

Resolution No. 56-18

Resolution to Authorize Lease Agreement for A.T. & T. Telecommunications Tower on County Forest Land and Application for Withdrawal of lands from County Forest

1 TO THE HONORABLE CHAIRPERSON AND SUPERVISORS OF THE COUNTY BOARD OF THE  
2 COUNTY OF POLK:

3 Ladies and Gentlemen:

4 WHEREAS, A. T. &T. has requested to lease a portion of a 39 acre parcel of County Forest land located  
5 in the Town of Sterling to construct and maintain a telecommunications tower and facilities; and  
6

7 WHEREAS, such a lease agreement and usage of such land would require the Wisconsin Department of  
8 Natural Resources(WDNR) to approve withdrawal of the subject property from the County Forest; and  
9

10 WHEREAS, the Environmental Services Committee recommends to the Polk County Board of  
11 Supervisors adopt a resolution to authorize an application for the withdrawal on the proposed lands from  
12 County Forest and to authorize the proposed lease agreement, conditioned and contingent upon WDNR  
13 approval of the application of the County to withdraw from the County Forest the proposed lands.  
14

15 NOW, THEREFORE, BE IT RESOLVED the Polk County Board of Supervisors authorizes and directs  
16 the County Forest Administrator to submit on behalf of Polk County an application to the WDNR for the  
17 withdrawal of all or portion of the 39.520 parcel of Count Forest land, Parcel Number, 046-09720-0000,  
18 having the physical address of 290<sup>th</sup> Avenue and the legal description of the SW ¼ of SW ¼ of Section 2,  
19 Township 36N, Range 20)W, Town of Sterling, as sufficient and necessary to allow for a lease to A. T. &  
20 T for the purposes of constructing and maintaining a telecommunications tower within said parcel.

21 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs the  
22 County Administrator to negotiate and execute a lease agreement with A. T. T. for the lease of that  
23 portion of said parcel necessary to construct and maintain a telecommunications, contingent upon and  
24 subject to WDNR approval of the County’s application to withdraw the above described lands from the  
25 County Forest, and upon other terms and conditions determined by the County Administrator to be within  
26 the interest of the County.

Offered and Submitted on Recommendation of the Environmental Services Committee this 17<sup>th</sup> day of July, 2018.

BY: \_\_\_\_\_

Brad Olson, Supervisor, District #1

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Doug Route, Supervisor, District #2

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Dean Johansen, Chair,  
Supervisor, District #3,

\_\_\_\_\_  
Chris Nelson, Supervisor, District #4

\_\_\_\_\_  
Tracy LaBlanc, Supervisor, District #5

\_\_\_\_\_  
James Edgell, Supervisor, District #8

\_\_\_\_\_  
Kim O’Connell, Supervisor, District #9

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Larry Jepsen, Supervisor, District #10

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

\_\_\_\_\_  
Michael Larsen, Supervisor, District #12

Brian Masters 2/6/18  
Brian Masters, Supervisor, District #6

Michael Prichard, Supervisor, District #7

\_\_\_\_\_  
Russell Arcand, Supervisor, District #13

\_\_\_\_\_  
John Bonneprise, 2<sup>nd</sup> Vice Chair,  
Supervisor, District #14

\_\_\_\_\_  
Joe DeMulling, Supervisor, District #15

*Fiscal Impact Note:* This resolution has minimal financial impact relating to the submission and processing of the application seeking to withdraw the identified lands from the County Forest. The lease agreement would result in certain revenues to the county as determined by negotiated terms.

*Legal Impact Note:* Passage of the resolution has minimal legal impact, specifically authorizing the County to a binding lease agreement.

Reviewed By County Administrator:  
Approved as to Form and Execution:

Jeffrey B. Fuge  
Jeffrey B. Fuge  
Interim County Administrator/Corporation Counsel

Excerpt of Minutes

At its regular business meeting on the 17 day of July, 2018, the Polk County Board of Supervisors acted upon Resolution No. 56-18: Resolution to Authorize Lease Agreement for A.T. & T. Telecommunications Tower on County Forest Land and Application for Withdrawal of lands from County Forest, as follows:

- Adopted by majority voice vote
- Adopted by simple majority of the board of supervisors by a vote of 13 in favor and 1 against. 1 absent
- Adopted by unanimous voice vote.
- Adopted as amended. See Below.
- Other: Roll call vote

Insert amendment to resolution according to minutes:

SIGNED BY:  
Dean Johansen  
Dean Johansen, County Board Chairperson

ATTEST:  
Sharon Jorgenson  
Sharon Jorgenson, County Clerk

**CERTIFIED COPY OF POLK COUNTY RESOLUTION**

STATE OF WISCONSIN

COUNTY OF POLK

I Sharon E. Jorgenson, Polk County Clerk do hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of Resolution No. 56-18: Resolution to Authorize Lease Agreement for AT&T Telecommunications Tower on County Forest Land and Application for Withdrawal of Lands from County Forest adopted by the Polk County Board of supervisors at its regular business meeting held on July 17, 2018

 7/17/18

Sharon E. Jorgenson, Polk County Clerk

Date