

Resolution No. 04 -15

Resolution Concerning Offer To Purchase Funk Gravel Pit Lands Located in Town of Lorain

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

Ladies and Gentlemen:

WHEREAS, since 2001, Harlan and Virjean Funk have leased to Polk County 74 acres of vacant land located in the Town of Lorain for the operation and maintenance of a gravel pit; and

WHEREAS the lease gravel pit lands have provided Polk County a supply of gravel necessary to cost-effectively maintain the county highway system.

WHEREAS, Harlan and Virjean Funk have offered to sell the County of Polk 40 acres that are subject to the lease; and

WHEREAS, the gravel deposits located within the subject 40 acre parcel are considerable and acquisition of the offered lands would provide the County with a long-term source of gravel needed to maintain cost-effective maintenance of the county highway system and avoid costs otherwise incurred when purchasing gravel on the open-market.

WHEREAS, pursuant to Polk County Policy No. 916, *Management of County-Owned Non-Tax Forfeiture Real Estate*, the County Administrator, upon review of the appraisal report concerning the gravel pit property and after consulting the Highway Commissioner regarding the long-term gravel needs of the County to maintain the county highway system, has recommended acquisition of the property; and

WHEREAS, it is in the interest of the County to fund the land acquisition through an expenditure of Highway Department Fund Balance and a transfer from the Asset Fund to the Highway Department Fund Balance.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes the purchase of the 40 acres owned by Harlan and Virjean Funk, physically located along County Trunk Highway 0 in the Town of Lorain and having the legal description as follows:

“The Southeast One-Quarter (SE ¼) of the Northeast One-Quarter (NE ¼) of S0ection 30, Township 37 North, Range 15 West, Town of Lorain, Polk County Wisconsin.”

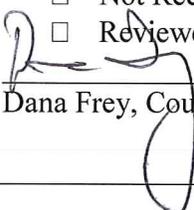
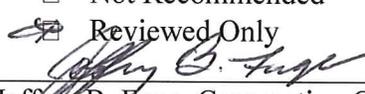
Parcel Identification Number: 034-00582-0000.

BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 83.07, the Polk County Board of Supervisors directs the Highway Commissioner to purchase said lands in the name of the Polk County in an amount not to exceed \$ 200,000.00, plus costs of real estate transfer fee and recording, and upon other terms and conditions as negotiated by the Highway Commissioner.

37 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes a
 38 transfer in the amount of \$ 100,000.00 from the Polk County Asset Fund
 39 (Account No. 110-30-59270-821-015-00) to the Highway Department Fund Balance
 40 (Account No. 701-29-49212-000-000-00) to finance this transaction.

41 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes an expenditure
 42 from the Highway Department Fund Balance, after said transfer, in an amount of the authorized
 43 purchase amount to complete the land acquisition transaction.

44 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a), the Polk
 45 County Board of Supervisors directs the Clerk to cause to be published notice of the transfer
 46 authorized herein by Class 1 notice within 10 days of passage of this resolution.

Funding Source/ Funding Amount:	Highway Department Fund Balance:\$ _____ Asset Fund Transfer: \$ _____ Authorized Purchase Price: \$ _____
Date Reviewed as to Appropriations:	January 15, 2015
General Government Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage
Dated Submitted To County Board	January 20, 2014
Submitted 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 B. Fuge, Corporation Counsel

(Continued on Page 3)

Acknowledgement of County Board Action

Mark As Appropriate:

At its regular business meeting on January 20, 2015, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 04-15: Resolution Concerning Offer To Purchase Funk Gravel Pit Lands Located in Town of Lorain, as follows:

- Adopted by two-thirds of the entire board of supervisors by a vote of _____ in favor and _____ against.
- Adopted by unanimous vote.
- Defeated by a vote of _____ in favor and _____ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: _____

SIGNED BY:

William F. Johnson, IV

William F. Johnson, IV, County Board Chairperson

Attest:

Carole T. Wondra

Carole T. Wondra, County Clerk

Certification of Publication

On the 4th day of Feb, 2015, notice of the transfers authorized in the above resolution were published by Class 1 Notice pursuant to Chapter 985, Wisconsin Statutes, in the Inter-County Leader,.

Carole T. Wondra
Carole T. Wondra, County Clerk

Dated: 2-9-15

Jay Puhl
Madison Carpenter
Larry Jean
John Omonoprius

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. 04-15, that was adopted by the Polk County Board of Supervisors on January 20, 2015.

Carole T. Wondra 1-21-15
Carole T. Wondra Date