

1 Resolution No. 07-18  
2 Resolution Concerning the Process of Sales of Tax Delinquent Properties

3 TO THE HONORABLE CHAIRPERSON AND SUPERVISORS OF THE COUNTY BOARD OF  
4 THE COUNTY OF POLK:

5 Ladies and Gentlemen:

6 WHEREAS, pursuant to Wisconsin Statute Section 75.69(1), the Polk County Board of Supervisors  
7 enacted Ordinance No. 01-12, delegating to its standing committee, then the Property, Forestry and  
8 Recreation Committee, the responsibility to determine the appraised value of tax delinquent  
9 properties and to review and approve the sale of such lands; and

10  
11 WHEREAS, the County Board transferred such responsibilities from the former Property, Forestry  
12 and Recreation Committee to the Conservation, Recreation, Development Committee and renamed  
13 the Conservation, Recreation, Development Committee to the Environmental Services Committee;  
14 and

15 WHEREAS, the County has conducted at least two public sales of tax delinquent property without  
16 the involvement of the Environmental Services Committee, contrary to the express language of  
17 Ordinance No. 01-12; and

18  
19 WHEREAS, the Environmental Services Committee has reviewed a proposed amendment to the  
20 County Finance policy drafted by the County Administrator that seeks to transfer from  
21 Environmental Services Committee to the County Administrator the functions of determining the  
22 appraised value for tax delinquent property to be sold at public sale; and

23  
24 WHEREAS, the Environmental Services Committee has requested the Corporation Counsel to  
25 clarify the role and authority of the committee under Wisconsin law and the Ordinance No. 01-12 in  
26 developing a recommendation on the proposed amendment to the County Finance policy; and

27  
28 WHEREAS, the County Administrator has requested the Corporation Counsel to submit to the  
29 Wisconsin Attorney General a request for an opinion on the questions of whether, in a county with a  
30 county administrator, the county board has the authority to designate a county board standing  
31 committee to determine the appraised value of tax delinquent properties and to review and approve  
32 the sale of such lands; and, whether the authority to determine the appraised value of tax delinquent  
33 properties and to review and approve the sale of such land transfers to the office of county  
34 administrator upon creation of such office.

35  
36 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors directs that the  
37 County conduct any and all sales of tax delinquent property in accordance with the provisions of  
38 Ordinance No. 01-12, until such time said ordinance is repealed.

(Continued on Page 2)

Signed and sponsored by:

Brad Olson  
Brad Olson, Supervisor, District #1

Doug Route  
Doug Route, Supervisor, District #2

Dean Johanson, Chair,  
Supervisor, District #3,

Chris Nelson, Supervisor, District #4

Tracy LaBlanc, Supervisor, District #5

Brian Masters, Supervisor, District #6

Michael Pritchard, Supervisor,  
District #7

James Edgell  
James Edgell, Supervisor, District #8

Kim O'Connell, Supervisor, District #9

Larry Jepsen, 2<sup>nd</sup> Vice Chair,  
Supervisor, District # 10

Jay Luke, 1<sup>st</sup> Vice Chair,  
Supervisor, District #11

Kate Isakson, Supervisor, District #12

Russell Arcand, Supervisor, District #13

John Bonneprise, Supervisor, District #14

Joe DeMulling, Supervisor, District #15

Funding Source/ Funding Amount:	None/Not Applicable
Effective Date:	Upon Passage
Dated Submitted To County Board	First Reading: February 20, 2018 Second Reading: March 20, 2018
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <u>Dana Frey</u>	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input checked="" type="checkbox"/> Reviewed Only <u>Jeffrey B. Fuge</u> Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on the 19 of February 2018, the Polk County Board of Supervisors acted on Resolution No. 07-18: Resolution Concerning the Process of Sales of Tax Delinquent Properties, as follows:

- Adopted by simple majority of the board of supervisors by a <sup>voice</sup> vote of 10 in favor and 1 against.
- Enacted by unanimous vote.
- Defeated

SIGNED BY:

Dean Johanson  
Dean Johanson, County Board Chairperson

Attest: Sharon E. Jorgenson  
Sharon Jorgenson, County Clerk

