POLK COUNTY, WISCONSIN

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Sharon Jorgenson, County Clerk
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AGENDA AND NOTICE OF MEETING

ENVIRONMENTAL SERVICES COMMITTEE

Government Center, 100 Polk County Plaza, Balsam Lake, WI 54810
County Board Room
Wednesday, June 27, 2018 at 9:00 a.m.
A quorum of the County Board may be present

Materials: June 13, 2018 Minutes

1. Call to order
2. Approval of agenda
3. Approval of minutes for June 13, 2018
4. Public Comments
5. Receipt of Information from Supervisors on Matters Noticed
6. Land Conservation, Agriculture and Extension Education, Lime Quarry:
   a. Recommendation on Proposed Resolution No. 52.18: Resolution Concerning the Closure of Lime Quarry Operations and the Future Use or Disposition of Lime Quarry Assets
   b. UW Extension Office – Development of Recommendation on Proposal to Expand 4-H Services
7. Parks, Recreation, Trails and Forestry:
   a. Receipt of Information on Subcommittee on Trail Planning:
      - Review Subcommittee survey questions
      - Consideration of Trail Planning Work Plan
8. Planning and Zoning:
   a. Program Overview/Annual Report: Land Information Department
   b. Develop Work Plan and Recommendations on Proposed Ordinance Amendments to Transfer Conditional Use Permit Authority from Board of Adjustment to Environmental Services Committee (Comprehensive Land Use Ordinance; Shoreland Protection Zoning Ordinance; Lower St. Croix Riverway
   c. Information Concerning Development of Subdivision Ordinance Amendments
9. Tax Delinquent Properties
   a. Review of Tax Delinquent Lands Inventory – Updated
   b. Review of Tax Deed Properties and Set Sale and Appraised Value of Tax Deeded Lands
   c. Recommendation on Proposed Ordinance No. 53-18 Acquisition and Sale of Tax Deed Properties
   d. Consideration of outsourcing legal work concerning the disposition of the Woodley Dam property
10. Identification of Subject Matters for Upcoming Meetings

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.

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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, June 13, 2018

Member Attendance

Attendee Name	Title	Status
Kim O'Connell	Chair	Present
Tracy LaBlanc	Supervisor	Present
Doug Route	Supervisor	Present
Brad Olson	Vice Chair	Present
Jim Edgell	Supervisor	Present
Lyle Doolittle	FSA Representative	Present

Also present were Stephanie Fansler, Deputy County Clerk; Jeff Fuge, Interim County Administrator; Debbie Peterson, Director of Parks and Buildings; Malia Malone, Interim Corporation Counsel; Tim Ritten, Director of Land and Water; Todd Demers, Director of Information Technology; Jason Kjeseth, Zoning Administrator; Dave Peterson, Lime Quarry Manager; members of the public and of the press.

Meeting called to order by Chair O'Connell at 9:08 A.M.

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

Approval of Minutes – Chair O'Connell called for a motion to approve the minutes of the May 23, 2018 meeting as published. **Motion** (LaBlanc/Olson) to approve the minutes of May 23, 2018 as published carried by unanimous voice vote.

Public Comment - One public comment received by committee.

Chair O'Connell called upon Todd Demers for the purpose of basic introduction to the use of the computer tablet. Demers offered instructions on logging on and off and explained many of the basic functions. Demers offered to provide one-on-one training to each County Board Supervisor.

Receipt of Information from Supervisor on Matters Noticed – Interim Administrator Fuge explained that this item is now on committee agendas for the purpose of receiving information from non-committee County Board supervisors regarding matters noticed on the agenda. Supervisor Nelson offered a recap of his attendance at the recent Board of Adjustments meeting.

Chair O'Connell called to the floor, for Discussion or Action.

Land Conservation, Agriculture and Extension Education, Lime Quarry:
Chair O'Connell recognized Tim Ritten, Director of Land and Water for the purpose of receiving information. Ritten presented an overview of the purpose of the department – why it was started and where it is at today. Ritten then presented a list of suggested nominations to Lake Districts. Chairman O'Connell called for a motion to make the nominations as presented. **Motion** (Route/Edgell) to recommend the nominations, for the Administrator to appoint, and move to the full County Board was approved by unanimous voice vote. Chair O'Connell recognized Dave Peterson, Lime Quarry Manager for the purpose of receiving the Lime Quarry's annual report and program overview. Peterson presented an overview of the Lime Quarry and annual report.

Mr. Doolittle was excused from the meeting at 11:10 A. M.

Chair O'Connell called for a break at 10:11 A.M. Chair O'Connell declared the meeting back in session at 10:25 A.M.

Parks, Recreation, Trails and Forestry:
Chair O'Connell recognized Todd Miller for the purpose of receiving information. Miller updated the committee on the status of the Ridge Runner's Annual ATV/UTV Ride which is scheduled for August 25, 2018. **Motion** (Olson/Route) to approve the special event application and forward to the WI DNR was approved by unanimous voice vote. Miller announced there has been very little progress in the naming of the Clayton/Clear Lake Trail. Chair O'Connell called upon Supervisor Olson, Chair of the Stower Seven Lakes Trail/Cattail Trail plan sub-committee for a progress report of the sub-committee and consideration of the Work Plan. Sub-committee Chair Olson offered to bring back to the committee a copy of the Trail Planning survey and commented that the committee could finish ahead of schedule.

Planning and Zoning:
Items a. and b. were removed from the agenda. Chair O'Connell recognized Assistant Corporation Council Malia Malone for the purpose of receiving information. Malone reviewed with the committee, a legal opinion by vonBriesen & Roper, S.C., regarding the Subdivision of Land and Public Improvements Regulation. Chair O'Connell recognized Jason Kjeseth, Zoning Administrator for the purpose of receiving information. Kjeseth presented a staff report to consider the request to transfer the authority of the board of adjustment to and determine conditional use permits to the Environmental Committee and to make any recommendation

that the committee deems appropriate. Discussion. Action will require a public hearing.

Identification of Subject matters for Upcoming Meetings. The next meeting will be held June 27, 2018. Item for future agendas include: Tax Deed Ordinance, additions to the list of tax deed properties, review the trail survey results, consider outsourcing the legal work regarding the sale of the Country Dam property, Lime Quarry divestiture, department annual reports, Public Hearing, and NR 151-Storm Water.

Motion (LaBlanc/Edgell) to adjourn. Motion carried by unanimous voice vote. Chair O'Connell declared meeting adjourned at 12:25 P. M.

Respectfully submitted,

Stephanie Fansler
Deputy Polk County Clerk

Resolution No. 52-18

Resolution Concerning the Closure of Lime Quarry Operations and the Future Use or Disposition of Lime Quarry Assets

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

Ladies and Gentlemen:

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors directs the closure of the operations of the Polk County Lime Quarry, effective December 31, 2018.

BE IT FURTHER RESOLVED that Polk County Board of Supervisors directs and authorizes the County Administrator to develop and to implement a plan for the winding down of Lime Quarry operations consistent with the above directive.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs the County Administrator to develop and to present to the County Board for review, modification and approval a proposed plan for future use or disposition of Lime Quarry assets, lands, buildings and equipment.

BE IT FURTHER RESOLVED that this resolution is effective on passage.

Fiscal Note: At the time of sponsorship, the fiscal impact of the resolution is unknown at present.
Legal Note: At time of sponsorship, the legal impacts that may result from adoption of the resolution are undetermined.

Signed and sponsored by:

BY: Brad Olson

Brad Olson, Supervisor, District #1

Doug Route, Supervisor, District #2

Dean Johansen, Chair,
Supervisor, District #3,

Chris Nelson, Supervisor, District #4

Tracy LaBlanc. Supervisor, District #5

Brian Masters, Supervisor, District #6

Michael ~~Pritchard~~, Supervisor, District #7
Prichard

James Edgell, Supervisor, District #8

Kim O'Connell, Supervisor, District #9

Larry Jepsen, ~~2nd Vice Chai~~r,
Supervisor, District # 10

Jay Luke, 1st Vice Chair,
Supervisor, District #11

~~Kate Isaacson~~, Supervisor, District #12
Michael Larsen

Russell Arcand, Supervisor, District #13

John Bonneprise, Supervisor, District #14, 2nd Vice Chair

Joe DeMulling, Supervisor, District #15

Reviewed and Approved as to Form:

_____

Jeffrey B. Fuge, Interim County Administrator/Corporation Counsel

At its regular business meeting on the _____ day of July, 2018, the Polk County Board of Supervisors adopted Resolution No. 52 -18: Resolution Concerning the Closure of Lime Quarry Operations and the Future Use or Disposition of Lime Quarry Assets, as follows:

- ☐ Adopted by majority voice vote
- ☐ Adopted by simple majority of the board of supervisors by a vote of _____ in favor and _____ against.
- ☐ Defeated: _____
- ☐ Other: _____

SIGNED BY:

_____

Dean Johansen, County Board Chairperson

Attest:_____

Sharon Jorgenson, County Clerk

Ordinance No. 53-18
Acquisition and Sale of Tax Deeded Lands

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

Ladies and Gentlemen:

NOW, THEREFORE, BE IT ORDAINED that, pursuant to Sections 75.35, 75.521 and 75.69, Wisconsin Statutes, the Polk County Board of Supervisors repeals Ordinance Nos. 01-92; 3-96; and 1-12, and enacts this ordinance for the concerning the acquisition and sale of tax delinquent properties, as follows:

1. Title: This ordinance may be cited as the Acquisition and Sale of Tax Delinquent Properties.

2. Purpose:

    a. This ordinance is enacted to establish procedures for the acquisition of tax delinquent properties by the foreclosure of tax liens as provided for pursuant to Section 75.521, Wisconsin Statutes. This ordinance is also enacted to provide for procedures for the sale of tax deeded lands and create penalties for the failure to pay real property taxes in a timely manner.

    b. The Treasurer and the committee shall acquire and dispose of tax deeded lands so as to realize as much tax revenue as circumstances may permit, and without speculation as to the future sale value of such lands.

3. Definitions:

    a. “Certified Appraiser” means a certified appraiser as defined in Section 458.01(7), Wisconsin Statutes.
    b. “Clerk” means the Polk County Clerk.
    c. “Committee” means the Environmental Services Committee.
    d. “Director” means the Polk County Parks, Forestry, Building and Solid Waste Director.
    e. “Former owner” means the person, persons or business entity last holding title to lands which the County has taken by tax deed and includes the heirs and personal representatives of the estate of any such person or entity.
    f. "Tax deeded lands" means lands which have been acquired by Polk County through enforcement of the collection of delinquent taxes by tax deed, foreclosure of tax certificates, deed in lieu of tax deed, or other real estate tax collection means.
    g. “Treasurer” means the Polk County Treasurer.

4. Duties and Responsibilities:

    a. The Treasurer shall administer this ordinance in accordance with its provisions.
    b. The Committee shall oversee the administration of this ordinance. The Committee is empowered to authorize and direct the sale of tax deed lands in accordance with

Section 75.69. The Committee is empowered to determine the appraised value of tax deed lands and to retain a certified appraiser to set appraised value of tax deed lands.

c. The Director shall manage tax deed lands acquired by the County. The Director is empowered to conduct the sale of tax deed lands as authorized and approved by the Committee.

5. Procedures For Sale:

a. No tax deeded lands shall be offered for sale unless the procedures of this ordinance shall have been complied with. All costs and fees for professional services incurred by the County in the appraisal or sale of tax deeded lands shall be paid out of the tax deed expense account.

6. Preferences to Former Owners:

a. The treasurer is authorized to sell tax deeded lands to the former owner who had lost title to real property through delinquent tax collection enforcement procedures, or his or her heirs, pursuant to the authority provided in Section 75.35(3), Wisconsin Statutes. In so doing, the treasurer may, at the discretion of the treasurer, give such former owner preference over others in the purchase of said lands.

b. Under the preference provided in this paragraph, any former owner(s) or his or her heir(s) who has lost his or her title to land through delinquent tax collection enforcement procedure shall have the right to purchase such land back from the County as authorized in Section 75.35(3), Wisconsin Statutes. The preference to former owner shall in no manner create any right of first refusal in any former owner. Failure to give notice to the proper party as former owner shall not create a right in any person or persons to redeem tax deeded lands.

c. Any sale made to a former owner pursuant to this section shall be exempt from the operation of Section 75.69, Stats., but no such sale shall be approved by and authorized by the Committee, unless the former owners pay to the County all the delinquent taxes which were the basis for the taking of tax deed, plus interest, and any penalties established by law and all taxes owing to a taxing jurisdiction for special assessment, as defined in Section 75.36(1) Wisconsin Statutes, a pro rate share of the costs of the tax collection enforcement proceedings plus an additional sum of 3% of all the aforementioned amounts of $100, whichever is greater.

d. The former owner(s) or his or her heir(s) shall pay the taxes for the year in which the purchase from the County took place or the amount the taxes would have been in said year had the County not taken tax deed to the property.

e. Lapse of Preference: Any former owner(s) or his or her heir(s) who have lost title to property through the delinquent tax collection enforcement procedure shall have 90 days from the date that the court enters judgment that assigns title to the County to exercise their right under this ordinance. If those rights are not exercised within such specified time, they shall be forever lost.

Ordinance No. 53-18
Acquisition and Sale of Tax Deeded Lands

Fiscal Note: Enactment of this ordinances presents minimal fiscal impact.
Legal Note: Enactment of this ordinance presents no legal impact. This ordinance updates three ordinances concerning acquisition and sale of tax deeded lands.

Signed and sponsored by:

BY: _____
Brad Olson, Supervisor, District #1

_____
Doug Route, Supervisor, District #2

_____
Dean Johansen, Chair,
Supervisor, District #3,

_____
Chris Nelson, Supervisor, District #4

_____
Tracy LaBlanc. Supervisor, District #5

_____
Brian Masters, Supervisor, District #6

_____
Michael Prichard, Supervisor, District #7

_____
James Edgell, Supervisor, District #8

_____
Kim O'Connell, Supervisor, District #9

_____
Larry Jepsen, Supervisor, District # 10

_____
Jay Luke, 1st Vice Chair,
Supervisor, District #11

_____
Michael Larsen, Supervisor, District #12

_____
Russell Arcand, Supervisor, District #13

_____
John Bonneprise, 2nd Vice Chair,
Supervisor, District #14

_____
Joe DeMulling, Supervisor, District #15

Reviewed and Approved as to Form:

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

At its regular business meeting on the _____ day of _____ 2018, the Polk County Board of Supervisors enacted Ordinance No. 53-18: Acquisition and Sale of Tax Deeded Lands, as follows:

- ☐ Adopted by majority voice vote
- ☐ Adopted by simple majority of the board of supervisors by a vote of _____ in favor and _____ against.
- ☐ Defeated: _____
- ☐ Other: _____
  _____
  _____

SIGNED BY:
_____
Dean Johansen, County Board Chairperson
Attest:_____
Sharon Jorgenson, County Clerk

Certification of Publication

Ord. No. 53-18, as enacted the _____ day of _____, 2018 was published in the Inter-County Leader on the ____ day of _____, 2018.

_____
Sharon Jorgenson, County Clerk