jeremy Williamson from Land and Water spoke on the DATCP cost share extension. **Motion** (Nelson/ Edgell) to extend cost sharing in the amount of \$42,504.70 to 2015. Motion carried by unanimous voice vote with Dale Wood abstained from any voting.

Chairman Kim O' Connell and committee members discussed Article 4, Zoning Districts of the proposed draft. No decisions on any provisions made. The committee stopped at page 33 and will continue, beginning with 10.4.9: General Business/Commercial at next meeting.

Future Items: Next meeting January 7th, 2015, reorganization of committees and memorandum of understanding on the Arnell update.

Motion (Nelson/ Johansen) to adjourn. Meeting adjourned at 11:53 a.m.



Monthly Report, January 2015

Buildings

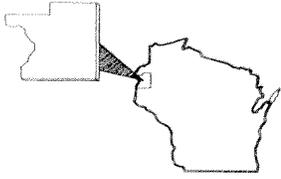
- Tax deed auction has finished and I will supply CDRE a report in January at their meeting.
- Attended the Leadership and Development Workgroup Meeting to set up training for Department Heads and managers for 2015.
- Project meeting held for the Parking Lot lighting at Justice Center
- Held staff meetings to outline the new performance appraisal process
- Completed new monthly budget tracking form created by DOA for all divisions.

Park and Trails

- Snow trails are not open.
- A new bridge is being installed on the Gandy Dancer trail north of Frederic. This bridge replaces an old culvert that had washed out.

County Forest

- The third County Deer Advisory Committee (CDAC) meeting for Polk County was held and final recommendations were made. These population goals for Polk County will be used for the next 3 years.
- Held a quarterly conference call with Forest Administrators from 28 other counties. This quarterly call addresses issues and concerns throughout the state of Wisconsin.
- Finished field establishment of 10 timber sales for our January bid letting. Paperwork has also been completed and the sales will be sent out shortly. Sustainable timber management is conducted each year on the County Forest.
- Administered 2 active timber sales on the County Forest.



POLK COUNTY LAND & WATER RESOURCES DEPARTMENT
100 POLK COUNTY PLAZA – SUITE 120 BALSAM LAKE, WISCONSIN
54810 PHONE: 715-485-8699 TIM RITTEN, DIRECTOR

Monthly Report, December 2014

Runoff Management

Current

- Roberts stormwater permit
- Freitag water control basin cost share carryover to 2015
- Renstrom manure storage closure carryover to 2015
- Behling manure storage closure carryover to 2015

Upcoming

- High potential for manure runoff continues due to manure storage facilities not emptied yet.

Resource Management and Farmland Preservation

Current

- Hibbs nutrient management plan complete, processing payment
- County Farmland Preservation Plan complete and approved by DATCP
- Wood Valley Farm contracts signed and carryover request submitted
- Wester Farmland Preservation Program contract buyout submitted to DATCP
- Grenquist Lake issue may be resolved, landowner sent letter to acknowledge

Upcoming

- Wood Valley Farm plan finalization
- Hibbs Certificate of Compliance
- Seeking 3 farmers for cover crop initiative
- Horse Creek Watershed Council soil test results report

Lake Protection

Current

- Presentation at Unity School career day
- St. Croix River Assoc. Aquatic Invasive Species strategic plan 2nd meeting
- Pipe Lake planning grant application submitted
- One radio presentation
- Video instructions for volunteer water quality testing equipment on web
- DNR Lake Grant application submitted for partial funding of LiDAR data
- AttendednLong Lake Aquatic Plant Mgmt update meeting
- Design and budget for Church Pine, Round, Big Lake District internal loading study
- Assisted Long Trade Lake with grant application

Upcoming

- Meeting with Big Round Lake and Tribe for annual planning meeting
- Coon Lake Healthy Lakes grant application
- UWRF student to help with historical land use mapping
- Carp removal from Lotus Lake in January
- Recore Bone Lake for algae pigments

Nonmetallic Mine Reclamation

Current

- Town of Lorain mine not reclaimed but still working on resolution
- Active acres have been mapped on all nonmetallic mines except one
- Sending out annual bills to all active unreclaimed mines

Contracted Services

Current

- East Balsam subwatershed soil sampling waiting for lab data
- Dam failure analysis
- Turner water control basin survey by Long Lake

Upcoming

- Sediment removal from Patterson water control basin by Long Lake

- Estimate for boat landing on Cedar Lake
- Estimate for work at north end of Wapogasset

Shoreland Protection, Conservation Materials, Trees

Current

- Continued assistance as needed on Shoreland Zoning Ordinance

Upcoming

- Tree sale will begin in January

Conservation Administration, Wildlife Damage

Current

- Agreement and budget sent to DNR for USDA-APHIS-Wildlife Services for 2015
- Continue attendance Lake St. Croix Total Maximum Daily Load planning meetings

Upcoming

- DNR proposes to add 6 more lakes to the Impaired Waters List in Polk County
- Conservation Poster Contest will take place in January



Polk County Lime Quarry

2023 50th Avenue, Osceola, WI 54020
Tel: 715-294-2351, Fax: 715-294-2459

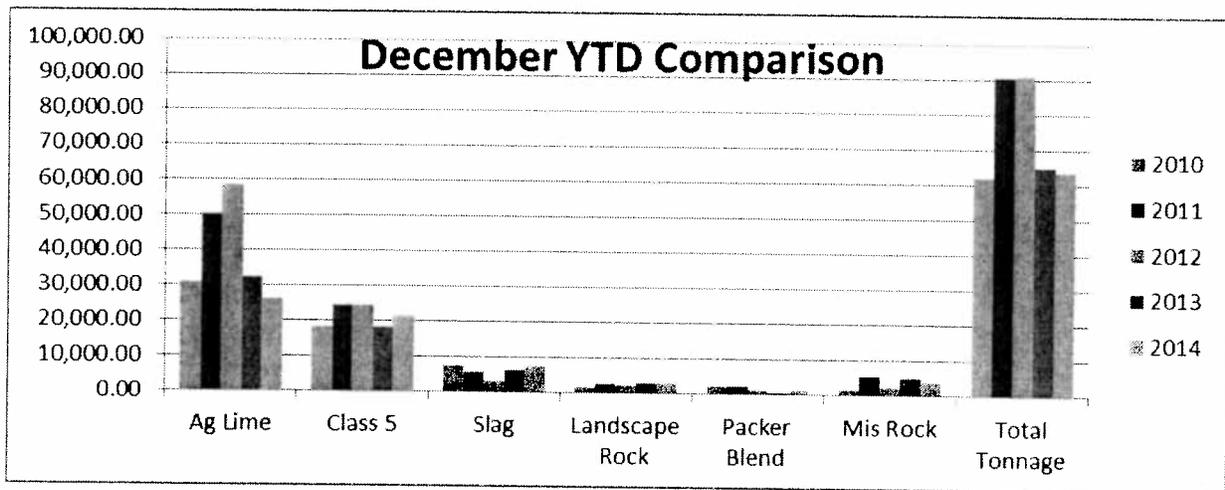
Monthly Report

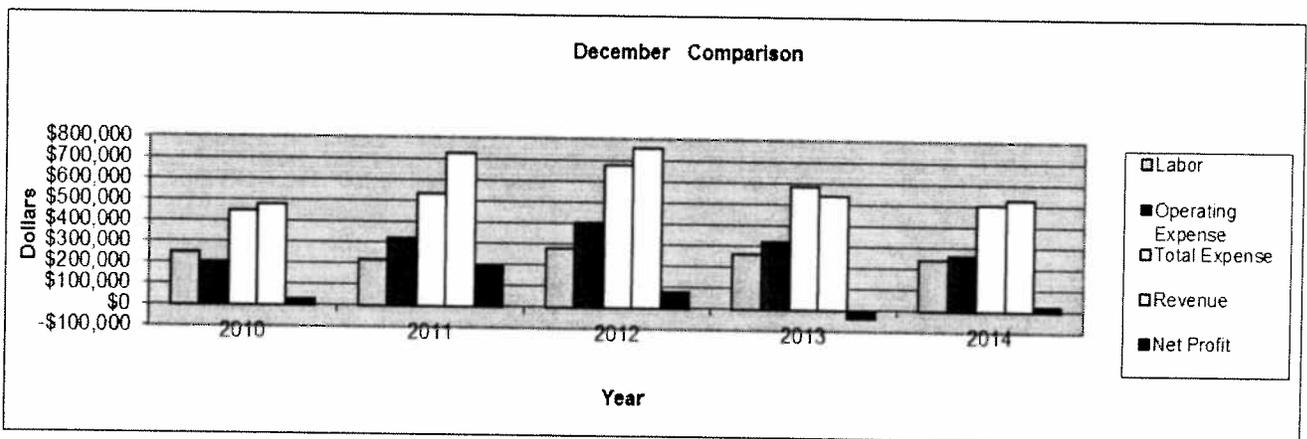
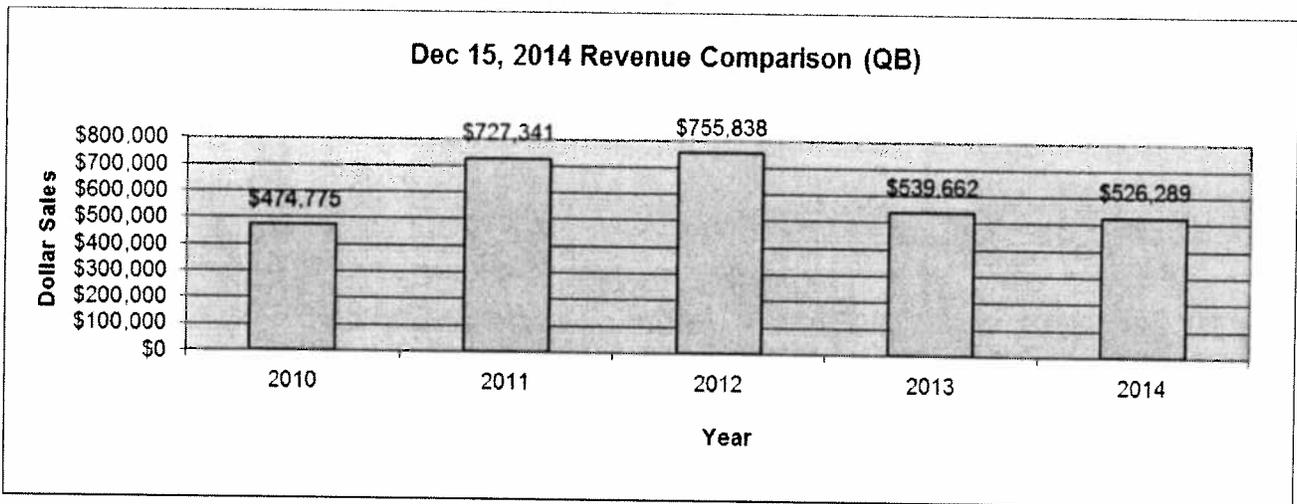
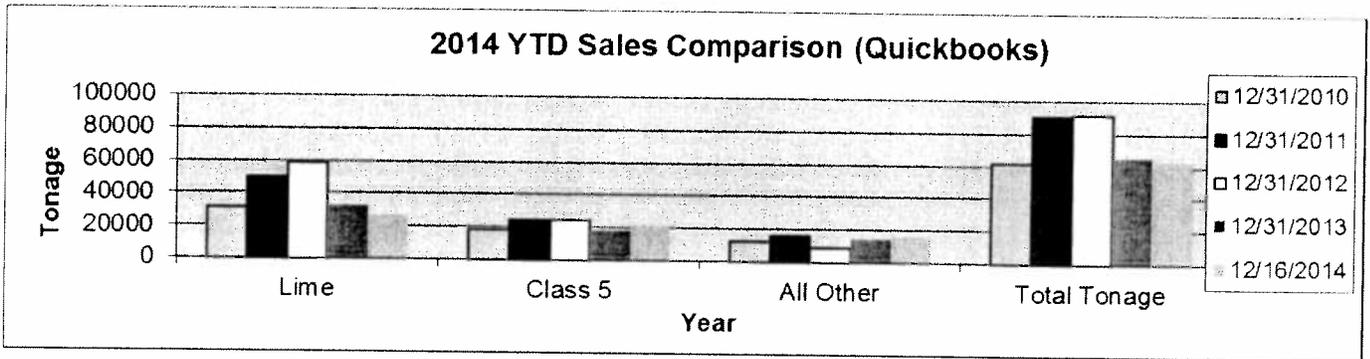
November 2014

Lime production and sales-To continue to increase the sale of quality lime products

Current:

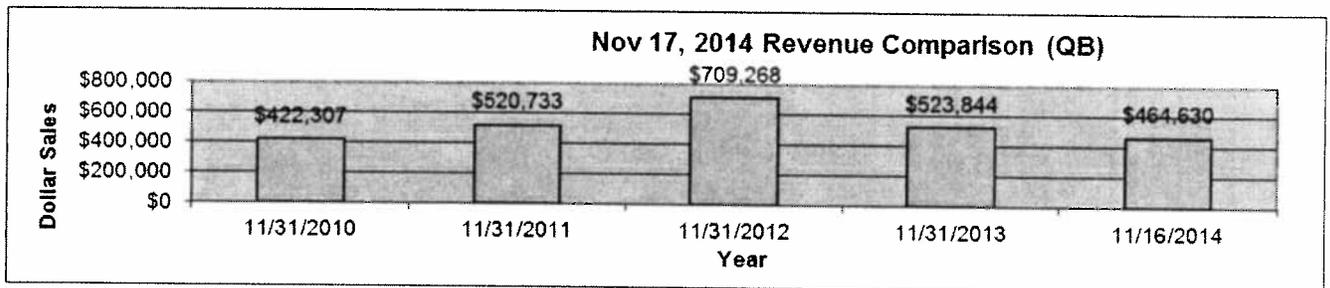
1. December weather has stimulated Ag lime sales. During the first two weeks of December, we sold 5,800 tons of Ag lime. This is more than lime than we have sold in any month this year. (One day we averaged a scale ticket every 6 minutes).
2. Lime sales will remain strong with the mild weather, and expect 2-3,000 additional tons of Ag Lime to be sold before the year end.
3. Line items that will exceed budget due to cost increases are: phone/internet, electricity, diesel fuel, and tires. These increased costs have been offset by needed repairs of the scalping screen instead of a complete replacement.
4. **Upcoming:**
 1. Weather permitting; there are orders for 2-3,000 ton of Ag lime.
 2. Other product sales are slow but still active. We will continue to have these sales until piles are frozen solid an un-accessible.





Budget Report	12/31/2010	12/31/2011	12/31/2012	12/31/2013	12/15/2014	2014 budget
Labor	\$245,777	\$217,567	\$276,860	\$261,543	\$242,092	\$271,897
Operating Expense	\$200,992	\$319,040	\$400,474	\$320,897	\$262,227	\$349,162
Total Expense	\$446,769	\$536,607	\$677,334	\$582,440	\$504,319	\$621,059
Revenue	\$474,775	\$727,341	\$755,838	\$539,662	\$526,289	\$621,059
Net Profit	\$28,006	\$190,734	\$78,504	(\$42,778)	\$21,970	\$0

Includes \$50,000 loader payment to Asset Fund



Current Inventory 2014

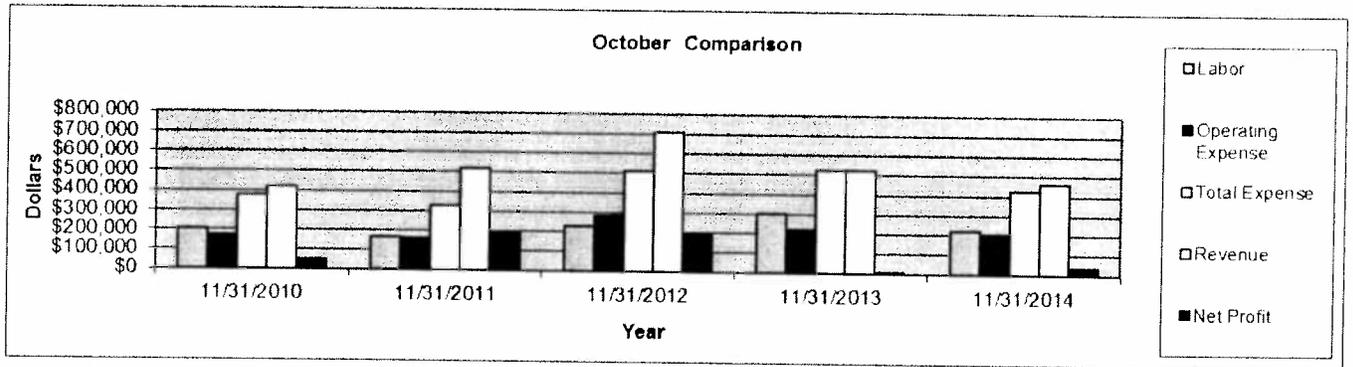
Class 5

50-59

**Ag
Lime**

Dollar gain in inventory from Jan 1

16,227	9, 2 8 4	\$92,60 5
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POLK COUNTY, WISCONSIN
REGISTER OF DEEDS OFFICE

Laurie Anderson, Register of Deeds

100 Polk County Plaza, Suite 160, Balsam Lake WI 54810

Phone (715) 485-9252 Email laurieann@co.polk.wi.us

4th Quarter Report

December 2014

REAL ESTATE:

CURRENT:

- ◇ A total of 9,565 Real Estate documents have been recorded for 2014.
- ◇ Total Transfer Fees collected for 2014 are \$526,750.
- ◇ Total Recording fees collected for 2014 are \$285,040.
(Fees are collected and dispersed to appropriate County/State Agencies)
- ◇ Digitized images have been redacted for Social Security Numbers and downloaded into the imaging system. Indexing of the images into the document indexing system will take place by office staff; this is an on-going project.
- ◇ The process of accepting documents electronically for recording was implemented July 28th. A total of 235 real estate documents have been accepted electronically.
- ◇ Continue to assist the public daily with questions regarding real estate.
- ◇ Keep informed; and take direction from the Wisconsin Department of Revenue of the recent changes regarding Transfer Fees.
- ◇ Continue to stay informed; and implement changes regarding recording fees collected from state agencies.

UPCOMING:

- ◇ The conversion/redaction of paper documents to electronic images; has begun. The first fifty nine (59) books were picked up; and scheduled to be returned on January 12th. The next set of books will be exchanged for processing at that time.
- ◇ Redacted images to be Indexed/Verified by staff; images then to be uploaded to the on-line website for viewing by the public. This will be an ongoing project.

VITAL RECORDS:

CURRENT:

- ◇ Continue to accept Marriage Certificates for filing, and issue copies as requested.
- ◇ Assist the State Vital Records Office in the acceptance of Death Certificates as entered into the State Vital Record Information System (SVRIS).
- ◇ Issue certified copies and collect fees for Birth, Death, Marriage, and Domestic Partnerships as requested by the public.
- ◇ 1,451 certified copies of Birth; 3,518 certified copies of Death; and 861 certified copies of Marriage have been issued by the Register of Deeds Office for 2014.
- ◇ Provide public education and assistance as necessary in regards to genealogy research.
- ◇ Implement changes as designated by the WI State Vital Records Office.

Polk County UW Extension Quarterly Report

Gail Peavey, Family Living Agent

Co-Parenting Impact Report – 2014

Divorce and separation takes place routinely today—about 40% of all first marriages end in divorce—but they still have serious impact on families. Children especially are affected when a parental relationship ends. One major way that children are affected by a break-up is when they are exposed to conflict between their parents. In fact, parental conflict affects children negatively regardless of whether their parents' divorce or not. Problems brought on by parental disagreements can appear in different ways—a drop in school performance, behavior problems at school, anxiety and depression. Research has identified the skills needed to make co-parenting relationships cooperative, and many parents are very receptive to helpful co-parenting programs that minimize the effect of the divorce/separation on their children.

For more than twelve years, UW Extension's family living educators have been working with family court commissioners, divorce mediators, judges and attorneys to conduct workshops for divorcing parents with children. Co-parenting programs for divorcing parents can be found throughout the state. An annual total of 1500 parents in 22 Wisconsin counties attended Extension co-parenting programs for divorcing parents in a recent year.

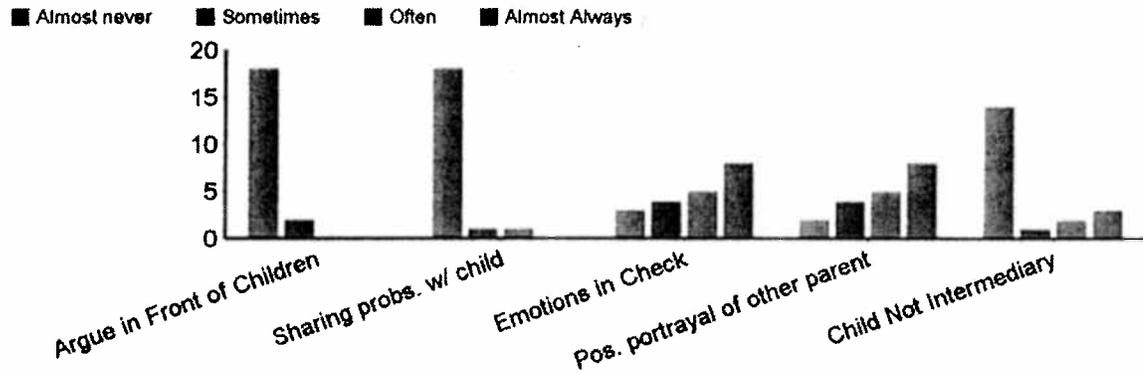
For many years, Polk County contracted to offer a video-based series for divorcing couples. The result: poor outcomes and on-going custody battles and return to courts for expensive and time-consuming litigation. In the spring of 2007, Polk County Judges, the Family Court Commissioner, and the Department of Human Service Child Protection Supervisor requested to meet with me and determine if there was a better way to educate parents about the impact of conflict on children. With the support and oversight of this team, I developed a program suitable for Polk County utilizing a variety of materials from research-based resources. The following year, the four-hour *No Longer Together but Parents Forever* program was implemented and I have been solely teaching the mandated class. UW Extension Family Living has been the only co-parenting resource for Polk County, reaching over 1000 divorcing and separating parents the past seven years.

After session evaluations provide continual evidence that parents can improve their ability to effectively cope with the divorce/separation as well as support their children throughout the process. Long-term these skills help reduce negative outcomes experienced by children. Valuable county dollars are saved by not contracting with outside agencies to provide this essential program. Additionally the significant revenue generated from this program (\$30.00 per person) continues to assist our department in offsetting increasing expenditures.

The following three pages are 2014 graphs created from after session evaluations of 138 participants. Additional information: 94.16% (129) stated the program overall was worth their time. 92.54% (124) think the program should be required for divorced or separated parents. Additional information on the evaluation results including follow-up evaluations, can be accessed by calling 715-485-8600 or on our website: <http://polk.uwex.edu>.

Situation Between Parents After taking Class

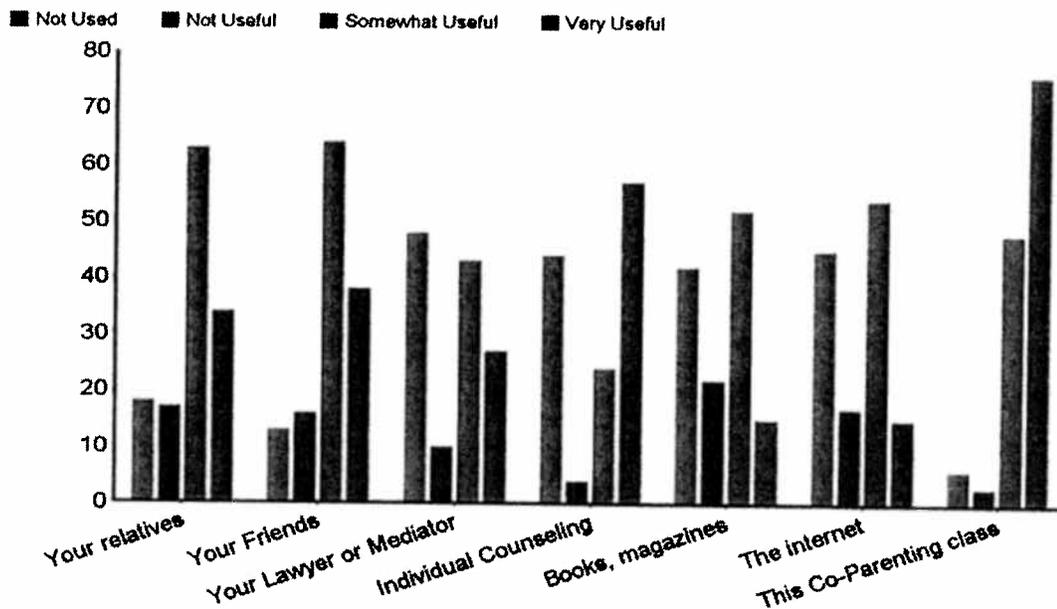
Response that Best Describes the Situation between Parents after Taking the Class



Question	Almost never	Sometimes	Often	Almost Always
The other child's parent and I argue in front of our children.	90.00%	10.00%	0.00%	0.00%
I talk with my child about problems I am having with their other parent.	90.00%	5.00%	5.00%	0.00%
I keep my emotions in check when talking with the other parent.	15.00%	20.00%	25.00%	40.00%
I say positive things to my child about their other parent.	10.53%	21.05%	26.32%	42.11%
I ask my child(ren) to take messages to their other parent.	70.00%	5.00%	10.00%	15.00%

Usefulness of Sources of Co-parenting Information

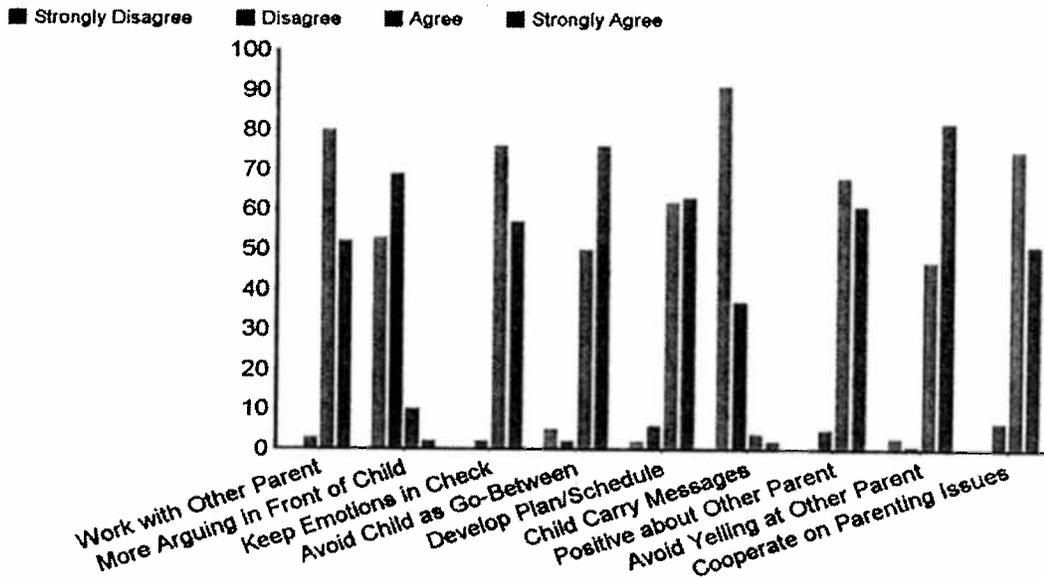
Question	Not Used	Not Useful	Somewhat Useful	Very Useful
Your relatives	13.64%	12.88%	47.73%	25.76%
Your Friends	9.92%	12.21%	48.85%	29.01%
Your Lawyer or Mediator	37.50%	7.81%	33.59%	21.09%
Individual Counseling	34.11%	3.10%	18.60%	44.19%
Books, magazines	32.06%	16.79%	39.69%	11.45%
The Internet	34.35%	12.98%	41.22%	11.45%
This Co-Parenting class	4.51%	2.26%	36.09%	57.14%



Changes in Parental Co-Parenting Behavior

Question	Strongly Disagree	Disagree	Agree	Strongly Agree
I will make a stronger effort to work with my child's other parent.	0.00%	2.22%	59.26%	38.52%
My child's other parent and I are likely to argue in front of our child even more than before.	39.55%	51.49%	7.48%	1.49%
I will keep my emotions in check while talking with my child's other parent.	0.00%	1.48%	56.30%	42.22%
I will avoid asking my children about their other parent's relationships.	3.78%	1.50%	37.59%	57.14%
My child's other parent and I will develop a plan for things like our child(ren)'s holiday schedule.	1.50%	4.51%	46.62%	47.37%
I will ask my child to carry a message to their other parent.	67.91%	27.61%	2.99%	1.49%
I will say positive things to my child about their other parent.	0.00%	3.73%	50.75%	45.52%
I will avoid raising my voice with my child's other parent when in front of the children.	2.26%	0.75%	35.34%	61.65%
I am more likely to cooperate with my child's other parent on parenting issues.	0.00%	5.26%	56.39%	38.35%

Changes in Co-parenting Behaviors



MEMORANDUM OF UNDERSTANDING

Between Polk County and Arnell Memorial Humane Society for Pound Services

Section 173.15, Wis. Stats.

This Memorandum of Understanding Regarding Pound Services (MEMORANDUM) is entered into by and between Polk County (COUNTY), 100 Polk County Plaza, Balsam Lake, Wisconsin, 54810 and Arnell Memorial Humane Society, Inc. (ARNELL), located at 185 Griffin Street, Amery, WI 54001.

WHEREAS, Wisconsin law provides that a stray animal is to be kept for a period of 7 days to give the animal's owner an opportunity to reclaim the animal and permits counties to contract with a local humane society to provide for the collection, caring for, treatment, release and disposition of abandoned, distrained, seized and stray animals; and

WHEREAS, pursuant to County Board Resolution No. _____-14, COUNTY provides for the care, collection, treatment, and when necessary, the disposal of dogs on a contractual basis and has authorized the extension of a contract to ARNELL to provide such services; and

NOW, THEREFORE, in consideration of the premises set forth above, and the mutual agreements, covenants, obligations, and promises set forth below, the sufficiency of which is hereby acknowledged, the parties agree as follows:

1. Term and Termination.

- (a) The term of this MEMORANDUM is for one year commencing January 1, _____ and ending December 31, _____.
- (b) Either party may terminate this MEMORANDUM by providing the other party with written notice at least 60 days prior to the effective termination date.

2. ARNELL rights and responsibilities.

- (a) ARNELL agrees to provide pound services of collecting, caring for and disposing of dogs in conformance with state law.
- (b) Pursuant to Wis. Stat. § 173.15(2), ARNELL will provide adequate care and treatment of all animals delivered to it under this MEMORANDUM; maintain adequate records consistent with the requirements of Wis. Stat. § 173.17; and release or dispose of animals under Wis. Stat. § 173.23 or as provided in a court order.

- (c) ARNELL agrees to follow the procedures required by the Wisconsin Rabies Control Program, Wis. Stat. § 95.21, for any animal that it receives if the animal has bitten any person.
- (d) ARNELL may return an animal to its owner in accordance with the provisions of Wis. Stat. § 173.23(1).
- (e) ARNELL may charge the owner for the cost of caring for the animal and for any other expenses authorized by this MEMORANDUM. Pursuant to Section 173.15(2), ARNELL shall charge the actual costs of collection, care, custody, treatment and disposal, unless the COUNTY establishes standard fees for collection, care, custody, treatment, disposal and release of dogs to owners and for release of dogs to persons other than dogs. In the event that the COUNTY establishes such fees, then ARNELL shall charge fees as so established. ARNELL shall retain any and all fees charged and collected without reimbursement to the County.
- (f) The parties agree that ARNELL is an independent contractor of the COUNTY and that ARNELL, and its officers, employees, agents and assigns, are not an officer, official, employee or agent of the COUNTY for which Wis. Stat. §§ 895.35 or 895.46 would otherwise apply.

3. COUNTY rights and responsibilities.

- (a) ARNELL agrees that the sole financial responsibility of the COUNTY to ARNELL for services rendered shall be the extent of dog license taxes paid to the County Treasurer in accordance with Wis. Stat. § 174.08 less those sums paid to the State in accordance with Wis. Stat. § 174.09(1) and further reduced by those sums paid by COUNTY on claims allowed by the COUNTY pursuant to Wis. Stat. § 174.11(2) and (4).
- (b) The COUNTY shall pay ARNELL such sums on a quarterly basis on April 15, July 15, October 15 and January 15 and withhold from the final quarterly payment an amount equivalent to the amount of claims allowed and paid pursuant to Wis. Stat. § 174.11(2) and (4) from the dog license fund during the license year.
- (c) In addition, COUNTY agrees to pay ARNELL no later than March 1, 201_ any surplus in excess of \$1,000 that remains in the dog license fund at the end of a calendar year, except that COUNTY is not required to make any payment to ARNELL if ARNELL terminates this MEMORANDUM prior to December 31, 201_.
- (d) The parties agree that the obligation of the COUNTY to pay ARNELL is to the extent to which and limited by the amount of dog license taxes paid to the County Treasurer in accordance with Wis. Stat. § 174.08 less those sums paid to the State in accordance with

Wis. Stat. § 174.09(1) and those sums paid by COUNTY on claims allowed by the COUNTY pursuant to Wis. Stat. § 174.11(2) and (4).

(e) To the extent to which Wis. Stat. § 174.09(2), may be interpreted or construed to require the COUNTY to pay ARNELL dog license fund moneys before making payment on claims allowed pursuant to Wis. Stat. § 174.11(2) and (4), the COUNTY shall apply for a local exemption to state mandate and renew the same as appropriate as provided for Wis. Stat. § 66.0143 so as to allow payment of dog license moneys consistent with Paragraph 3 (b), above.

4. Fees – Seized Animals. COUNTY and ARNELL agree that the disposition of and reimbursement of expenses for a seized animal will be governed by Wis. Stat. §§ 173.21–173.25 and that any claim for expenses made in connection with a seized animal will be limited to the political subdivision whose law enforcement officer seized or directed the seizure of the animal. Reimbursements for assistance by ARNELL with seized animals shall be administered in accordance with Wis. Stat. § 173.24.

5. Insurance and Indemnification.

(a) ARNELL shall maintain in force and at its expense liability insurance coverage and name COUNTY as an insured for any and all risks associated with the provision of services as described herein in a minimum amount of coverage of \$1,000,000 per occurrence and \$2,000,000 for aggregate. ARNELL shall provide COUNTY with a certificate of insurance to evidence such coverage in such amounts.

(b) ARNELL shall maintain in force and at its expense coverages for automobile insurance and workers' compensation policies consistent with state law and provide COUNTY certificates of insurance to evidence such coverages.

(c) ARNELL agrees to defend, hold harmless, and indemnify COUNTY, including its agents, boards, commissions, committees, departments, employees, officials and officers from any and all liability, including actions, causes of action, charges, claims, costs, damages, demands, expenses, fees (including attorney fees), liens, losses, obligations, penalties, proceedings, settlements and suits of every kind and character for injury to persons (including Workers' Compensation and death) or damage to property, or both (collectively, CLAIMS) arising in connection with or directly or indirectly out of this MEMORANDUM in any manner resulting from, arising out of, or connected with the impoundment of stray animals by ARNELL.

(d) The parties agree that the duty of ARNELL to insure, defend, hold harmless, and indemnify COUNTY applies to all CLAIMS whether it is alleged or determined that COUNTY was negligent and without regard to whether such claims are groundless, false, or fraudulent and limited to the extent to which ARNELL is obligated to maintain such insurance coverages and in amounts specified in this MEMORANDUM.

- (e) In the event that COUNTY is determined to be negligent, ARNELL shall be relieved of its duty to indemnify COUNTY only to the extent of COUNTY's negligence as determined by mutual agreement or by judgment entered by a court of competent jurisdiction.
 - (f) The parties agree that ARNELL agrees that its duty to insure defend, hold harmless and indemnify COUNTY will survive the termination of this MEMORANDUM.
6. Waiver. No provision in this MEMORANDUM may be waived unless the waiver is made in writing and is signed by a duly authorized representative of each party. The waiver of a breach of a provision does not constitute a waiver of the provision itself or of any subsequent breach of the same or any other provision contained in this MEMORANDUM.
 7. Amendment or Modification. This MEMORANDUM may not be amended or modified except by a written agreement that expressly states that it is an amendment to this MEMORANDUM and that is signed by a duly authorized representative of each party.
 8. Designation of MEMORANDUM administrator for COUNTY and ARNELL and Notice.
 - (a) Any notice required to be given under this MEMORANDUM must be in writing and may be delivered in person or by certified mail, delivery service, email or facsimile transmission addressed to the person designated as administrator of this MEMORANDUM , as follows:

COUNTY designates Ms. Carole T. Wondra, Polk County Clerk, 100 Polk County Plaza, Suite 20, Balsam Lake, WI 54810. E-mail: _____ Facsimile: _____.

ARNELL designates < Insert Name of Legal representative, Address, City, WI, 54 _____.
 E-mail: _____ Facsimile: _____

- (b) Notice in person, by certified mail, or delivery service is deemed given at the time of delivery. Notice by facsimile is deemed given upon receipt as shown on a successful transmission result report. Notice by email is deemed given upon receipt as shown on an electronic delivery confirmation report or other document acknowledging receipt. The party giving notice has the burden of proving when notice was given.
- (c) Either party may, in writing, designate another person or address to which notice shall thereafter be given or mailed.

9. Signature Authority. The persons signing this MEMORANDUM warrant that they have been authorized to enter into this MEMORANDUM by and on behalf of their respective parties and that they have full and complete authority to bind their respective parties.

IN WITNESS WHEREOF, the parties, intending to be legally bound, have executed this MEMORANDUM on the dates shown below.

Polk County

Arnell Humane Society, Inc.

Carole T. Wondra, County Clerk

Date _____

Date _____

MEMORANDUM OF UNDERSTANDING Between Polk County and Arnell Memorial Humane Society for Pound Services, Section 173.15, Wis. Stats.

Approved as to Form

Jeffrey B. Fuge

Jeffrey B. Fuge, Bar No. 1024292

Polk County Corporation Counsel

September 24, 2014

Resolution No. ____-14

Resolution to Authorize Extension of Contract to Arnell Memorial Humane Society

(Section 173.15, Wis. Stats.)

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

Ladies and Gentlemen:

WHEREAS, pursuant to Wisconsin Statute Section 174.046 (1995-96), the Polk County Board of Supervisors adopted Resolution No. 101-96 to designate the Arnell Memorial Humane Society as the humane society for Polk County to provide a pound for stray and unwanted dogs; and

WHEREAS, pursuant to 1997 Wisconsin Act 192, the Wisconsin Legislature substantially revised Chapters 172, 173 and 174 of the Wisconsin Statutes relating to humane officers and the care, custody and disposition of animals; and

WHEREAS, specifically, 1997 Wisconsin Act 192 repealed Section 174.046, and created Section 173.15, which affords political subdivisions the discretion to provide for the care, treatment or disposal of animals taken into custody by a humane officer or law enforcement officer; to provide such services either directly through a county department, county agency or county officer or, alternatively, through contract with a public or private entity; to establish standard fees for the care, custody and treatment of animals in its custody; and to establish different fees for animals released to their owners and animals released to persons other than their owners; and

WHEREAS, Section 173.15, Wis. Stats., requires the County to extend a contract with certain statutory mandated provisions because the County has determined to provide for the care, treatment or disposal of animals and to do so in a manner other than directly through a county department, county office or county officer; and

WHEREAS, pursuant to Section 174.09(2), the County is subject to a state mandate unrelated to health or safety to administer the dog license fund by paying first the expenses incurred by the organization designated by the County to provide for the collecting, care and disposal of dogs and then, after making appropriate deduction for such expenses, the amount remaining toward allowed claims for damages caused by dogs; and

WHEREAS, pursuant to Section 66.0143, the County may apply for a waiver from a state mandate, except for a state mandate that is related to health or to safety; and

WHEREAS, it is in the interest of the County to continue the provision of services for the care, treatment and disposal of animals on a contractual basis with Arnell Memorial Humane Society consistent with state law.

WHEREAS, it is consistent with state law and in the interest of the County to structure such a contract and apply for a waiver to state mandate such that the County may pay claims for damages to dogs when such claims are allowed and provide for compensation to Arnell Memorial Humane Society for the care, custody and disposition of dogs as such expenses are incurred and approved for payment by the Department of Administration, irrespective of the financial administration mandate of Section 174.09, Wis. Stats.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Section 173.15(1) the Polk County Board of Supervisors authorizes the provision of care, treatment and disposal of animals taken into custody by law enforcement officers or humane officers.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs and authorizes the provision of such services on a contractual basis as extended to Arnell Memorial Humane Society.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors determines that the administration of the dog license fund as set forth in Section 174.09 is a financial mandate not related to health or safety.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors determines that the financial mandate set forth in Section 174.09 unduly restricts the County to require the administration of the dog license fund in a manner that is detrimental to persons whose claims for damages caused by dogs are allowed consistent with Section 174.11(4).

BE IT FURTHER RESOLVED that, pursuant to Section 66.0143, Wis. Stats., the Polk County Board of Supervisors authorizes and directs the County Clerk to file on behalf of the County a request with the Wisconsin Department of Revenue for a waiver from the state mandate contained in Section 174.09 that requires the County to pay allowed claims for damages caused by dogs only after payment of the expenses incurred by the county contracted humane society.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs the County Administrator to negotiate and to execute a 4-year contract with Arnell Memorial Humane Society that is consistent with Section 173.15 (2)(a)-(c) and contains other terms and conditions determined by the County Administrator as being in the interest of the County.

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	
Submitted By:	

Review By County Administrator: <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only _____ Dana Frey, County Administrator	Review By Corporation Counsel: <input type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only _____ Jeffrey B. Fuge, Corporation Counsel
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Acknowledgement of County Board Action

Mark As Appropriate:

At its regular business meeting on _____, ____, 2014, the Polk County Board of Supervisors Resolution to Authorize Extension of Contract to Arnell Memorial Humane Society Pursuant to Section 173.15, Wis. Stats. considered and acted on the above resolution, as follows:

- Adopted by a vote of _____ in favor and _____ against.
- Adopted by majority voice vote.
- Defeated by a vote of _____ in favor and _____ against.
- Defeated by majority voice vote

Action Deferred by Procedural Action, as follows: _____

SIGNED BY:

William F. Johnson, IV, County Board Chairperson

Attest: _____

Carole T. Wondra, County Clerk

Resolution No. ____-1__

Resolution Concerning Selection and Compensation of Persons Appointed to
Public Inland Lake Rehabilitation District, Board of Commissioners, Pursuant to
Wis. Stat. Sec. 33.28(2)(a)

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

Ladies and Gentlemen

WHEREAS, pursuant to Polk County Resolution No. 16-14, the Polk County Conservation, Recreation, Development and Education Committee has been delegated to, amongst things, to serve as the county land conservation committee and to perform the functions of said committee as enumerated under law; and

WHEREAS, pursuant to Wisconsin Statute Section 33.28(2)(a), the Polk County Conservation, Recreation, Development and Education Committee is delegated the responsibility of selecting the persons to be appointed by County Administrator and confirmed by the Polk County Board of Supervisors to serve on the Public Inland Lake Rehabilitation District Boards of Commissioners located within Polk County.

WHEREAS, pursuant to Wisconsin Statute Section 92.07(1), the powers of the land conservation committee function assigned to the Polk County Conservation, Recreation, Development and Education Committee are subject to the approval of the Polk County Board of Supervisors; and

WHEREAS, the County Administrator has implemented an application process used to determine for selection those persons who are appointed, subject to confirmation of the County Board of Supervisors, to serve on various administrative boards, commissions and committees; and

WHEREAS, the Polk County Board of Supervisors has adopted Resolution No. 38-13 which, amongst things, fixes compensation of the citizens appointed by the County Administrator and confirmed by the County Board of Supervisors to serve on administrative boards and special committees; and

WHEREAS, it is appropriate and in the interest of the County to have one uniform process for nominating and selecting of persons to be appointed by the County Administrator and confirmed by the Polk County Board of Supervisors to serve on various administrative boards, commissions and committees; and

WHEREAS, it is in the interest of the County that the process used for the selection and appointment of citizens to administrative boards, commissions and committees promote and encourage citizen involvement in public service.

WHEREAS, it is in the interest of the County to provide for the compensation of those persons who are appointed to public service by and through the County.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Wisconsin Statute 92.07(1), the Polk County Board of Supervisors directs that when the Polk County Conservation, Recreation, Development and Education Committee considers a vacancy on Public Inland Lake Rehabilitation District Boards of Commissioners within Polk County that said committee shall consider, as much as practically as possible, selection and nomination of persons who are not seated on the Polk County Board of Supervisors or the Polk County Conservation, Recreation, Development and Education Committee.

BE IT FURTHER RESOLVED that in determining persons to be so selected and nominated to fill such vacancies that the Polk County Conservation, Recreation, Development and Education Committee shall seek and consider the recommendation of the respective Public Inland Rehabilitation Lake District and forwarded the selected nomination to the County Administrator on application materials provided by the County Administrator.

BE IT FURTHER RESOLVED that persons so appointed and confirmed pursuant to Wisconsin Statute Section 33.28(2)(a) shall receive compensation as identified in Resolution No. 38-13 up to 4 meetings annually.

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	
Submitted and Sponsored By:	<hr/> Supervisor Ken Sample, District No. 6

<p>Review By County Administrator:</p> <p><input type="checkbox"/> Recommended</p> <p><input type="checkbox"/> Not Recommended</p> <p><input type="checkbox"/> Reviewed Only</p> <p>_____</p> <p>Dana Frey, County Administrator</p>	<p>Review By Corporation Counsel:</p> <p><input type="checkbox"/> Approved as to Form</p> <p><input type="checkbox"/> Recommended</p> <p><input type="checkbox"/> Not Recommended</p> <p><input type="checkbox"/> Reviewed Only</p> <p>_____</p> <p>Jeffrey B. Fuge, Corporation Counsel</p>
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<p>Acknowledgement of County Board Action</p>
<p>Mark As Appropriate:</p> <p>At its regular business meeting on _____, ____, 201__, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. ____-____: Resolution Concerning Selection and Compensation of Persons Appointed to Public Inland Lake Rehabilitation District, Board of Commissioners, Pursuant to Wis. Stat. Sec. 33.28(2)(a), as follows:</p> <p><input type="checkbox"/> Adopted by a vote of _____ in favor and _____ against.</p> <p><input type="checkbox"/> Adopted by majority voice vote.</p> <p><input type="checkbox"/> Defeated by a vote of _____ in favor and _____ against.</p> <p><input type="checkbox"/> Defeated by majority voice vote</p> <p><input type="checkbox"/> Action Deferred by Procedural Action, as follows: _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>

SIGNED BY:

William F. Johnson, IV, County Board Chairperson

Attest: _____

Carole T. Wondra, County Clerk



MINUTES

Conservation, Development, Recreation and Education Committee

Government Center County Board Room

Balsam Lake, WI 54810

9:00 a.m. Wednesday, January 7th, 2015

Meeting called to order by Chairman O'Connell @ 9:06 A.M.

Members present

Attendee Name	Title	Status
Kim O'Connell	Chair	Present
Craig Moriak	Vice Chair	Present
Warren Nelson	Supervisor	Present
Dean Johansen	Supervisor	Present
Jim Edgell	Supervisor	Present
Dale Wood	FSA Rep	Absent

Also present Tammy Peterson, Executive Secretary, Dana Frey, County Administrator, Jeff Fuge, Corporation Counsel, Sara McCurdy, Director of Land and Zoning and Deb Peterson, Director of Buildings.

Approval of Agenda- Chairman O'Connell called for a motion to approve the agenda. **Motion** (Johansen/ Edgell) to approve agenda. Motion carried.

Approval of Minutes – Chairman called for a motion to approve the minutes of the December 17, 2014 meeting. **Motion** (Moriak/Nelson) to approve the minutes. Motion carried.

Public Comment: Steve Arduser spoke on the height of buildings. Gregg Westigaard asked how the public would put their input when new issues that arise? Chair O'Connell responded by individuals can come to make a public comment at any meeting.

New Business:

Director of Parks and Buildings, Deb Peterson handed out and discussed final sale information on tax deed properties. The net proceeds go into the county fund balance.

Supervisor Edgell asked if the LED lighting project has been completed. Ms. Peterson stated it has not been completed and Madison has given more time to complete and the funds were not lost.

Director of Land and Zoning, Sara McCurdy handed out and discussed the Land and Zoning department monthly report. Sara spoke on the Verizon tower scheduling conference court dates.

County Administrator Frey went over questions on issues as contained in written monthly and quarterly reports.

Mr. Frey gave a briefing on the administration of 2014 Dog Claims and Dog License Fund. The resolution has to be rewritten. The Arnell memorandum of understanding needs some amendments made. The County is working with Arnell on this.

Administrator Frey discussed the recommendation on resolution concerning Harlan Funk offer to sell to county certain lands, 40 acres in Town of Lorain. Mr. Frey handed out the appraisal and answered questions with no dollar value mentioned except the letter of offer of \$200,000 from Harlan Funk. There has been one appraisal completed in the amount of \$2,500.00. Half of the funding will come from the highway department and the other half from the asset fund with highway paying back. The yearly taxes for land are \$168.90.

Motion (Johansen/ Nelson) to go into closed session at 10:45 a.m.

Before convening in closed session, Chairman O'Connell requested the minutes reflect the presence of county staff in closed session, as follows: Corporation Counsel , Jeff Fuge , County Administrator Dana Frey, Director of buildings, Deb Peterson, and Department of Administration Executive Secretary, Tammy Peterson.

~~Motion (Nelson/ Johansen) to accept the offer of \$200,000.00 from Harlan Funk and recommend to County Board. Motion carried on voice vote of 4 to 1, with Kim O'Connell vote~~

~~no. Corrected to remove 11/21/15~~

Motion (Johansen/ Edgell) to reconvene at 11:21 a.m.

Motion (Johansen/ Moriak) to recommend purchase without a dollar amount to County Board. Motion carried by unanimous voice vote.

Supervisor Ken Sample was absent so nothing was done on this subject.

Supervisor Craig Moriak discussed re-organization of the committees. Craig would like to move buildings to another committee. Supervisor Johansen stated he spoke to Chair William Johnson and there is a committee of the whole meeting planned for March to discuss matters as such.

Chairman Kim O' Connell stated they will discuss Article 4, Zoning Districts of the proposed draft at next meeting because of the time.

Supervisor Moriak spoke on 35 heights to 45 heights of buildings and the state definitions. Mr. Moriak stated he would like to talk about this at next meeting.

Future Items: Next meeting January 21st, 2015

Motion (Johansen/ Nelson) to adjourn. Meeting adjourned at 11:58 a.m.