



POLK COUNTY, WISCONSIN

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MINUTES

Environmental Services Committee

Government Center County Board Room
100 Polk County Plaza Balsam Lake, WI 54810
9:00 A.M. Wednesday, March 7, 2018

Member Attendance

| Attendee Name | Title | Status |
|----------------|--------------------|---------|
| Kim O'Connell | Chair | Present |
| Tracy LaBlanc | Supervisor | Present |
| Kate Isakson | Supervisor | Present |
| Brad Olson | Vice Chair | Present |
| Jim Edgell | Supervisor | Present |
| Lyle Doolittle | FSA Representative | Present |

Also present were Stephanie Fansler, Deputy County Clerk; Sara McCurdy, Director of Land Information; Jason Kjeseth, Zoning Administrator; Jeff Fuge, Interim County Administrator/Corporation Council; Tim Anderson, County Planner; Dave Peterson, Lime Quarry Manager; members of the public, and of the press.

Meeting called to order by Chair O'Connell at 9:00 A.M.

Approval of Agenda- Chairman O'Connell called for a motion to approve the agenda. **Motion** (Edgell/Isakson) to approve the agenda. **Motion** to approve agenda carried by unanimous voice vote.

Approval of Minutes – Chairman O'Connell called for a motion to approve the minutes of the February 7, 2018 meeting as published. **Motion** (LaBlanc/Doolittle) to approve the minutes of February 7, 2018. **Motion** to approve minutes as published carried by unanimous voice vote.

Public Comment- Public comments were received by committee.

Chairman O'Connell recognized Jeff Fuge for the purpose of receiving information. Fuge announced he has been appointed Interim County Administrator.

UW Extension Services- Chairman O'Connell recognized Kristen Bruder who addressed the Resolutions Concerning Authorization of UW Extension Staff Positions. Bruder explained the need for the funds to be released in order for her to start searching for candidates to fill the

vacant positions. There are three possible positions: Family Educator, Community Educator and Ag Educator, all of which were approved for funding in August, 2017. By unanimous consensus, the committee recommended passage of allocating the resources for UW Extension vacant positions (with the understanding the positions of Community Development Educator and Agriculture Educator be filled with one FTE) and move to the full county board.

Chairman O'Connell called for a break at 10:05 A.M. Chairman O'Connell declared the meeting back in session at 10:12 A.M.

Public Hearing – Proposed Ordinance text and map Amendments. Chairman O'Connell opened the Public Hearing at 10:12 A.M. and called upon Jason Kjeseth, Zoning Administrator to conduct the hearings. Kjeseth gave a staff report on proposed change:

- A. Recommendation on petition to amend Polk County Shoreland Protection Zoning Ordinance and read into the record exhibit 1. Chairman O'Connell then called for public comments. Six public comments were received. Chairman O'Connell closed the public comments. Discussion.
- B. Recommendation on petition to amend Polk County Shoreland Comprehensive Land Use Ordinance and read into the record exhibit 1. Chairman O'Connell then called for public comments. No public comments were received. Chairman O'Connell closed the public comments. Discussion.
- C. Recommendation on petition to amend Polk County Board of Adjustment Procedures Ordinance. Chairman O'Connell then called for public comments. No public comments were received. Chairman O'Connell closed the public comments. Discussion.
- D. Recommendation on petition to amend Polk County Board of Adjustment Procedures Ordinance. Chairman O'Connell then called for public comments. No public comments were received. Chairman O'Connell closed the public comments. Discussion.
- E. Recommendation on petition to amend Polk County Private Onsite Wastewater Treatment System (POWTS) Ordinance, amendments to change after-the-fact penalty fee. Chairman O'Connell then called for public comments. No public comments were received. Chairman O'Connell closed the public comments. Discussion.
- F. Recommendation on petition to amend Polk County Lower St. Croix Riverway Ordinance. Chairman O'Connell then called for public comments. No public comments were received. Chairman O'Connell closed the public comments. Discussion.
- G. Recommendation on petition to amend Polk County Telecommunication Towers, Antennas, and Related Facilities Ordinance, amendments to change after-the fact penalty fee. Chairman O'Connell then called for public comments. No public comments were received. Chairman O'Connell closed the public comments. Discussion.

Chairman O'Connell declared the Public Hearing closed at 11:45 A.M.

Chairman O'Connell called for a break at 11:46 A.M. Chairman O'Connell declared the meeting back in session at 11:58 A.M.

Action Items –

- A. Action on previous Public Hearings. **Motion** (LaBlanc/Edgell) to recommend items A. & B., have changes made and be brought back to the committee. Recommend passage of items C. – G., with noted modifications, to the full County Board carried by unanimous voice vote.
- B. Resolution 04-18: Resolution to Authorize Sale of County Lands Formerly Known as the Old County Dam. Discussion. By unanimous consensus, the committee decided to defer action on this item until May, 2018.
- C. Discussion and Recommendation Concerning Comprehensive Recreational Lands Planning Process. Chairman O’Connell recognized Tim Anderson, County Planner for the purpose of receiving information. Anderson explained some of the history of the recreational plans going back to 2009.
- D. Discussion and Recommendation of Litigation Strategy Concerning Pending Matter of Peter Henry v. Polk County. Committee recommended deferring action on items C. and D. until after the closed session.

Chairman O’Connell called for a motion to convene in closed session at 12:38 P.M.

Motion (Isakson/LaBlanc) to convene in closed session, pursuant to Wisconsin Statute Sec. 19.85(1)(g), to receive a verbal legal opinion from Corporation Counsel concerning pending litigation of Peter Henry v. County, that the committee may recommend to the County Board as litigation strategy in said pending case. Motion carried by unanimous voice vote.

Chair O’Connell requested the minutes reflect the attendance of Corporation Counsel Jeff Fuge, Deputy Stephanie Fansler and Supervisor Joe DeMulling in closed session.

CLOSED SESSION 12:38 P.M. (Minutes separate and under seal)

*Reconvened on Open Session at 1:06 P.M.

Chairman O’Connell declared the meeting back in session at 1:06 P.M.

The ES Committee moved to recommend to the County Board passage of a Resolution that:

1. Rescinds Resolution 43-17
2. Amends Resolution 59-17, leaving in place the authority to enter into an updated WDNR Memorandum of Understanding and Cooperative Easement for the management of the Stower Seven Lakes State Trail
3. Authorizes and delegates to the ES Committee to conduct a comprehensive planning process that is consistent with NR44 and the provisions of the Memorandum of Understanding and that will result in a Master Trail Plan for the Stower Seven Lakes State Trail and a Master Trail Plan for the Cattail State Trail.

Discussion Items –

- A. Lime Quarry – Operation and Budgetary Overview. Chairman O’Connell recognized Dave Peterson, Lime Quarry Manager for the purpose of receiving information. Peterson distributed Lime Quarry financial statistics for the past 7 years.

Chairman O’Connell called for a break at 1:20 P.M. Chairman O’Connell declared the meeting back in session at 10:07 A.M.

- B. Preliminary Plat Review: Pleasant Acres; Section 21 Town of Lincoln. Chairman O’Connell recognized Sara McCurdy, Director of Land Information for the purpose of receiving information. McCurdy gave a report on the history and current status of the project. **Motion** (Isakson/LaBlanc) to recommend approval of the pre-plat and return it to the Town of Lincoln. **Motion** carried by unanimous voice vote.
- C. Spring Deer Hunt information. Committee determined no discussion/action needed.
- D. Discussion and Recommendations – Administrator Fuge discussed restructuring some of the committee functions at the next organizational meeting. Discussion on what items require involvement of the FSA representative.

Identification of Subject matters for Upcoming Meetings. The next meeting will be held on March 21, 2018. Agenda items include: Space Lease with WDNR/State Forester, feasibility/options for division of duties in the Parks, Forestry, Buildings and solid Waste Department, trail planning process, address changes, readdress items A. & B. of the 3/7/18 Public Hearing, Final Plat review of Pleasant Acres, revisit ES Committee structure, Lime Quarry discussion. May meeting – Resolution 04-18.

Motion (Edgell/Isakson) to adjourn. Motion carried by unanimous voice vote. Chair O’Connell declared meeting adjourned at 2:00 P.M.

Respectfully submitted,

Stephanie Fansler
Polk County Clerk



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AMENDED AGENDA AND NOTICE OF MEETING

ENVIRONMENTAL SERVICES COMMITTEE

Government Center, 100 Polk County Plaza, Balsam Lake, WI 54810

County Board Room

Wednesday March 7, 2018 at 9:00 a.m.

A quorum of the County Board may be present

*Amended; March 5, 2018 at 4:00 p.m.

Materials: February 7, 2018 Minutes

- 9:00 **1. Call to order**
- a. Approval of agenda
 - b. Approval of minutes for February 7, 2018
- Chair
O'Connell
- 9:05 **2. Public Comment (3 minutes)**
- 9:10 **3. UW Extension Services:** *Recommendations on Resolution Concerning
Authorization of UW Extension Staff Positions:
Human Development Relationships Educator
Community Development Extension Educator
Agriculture Extension Educator
- Kristen Bruder
- 9:30 **4. PUBLIC HEARING**
- The Polk County Environmental Services Committee will hold consecutive public hearings on the following ordinance text and map amendments on Wednesday March 7, 2018, beginning at 9:30 A.M. at the Government Center County Board Room, Balsam Lake, Wisconsin:
- Jason Kjeseth
- A. Recommendation on petition to amend Polk County Shoreland Protection Zoning Ordinance, amendments to bring ordinance into compliance with NR 115 Wisconsin Administrative Code and Wisconsin Statute Section 59.692.
 - B. Recommendation on petition to amend Polk County Shoreland Comprehensive Land Use Ordinance, amendments to bring ordinance into compliance with Wisconsin Statute Section 59.69 and change the Town of Luck zoning map to be Hamlet (H-1) within 660 feet from center line of State Highway 35 from 240th Avenue north to the Village of Frederic.
 - C. Recommendation on petition to amend Polk County Board of Adjustment Procedures Ordinance, amendments to bring ordinance into compliance with other County ordinances and Wisconsin Statute Section 59.694.
 - D. Recommendation on petition to amend Polk County Small Wind Energy Systems Ordinance, amendments to update terms to be

compatible with other County ordinances and Wisconsin Statute Section 66.0401.

- E. Recommendation on petition to amend Polk County Private Onsite Wastewater Treatment System (POWTS) Ordinance, amendments to change after-the-fact penalty fee.
- F. Recommendation on petition to amend Polk County Lower St. Croix Riverway Ordinance, amendments to bring ordinance into compliance with NR 118 Wisconsin Administrative Code and Wisconsin Statute Sections 59.69 and 59.692.
- G. Recommendation on petition to amend Polk County Telecommunication Towers, Antennas, and Related Facilities Ordinance, amendments to change after-the-fact penalty fee.000

10:00 **5. Action Items**

- a. Action on previous Public Hearings
- b. Res 04-18: Resolution to Authorize Sale of County Lands Formerly Known as the Old Country Dam
- c. *Discussion and Recommendation Concerning Comprehensive Recreational Lands Planning Process, including, but not limited to Stower Seven Lakes State Trail Master Plan
- d. *Discussion and Recommendation on Litigation Strategy Concerning Pending Matter of Peter Henry v. County.

Jason Kjeseth

Jeff Fuge

Closed Session: Pursuant to s. 19.85(1)(g), the committee may convene in closed session to receive the oral legal opinion of Corporation Counsel that may be adopted as a recommendation on said pending litigation.

Following said closed session the committee will convene in open session to consider and act on matters noticed herein for consideration or action in open session or closed session.

11:30 **6. Discussion Items**

- a. Lime Quarry – Operation and Budgetary Overview
- b. Preliminary Plat Review: Pleasant Acres; Section 21, Town of Lincoln
- c. Spring Deer Hunt information
- d. *Discussion and Recommendations Concerning Functional Areas Assigned to the Committees, including realignment of assigned functions and scheduling Program Evaluation of functional Assigned Areas in advance of the 2019 budget.

Dave Peterson

Sara McCurdy

Chair

O'Connell

7. Identification of Subject Matters for Upcoming Meetings

8. Adjourn

Items on the agenda not necessarily presented in the order listed. This meeting is open to the public according to Wisconsin State Statute 19.83. Persons with disabilities wishing to attend and/or participate are asked to notify the County Clerk's office (715-

485-9226) at least 24 hours in advance of the scheduled meeting time so all reasonable accommodations can be made. Requests are confidential.