

**RESOLUTION 09 -11**

Resolution to Authorize Disbursement of the 2010 Dog License Fund Moneys and to Appropriate Remaining Surplus for Administration of the Dog License Law in Tax Year 2011

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

WHEREAS, Wisconsin Statute Section 174.09 provides for the manner in which the County Treasurer shall keep and disburse dog license taxes received; and

WHEREAS, pursuant to Section 174.09(1), the County Treasurer shall pay to the State Treasury 5 percent of the minimum dog license tax provided under Wisconsin State Statute 174.05(2) of all dog license taxes received by the County Treasurer; and

WHEREAS, pursuant to Section 174.09(2), the County Treasurer may disburse dog license moneys for the payment of the expenses incurred by the County in administering the dog license law and the expenses incurred by the county designated humane society for collecting, caring for and disposing of dogs; and

WHEREAS, pursuant to Section 174.09(2), the amount remaining in the fund after deducting the respective expenses incurred by the County in administering the dog license law and the expenses incurred by the county designated humane society shall be available for and may be used as far as necessary for paying claims allowed by the County to the owners of domestic animals because of damages done by dogs during the license year for which the taxes were paid; and

WHEREAS the County Treasurer has filed a report with the State of Wisconsin which certifies that for the tax year 2010 the amount of \$ 25,617.00 was received from dog license taxes and the amount of \$1, 280.85 has been paid to the State Treasury pursuant to Section 174.09(1); and

WHEREAS, the County Clerk has reported that for the tax year 2010 Polk County has incurred expenses in the amount of \$4,237.32 in administering the dog license law; and

WHEREAS, pursuant to Polk County Resolution 101-96, the Arnell Memorial Humane Society, Inc., is the county designated humane society of the County of Polk; and

WHEREAS, the Arnell Memorial Humane Society, Inc. has filed an expense report with the County Clerk which indicates that for the tax year 2010 said county designated humane society had incurred expenses for collecting, caring for and disposing of dogs in the amount of \$19, 208.00; and

WHEREAS, there have been no allowed claims to the owners of domestic animals because of damages done by dogs during the license year of 2010 for which the taxes were paid; and

WHEREAS, Section 174.09(2) further provides that any surplus in excess of \$1,000 which may remain from the dog license taxes of any license year shall on March 1 of the succeeding year be paid by the County Treasurer to the county humane society; and

WHEREAS, it is appropriate and in the interest of the County of Polk to disburse dog license fund moneys in conformity with state law.

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NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes and directs the County Treasurer to cause the disbursement of the balance of the 2010 tax year dog license funds to the County of Polk and the Arnell Memorial Humane Society, Inc., as follows:

Balance After Payment to State Treasury:	\$24,336.15
1. Disbursement to County of Polk: (For expenses incurred in administering the dog license law)	\$4, 237.32
2. Disbursement to Arnell Memorial Humane Society, Inc.: (For collecting, caring for and disposing of dogs)	<u>\$19, 208.00</u>
Total Authorized Disbursements:	<u>\$23,445.32</u>
Remaining Surplus:	\$890.83

BE IT FURTHER RESOLVED that Polk County Board of Supervisors authorizes said remaining surplus sum of \$890.83 to be appropriated solely for expenditures that the County may incur in the administration of the dog license law during the dog license tax year of 2011.

Funding Source and Amount: Disbursement of 2010 Dog License Fund

Amount Disbursed: \$23,445.32

Amount Appropriated for 2011 Tax Year: \$890.83

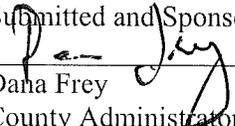
Date Finance Committee Advised: February 16, 2011

Finance Committee Report: Finance Chairperson Bergstrom noted the abstention of Committee members William Johnson and Kathryn Keinholtz resulting from their respective association with the Arnell Memorial Humane Society, Inc. As a result, the Finance Committee, with the absence of Committee member Neil Johnson, failed to have a quorum needed to consider the matter.

Effective Date: Upon Passage

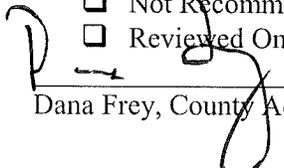
Date Submitted to County Board: March 15, 2011

Submitted and Sponsored by County Administrator:

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

Review By County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

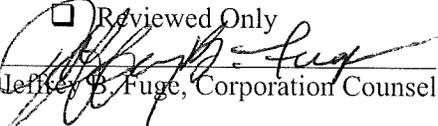
  
\_\_\_\_\_  
Dana Frey, County Administrator

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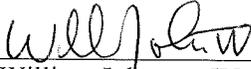
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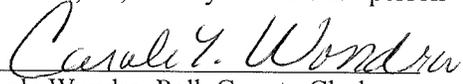
Review By Corporation Counsel:

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

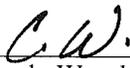
  
 Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on March 15, 2011, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution 09-11: Resolution to Authorize Disbursement of the 2010 Dog License Fund Moneys and to Appropriate Remaining Surplus for Administration of the Dog License Law in Tax Year 2011, by a two-thirds majority vote, pursuant to Wisconsin Statute Section 65.90(5)(a) of \_\_\_\_\_ in favor and \_\_\_\_\_ against. *unanimous voice vote*

  
 William Johnson, IV, County Board Chairperson

Attest:   
 Carole Wondra, Polk County Clerk

I, Carole T. Wondra, Polk County Clerk, does certify that the above resolution was published on the 30<sup>th</sup> day of March 2011 in the Inter-County Leader in conformance with Section 65.90(5)(b).

  
 Carole Wondra, Polk County Clerk

Dated: 3-30-11

