

RESOLUTION 60-10

CREATION OF THE POLK COUNTY LAND COUNCIL

WHEREAS, 1989 Wisconsin Act 31 and 1989 Wisconsin Act 339 created a statewide Land Information Program for the purpose of facilitating land records modernization in each county in Wisconsin; and,

WHEREAS, the Polk County Board of Supervisors created the Polk County Land Information Department in 1990 in compliance with the Wisconsin Land Information Program (WLIP) to direct and supervise Polk County's Land Information Program and Land Information System; and,

WHEREAS, pursuant to the provisions of Section 59.72, of the *Wisconsin Statutes*, each county in Wisconsin, including Polk County, funds its Land Information Program with real estate document recording fees that are charged in the office of the Register of Deeds; and

WHEREAS, 2009 Wisconsin Act 314 was enacted on May 12, 2010, became effective on June 25, 2010, and renumbered, amended, and created statutory language which relates to changing the fees collected by a Register of Deeds, the redaction of social security numbers from electronic documents, and changes to the land information program; and,

WHEREAS, prior to the enactment of 2009 Wisconsin Act 314, in order for a county to retain part of the fee for recording or filing each instrument that is recorded or filed in the office of Register of Deeds, for use by a county to fund its land information program, the county must have established a land information office, and, in order for a county to apply to the department of administration for a grant for a land information project, the county must have established a land information office; and,

WHEREAS, pursuant to the provisions of Section 59.72, of the *Wisconsin Statutes*, as amended by 2009 Wisconsin Act 314, in order for a county to retain part of the fee for recording or filing each instrument that is recorded or filed in the office of Register of Deeds, for use by the county fund its land information program, the county must have established a land information office and created a land information council, and, in order for a county to apply to the department of administration for a grant for land information project, the county must have established a land information office and a land information council; and,

WHEREAS, 2009 Wisconsin Act 314 created Section 59.72(3m), of the *Wisconsin Statutes*, which defines the membership and duties of the land information council; and,

WHEREAS, Section 59.72(3m), of the *Wisconsin Statutes*, states that a land information council shall consist of not less than eight members and shall consist of the register of deeds, the treasurer, and, if one has been appointed, the real property lister or their designees, and the following members appointed by the board:

- A member of the county board.
- A representative of the land information office.

- A realtor or a member of the Realtors Association employed within the county.
- A public safety or emergency communications representative employed within the county.
- The county surveyor or a registered professional land surveyor employed within the county.
- Any other members of the board or public that the board designates

WHEREAS, Section 59.72(3m), of the *Wisconsin Statutes*, states that the duties of a land council are to review the priorities, needs, policies, and expenditures of a land information office established by the Board of Supervisors and advise the county on matters affecting the land information office; and,

WHEREAS, the Polk County Land Information Committee recommends that the Polk County Board of Supervisors create a Polk County Land Council so that Polk County will continue to be authorized to retain part of the fee for recording or filing each instrument that is recorded or filed in the Office of the Polk County Register of Deeds, for use by Polk County to fund its Land Information Program, and so that Polk County will continue to be authorized to apply to the Wisconsin Department of Administration for grants for land information projects;

SO, NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors hereby creates a Polk County Land Information Council; and,

BE IT FURTHER RESOLVED, that the duties of the Land Council shall be to review the priorities, needs, policies, and expenditures of the Polk County Land Information Program and advise Polk County on matters affecting the Land Information Program; and,

BE IT FURTHER RESOLVED, that the Polk County Land Council shall consist of the following members appointed by the County Administrator and confirmed by the Polk County Board of Supervisors:

1. Register of Deeds
2. Treasurer
3. Real Property Lister or their designee
4. Land Information Committee Chair or their designee as a member of the Board
5. Land Information Director as a representative of the Polk County Land Information Office
6. Realtor or member of the Realtors Association employed within Polk County
7. Communications Administrator as a public safety or emergency communications representative
8. County Surveyor as a registered professional land surveyor; and,

SO, NOW, THEREFORE, BE IT RESOLVED, that the initial terms of the members of the Polk County Land Council who will be appointed by the County Administrator and confirmed by the Polk County Board of Supervisors shall be for a period of time commencing on the date that the appointments will be confirmed by the Polk County Board of Supervisors and ending on April 29th, 2014, both inclusive; and,

BE IT FURTHER RESOLVED, that commencing on April 30, 2014, and continuing thereafter, the terms of the members of the Polk County Land Council who will be appointed by the County Administrator and confirmed by the Polk County Board of Supervisors shall be for a period of 4 years; and,

BE IT FURTHER RESOLVED, that the Polk County Land Council shall meet on an as-needed basis, but not more than two times each year; and,

BE IT FINALLY RESOLVED, that the Polk County Board of Supervisors will not pay either per diem meeting payments or reimbursement for mileage to any members of the Polk County Land Council who will attend meetings of the Polk County Land Council.

Funding Amount: 0 **Funding Source:** N/A

Date Finance Committee Advised: N/A

Effective Date: Upon passage

Approved as to form: Jeffrey B. Fuge
Jeffrey Fuge, Corporation Counsel

Date Respectfully Submitted to County Board: September 21, 2010 **County Board Action** adopted

SUBMITTED BY: Polk County Land Information Committee

Kim O'Connell
Kim O'Connell, Chair

Larry Voelker
Larry Voelker, Vice-Chair

Craig Moriak
Craig Moriak

Wendy Rattel
Wendy Rattel

Herschel Brown
Herschel Brown

STATE OF WISCONSIN)
) SS
COUNTY OF POLK)

I, Carole T. Wondra, Clerk for Polk County, do hereby certify that the
attached is a true and correct copy of Resolution No. 60-10 that was adopted
by the Polk County Board of Supervisors on September 21, 2010.

Carole T. Wondra 9-28-10
Carole T. Wondra Date
Polk County Clerk