



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 March 4th, 2015

Purpose: Review and action on selected items as listed below
Documents: Minutes of February 18th, 2015 and monthly reports

ITEM	LEAD PERSON
Call to order	Committee Chair
Approval of agenda Approval of minutes for February 18 th , 2015	
Public comment	
New business	
1. Recommendation on Proposed Ordinance to Establish Revised Limits on Claims Against Dog License Fund and to Authorize Service Contract for Pound Services to Arnell Memorial Humane Society (Wis. Stats. §§ 173.15 and 174.11(5))	Corporate Counsel/ Jeff Fuge
2. Gandy Dancer Trail Usage: Master Plan Amendment and Special Events Recreational Use	Supervisor James Edgell
3. Develop Report and Recommendation to County Board on Polk County Zoning Ordinance, A Comprehensive Revision. Covering Article 4, p 33 Section 10.4.9 B-1 General Business/Commercial District. Committee may cover additional sections of the ordinance if time allows. 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	Committee Chair

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

recommendations on same and direct further modifications to the draft ordinance prior to forwarding recommendation to the County Board.	
4. Future agenda items- Next meeting March 18 th , 2015	Committee members
Adjourn	



MINUTES

Conservation, Development, Recreation and Education Committee

West Conference Room

Balsam Lake, WI 54810

9:00 a.m. Wednesday, February 18th, 2015

Meeting called to order by Chairman O'Connell @ 9:08 A.M.

Members present

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

Also present Tammy Peterson, Executive Secretary, Dana Frey, County Administrator, Tim Anderson, County Planner, and Nancy Snouffer, Zoning Administrator

Approval of Agenda- Chairman O'Connell called for a motion to approve the amended agenda.

Motion (Edgell/ Nelson) to approve the amended agenda. Motion carried.

Approval of Minutes – Chairman called for a motion to approve the minutes of the February 4th, 2015 meeting. **Motion** (Wood/Johansen) to approve the minutes. Motion carried.

Public Comment: Doug Route stated Brad Olson and he would like to make comment on certain land ordinance(s) when the committee reaches that point.

Ed Dittbrenner stated all required deer were killed as wildlife damage claim and DNR lost some of the stubs.

New Business:

County Administrator Frey stated there is no recommendation on amendment to ordinance No 40-11 taken, due to the Arnell Memorial Humane Society has to approve first.

Administrator Frey went over the recommendation on resolution to accept offer in the selling of County Property at 104 State Street, Osceola, WI in the amount of \$103,000. Motion (Wood/Nelson) to recommend to County Board. Motion carried by unanimous voice vote.

Mr. Frey spoke on the letter received in regards to the flying of the Honor and Remember Flag over Polk County government facilities. Administrator Frey will have a resolution prepared and bring forward at next meeting.

Wildlife Damage Technician, Cindy Blonk handed out and discussed the 2014 wildlife damage claims. Motion (Wood/Edgell) to approve all claims with #20 approved after DNR compliances are met and forward on to County Board. Motion carried by unanimous voice vote.

Chairman Kim O' Connell stated they will discuss Article 5: Shoreland Overlay District of the proposed draft. The Committee discussed pg 46-50 (Section 10.5.6(B) – 10.5.6(G)) and Contractor Storage Yards.

Future Items: Next meeting March 4th, 2015

Motion (Wood/Johansen) to adjourn. Meeting adjourned at 12:36 p.m.



Parks, Forestry, Buildings & Solid Waste Department

100 Polk County Plaza, Ste 10, Balsam Lake, WI 54810

Phone (715) 485-9294

Fax (715) 485-9110

Debbie Peterson, Department Director
Butch Korsan, Maintenance Technician
Tina Riley, Office Manager

Jeremy Koslowski, Forester/Parks Assistant
Mike Voltz, Recycling Center Foreman
Mike Schleusner, GAM Maintenance

Polk County, Wisconsin

Monthly Report, March 2015

Buildings

- Attended the Leadership and Development training for Department Heads and managers for February 13, 2015 in Amery.
- Working with Auditors for audit requests
- Recognition Committee met (sponsored by the vending machine fund). All Employees received hot coco and cookies during Valentines week. The committee is working with ER and DOA on retirement recognition.
- Working on Energy Audit of Justice Center With E3 Coalition.
- Project meeting to install security system at GAM and update our system at here at the County Campus

Solid Waste and Recycling

- Retirement of Mike Voltz, recycling foreman. Mike was with the county for 23 years
- New recycling manager hired, Troy Riley. Troy was an employee at the Highway department.

Park and Trails

- Attended a Leadership training sponsored by the Wisconsin Park and Rec Assn.
- Jeremy attended the monthly Snowmobile Council meeting.

County Forest

- Bids were opened on February 3rd for our annual timber sales. A total of nine (9) timber sales were sent out to prospective bidders. Eight sales received qualifying bids from 20 different bidders. The minimum value of all 9 sales was assessed at \$179,479.00. Together, the 8 sales that were sold accounted for \$290,816.70. Prices were very strong on both pulpwood and sawlogs. The one sale that didn't sell will be sent out for bids again at a later date. These sales are essential to practice sustainable forest management on the Polk County Forest.
- Currently the statewide Oak Harvesting Guidelines are under review and I sit on both the advisory and science committees. The science committee met for the first time and went over new research and studies that have been conducted in the past 7-10 years. We will be meeting again in the coming months to recommend any possible changes to the advisory committee. Currently, about ½ of the townships in Polk County have Oak Wilt disease present. All of the 'Sterling Barren's' area has oak wilt. Polk County Forest has approximately 10,000 acres located here. Oak wilt is a challenging disease but with the guidelines, it can be a manageable one. As with most diseases, prevention is the key.
- Polk County Forestry represents the Wisconsin County Forest Association on the LEAF Advisory Committee. LEAF is Wisconsin's K-12 forestry education program. We held our annual advisory meeting in Stevens Point. This program is very important to the K-12 schools in helping with forestry education curriculum and with development and management of the school forest system.
- At the request of the Polk County Lime Quarry, a timber sale was set up. This area needed to be cleared to allow for continued expansion of the quarry and typically would have been an expense to the quarry to do so. With this timber sale, they will actually see revenue generated where an expense would typically be.
- Also in cooperation with the Wisconsin DNR wildlife division, Polk County Forest was issued Agriculture Deer Damage tags to protect 4 regeneration sites from deer browse. The program has been going quite well over the past 6 weeks. Tags are issued to the public through the forestry office and demand for tags has been very high. The 'season' runs through the end of March.
- Continued field establishment of timber sales for CY 2016.
- Administered 3 active timber sales on the County Forest.



Polk County Lime Quarry

2023 50th Avenue, Osceola, WI 54020
 Tel: 715-294-2351 Fax: 715-294-2459
 E-mail: davep@co.polk.wi.us

Monthly Report

February 2015

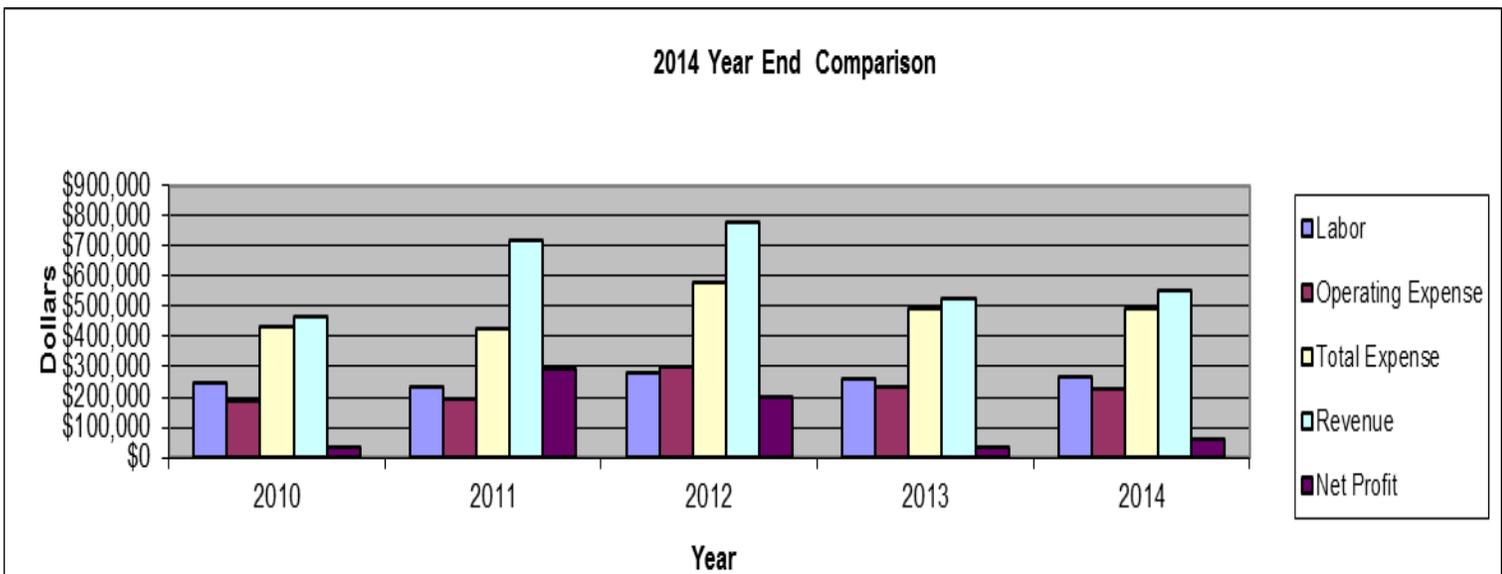
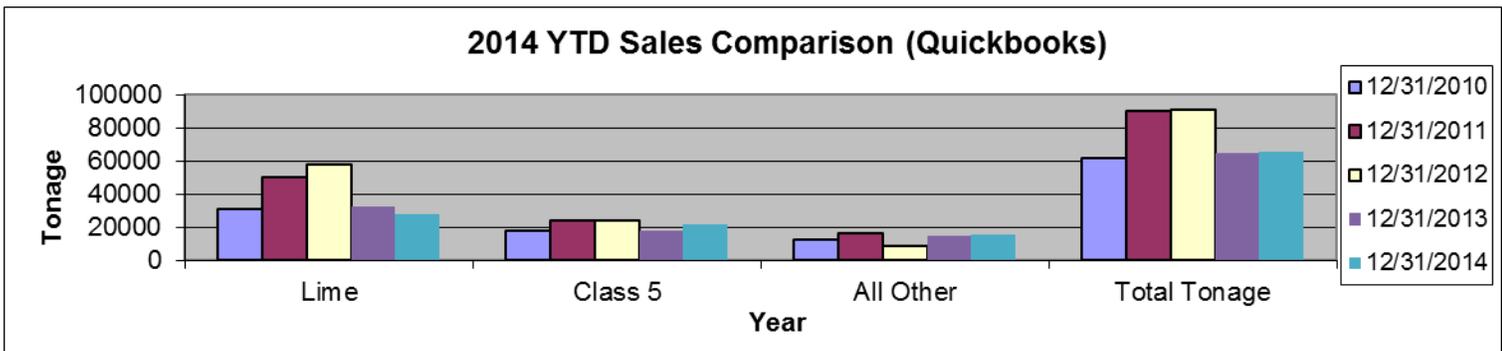
Lime production and sales-*To continue to increase the sale of quality lime products*

Current:

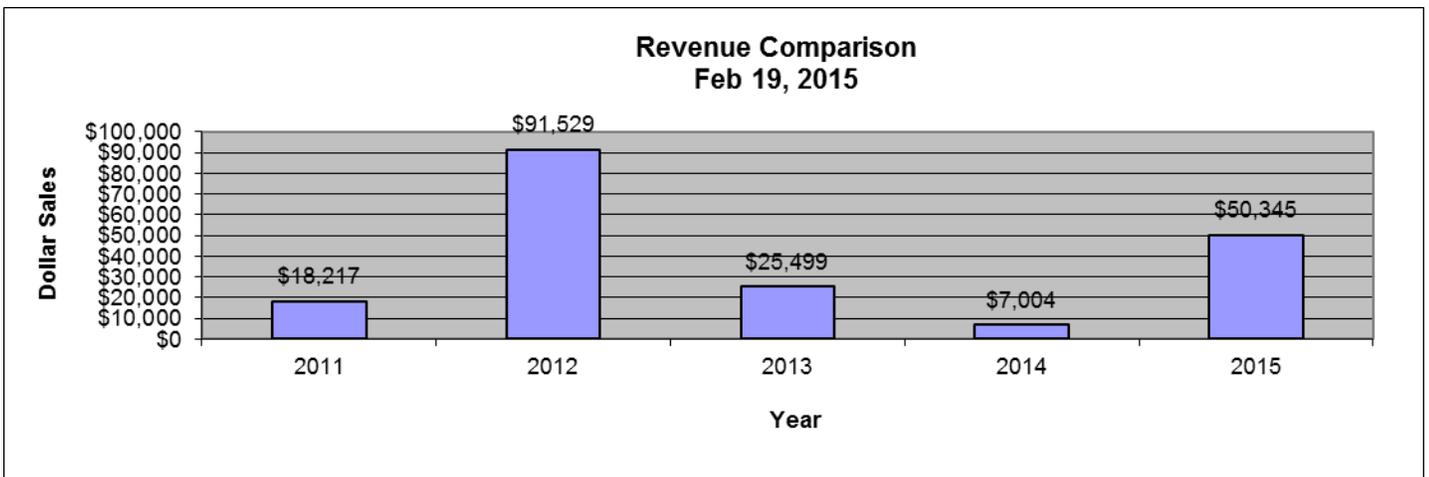
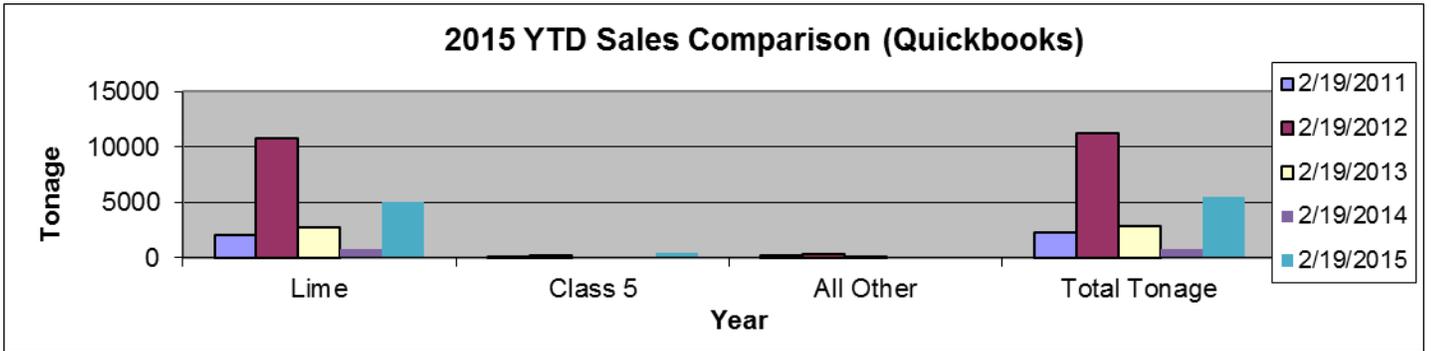
1. Lime sales have been strong in January and February with 5,500 tons sold so far.
2. The greatest challenge has been to keep up with spreadable Ag-lime, much of our inventory is frozen in solid chunks.
3. Preliminary results for 2014 indicate we are a mirror image of 2013 with only slight increases.

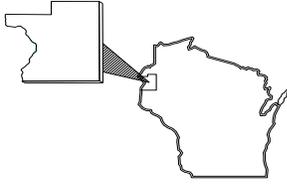
Upcoming:

1. Weather permitting; there are orders for 2-3,000 ton of Ag lime.
2. Lime sales are strong, considering the low milk and commodity prices.



2015





POLK COUNTY LAND & WATER RESOURCES DEPARTMENT

100 POLK COUNTY PLAZA – SUITE 120 BALSAM LAKE, WISCONSIN 54810

PHONE: 715-485-8699 TIM RITTEN, DIRECTOR

Email TimR@co.polk.wi.us

Monthly Report, February 2015

Runoff Management

Current

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

Upcoming

- Legal actions occurring around the United States regarding runoff

Resource Management and Farmland Preservation

Current

- Wood Valley Farm Plan finalization
- 3 farmers participating in cover crop initiative
- Waiting for Wester buyout documentation from DATCP

Upcoming

- Hibbs manure storage closure
- Ag Enterprise Area program meeting March 3
- Soil Health Seminar March 20

Lake Protection

Current

- Water quality presentations Amery school
- Polk County Aquatic Invasive Species strategic plan development
- Loveless Lake shoreline evaluation
- Big Blake and Bone Lake sediment core analysis
- St. Croix basin AIS strategic plan
- Water quality education Amery radio

Upcoming

- Trout Unlimited meeting and culvert replacement plan
- Cooperative Weed Management Area meeting
- Pervious paver contractor training and certification
- UWRF student to help with historical land use mapping
- Carp removal from Lotus Lake
- Recore Bone Lake for algae pigments

Nonmetallic Mine Reclamation

Current

- All 63 active nonmetallic mines in Polk County paid 2015 permit fees

Contracted Services

Current

- East Balsam subwatershed soil sampling waiting for lab data
- Dam failure analysis, Loon Lake Dam, Burnett County
- Turner water control basin 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
- Additional dam studies, inspections, Burnett County

Shoreland Protection, Conservation Materials, Trees

Current

- Continued assistance as needed on Shoreland Zoning Ordinance
- Tree sales over 8200 trees to date

Upcoming

- Ordered 700 white spruce seedlings for all Polk County school sixth grade students. When trees are distributed (around Arbor Day), a short presentation is given by staff

Conservation Administration, Wildlife Damage

Current

- Wildlife damage program handled through USDA-APHIS-Wildlife Services for 2015
- Continued attendance at Lake St. Croix Total Maximum Daily Load planning meetings
- Conservation Poster Contest completed at county and area level, one Polk County student won 1st place in the middle division and will compete at state contest

Upcoming

- State 2016 grant applications and 2014 reports due in April

Ordinance No. ____-15

Ordinance to Establish Revised Limits on Claims Against Dog License Fund and to Authorize Service Contract for Pound Services to Arnell Memorial Humane Society

(Wis. Stats. §§ 173.15 and 174.11(5))

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

Ladies and Gentlemen:

WHEREAS, Wisconsin law allows counties to limit by ordinance the allowed amount for claims for damages caused by dogs; and

WHEREAS, the Polk County Board of Supervisors enacted Ordinance No. 40-11, to establish a maximum amount that may be allowed for claims for damages caused by dogs; and

WHEREAS, Wisconsin law allows counties to provide for humane society services through a contract with a private entity and requires such a contracts to contain certain provisions; and

WHEREAS, in adopting Resolution No. 101-96, the Polk County Board of Supervisors designated the Arnell Memorial Humane Society as the humane society for Polk County to provide a pound for stray and unwanted dogs; 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, pursuant to Wisconsin Statutes § 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 Wisconsin Statutes § 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 revise the limits established in Ordinance No. 40-11 and to structure such a contract and apply for a waiver to state mandate such that the County may pay claims for damages caused by dogs when such claims are allowed and to provide for compensation to Arnell Memorial Humane Society for the care, custody and disposition of dogs as such expenses are incurred irrespective of the financial administration mandate of Wisconsin Statutes §174.09.

NOW, THEREFORE, pursuant to Wisconsin Statutes §§ 173.15 and 174.11(5)), the Polk County Board of Supervisors does amend Ordinance No. 40-11 and does ordain as follows:

Section 1: Purpose:

It is the purpose of this ordinance to:

- a. Establish limits on the amount that the Polk County Board of Supervisors may allow for claims that are processed for damages by dogs to certain domestic animals pursuant to §174.11(5), Wis. Stats, and as amended hereafter by the Wisconsin Legislature;
- b. Provide for the administration of the dog license fund and the payment of allowed claims in a manner that is consistent with state law and that pays a claim at the time that the County Board of Supervisors allows such claim; and
- c. Provide for the care, treatment and disposal of animals taken into custody by a humane officer or law enforcement officer on a contractual basis and authorize a contract to Arnell Humane Society for the provision of such services.

Section 2: Limitation:

- a. The maximum amount that may be allowed for a claim for damages by dogs to domestic animals, including loss of fair market value, injury or death, under § 174.11, Wis. Stats. shall be limited to ~~\$1,000.00~~ \$500 per claim, regardless of the number of domestic animals that may be injured or killed in the incident or occurrence that gave rise to the claim.
- b. The maximum amount that may be paid on such allowed claims in any one year shall be limited to \$2,000.00, regardless of the number of such claims that may be made against the County in any one year.

Section 3: Treatment of Multiple Claims Arising from Single Incident:

In the event that more than one claim for damages is presented for the injury or death of domesticated animals in which such claims all arose out of the same incident or occurrence, the Polk County Board of Supervisors shall treat such multiple claims as one claim. Said claim shall be limited by Section 2, regardless of the multiplicity of claims filed.

Section 4: Administration of Dog License Fund and Payment of Allowed Claims:

- a. The administration of the Dog License Fund and the payment of allowed claims provided for pursuant to Wisconsin Statutes § 174.09(2) for damages caused by dogs is a statutory mandate that is not related to health and safety.
- b. The financial mandate set forth in Wisconsin Statutes § 174.09(2) 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 Wisconsin Statutes § 174.11(4).
- c. Pursuant to Wisconsin Statutes § 66.0143(2), Wis. Stats., the County Clerk shall file on behalf of the County a request with the Wisconsin Department of Revenue for a waiver from the state mandate contained in Wisconsin Statutes § 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.
- d. Once said filing has been completed, the County Clerk shall pay claims for damages caused by dogs at the time that the County Board allows any such claim and to the extent that the annual aggregate sum of such allowed claims does not exceed the limitation set in Section 2.b., above.

e. The County Clerk shall renew the filing of such waiver every four (4) years as provided pursuant to Wisconsin Statutes § 66.0143(3).

Section 5. Designation of County Humane Society:

- a. Pursuant to Wisconsin Statutes §173.15(1), the provision of care, treatment and disposal of animals taken into custody by law enforcement officers or humane officers is authorized.
- b. The services for the care, treatment and disposal of animals shall be provided on a contractual basis.
- c. A services contract for the provision of such services is authorized and extended to the Arnell Memorial Humane Society for an initial period of four (4) years that is consistent with Wisconsin Statutes §173.15(2)(a)-(c) and contains other terms and conditions determined by the County Administrator as being in the interest of the County.
- d. Said service contract may be renewed on terms and conditions consistent with Wisconsin Statutes §173.15(2)(a)-(c) and other terms and conditions as determined by the County Administrator to be 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 and Publication
Dated Submitted To County Board	March 17, 2015
Submitted By:	
Review By County Administrator:	Review By Corporation Counsel:
<input type="checkbox"/> Recommended	<input type="checkbox"/> Approved as to Form
<input type="checkbox"/> Not Recommended	<input type="checkbox"/> Recommended

<input type="checkbox"/> Reviewed Only <hr/> Dana Frey, County Administrator	<input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <hr/> Jeffrey B. Fuge, Corporation Counsel
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Acknowledgement of County Board Action

Mark As Appropriate:

At its regular business meeting on _____, ____, 2015, the Polk County Board of Supervisors did consider and act the above-ordinance, Ordinance No. __-15: Ordinance To Establish Revised Limits on Claims Against Dog License Fund and To Authorize Service Contract for Pound Services to Arnell Memorial Humane Society (Wis. Stats. §§ 173.15 and 174.11(5)), as follows:

- Enacted by a vote of _____ in favor and _____ against.
- Enacted 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

Certification of Publication

Ordinance No. __-15: Ordinance to Establish Revised Limits on Claims Against Dog License Fund and to Authorize Service Contract for Pound Services to Arnell Memorial Humane Society (Wis. Stats. §§ 173.15 and 174.11(5), was published pursuant to Wisconsin Statutes § 59.14(1) in the Inter-County Leader on the _____ day of _____, 2015.

Carole T. Wondra, County Clerk

Dated:_____



MINUTES

Conservation, Development, Recreation and Education Committee

County Board Room

Balsam Lake, WI 54810

9:00 a.m. Wednesday, March 4th, 2015

Meeting called to order by Chairman O'Connell @ 9:05 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 Maggie Wickre, Finance Manager, Tim Anderson, County Planner, Jeff Fuge, Corporation Counsel, Nancy Snouffer, Zoning Administrator, and William Johnson, County Board Chair

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

Approval of Minutes – Chairman called for a motion to approve the minutes of the February 18th, 2015 meeting. **Motion** (Johansen/Wood) to approve the minutes. Motion carried.

Public Comment:

Jon Fogelberg, Dresser, WI Secretary of Friends of Stower Park spoke regarding the Gandy Dancer Trail Master Plan advocating against the use of motorized vehicles on the trail as motor vehicles are not compatible with hikers on trails.

Jerry Viebrock, Osceola read a letter from Karen Engebretson, President of Polk County Association of Lakes and Rivers addressing the shoreline ordinance. Mr. Viebrock went onto address the committee on Tips for Buying a Cabin. Both letter and Tips were handed out to the Committee.

Deb Ryun, Executive Director of the St Croix River Association, addressed the lake quality in Polk County.

Steve Arduser, Apple River, addressing non-confirming structures on long term water quality.

Brad Olson, Town of Clam Falls, addressed the regarding contractor storage yards and handed out his comments.

William Johnson, County Board Chair, Frederic, discussed the background of the Gandy Dancer Trail development since 1984. William handed out Gandy Dancer Trail Timeline. He advocated keeping the trail rules the same between Polk and Burnett and the trail continually runs through both counties.

New Business:

Recommendation on Proposed Ordinance to Establish Revised Limits on Claims Against Dog License Fund and to Authorize Service Contracts for Pound Services to Arnell Memorial Humane Society (Wis. Stats. 173.15 and 174.11(5)).

Corporation Counsel, Jeff Fuge reviewed the proposed ordinance with the Committee. **Motion (Johansen/Edgel) to amend the ordinance section 2 paragraph (a) from 500 to 1,000. Motion passed with one opposition vote. Motion (Johansen/Edgell) motioned to send this ordinance onto the full County Board. Motion passed.**

Gandy Dancer Tail Usage: Master Plan Amendment and Special Events Recreational Use

DNR has sent Deb Peterson, Director Parks, Bldgs a letter from Cameron Bump, District Trails Manager stating the our Gandy Dancer Master Plan does not allow special permit events on this trail. **The Chair declares to have the County Board direct the CDRE Committee to review the Polk County Gandy Dancer Master Plan for all Special Events Permitting.**

Develop Report and Recommendation to County Board on Polk County Zoning Ordinance.

Committee discussed the term Contractor's Storage Yards for inclusion in the ordinance.

Future Items: Next meeting March 18th, 2015

Motion (Nelson/Edgel) to adjourn. Meeting adjourned at 12:39 p.m.