



## **Polk County Board of Supervisors**

Polk County Government Center - County Board Room  
100 Polk County Plaza, Balsam Lake, Wisconsin

### **Minutes of the Regular Meeting Tuesday, April 17, 2018**

Chairman Dean Johansen called the regular April 17, 2018 meeting of the Polk County Board of Supervisors to order at 9:04 a.m.

Chairman Johansen recognized the County Clerk for purposes of receiving evidence of proper notice. The County Clerk stated that the notice of meeting was properly posted in the Government Center Building, posted on the County website, and published in a legal newspaper in accordance with Wisconsin Statute Section 985.02 the week of April 9, 2018. In addition, the Office of the County Clerk distributed on April 5, 2018 copies of such notice of meeting and proposed resolutions to supervisors via e-mail and mail in accordance with Article 3, Section 2 of the County Board Rules of Order.

The County Board received verbal opinion of Corporation Counsel Fuge that the initial advance written notice, posted and published as described by the Clerk satisfied the applicable provision of Wisconsin Open Meetings Law and the applicable procedural provisions of the Polk County Board Rules of Order.

Chairman Johansen recognized the County Clerk for purposes of taking roll call. All fifteen County Board Supervisors were present.

Chairman Johansen led the County Board in the Pledge of Allegiance.

Chairman Johansen called upon Honorable Judge Daniel Tolan to administer the Oath of Office to the County Board Members for the term 2018 to 2020. Oath was administered by Honorable Judge Tolan.

Chairman Johansen called for a Time of Reflection. Supervisor Masters offered a time of reflection noting appreciation for the spirit of cooperation between supervisors during his tenure with the Board.

Corporation Counsel Fuge addressed the Board recommending that Zoning Ordinances No. 15-18, 16-18, 17-18, 18-18, 19-18, 20-18, and 21-18 listed as items #17 a-g be lifted off agenda as

the complete drafts of zoning ordinance attachments were not provided in packet with the Ordinances.

Chairman Johansen called to the floor consideration and approval of the Agenda with removal of zoning ordinances. **Motion** (Bonneprise/Nelson) to adopt the Agenda with noted changes. Chairman Johansen called for a voice vote on said motion. **Motion** carried by unanimous voice vote.

Chairman Johansen called to the floor for approval of the Consent Agenda. **Motion** (Jepsen/O'Connell) to adopt the Consent Agenda as noticed. Chairman Johansen called for a voice vote on the motion to adopt Consent Agenda. **Motion** carried by unanimous voice vote. Matters adopted under the Consent Agenda: Minutes from March 20, 2018 adopted as published and Resolution No. 31-18: Resolution to Grant a Zoning Change and to Amend Zoning District Map for Town of Luck.

Time was given for public comment. Board received public comment. Citizens addressed Board regarding addressing concerns in Homes Court near Big Lake area in Osceola and requested that minutes be noted.

County Board received Chairman's report regarding updates on WITC. Board received copy of information on Polk County Historical Society and the Museum. Chair advised Board of upcoming Wisconsin Counties Association Northwest district meeting which will be held in Hayward on 4/25/18.

County Board received Clerk's report regarding Wisconsin Counties Association survey for board members to complete.

County Board received written Report of Standing Committees from Interim Administrator Fuge. County Board received Administrator's report from Interim Administrator Fuge regarding several points of community interest. County submitted Broadband Forward Application. Polk County Economic Development Corporation recognized Polk County for various community efforts, such as partnering with WITC, Broadband Expansion efforts, and partnering with Wisconsin Workforce Resource for education day. Polk County Child Protective Services open house will be held Friday, 4-20-2018. April 16-20 is Economic Support Specialist and Case Managers week per proclamation by Governor Walker. Personnel updates: Forestry position closed 4/16 and has 20 applicants, Request for Proposals for search firm for County Administrator and Community Services Director positions are due 4/23/18.

County Board received announcement of appointments. Administrator Fuge announced the appointment of Dr. Sabrina Meddaugh as Registered Nurse Citizen Member to the Health and Human Services Board and the appointment of Greg Braun to the Local Emergency Planning Committee. Administrator Fuge announced the appointment of Tonya Eichelt as Interim Community Services Division Director. Chairman Johansen called for a motion to confirm said appointments. **Motion** (Bonneprise/Olson) to confirm appointments of Dr. Sabrina Meddaugh as Registered Nurse Citizen Member to the Health and Human Services Board, and Greg Braun

as Citizen Representative to the Local Emergency Planning Committee, and Tonya Eichelt as Interim Community Services Division Director. Chairman Johansen called for a voice vote on the motion to confirm said appointment. **Motion** to confirm appointment carried by unanimous voice vote.

**Organizational Matters:**

Chairman Johansen opened nominations for **County Board Chairperson**.

Nominated was: Dean Johansen. **Motion** (Jepsen/Masters) to close nominations and cast a unanimous ballot for Johansen. Nominations were declared closed. Chairman Johansen called for a voice vote to cast ballot for Supervisor Johansen for County Board Chairperson. **Motion** to close nominations and cast unanimous ballot for Supervisor Johansen for County Board Chairperson carried by unanimous voice vote.

Supervisor Dean Johansen elected County Board Chairperson.

Chairman Johansen opened nominations for **1<sup>st</sup> Vice Chair**. Nominated was Jay Luke. **Motion** (Bonneprise/Masters) to close nominations and cast a unanimous ballot for Luke for 1<sup>st</sup> Vice Chair. Nominations were declared closed. Chairman Johansen called for a voice vote to cast ballot for Supervisor Luke. **Motion** to close nominations and cast unanimous ballot for Supervisor Luke for 1<sup>st</sup> Vice Chair carried by unanimous voice vote.

Supervisor Jay Luke elected 1<sup>st</sup> Vice Chair.

Chairman Johansen opened nominations for **2<sup>nd</sup> Vice Chair**.

Nominated were: John Bonneprise, Brian Masters  
**Motion** (LaBlanc/Masters) to close nominations. Chairman Johansen called for a voice vote on the motion to close nominations. **Motion** carried by unanimous voice vote. Nominations were declared closed. Chairman Johansen announced ballots cast would be secret ballot as permitted by state law.

Votes were tallied as follows:

Supervisor Bonneprise	9 Votes
Supervisor Masters	6 Votes

Supervisor John Bonneprise elected 2<sup>nd</sup> Vice Chair.

Chairman Johansen called for a motion to recess at 9:53 a.m. **Motion** (Bonneprise/Masters) to recess. Chairman Johansen called for a voice vote on the motion to recess. **Motion** carried by unanimous voice vote. Chairman Johansen called Board back into open session at 10:03 a.m.

Chairman Johansen declared Board in session convening as Committee of the Whole at 10:03 a.m.

Chairman Johansen called upon Highway Commissioner Norby for status report on Highway Facility project. Committee received slide show of highway building progress from Highway Commissioner Norby.

Committee of the Whole engaged in discussion of revisions to Polk County Board of Supervisors Rules of Order Ordinance (No. 17-16).

Committee of the Whole engaged in discussion regarding recommendations concerning committee duties, responsibilities and assigned functions.

Committee of the Whole engaged in discussion of resolutions/ordinances noticed on the agenda.

Chairman Johansen called for a motion to adjourn Committee of the Whole session and reconvene in legislative session of the Board. **Motion** (Demulling/Bonneprise) to adjourn Committee of the Whole session. Chairman Johansen called for a voice vote on the motion. **Motion** carried by unanimous voice vote. Committee of the Whole adjourned 11:46 a.m.

Chairman Johansen called for a recess at 11:47 a.m. for lunch. Chairman Johansen called the Board back into legislative session at 12:50 p.m.

Chairman Johansen declared that item 16 c on agenda – Nomination, Appointment and Confirmations of Supervisors to County Board Standing Committees will be completed first.

**Motion** (Arcand/Jepsen) for supervisors to remain on the committees they are currently on unless a supervisor wants to be on another committee. Chairman Johansen called for a voice vote on said motion. **Motion** for supervisors to remain on the committees they are currently on carried by unanimous voice vote.

Chairman Johansen asked supervisors to state whether they preferred another committee assignment. Supervisor Route, Supervisor Larsen, and Supervisor Nelson indicated interest for Environmental Services Committee vacant seat. Supervisor Nelson withdrew his name for nomination to Environmental Services Committee. Supervisor Prichard indicated interest for General Government Committee. Chairman Johansen informed the board members of the manner in which appointments to the committees would take place with self-nominations for open committee seats and field of nominees to be voted on as needed.

**Environmental Services Committee:**

Supervisors Kim O'Connell, Jim Edgell, Brad Olson, and Tracy LaBlanc will remain on Environmental Services Committee.

Names presented for nomination for one open seat: Michael Larsen, Doug Route

Votes were cast and tallied as follows:

Supervisor Route                    9 Votes  
Supervisor Larsen                    6 Votes

**Public Safety and Highway:**

Supervisors Jay Luke, Joe Demulling, John Bonneprise, Larry Jepsen, and Doug Route will remain on Public Safety & Highway Committee.

**Health and Human Services Board:**

Supervisors Joe Demulling, John Bonneprise, Mike Prichard, Jim Edgell, will remain on Health & Human Services Board. Michael Larsen was appointed to the open seat on Health & Human Services Board vacated by Doug Route.

**General Government Committee:**

Supervisors Brian Masters, Chris Nelson, Russ Arcand and Larry Jepsen will remain on General Government Committee. Chairman Johansen indicated he would be willing to relinquish his seat on committee due to interest from other supervisors.

Names presented for nomination for one open seat: Supervisors Dean Johansen, Michael Prichard

Votes were cast and tallied as follows:

Supervisor Johansen    12 Votes

Supervisor Prichard     3 Votes

Supervisor Johansen nominated for appointment to General Government Committee.

**Executive Committee:**

The first three seats on the Executive Committee are automatically filled by the chairperson and the first and second vice chairs, (Supervisors Johansen, Luke, and Bonneprise) leaving two remaining seats:

Names presented for nomination for the two remaining open seats: Chris Nelson, Brian Masters and Larry Jepsen

Votes were cast and tallied as follows:

Supervisor Nelson       11 Votes

Supervisor Masters     11 Votes

Supervisor Jepsen       8 Votes

Supervisors Masters and Nelson nominated for appointment to Executive Committee.

Chairman Johansen announced that Supervisor Doug Route received nomination for appointment to the Environmental Services Committee, Supervisor Michael Larsen received appointment to the Health and Human Services Board, Supervisor Dean Johansen received nomination for appointment to the General Government Committee, and Supervisors Brian Masters and Chris Nelson received nomination for appointment to the Executive Committee and that the same were offered on appointment for confirmation. Chairman Johansen called for a motion to confirm the appointment of said supervisors to said Committees. **Motion** (Luke/Bonneprise) to confirm the appointment of said supervisors to said Committees. Chairman Johansen called for a voice vote to confirm said appointments. **Motion** to confirm said appointments to Environmental Services Committee, Health and Human Services Board, General Government Committee and Executive Committee carried by unanimous voice vote.

Chairman Johansen announced list of committees and associations affiliated with Polk County that Supervisors are appointed to serve on. Supervisors previously received a list on which to indicate their preferences for serving on various committees. Chair will look over preferences as indicated on sheets turned in by Supervisors and determine appointments to various committees.

#### **Develop and adopt revisions to Polk County Board of Supervisors Rules of Order:**

Recommendations per the Executive Committee for proposed amendments to the Polk County Board Rules of Order Ordinance and recommendations regarding changes of assigned functions to committees to be proposed to the County Board on 4/17/18:

1. Recommendation regarding letting two reading system of resolutions lapse: Executive Committee recommends discontinuing the two reading system of Resolutions/Ordinances which is not part of the current Rules of Order.
2. Recommendation regarding Resolutions and Ordinances: All Resolutions shall be referred to a committee before referral for adoption by the County Board, unless the Rules of Order are suspended by a 2/3 vote of the County Board.
3. Recommendation regarding Rules of Order: Current Rules of Order do not address committee rules/functions. Executive Committee recommends revising Rules of Order and Policy 10 into one document that addresses Rules of Order, Committee Rules of Order and Duties and Responsibilities of Committees, thereby eliminating Policy 10 as a separate document.
4. Recommendation regarding proposed Resolutions/Ordinances that require funding: Executive Committee recommendation: Amend provision that requires a resolution to state funding source and amount to language that would direct County Administrator to provide a fiscal impact statement on resolutions that require an appropriation. Corporation Counsel will provide a legal impact statement on any resolution or ordinance.

5. Recommendation regarding Committee of the Whole scheduling and purpose:  
Consensus of Executive Committee to leave decision regarding Committee of the Whole scheduling up to the discretion of the Board Chair.
6. Recommendation as to seating arrangement of County Board for meetings: Committee recommends bring seating arrangement to County Board for decision as to seating alphabetically or in District number order.
7. Recommendations regarding changing assigned functions to committees:  
Recommendations per Administrator Fuge for possible changes of assigned functions to committees: Move Child Support from Public Safety and Highway Committee to Health and Human Services Board, move Buildings/Facilities, Tax Foreclosure properties and sale of tax foreclosure lands, Operations of Lime Quarry and Recycling from Environmental Services Committee to General Government Committee. Executive committee recommends to County Board the changes of assigned functions to committees as presented by Administrator Fuge.
8. Recommendation regarding FSA Representative voting rights: Committee discussed reviewing and establishing voting rights and limits for FSA Representative Member. Executive Committee recommends that voting rights and limits be set regarding FSA Representative to areas that directly impact FSA such as land conservation, agriculture, Extension, etc.
9. Recommendation regarding resolutions sponsored by a Supervisor: Executive Committee recommends that a sponsoring supervisor who is not a member of the committee be allowed to address the committee regarding sponsored resolutions.
10. Recommendation regarding Lake Association District appointments: Supervisors will be appointed to Lake Districts that are in their supervisor district. Supervisors will have the option of designating a representative in their stead that lives in the Lake District. Such recommendation/designation would be brought to Environmental Services Committee for approval and appointment of said alternative representative for voting purposes on Lake Association Districts

Chairman Johansen called to the floor for discussion on Recommendation #1: Recommendation regarding letting two reading system of resolutions lapse. Upon consensus of the Board, two reading system will lapse as it was never part of the Rules of Order.

Chairman Johansen called to the floor for a motion to adopt Recommendations #2: Recommendation regarding Resolutions and Ordinances, #3: Recommendation regarding Rules of Order, #4: Recommendation regarding proposed Resolutions/Ordinances that require funding, and # 9: Recommendation regarding resolutions sponsored by a Supervisor as stated. **Motion** (Masters/Olson) to adopt recommendations as stated. Supervisor Olson initiated point of discussion regarding possibility of supervisors on a committee contacting County Clerk's

office to request items be added to the committee agenda without going through the committee Chair. **Motion** (Olson/Nelson) to amend Rules of Order to allow any supervisor on a committee to contact County Clerk's office directly to add items to the agenda without going through the committee chair.

Chairman Johansen called for a Roll Call vote on the motion to amend to allow any supervisor on a committee to contact County Clerk's office to add items to the committee agenda without going through the committee Chair. **Motion** to amend defeated by Roll Call vote with 9 voting no and 6 voting yes (Voting for: Supervisors Olson, Route, Nelson, Edgell, O'Connell, and Arcand).

Chairman Johansen called for a voice vote for adoption of Recommendations #2, #3, #4, and #9. Motion to adopt said recommendations to Rules of Order carried by unanimous voice vote.

Chairman Johansen called to the floor for a motion regarding recommendation #5: Recommendation regarding Committee of the Whole scheduling and purpose. **Motion** (Bonneprise/Jepsen) to adopt as recommended. **Motion** (Nelson/Arcand) to amend to add "and/or Committee referral" regarding scheduling of Committee of the Whole meetings. Chairman Johansen called for a voice vote to adopt said recommendation as amended. **Motion** to adopt recommendation #5 as amended carried by unanimous voice vote. Recommendation with amendment will read as follows: "Consensus of Executive Committee to leave decision regarding Committee of the Whole scheduling up to the discretion of the Board Chair and/or committee referral."

Chairman Johansen called to the floor for a motion regarding recommendation #6 seating arrangement for Supervisors at County Board meetings. **Motion** (Arcand/Nelson) proposing to change seating arrangement to a first come, first serve basis. Chairman Johansen called for a voice vote on said motion. **Motion** to change seating arrangement to a first come, first serve basis defeated by majority voice vote.

**Motion** (Bonneprise/Jepsen) to have seating arrangement for Supervisors at County Board meetings alphabetically. Chairman Johansen called for a Roll Call vote on said motion. **Motion** for alphabetical seating arrangement defeated by roll call vote with 10 voting no and 5 voting yes (Voting yes: Supervisors Nelson, Jepsen, Luke, Bonneprise and Arcand).

**Motion** (O'Connell/LaBlanc) to leave seating arrangement for Supervisors at County Board meetings by District number order. Chairman Johansen called for a voice vote on said motion. **Motion** for seating arrangement by District number order carried by majority voice vote with 1 voting no (Voting No: Nelson).

Chairman Johansen declared board would address resolutions on the agenda next and address remaining Organizational matters after the resolutions.

Chairman Johansen called to the floor, Resolution No. 34-18: Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning. Chairman Johansen called for a motion to adopt Resolution No. 34-18. **Motion** (Olson/Masters) to adopt Resolution No. 34-18. Chairman Johansen called for a voice vote to adopt Resolution No. 34-18. **Motion** to adopt Resolution No. 34-18 carried by unanimous voice vote. Resolution No. 34-18: Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning adopted.

Chairman Johansen called to the floor, Resolution No. 35-18: Resolution to Authorize Professional Services Agreement with Executive Search Firm – County Administrator and Community Services Division Director. Chairman Johansen called for a motion to adopt Resolution No. 35-18. **Motion** (Jepsen/Nelson) to adopt Resolution No. 35-18. Chairman Johansen called for a voice vote to adopt Resolution No. 35-18. **Motion** to adopt Resolution No. 35-18 carried by unanimous voice vote. Resolution No. 35-18: Resolution to Authorize Professional Services Agreement with Executive Search Firm – County Administrator and Community Services Division Director adopted.

Chairman Johansen called to the floor, Resolution No. 33-18: Resolution Concerning the Construction of a New Polk County Grandstand. Chairman Johansen called for a motion to adopt Resolution No. 33-18. **Motion** (Jepsen/Larsen) to adopt Resolution No. 33-18.

**Motion** (Prichard/Masters) to amend line 17 to remove “construct” and add “address the issue of constructing. Line 19 remove “for the” and add “regarding”. **Motion** to amend carried by roll call vote with 11 voting for and 4 against (Voting no: Supervisors Olson, Nelson, O’Connell, and Larsen). Line 17 as amended will read: “determines that it is in the interest of the County to **address the issue of constructing** a new grandstand”. Line 19 as amended will read: “Executive Committee to serve as steering committee **regarding** the construction of a new grandstand”.

**Motion** (Nelson/Olson) to further amend Resolution No. 33-18 by inserting “plan” or “planning” in front of lines 17, 19, 21, 26, 28 in front of “construction” on the Resolution body. Chairman Johansen called for a voice vote on the motion to further amend Resolution No. 33-18. **Motion** to further amend Resolution No. 33-18 carried by unanimous voice vote.

**Motion** O’Connell/Bonneprise to further amend by inserting on line 29 : “Final report to be completed (and forwarded to the County Board) by September 1, 2018”. Chairman Johansen called for a voice vote on the motion to further amend Resolution No. 33-18. **Motion** to further amend Resolution No. 33-18 carried by unanimous voice vote.

Chairman Johansen called for a voice vote to adopt Resolution No. 33-18 as amended. **Motion** to adopt Resolution No. 33-18 as amended carried by unanimous voice vote. Resolution No. 33-18: Resolution Concerning the Construction of a New Polk County Grandstand adopted as amended.

Chairman Johansen called to the floor, Ordinance No. 32-18: Amendment to the Polk County ATV and UTV Route Ordinance. Chairman Johansen called for a motion to adopt Ordinance No.

32-18. **Motion** (Luke/Masters) to adopt Ordinance No. 32-18. Chairman Johansen called for a voice vote to approve the motion to adopt Ordinance No. 32-18. **Motion** to adopt Ordinance No. 32-18 carried by unanimous voice vote. Ordinance No. 32-18: Amendment to the Polk County ATV and UTV Route Ordinance adopted.

Chairman Johansen called for a recess at 2:34 p.m. Supervisor Arcand left meeting at 2:35 p.m. Chairman Johansen called meeting back to legislative session at 2:46 p.m.

Chairman Johansen called back to the floor the development of the Rules of Order, Duties and Responsibilities of County Board Standing Committee.

Chairman Johansen called to the floor for a motion regarding recommendation #7 from Executive Committee: Recommendations regarding changing assigned functions to committees. **Motion** (Luke/Demulling) to adopt recommendation of Executive Committee.

**Motion** (O'Connell/Olson) to amend recommendation to have functions regarding tax foreclosure properties and sale of tax foreclosure lands and operations of the Lime Quarry stay with Environmental Services Committee. Chairman Johansen called for a Roll Call vote on said motion to amend recommendation. **Motion** to amend recommendation carried by Roll call vote with 9 voting yes, 5 voting no, 1 absent (Voting no: Supervisors Nelson, Masters, Prichard, Jepsen, and Johansen. Absent: Supervisor Arcand).

Chairman Johansen called for a voice vote on recommendation #7 regarding assigned functions of committees as amended. Motion to adopt recommendation # 7 as amended carried by unanimous voice vote. Functions of Tax foreclosure properties, sale of tax foreclosure lands and operations of the Lime Quarry will remain assigned to Environmental Services Committee; Buildings/Facilities and Solid Waste are transferred to the General Government Committee; Child Support is transferred to Health and Human Services Board.

Chairman Johansen called to the floor for a motion regarding recommendation #8 from Executive Committee: Recommendation regarding FSA Representative voting rights. **Motion** (Olson/Masters) to adopt voting limitations of FSA Representative as stated in recommendation #8. Chairman Johansen called for a voice vote on the recommendation regarding FSA Representative voting rights. **Motion** to adopt recommendation #8 to limit FSA Representative voting rights to items involving land conservation, agriculture, and extension carried by unanimous voice vote.

Chairman Johansen called to the floor for a motion regarding recommendation #10 from Executive Committee: Recommendation regarding Lake Association District appointments. **Motion** (Jepsen/Prichard) regarding recommendation regarding Lake Association District appointments. **Motion** (Nelson/Olson) to amend recommendation by adding "with no per-diem paid to the supervisors or their alternate designees from Polk County" at the end of the recommendation.

Chairman Johansen called for a roll call vote on the amendment as stated. **Motion** to amend as stated carried by roll call vote with 11 voting yes, 3 voting no, and 1 absent (Voting no: Supervisors Larsen, Bonneprise, and Demulling. Absent Supervisor Arcand).

Chairman Johansen called for a voice vote on the recommendation regarding Lake Association District appointments. **Motion** to adopt recommendation as amended carried by unanimous voice vote. Recommendation adopted as amended will read as follows: "Supervisors will be appointed to Lake Districts that are in their supervisor district. Supervisors will have the option of designating a representative in their stead that lives in the Lake District. Such recommendation/designation would be brought to Environmental Services Committee for approval and appointment of said alternative representative for voting purposes on Lake Association Districts **with no per-diem paid to the supervisors or their alternate designees from Polk County.**"

**Motion** (Nelson/Masters) for supervisors to disclose and provide transparency regarding reporting of per diems paid by County and per diems paid by outside entities.

Chairman Johansen declared that per diems will be addressed at next meeting when committees are addressed. Motion subsequently withdrawn by Supervisor Nelson.

Chairman Johansen requested that Administrator Fuge provide revised draft of Rules of Order for Supervisors for May Board of Supervisors meeting. Draft will have to be approved by 2/3 majority.

Chairman Johansen announced that May Board of Supervisors meeting will include a Highway facility tour before meeting, possibly at 5:30 p.m.

Time was given for Supervisors Reports/Announcements. No reports were received from Supervisors.

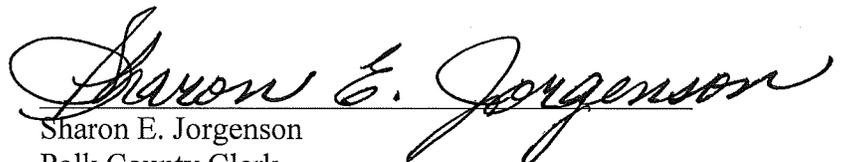
Chairman Johansen called for a motion to adjourn. **Motion** (Prichard/Nelson) to adjourn. Chairman Johansen called for a voice vote on the motion to adjourn. **Motion** to adjourn carried by unanimous voice vote. Chairman Johansen declared meeting adjourned 3:26 p.m.

Respectfully submitted,

Sharon E. Jorgenson, Polk County Clerk

STATE OF WISCONSIN )  
 ) SS  
COUNTY OF POLK )

I, Sharon E. Jorgenson, County Clerk for Polk County, do hereby certify that the foregoing minutes are a true and correct copy of the County Board Proceedings of the Polk County Board of Supervisor's Session held on April 17, 2018.

  
Sharon E. Jorgenson  
Polk County Clerk



## **POLK COUNTY, WISCONSIN**

[WWW.CO.POLK.WI.US](http://WWW.CO.POLK.WI.US)

### **Notice of Meeting and Agenda**

### **Polk County Board of Supervisors**

100 Polk County Plaza, Balsam Lake, Wisconsin  
Polk County Government Center - County Board Room

**Tuesday, April 17, 2018**

Regular Business Meeting, 9:00 a.m.

Open Session

#### Order of Business:

1. Call to Order
2. Receipt of Evidence and Opinion on Proper Notice
3. Roll Call
4. Pledge of Allegiance
5. Time of Reflection
6. Oath of Office administered by Honorable Daniel J. Tolan
7. Approval of Agenda
8. Matters Offered For Adoption on Consent Agenda:
  - a. Consideration/corrections to the published minutes from March 20, 2018 County Board Meeting
  - b. Resolution No. 31-18: Resolution to Grant a Zoning Change & to Amend Zoning District Map for Town of Luck
9. Public Comments –3 minutes per person –not to exceed 30 minutes total
10. County Board Chair Report
11. Clerk's Report
12. Administrator's Report and Update, Jeff Fuge – Interim County Administrator
  - a. Receipt of Reports from County Board Standing Committees
  - b. Confirmation of Appointment of Sabrina Meddaugh as Registered Nurse Citizen Member to Health and Human Services Board
  - c. Confirmation of Appointment of Tonya Eichelt as Interim Community Services Division Director
  - d. Confirmation of Appointment of Greg Braun to the Local Emergency Planning Committee
13. Organizational Matters for the Board Term 2018-2020:
  - a. Election of County Board Officers:
    - i. County Board Chairperson
    - ii. 1<sup>st</sup> Vice Chairperson
    - iii. 2<sup>nd</sup> Vice Chairperson

## Polk County Board of Supervisors

\*\*Following the Election of County Board Officers, the County Board will convene as the Committee of the Whole on matters noticed herein. The Committee of the Whole may receive information, deliberate and provide the County Board with recommendation concerning such noticed Subject matters. The Committee of the Whole may not take final action on such matter. Once the Committee of the Whole adjourns and the County Board reconvenes to conduct legislative activity, the County Board may take action on such matters noticed herein and consider recommendations of the Committee of the Whole.

### 14. Committee of the Whole:

- a. Status Report and Discussion of Highway Facility Project
- b. Discussion of Revisions to Polk County Board of Supervisors Rules of Order Ordinance (No. 17-16)
- c. Organizational Matters: Recommendations Concerning Committee Duties, Responsibilities and Assigned Functions
- d. Discussion of Resolutions and Ordinances Noticed on the Agenda
- e. Adjournment of Committee of the Whole

Following adjournment of the Committee of the Whole, the County Board will reconvene as a legislative body to take up, consider and act upon the subject matters identified herein, as follows:

### 15. Reconvene as County Board

### 16. Continue Organizational Matters for the Board Term 2018-2020

- a. Develop and Adopt Revisions to Polk County Board of Supervisors Rules of Order Ordinance No. 17-16),
- b. Establishing Duties, Responsibilities and Assigned Functions of County Board Standing Committees
- c. Nomination, Appointment and Confirmation of Supervisors to County Board Standing Committees
- d. Confirmation of Administrator's Appointments of Citizen Members to Standing Committees, Other County Committees, Boards and Commissions

### 17. Proposed Resolution and Ordinances Offered for Adoption or Enactment at April 17, 2018, meeting:

On Recommendation by Environmental Services Committee:

#### Zoning Ordinances:

- a. Ordinance No. 15-18: Amended Polk County Shoreland Protection Zoning Ordinance
- b. Ordinance No. 16-18: Amended Polk County Private Onsite Wastewater Treatment System (POWTS) Ordinance
- c. Ordinance No. 17-18: Amended Polk County Comprehensive Land Use Ordinance
- d. Ordinance No. 18-18: Amended Polk County Small Wind Energy System Ordinance
- e. Ordinance No. 19-18: Amended Polk County Lower St. Croix Riverway Ordinance
- f. Ordinance No. 20-18: Amended Polk County Board of Adjustment Procedures Ordinance

## Polk County Board of Supervisors

- g. Ordinance No. 21-18: Amended Telecommunication Towers, Antennas, and Related Facilities Ordinance

### Trail Planning

- h. Resolution No. 34-18: Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning

On Recommendation by Executive Committee:

- i. Resolution No. 35-18: Resolution to Authorize Professional Services Agreement with Executive Search Firm – County Administrator and Community Services Division Director
- j. Resolution No. 33-18: Resolution Concerning the Construction of a New Polk County Grandstand

On Recommendation by Public Safety and Highway Committee:

- k. Ordinance No. 32-18: Amendment to the Polk County ATV and UTV Route Ordinance

18. Supervisors Announcements

19. Adjourn

***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.***



**Polk County Board of Supervisors**  
Polk County Government Center - County Board Room  
100 Polk County Plaza, Balsam Lake, Wisconsin

**Minutes of the Regular Meeting**  
**Tuesday, March 20, 2018**

Chairman Dean Johansen called the regular March 20, 2018 meeting of the Polk County Board of Supervisors to order at 6:02 p.m.

Chairman Johansen recognized the County Clerk for purposes of receiving evidence of proper notice. The County Clerk stated that the notice of meeting was properly posted in the Government Center Building, posted on the County website, and published in a legal newspaper in accordance with Wisconsin Statute Section 985.02 the week of March 12, 2018. In addition, the Office of the County Clerk distributed on March 9, 2018 copies of such notice of meeting and proposed resolutions to supervisors via e-mail and mail in accordance with Article 3, Section 2 of the County Board Rules of Order. The County Clerk stated that the Amended Agenda was published electronically on the County website, posted in the Government Center Building in two places and distributed to the supervisors and media contacts via email or mail on March 16, 2018.

The County Board received verbal opinion of Assistant Corporation Counsel Malone that the initial advance written notice, posted and published as described by the Clerk satisfied the applicable provision of Wisconsin Open Meetings Law and the applicable procedural provisions of the Polk County Board Rules of Order. Corporation Counsel advised that the amended agenda satisfied the applicable provision of the Wisconsin Open Meetings Law but a motion to suspend Rules of Order would be necessary to adopt an agenda conforming to the amended notice of meeting.

Chairman Johansen recognized the County Clerk for purposes of taking roll call. Fourteen County Board Supervisors were present with Supervisor Masters absent and excused.

Chairman Johansen led the County Board in the Pledge of Allegiance.

Chairman Johansen called for a Time of Reflection.

Chairman Johansen called to the floor for a motion to suspend the Rules of Order for the purpose of adopting an agenda that conforms to the amended notice of meeting issued on March 16, 2018. **Motion** (Jepsen/Demulling) to suspend the Rules of Order for said purposes.

Chairman Johansen called for a voice vote on the motion to suspend the Rules of Order in regard to the Amended Agenda. **Motion** to suspend Rules of Order carried by unanimous voice vote.

Chairman Johansen called to the floor consideration and approval of the Amended Agenda. **Motion** (Bonneprise/Luke) to adopt the Amended Agenda as noticed. Chairman Johansen called for a voice vote on said motion. **Motion** carried by unanimous voice vote.

Chairman Johansen called to the floor for approval of the Consent Agenda. **Motion** (Jepsen/LaBlanc) to adopt the Consent Agenda as noticed. Chairman Johansen called for a voice vote on the motion to adopt Consent Agenda. **Motion** carried by unanimous voice vote. Matters adopted under the Consent Agenda: Minutes from February 19, 2018 adopted as published.

Time was given for public comment. Board received public comment.

Recognition of the 41 years of public service (1977 to 2018) of Gretchen Sampson was presented by William F. Johnson IV with gratitude for her faithful service.

Chairman Johansen called to the floor, Resolution No. 30-18: Resolution Concerning the Gretchen Sampson Friend of Public Health Award. Chairman Johansen called for a motion to adopt Resolution No. 30-18. **Motion** (Bonneprise/Demulling) to adopt Resolution No. 30-18. Chairman Johansen called for a voice vote on said motion. **Motion** to adopt Resolution No. 30-18 carried by unanimous voice vote. Resolution No. 30-18: Resolution Concerning the Gretchen Sampson Friend of Public Health Award adopted.

County Board received Chairman's report. WITC District Board Committee has two vacancies. Josh Robinson will be the new local School District Administrator representative from Polk County on WITC Board. County Board received two local news articles regarding the retirement of Administrator Frey. Chairman Johansen recognized the legacy of Administrator Frey. Chairman Johansen declared that it is truly remarkable what Administrator Frey did for the fiscal position and budgeting for Polk County, recognizing that the accomplishments were a collective effort with Polk County employees.

Chairman Johansen called for a motion to go into closed session (6:35 p.m.). **Motion** (Jepsen/Route) to go into closed session for the purpose of deliberating on the compensation to be set for Interim County Administrator and on matters related to the retirement and employment contract of Dana Frey pursuant to Wisconsin Statute Section 19.85(1) (c) further identified in the agenda. Chairman Johansen called for a voice vote on the motion to go into closed session. **Motion** to go into closed session carried by unanimous voice vote.

Chairman Johansen announced before convening in closed session that the record reflect that staff members Assistant Corporation Counsel Malia Malone, Deputy County Administrator Andrea Jerrick, and County Clerk Sharon Jorgenson will be present during the closed session.

Interim Administrator Jeff Fuge was not present in closed session.

**\*\*Closed Session\*\*** (6:35 p.m.)

**\*Open Session\*** (7:19 p.m.)

Board reconvened in open session at 7:19 p.m.

Chairman Johansen called for a recess at 7:20 p.m. Chairman Johansen called Board back into open session at 7:30 p.m.

Chairman Johansen called for a motion regarding the retirement of Dana Frey. **Motion** (Luke/Demulling) to approve and accept immediate resignation and retirement of Administrator Frey effective March 1, 2018 and waive the thirty day notice of resignation requirement of Frey's employment contract (per verbiage received from outside counsel). Chairman Johansen called for a voice vote on said motion. **Motion** carried by unanimous voice vote.

Chairman Johansen called for a motion to confirm appointment of Jeff Fuge as Interim County Administrator effective March 2, 2018. **Motion** (Arcand/Olson) to confirm appointment of Jeff Fuge as Interim County Administrator effective March 2, 2018 and to set compensation at the most recent salary of previous administrator. Chairman Johansen called for a voice vote on said motion. **Motion** carried by unanimous voice vote.

Chairman Johansen called attention to folders received by Supervisors and asked Supervisors to review materials in the folders (Policy 10, Rules of Order, etc.) in preparation for April 17, 2018 organizational meeting.

County Board received written Report of Standing Committees from Interim Administrator Fuge. County Board received Administrator's report from Interim Administrator Fuge regarding update on the office of the County Administrator and the Office of Corporation Counsel. Malia Malone will perform duties of Corporation Counsel. County moving forward on succession process for several positions, Administrator, Community Services Director, Chief Deputy, and County Forest Administrator. WITC lease has been finalized. National Public Health Week is slated for April 2 through 8, 2018 with public health topics/themes each day. National Work Zone Awareness week is scheduled for April 9 through 13, 2018 with the theme *Work Zone Safety: Everybody's Responsibility* to emphasize the importance of safety in work zone areas.

County Board received update regarding the status of Resolution No. 04-18: Resolution to Authorize Sale of County Lands Formerly Known as the Old Country Dam. Environmental Services Committee postponed recommendation until May committee meeting. Property has IRS liens, DWD liens, and other potential liens.

Chairman Johansen called upon Interim Administrator Fuge for announcement of appointment of Peter Raye as Citizen Member to the Health and Human Services Board and Debra Peters and Wayne Tomfohrde as Citizen Representatives to the Polk County Housing Authority Committee.

Chairman Johansen called for a motion to confirm said appointments. **Motion** (O'Connell/Bonneprise) to confirm appointments of Peter Raye as Citizen Member to the Health and Human Services Board, and Debra Peters and Wayne Tomfohrde as Citizen Representatives to the Polk County Housing Authority Committee. Chairman Johansen called for a voice vote on the motion to confirm said appointment. **Motion** to confirm appointment carried by unanimous voice vote.

Chairman Johansen called for a motion to convene as Committee of the Whole at 7:50 p.m. **Motion** (Jepsen/Prichard) to convene as Committee of the Whole. Chairman Johansen called for a voice vote on said motion. **Motion** to convene as Committee of the Whole carried by unanimous voice vote.

Chairman Johansen called upon Deputy Administrator Jerrick for status report on Highway Facility project. Committee received photo update of building progress from Randy LaFaive, Construction Manager Representative. Board received budget status of highway facility from Deputy Administrator Jerrick. Seated as Committee of the Whole, the Board received presentation of bid tabulation results and contract awarded for Bid Package #3 of the Highway Garage Improvement Project from Randy LaFaive. Board received updated information on change orders

Committee of the Whole engaged in discussion of resolutions/ordinances noticed on the agenda.

Committee of the Whole received a current list of committees and appointees and a copy of a questionnaire from 2015 regarding various committees.

Committee of the Whole engaged in discussion of recommendations concerning the organizational meeting of the County Board, Term 2018 -2020. Chairman Johansen called upon Interim Administrator Jeff Fuge who provided information regarding organizational meeting of board to be held Tuesday, April 17, 2018 beginning at 9:00 a.m.

Chairman Johansen called for a motion to adjourn Committee of the Whole session and reconvene in legislative session of the Board. **Motion** (Demulling/Prichard) to adjourn Committee of the Whole session. Chairman Johansen called for a voice vote on the motion. **Motion** carried by unanimous voice vote. Committee of the Whole adjourned 8:45 p.m.

Chairman Johansen declared a recess at 8:45 p.m. Chairman Johansen called the Board back in legislative session at 8:53 p.m.

Chairman Johansen called to the floor, Resolution No. 22-18: Resolution to Authorize Polk County Highway Garage Public Improvement Project and Award Construction Contracts for Highway Garage – Bid Package #3. **Motion** (Jepsen/Isakson) to adopt Resolution No. 22-18. Chairman Johansen called for a voice vote to approve the motion to adopt Resolution No. 22-18 as amended. **Motion** to adopt Resolution No. 22-18 carried by majority voice vote with one

voting no (Supervisor Olson voting no). Resolution No. 22-18: Resolution to Authorize Polk County Highway Garage Public Improvement Project and Award Construction Contracts for Highway Garage – Bid Package #3 adopted.

**Motion** (O’Connell/Bonneprise) to amend previously adopted Resolution No. 22-18 to insert/include table showing contract awarded to bidder and contract amount. Chairman Johansen called for a voice vote to approve the motion to amend previously adopted Resolution No. 22-18. **Motion** to amend previously adopted Resolution No. 22-18 to add Bid award information to contractors as per Bid Tabulation sheet carried by unanimous voice vote. Resolution No. 22-18 Resolution to Authorize Polk County Highway Garage Public Improvement Project and Award Construction Contracts for Highway Garage – Bid Package #3 amended.

Chairman Johansen called to the floor, Resolution No. 29-18: Resolution to Amend 2018 Budget for Rental of Bleachers for Fairgrounds. Note correction of typo of Resolution title on agenda – should be “rental”, not “purchase”. Chairman Johansen called for a motion to adopt Resolution No. 29-18. **Motion** (Jepsen/Demulling) to adopt Resolution No. 29-18. Chairman Johansen called for a roll call vote on said motion. **Motion** to adopt Resolution No. 29-18 carried by roll call vote with 13 voting yes and 1 no and 1 absent (voting no: Supervisor Nelson, absent Supervisor Masters). Resolution No. 29-18: Resolution to Amend 2018 Budget for Rental of Bleachers for Fairgrounds adopted.

Chairman Johansen called to the floor, Resolution No. 27-18: Resolution In Opposition to Proposed Legislation that Transfers County Board Powers to County Executive and County Administrator. Chairman Johansen called for a motion to adopt Resolution No. 27-18. **Motion** (Jepsen/Olson) to adopt Resolution No. 27-18. Chairman Johansen called for a voice vote to adopt Resolution No. 27-18. **Motion** to adopt Resolution No. 27-18 carried by unanimous voice vote. Resolution No. 27-18 adopted.

Chairman Johansen called to the floor, Ordinance No. 10-18: Ordinance Establishing Cut-Off Times for Filing and Recording Documents in the Register of Deeds Office. Chairman Johansen called for a motion to adopt Ordinance No. 10-18. **Motion** (Prichard/Route) to adopt Ordinance No. 10-18. Chairman Johansen called for a voice vote to approve the motion to adopt Ordinance No. 10-18. **Motion** to adopt Ordinance No. 10-18 carried by unanimous voice vote. Ordinance No. 10-18 adopted.

Chairman Johansen called to the floor, Ordinance No. 11-18: Amending Self-Organized Ordinance to Repeal Meeting Limitation on Per Diem Compensation. **Motion** (Jepsen/Demulling) to delay decision on Ordinance until May 2018 County Board Meeting. Chairman Johansen called for a voice vote to approve the motion to delay Ordinance No. 11-18. **Motion** to delay decision on Ordinance No. 11-18 until May 2018 meeting carried by unanimous voice vote. Ordinance No. 11-18: Amending Self-Organized Ordinance to Repeal Meeting Limitation on Per Diem Compensation delayed until May 2018 County Board meeting.

Chairman Johansen called to the floor, Resolution No. 23-18: Resolution to Set Compensation for Elected Officials for Term 2019-2022 (Sheriff and Clerk of Circuit Court). Chairman Johansen called for a motion to adopt Resolution No. 23-18. **Motion** (Arcand/Bonneprise) to adopt Resolution No. 23-18 with the compensation amounts added for Sheriff: \$92,084.00 in 2019, \$94,386.00 in 2020, \$96,746.00 in 2021, and \$99,165.00 in 2022 and compensation amounts for Clerk of Circuit Court: \$65,555.00 in 2019, \$67,194.00 in 2020, \$68,874.00 in 2021, and \$70,596.00 in 2022. Chairman Johansen called for a voice vote to adopt Resolution No. 23-18. **Motion** to adopt Resolution No. 23-18 carried by unanimous voice vote. Resolution No. 23-18: Resolution to Set Compensation for Elected Officials for Term 2019-2022 (Sheriff and Clerk of Circuit Court) adopted.

Chairman Johansen called to the floor, Resolution No. 24-18: Resolution to Authorize the Staffing of the UW-Extension Family Educator. Chairman Johansen called for a motion to adopt Resolution No. 24-18. **Motion** (Route/Isakson) to adopt Resolution No. 24-18. Chairman Johansen called for a voice vote to adopt Resolution No. 24-18. **Motion** to adopt Resolution No. 24-18 carried by unanimous voice vote. Resolution No. 24-18: Resolution to Authorize the Staffing of the UW-Extension Family Educator adopted.

Chairman Johansen called to the floor, Resolution No. 25-18: Resolution to Authorize the Staffing of the Community Development Educator. Chairman Johansen called for a motion to adopt Resolution No. 25-18. **Motion** (Jepsen/Demulling) to adopt Resolution No. 25-18. Chairman Johansen called for a roll call vote to adopt Resolution No. 25-18. **Motion** to adopt Resolution No. 25-18 carried by roll call vote with 8 voting yes and 6 voting no (voting no: Supervisors Olson, Route, Nelson, LaBlanc, Prichard, and Arcand. Absent –Supervisor Masters). Resolution No. 25-18: Resolution to Authorize the Staffing of the UW-Extension Community Development Educator adopted.

Chairman Johansen called to the floor, Resolution No. 26-18: Resolution to Authorize UW-Extension Agriculture and Natural Resources Educator Services. Chairman Johansen called for a motion to adopt Resolution No. 26-18. **Motion** (O’Connell/Isakson) to adopt Resolution No. 26-18. Chairman Johansen called for a roll call vote to adopt Resolution No. 26-18. **Motion** to adopt Resolution No. 26-18 carried by roll call vote with 9 voting yes and 5 voting no (voting no: Supervisors Olson, Route, Nelson, LaBlanc, and Arcand. Absent-Supervisor Masters). Resolution No. 26-18: Resolution to Authorize UW-Extension Agriculture and Natural Resources Educator Services adopted.

Chairman Johansen called for a motion to go into closed session (9:37 p.m.). **Motion** (Jepsen/LaBlanc) to go into closed session for the purpose of receiving legal opinion from Corporation Counsel concerning litigation strategy that the Board may adopt concerning the noticed pending litigation pursuant to Wisconsin Statute Sections 19.85(1)(g) and further identified in the agenda. Chairman Johansen called for a voice vote on the motion to go into closed session. **Motion** to go into closed session carried by unanimous voice vote.

Chairman Johansen announced before convening in closed session that the record reflect that staff members Interim Administrator Jeff Fuge, Assistant Corporation Counsel Malia Malone and County Clerk Sharon Jorgenson will be present during the closed session.

**\*\*Closed Session\*\*** (9:37 p.m.)

**\*Open Session\*** (10:06 p.m.)

Board reconvened in open session at 10:06 p.m.

Interim Administrator Fuge announced to the press that the County Board received an opinion from Corporation Counsel regarding pending litigation and the County Board adopted a litigation strategy.

Chairman Johansen called to the floor, Resolution No. 28-18: Resolution Providing for Comprehensive Planning Process for Stower Seven Lakes State Trail Plan and Cattail State Trail (Polk County Segment) Plan. Chairman Johansen called for a motion to adopt Resolution No. 28-18. **Motion** (O’Connell/Olson) to adopt Resolution No. 28-18. **Motion** (Arcand/Nelson) to amend Resolution No. 28-18 removing “**state**” wherever Cattail Trail is referenced as a state trail in Resolution 28-18. Chairman Johansen called for a roll call vote on the amendment. Resolution No. 28-18 carried by roll call vote with 8 voting yes and 6 voting no (voting no: Supervisors Olson, Prichard, Edgell, O’Connell, Isakson, and Johansen. Absent – Supervisor Masters).

Chairman Johansen called for a voice vote to adopt Resolution No. 28-18 as amended. **Motion** to adopt Resolution No. 28-18 as amended carried by majority voice vote with one voting no (Voting no: Supervisor Prichard). Resolution No. 28-18: Resolution Providing for Comprehensive Planning Process for Stower Seven Lakes State Trail Plan and Cattail Trail (Polk County Segment) Plan adopted as amended.

Time was given for Supervisors Reports/Announcements. Board received reports from Supervisors.

Chairman Johansen called for a motion to adjourn. **Motion** (Bonneprise/Luke) to adjourn. Chairman Johansen called for a voice vote on the motion to adjourn. **Motion** to adjourn carried by unanimous voice vote. Chairman Johansen declared meeting adjourned 10:14 p.m.

Respectfully submitted,

Sharon E. Jorgenson, Polk County Clerk

RESOLUTION 31 - 2018

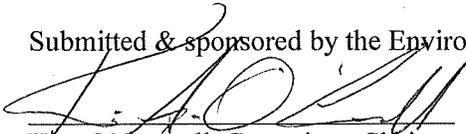
Resolution to Grant a Zoning District Change & to Amend Zoning District Map for Town of Luck

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

1. WHEREAS, Town of Luck has petitioned the Polk County Board of Supervisors
2. requesting that parcels be rezoned to Hamlet District; and
3. WHEREAS, the Town Board of Luck has not objected to said District Change; and
4. WHEREAS, a public hearing was held on Wednesday, March 7, 2018, at 9:30am, at the Polk
5. County Government Center by the Environmental Services Committee of the Polk County Board of
6. Supervisors as required by the provisions of Wisconsin Statute Section 59.69(5)(e) regarding said
7. District Change; and
8. WHEREAS, at said public hearing no objections were filed with regard to said proposed Zoning
9. District Change; and
10. WHEREAS, the Environmental Services Committee of the Polk County Board of Supervisors has
11. reviewed said proposed Zoning District Change, and has recommended that the Polk County Board of
12. Supervisors grant said proposed changes.
13. NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors grant the
14. proposed zoning changes.
15. BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.69(5)(e), the Polk
16. County Board of Supervisors does hereby amend the Polk County Comprehensive Land Use
17. Ordinance to provide that the following described parcels of real estate be rezoned to Hamlet District:
18. All lands within 660' of the centerline of State Highway 35, north of  
240<sup>th</sup> Ave and south of the Village of Frederic, excluding the shoreland  
areas, Town of Luck, Polk County Wisconsin.
19. BE IT FURTHER RESOLVED that said district change to be recorded on the Zoning District map
20. of the Town of Luck, which is on file in the office of the Polk County Zoning Administrator
21. pursuant to Section 10.4.1 of the Polk County Comprehensive Land Use Ordinance.

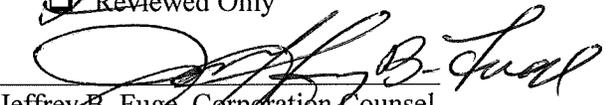
Funding Amount & Source: Not applicable  
Finance Committee Recommendation: Not applicable  
Effective Date: Upon Passage & Publication

Submitted & sponsored by the Environmental Services Committee:

  
Kim O'Connell, Committee Chair

Review By Corporation Counsel:

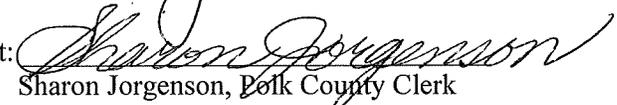
- Approved As to Form
- Recommended
- Not Recommended
- Reviewed Only

  
Jeffrey B. Fuge, Corporation Counsel  
Interim County Administrator

At its regular business meeting on Tuesday, April 17, 2018, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution 31-18: Resolution to Grant Zoning District Changes and to Amend Zoning District Map for the Town of Luck, by a ~~simple majority~~ *UNANIMOUS VOICE* vote of \_\_\_ in favor and \_\_\_ against.

Dated this 17<sup>th</sup> day of April, 2018 at Polk County Wisconsin.

  
Dean Johansen, County Board Chairperson

Attest:   
Sharon Jorgenson, Polk County Clerk

**CERTIFIED COPY OF POLK COUNTY RESOLUTION**

STATE OF WISCONSIN

COUNTY OF POLK

I Sharon E. Jorgenson, Polk County Clerk due hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of Resolution No. 31-18: Resolution to Grant a Zoning District Change & to Amend Zoning District Map for Town of Luck adopted by the Polk County Board of supervisors at its regular business meeting held on April 17, 2018



*Sharon E. Jorgenson* 4/17/18

Sharon E. Jorgenson, Polk County Clerk

Date

**Reports of Standing Committees**

**April 17, 2018 Regular Meeting of the Polk County Board of Supervisors**

ENVIRONMENTAL SERVICES COMMITTEE

Supervisor O'Connell, for the Environmental Services Committee, to which was referred

- a. Ordinance No. 15-18: Amended Polk County Shoreland Protection Zoning Ordinance
- b. Ordinance No. 16-18: Amended Polk County Private Onsite Wastewater Treatment System (POWTS) Ordinance
- c. Ordinance No. 17-18: Amended Polk County Comprehensive Land Use Ordinance
- d. Ordinance No. 18-18: Amended Polk County Small Wind Energy System Ordinance
- e. Ordinance No. 19-18: Amended Polk County Lower St. Croix Riverway Ordinance
- f. Ordinance No. 20-18: Amended Polk County Board of Adjustment Procedures Ordinance
- g. Ordinance No. 21-18: Amended Telecommunication Towers, Antennas, and Related Facilities Ordinance, reports the same back with the recommendation that the ordinances be adopted.

The Environmental Services Committee recommends to the County Board that Policy 10 be incorporated into the Rules of Order and some functions of the Environmental Services Committee be reassigned to the General Government Committee.

Supervisor O'Connell, for the Environmental Services Committee, reports establishment of subcommittee composition for Stower Seven Lakes State Trail and Cattail Trail Planning which will include one member of the Environmental Services Committee as chair of the subcommittee, one member from Friends of the Stower Seven Lakes Trail and the remaining 5 members selected in accordance with the administrative code NR44.04(7)(f)(2). Number of sub-committee meetings was set at six and the role of the sub-committee was developed.

Supervisor O'Connell, for the Environmental Services Committee, to which was referred, Resolution No. 34-18: Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning, reports the same back with the recommendation that the resolution be adopted.

Supervisor O'Connell, for the Environmental Services Committee reports committee recommendation to fill the Extension Family Educator position at 1 FTE, and the Community Development Educator and Agriculture Educator positions each at .5 FTE.

GENERAL GOVERNMENT COMMITTEE

Supervisor Masters, for the General Government Committee, reports committee support to forward recommendations proposed by the Executive Committee at the 4-10-18 meeting regarding amendments to Rules of Order and assigned committee functions to the County Board for consideration at the County Board meeting regarding organizational matters on the agenda.

Supervisor Masters, for the General Government Committee, reports committee consensus to bringing discussion and suggestions for revision of Fairgrounds Management Agreement to Committee of the Whole to enable involvement by entire board.

#### EXECUTIVE COMMITTEE

Supervisor Johansen, for the Executive Committee, reports proposed amendments to the Polk County Board Rules of Order Ordinance and recommendations regarding changes of assigned functions to committees to be proposed to the County Board as follows:

1. Recommendation regarding letting two reading system of resolutions lapse: Executive Committee recommends discontinuing the two reading system of Resolutions/Ordinances which is not part of the current Rules of Order.
2. Recommendation regarding Resolutions and Ordinances: All Resolutions shall be referred to a committee before referral for adoption by the County Board, unless the Rules of Order are suspended by a 2/3 vote of the County Board.
3. Recommendation regarding Rules of Order: Current Rules of Order do not address committee rules/functions. Executive Committee recommends revising Rules of Order and Policy 10 into one document that addresses Rules of Order, Committee Rules of Order and Duties and Responsibilities of Committees, thereby eliminating Policy 10 as a separate document.
4. Recommendation regarding proposed Resolutions/Ordinances that require funding: Executive Committee recommendation: Amend provision that requires a resolution to state funding source and amount to language that would direct County Administrator to provide a fiscal impact statement on resolutions that require an appropriation. Corporation Counsel will provide a legal impact statement on any resolution or ordinance.
5. Recommendation regarding Committee of the Whole scheduling and purpose: Consensus of Executive Committee to leave decision regarding Committee of the Whole scheduling up to the discretion of the Board Chair.
6. Recommendation as to seating arrangement of County Board for meetings: Committee recommends bring seating arrangement to County Board for decision as to seating alphabetically or in District number order.
7. Recommendations regarding changing assigned functions to committees: Recommendations per Administrator Fuge for possible changes of assigned functions to committees: Move Child Support from Public Safety and Highway Committee to Health and Human Services Board, move Buildings/Facilities, Tax Foreclosure properties and sale of tax foreclosure lands, Operations of Lime Quarry and Recycling from Environmental Services Committee to General Government Committee. Executive committee recommends to County Board the changes of assigned functions to committees as presented by Administrator Fuge.
8. Recommendation regarding FSA Representative voting rights: Committee discussed reviewing and establishing voting rights and limits for FSA Representative Member. Executive Committee recommends that voting rights and limits be set regarding FSA Representative to areas that directly impact FSA such as agriculture, Extension, etc.

9. Recommendation regarding resolutions sponsored by a Supervisor: Executive Committee recommends that a sponsoring supervisor who is not a member of the committee be allowed to address the committee regarding sponsored resolutions.
10. Recommendation regarding Lake Association District appointments: Supervisors will be appointed to Lake Districts that are in their supervisor district. Supervisors will have the option of designating a representative in their stead that lives in the Lake District. Such recommendation/designation would be brought to Environmental Services Committee for approval and appointment of said alternative representative for voting purposes on Lake Association Districts

Supervisor Johansen, for the Executive Committee, to which was referred, Resolution No. 33-18: Resolution Concerning the Construction of a New Polk County Grandstand reports the same back with the recommendation that the resolution be adopted.

Supervisor Johansen, for the Executive Committee, to which was referred, Resolution No 35-18: Resolution to Authorize Professional Services Agreement with Executive Search Firm – County Administrator and Community Services Division Director reports the same back with the recommendation that the resolution be adopted.

#### HEALTH & HUMAN SERVICES BOARD

Supervisor Bonneprise , for the Health & Human Services Board, reports that the Health Department will be reapplying for National Accreditation which must be completed by June 30, 2018.

Dr. Arne Lagus was awarded the 2018 Friends of Public Health award by Ms. Sampson for his many years and variety of activities showing his support and promotion of public health in Polk County and beyond.

Gretchen Sampson retired on April 13, 2018 and was recognized for her many years of service in the public health area. She will be recognized at the State Assembly on 6/13/18.

#### PUBLIC SAFETY & HIGHWAY COMMITTEE

Supervisor Luke, for the Public Safety & Highway Committee, reports committee support for drafting of an ordinance in regard to the E911Rural Addressing/Grid System assigning Jason Kjeseth and Jeff Fuge with drafting of said ordinance.

Supervisor Luke, for the Public Safety & Highway Committee, to which was referred Ordinance No. 32-18: Amendment to the Polk County ATV and UTV Route Ordinance which includes ATV/UTV route updates to Section 3.01 of Ordinance No. 46-17 reports the same back with the recommendation that it be adopted.

Supervisor Luke, for the Public Safety & Highway Committee, reports approval and adoption of changes to Policy 7A-1a: Access Control Policy and Procedures –Polk County Highway Department as follows:

Section 7 – Add J. Agricultural related drives may be allowed to provide a second access where agricultural equipment is too large for the exiting driveway providing the second access point would provide for safer movement of traffic/equipment in the opinion of the Highway Commissioner.

Section 8(a) – Delete: “shall be equipped with wheel guards”.

1 Resolution No. 34-18

2 Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning

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 Resolution No. 28-18, the Environmental Services Committee received a  
7 directive to form a subcommittee to develop and provide advisory recommendations concerning trail  
8 plans for the Stower Seven Lakes State Trail and the Polk County segment of the Cattail Trail.

9 WHEREAS, at its April 4, 2018 meeting, the Environmental Services Committee created a 7-  
10 member subcommittee for such purposes, composed of one member of the Environmental Services  
11 Committee, to serve as subcommittee chairperson; one authorized representative of the Friends of the  
12 Stower Seven Lakes Trail; and five (5) persons who are affected by or interested in the use,  
13 management and operation of either the Stower Seven Lakes State Trail or the Polk County segment  
14 of the Cattail Trail; and

15 WHEREAS, Resolution No. 46-15 provides for per diem compensation and mileage reimbursement  
16 for supervisors and citizen members for service on a standing committee, special committee or ad  
17 hoc committee; and

18 WHEREAS, the Environmental Services Committee has recommended to the County Board that the  
19 members of the subcommittee, including the member of the Environmental Services Committee who  
20 serves on the subcommittee, receive no compensation, per diem or mileage reimbursement for their  
21 service on the subcommittee.

22 NOW, THEREFORE, BE IT RESOLVED, that, notwithstanding Resolution No. 46-15, the Polk  
23 County Board of Supervisors determines that supervisors and persons serving on the Environmental  
24 Services Subcommittee on Trail Planning shall receive no compensation, per diem or mileage  
25 reimbursement for their service on the subcommittee.

26 BE IT FURTHER RESOLVED that this resolution shall be effective upon passage.

*Fiscal Note: This resolution does not require expenditure of county funds.*

*Legal Note: The resolution presents no legal impacts.*

Resolution No. 34-18

Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning

On Recommendation of the Environmental Services Committee:

\_\_\_\_\_  
Kim O'Connell, Supervisor, District #9  
Committee Chairperson

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

\_\_\_\_\_  
Brad Olson, Supervisor, District #1

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

\_\_\_\_\_  
Kate Isakson, Supervisor, District #12

\_\_\_\_\_  
Lyle Doolittle, FSA Representative

Bill R. Mante #6 4/5/18

Drafted by and Approved as to Form:

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

At its regular business meeting on the 17 of April, 2018, the Polk County Board of Supervisors acted on Resolution No. 34-18: Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning, as follows:

- Adopted by majority voice vote.
- Adopted by simple majority of the board of supervisors by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote. (*voice*)
- Defeated

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 due hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of Resolution No. 34-18: Resolution Concerning Compensation for Environmental Services Subcommittee on Trail Planning adopted by the Polk County Board of supervisors at its regular business meeting held on April 17, 2018



  
Sharon E. Jorgenson, Polk County Clerk                      Date      4/17/18

Resolution No. 35-18

Resolution to Authorize Professional Services Agreement with Executive Search Firm –  
County Administrator and Community Services Division Director

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

Ladies and Gentlemen:

WHEREAS, Polk County has issued a request for proposals from executive search firms and individuals to provide recruitment and selection consulting services for the county office positions of County Administrator and Community Services Division Director; and

WHEREAS, it is in the interest of Polk County that the County Board authorize the issuance of a professional services agreement for such purposes and to delegate to a county board standing committee the responsibility and the discretion to consider such proposals, screen interested consultants, make the selection decision and award the professional services agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors authorizes the issuance of a professional services agreement for the provision of recruitment and selection consulting services for the county office positions of County Administrator and Community Services Division Director.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and delegates to the Executive Committee the responsibility to review proposals, interview and screen firms and to award a professional services agreement to the executive search firm that said committee determines to be in the best interest of Polk County.

BE IT FURTHER RESOLVED that the Interim County Administrator/Corporation Counsel is authorized to procure outside legal services for the purpose of negotiating on behalf of Polk County the professional services agreement with the selected executive search firm.

BE IT FURTHER RESOLVED that this resolution shall be effective upon passage.

*Fiscal Note: This resolution would require expenditure of county funds. At present, the fiscal impact is in an undetermined amount and will be determined in the course of the award decision.*

*Legal Note: The resolution presents no legal impacts.*

Resolution No. 35 -18  
Resolution to Authorize Professional Services Agreement with Executive Search Firm –  
County Administrator and Community Services Division Director

Signed and sponsored by:

\_\_\_\_\_  
Brad Olson, Supervisor, District #1

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

\_\_\_\_\_  
Doug Route, Supervisor, District #2

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

\_\_\_\_\_  
Dean Johansen, Chair,  
Supervisor, District #3,

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

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

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

\_\_\_\_\_  
Tracy LaBlanc, Supervisor, District #5  
*JSL* *4/5/18*

\_\_\_\_\_  
Kate Isakson, Supervisor, District #12

\_\_\_\_\_  
Brian Masters, Supervisor, District #6

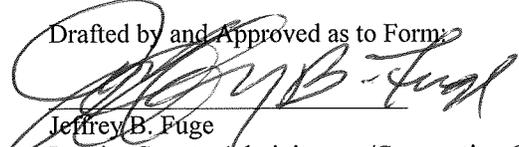
\_\_\_\_\_  
Russell Arcand, Supervisor, District #13

\_\_\_\_\_  
Michael Pritchard, Supervisor,  
District #7

\_\_\_\_\_  
John Bonneprise, Supervisor, District #14

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

Drafted by and Approved as to Form:

  
Jeffrey B. Fuge

Interim County Administrator/Corporation Counsel

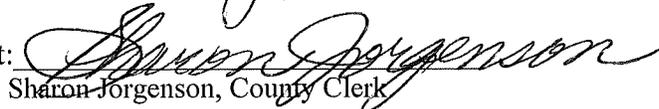
At its regular business meeting on the 17 of April, 2018, the Polk County Board of Supervisors acted on Resolution No. 35 -18: Resolution to Authorize Professional Services Agreement with Executive Search Firm – County Administrator and Community Services Division Director, as follows:

- Adopted by majority voice vote.
- Adopted by simple majority of the board of supervisors by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote. *(voice)*
- Defeated

SIGNED BY:

  
\_\_\_\_\_  
Dean Johansen, County Board Chairperson

Attest:

  
\_\_\_\_\_  
Sharon Jorgenson, County Clerk

**CERTIFIED COPY OF POLK COUNTY RESOLUTION**

STATE OF WISCONSIN

COUNTY OF POLK

I Sharon E. Jorgenson, Polk County Clerk due hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of Resolution No. 35-18: Resolution to Authorize Professional Services Agreement with Executive Search Firm – County Administrator and Community Services Division Director adopted by the Polk County Board of supervisors at its regular business meeting held on April 17, 2018



*Sharon E. Jorgenson* 4/17/18  
\_\_\_\_\_  
Sharon E. Jorgenson, Polk County Clerk                      Date

Resolution No. 33-2018  
Resolution Concerning the Construction of a New Polk County Grandstand

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

Ladies and Gentlemen:

1 WHEREAS, the property and buildings of the Polk County Fairgrounds are owned by Polk  
2 County and managed in partnership with the Polk County Fair Society; and

3 WHEREAS, it is in the interest of the County and its citizens that Polk County remain  
4 committed to the continued use of the Fairgrounds for hosting the Polk County Fair and other  
5 events; and

6 WHEREAS, the County has undertaken the demolition of the Fairgrounds grandstand and it  
7 is necessary for the continued use of the Fairgrounds and the holding of the Polk County Fair  
8 that the County move forward to develop and to implement a project plan for the design,  
9 construction and funding for a new grandstand; and

10 WHEREAS, the prudent management of the County's financial resources also requires that  
11 the plan for the grandstand construction project involve a minimal or no expenditure of  
12 County funds; and

13 WHEREAS, such a project would span the jurisdiction of more than one standing committee  
14 and necessarily require the involvement of the Fair Society for design and funding elements  
15 of the project plan.

16 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors  
17 determines that it is in the interest of the County to address the issue of planning  
18 construction of a new grandstand.

19 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes the  
20 Executive Committee to serve as steering committee regarding planning construction of  
21 a new grandstand and have duties and responsibilities, as follows:

22 1. To develop and make recommendations for the planning of construction of a new  
23 Grandstand as a public improvement project, including, but not limited to recommendations  
24 financing the project, overall project authorization and project implementation, and award  
25 of contracts for professional services and construction; and

26 2. To meet jointly with the Fair Society to develop recommendations concerning the  
27 design and funding elements of the Grandstand plan construction project.

28 BE IT FURTHER RESOLVED that the Executive Committee shall monthly report to the  
29 County Board of the progress and development of the initiative to plan construction of a new  
30 Grandstand with the final report to be completed and forwarded to the County Board by  
31 September 1, 2018.

32 BE IT FURTHER RESOLVED that this resolution has legal effect upon passage.

Signed and sponsored by:

Brad Olson, Supervisor, District #1

Doug Route  
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

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

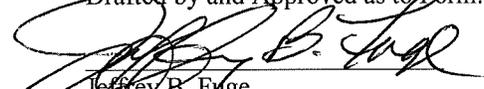
John Bonneprise, Supervisor, District #14

Joe DeMulling, Supervisor, District #15

*Fiscal Note: This resolution does not require additional appropriation from the General Fund for the 2018 fiscal year to carry out the planning initiatives authorized in the resolutions. The costs to carry out the work of the Executive Committee are covered with the budgets of the County Board and the county departments facilitating such work.*

*Legal Note: The resolution presents no legal impacts.*

Drafted by and Approved as to Form:

  
Jeffrey B. Fudge

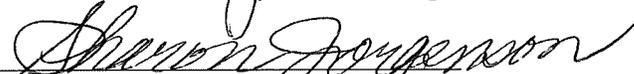
Interim County Administrator/Corporation Counsel

At its regular business meeting on the 17 of April, 2018, the Polk County Board of Supervisors acted on Resolution No. 33 -18: Resolution Concerning the Construction of a New Polk County Grandstand, as follows:

- Adopted by majority voice vote.
- Adopted by simple majority of the board of supervisors by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote. *voice*
- Defeated

SIGNED BY:

  
Dean Johansen, County Board Chairperson

Attest:   
Sharon Jorgenson, County Clerk

**CERTIFIED COPY OF POLK COUNTY RESOLUTION**

STATE OF WISCONSIN

COUNTY OF POLK

I Sharon E. Jorgenson, Polk County Clerk due hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of Resolution No. 33-18: Resolution Concerning the Construction of a New Polk County Grandstand adopted by the Polk County Board of supervisors at its regular business meeting held on April 17, 2018



*Sharon E. Jorgenson*

Sharon E. Jorgenson, Polk County Clerk

Date

*4/17/18*

Ordinance No. 32-18  
Amendment to the Polk County ATV and UTV Route Ordinance

1 TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
2 WISCONSIN:

3 Ladies and Gentlemen:

4 NOW, THEREFORE, BE IT ORDAINED that Polk County Board of Supervisors repeals  
5 and recreates Section 3.01 A and B of Polk County ATV and UTV Route Ordinance to read,  
6 as follows:

7 "Section 3.01

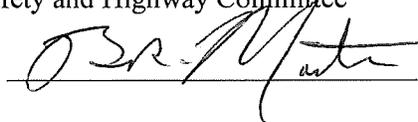
- 8       A. All county trunk highways within the unincorporated areas of Polk County are  
9       designated as ATV/UTV Routes. In addition, that portion of any State Road for  
10       which the County has received approval from the Wisconsin Department of  
11       Transportation as an ATV/UTV route is also designated as a county ATV/UTV  
12       route. That portion of any county trunk highway that traverses within a city or  
13       village is not designated as a county ATV/UTV route and is subject to regulation  
14       or designation by the governing body of such city or village.  
15  
16       B. The Public Highway and Safety Committee may amend the designation of  
17       ATV/UTV routes on adoption of a committee resolution. Such committee  
18       resolution shall be effective immediately. The Clerk shall cause to be posted and  
19       published any such resolution in at least one public place and on the County  
20       website.

21 BE IT FURTHER ORDAINED as follows:

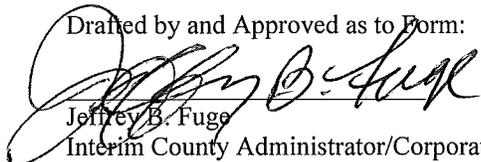
- 22 1. The other provisions of said ordinance are unaffected and remain in full force and  
23 effect.
- 24 2. This amendment to the Polk County ATV and UTV Route Ordinance shall be  
25 effective upon passage and publication.

Sponsored on Recommendation of the Public Safety and Highway Committee

\_\_\_\_\_  
Jay Luke, Committee Chairperson  
County Board, 1<sup>st</sup> Vice Chair,  
Supervisor, District #11

 #6 4/5/18

Drafted by and Approved as to Form:

  
Jeffrey B. Fuge  
Interim County Administrator/Corporation Counsel

(Continued)

Ordinance No. 32-18  
Amendment to the Polk County ATV and UTV Route Ordinance

*Fiscal Note: The proposed amendment to the Polk County ATV and UTV Route Ordinance would require an additional expenditure of county funds to post signs in accordance with state law and Section 2.02, g., of said ordinance. The fiscal impact of the same is unknown at the time of recommendation of the proposed amendment.*

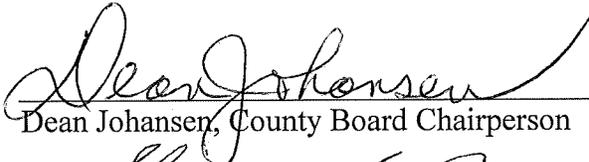
*Legal Note: The proposed amendment to the ordinance presents no legal impacts. However, the County must post ATV/UTV Route signs on a county trunk highway or state road in accordance with state law before ATV or UTV operation on the respective county trunk highway or state road may be considered lawful.*

Record of County Board Action

At its regular business meeting on the 17 of April, 2018, the Polk County Board of Supervisors acted on Ordinance No. 32-18: Amendment to the Polk County ATV and UTV Route Ordinance, as follows:

- Enacted by majority voice vote.
- Enacted by simple majority of the board of supervisors by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote. (*voice*)
- Defeated

SIGNED BY:

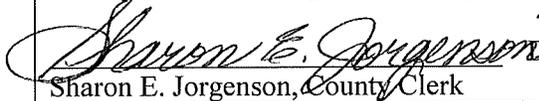
  
\_\_\_\_\_  
Dean Johansen, County Board Chairperson

Attest:

  
\_\_\_\_\_  
Sharon E. Jorgenson, County Clerk

Certification of Publication

Ordinance No. 32-18 was published, pursuant to Wisconsin Statutes § 59.14(1), in the Inter-County Leader on the 20~~th~~ and day of May, 2018.

 dated: 4-20-18  
\_\_\_\_\_  
Sharon E. Jorgenson, County Clerk

**CERTIFIED COPY OF POLK COUNTY ORDINANCE**

STATE OF WISCONSIN

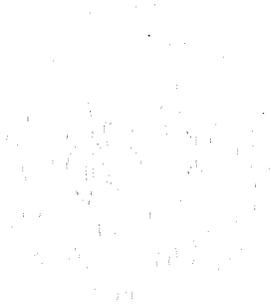
COUNTY OF POLK

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 the Polk County Ordinance No. 32-18: Amendment to the Polk County ATV and UTV Route Ordinance, as adopted by the Polk County Board of Supervisors on the 17th day of April, 2018.

*Sharon E. Jorgenson* 4/17/18

Sharon E. Jorgenson, Polk County Clerk

Date



**Polk County ATV and UTV Route Ordinance**  
(Proposed Ordinance No. 46-17: Amendment to Polk County ATV and UTV Route Ordinance,  
June 20, 2017)

**Section 1. General**

- 1.01 Content and Scope.** Following due consideration of the recreational value to connect trail opportunities and weighed against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, Polk County enacts this ordinance to designate routes for the operation of All-Terrain Vehicles ("ATV") and Utility Terrain Vehicles ("UTV's") on Polk County highways and to regulate the operation of ATV's and UTV's on such designated routes.
- 1.02 Statutory Authority.** This ordinance is enacted under the authority of §§ 23.33(8)(b), 23.33(11) and 59.02, Wis. Stats. In addition, the provisions of § 23.33, Wis. Stats., and the provisions of Wisconsin Administrative Code NR 64 regulating ATV operations are hereby incorporated and adopted.

**Section 2. Regulated Operation of All-Terrain Vehicles and Utility Terrain Vehicles.**

- 2.01** Pursuant to § 23.33(4)(b), Wis. Stats., except as provided in § 23.33, Wis. Stats., no person may operate an ATV or UTV on any part of Polk County ("County") highways except those portions of County highways that are designated as ATV and/or UTV routes in Section 3 and in accordance with the provisions of this Ordinance.
- 2.02** The operation of ATV's and UTV's on any portion of a County highway designated as an ATV route and/or UTV route shall be subject to the following:
- a. ATV's and UTV's shall be operated on the extreme right side of the roadway on the paved surface.
  - b. ATV's and UTV's shall be operated in compliance with all applicable Wisconsin laws, orders, regulations, restrictions and rules, including § 23.33, Wis. Stats., and Chapter NR 64, Wis. Admin. Code.
  - c. ATV's and UTV's shall be operated within applicable speed limits.
  - d. ATV's and UTV's are authorized to operate on County Highways only during daylight hours. Daylight hours means from ½ hour before sunrise to ½ hour after sunset.
  - e. All operators shall ride in single file.
  - f. Operation of ATV's and UTV's shall only be permitted from April 1 through December 1.
  - g. ATV's and UTV's shall not be operated on designated routes unless signage in accordance with § 23.33(8), Wis. Stats., and rules promulgated by the Wisconsin Department of Natural Resources is present.

- h. Operators are required to have headlamps (white light) and tail lamps (red light) turned on at all times.
- i. No person under twelve (12) years of age shall operate an ATV or UTV under any circumstances.
- j. All operators under the age of eighteen (18) years of age not in possession of a valid driver's license shall have a valid ATV/UTV safety certificate in their possession and be accompanied by a parent or legal guardian.
- k. All operators and passengers under the age of 18 shall wear a helmet approved by the Wisconsin Department of Transportation.

**2.03 Speed Limit.** The speed limit on all designated routes shall be thirty five (35) miles per hour. Operators shall reduce speed whenever the posted limit is less or as required by Wisconsin Statutes.

**Section 3 Designated Routes**

**3.01 A.** The following described segments of State Roads and Polk County highways are designated as ATV routes:

Town	County Highway	Segment
Lorain	E	30 <sup>th</sup> Str. to 20 <sup>th</sup> Str.
McKinley	E	260 <sup>th</sup> Ave. to State Rd. 48
Clam Falls	I	Clam Falls Dr. to 65 <sup>th</sup> Street
Bone Lake	O	State Road 48 to 270 <sup>th</sup> Ave.
Bone Lake	State Road 48	CTH O to Round Lake Road
<u>Bone Lake/Georgetown</u>	<u>I</u>	<u>250<sup>th</sup> Ave. to 238<sup>th</sup> Ave.</u>
Georgetown	E	Round Lake Rd. to 233 <sup>rd</sup> Ave.
Georgetown	G	80 <sup>th</sup> Str. to Bake Rd.
Milltown	G	140 <sup>th</sup> Str. to Dau Dr.
Luck	GG	Entirety of CTH GG
Milltown	GG	Entirety of CTH GG
Bone Lake	GG	State Rd. 48 to CTH G
Georgetown	GG	Entirety of CTH GG
Bone Lake	I	250 <sup>th</sup> Str. to 250 <sup>th</sup> Street
Sterling	G	250 <sup>th</sup> Str. to River Rd.
Osceola	M	200 <sup>th</sup> Str. to Nye Lane
Laketown	Z	240 <sup>th</sup> Ave. to CTH N
<u>Laketown</u>	<u>N</u>	<u>230<sup>th</sup> Str. to 240<sup>th</sup> Str.</u>
Lincoln	H	105 <sup>th</sup> Ave. to 110 Str.
Apple River	H	120 <sup>th</sup> Ave. to Mains Crossing
<u>Apple River/Lincoln</u>	<u>H</u>	<u>Mains Crossing to 110<sup>th</sup> Str.</u>
Balsam Lake	I	160 <sup>th</sup> Str. to 160 <sup>th</sup> Str.
Osceola	MM	90 <sup>th</sup> Ave. to 90 <sup>th</sup> Ave.
Osceola	K	Big Lake Dr. to CTH M
Osceola	F	CTH MM to 210 <sup>th</sup> Street
Lincoln	F	Deronda to CTH CC

Lincoln	C	CTH F to 68 <sup>th</sup> Ave.
Beaver	T	North Horseshoe Ln. to South Horseshoe Dr.

B. The Public Safety and Highway Committee may amend the designated ATV/UTV routes on adoption of a committee resolution which adds or removes segments from the table contained in A., above. Such committee resolution shall be effective immediately and the Clerk shall cause to be posted and published an amended table of ATV/UTV designated routes in at least one public place and on the County website.

**3.02 Operation of Utility Terrain Vehicles.** Pursuant to § 23.33(1m)(b)1, Wis. Stats., this ordinance shall apply to the operation of UTV's. Any route designated in subsection 5, above, shall be designated for the operation of a UTV.

**Section 4 Administration and Signage**

- 4.01 This Ordinance shall be administered by the Polk County Highway Commissioner. Polk County Highway Commissioner may close, in his sole discretion, designated trails to ATV/UTV traffic.
- 4.02 All ATV routes established pursuant to this ordinance shall be reviewed annually by the Polk County Highway Commissioner with the advice of the Polk County Public Safety and Highway Committee to consider the continued value, efficacy or need for the ATV routes or the inclusion of additional ATV routes, all pursuant to the intent of this ordinance.
- 4.03 The Polk County Highway Department shall have sole authority and responsibility for placement of signage on designated routes. The county highways designated as ATV routes will be open when marked with appropriate signage. As the maintaining authority of the highways designated as routes, the Highway Department shall furnish, install, and maintain the proper signs and sign posts.
- 4.04 The Highway Department is authorized to expend county funds and other County resources as necessary to create, procure, place, maintain, repair or replace ATV/UTV route signs and sign posts. The Highway Commissioner is authorized to enter into on behalf of Polk County contracts that provide for reimbursement of the costs incurred by the County for the purchase of ATV/UTV route signs.
- 4.05 Routes shall be marked with uniform ATV and/or UTV route signs in accordance with § NR 64.12(7), Wis. Admin. Code.

**Section 5 Enforcement and Penalties.**

- 5.01 This ordinance shall be enforced by the Polk County Sheriff's Department.
- 5.02 This Ordinance may be enforced in accordance with § 23.33(12) Wisconsin Statutes, including the issuance of a citation under Section 66.0113 Wisconsin Statutes.

5.03 The penalties set forth in § 23.33(13)(a) Wis. Stats., are adopted and incorporated by reference.

**Section 6 Severability**

6.01 The provisions of this ordinance shall be deemed severable and it is expressly declared that Polk County would have passed the provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be deemed affected.

**Section 7 Effective Date**

7.01 This Ordinance shall effective upon enactment and publication.

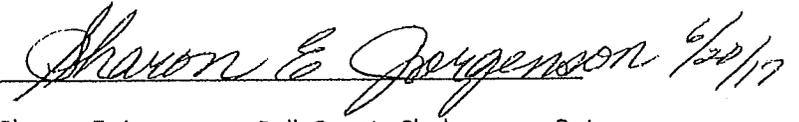
History: Enacted, Ordinance No.24-16, June 21, 2016; Amended, Ordinance No. 36-16, September 20, 2016; Amendment, Ordinance No. 46-17, June 20, 2017;

CERTIFIED COPY OF POLK COUNTY ORDINANCE

STATE OF WISCONSIN

COUNTY OF POLK

I, Sharon E. Jorgenson, Polk County Clerk due hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of the Polk County Ordinance 46-17: Amendment to Polk County ATV and UTV Route Ordinance, as adopted by the Polk County Board of Supervisors on the 20th day of June, 2017.

  
Sharon E. Jorgenson, Polk County Clerk      Date

**To:** Polk County Board of Supervisors including:

Dean K. Johansen, Jay Luke, Tracy LaBlanc, Brad Olson, Doug Route, Chris Nelson, Brian R. Masters, Michael Prichard, James S. Edgell, Kim O'Connell, Larry Jepsen, Kate Isakson, Russell Arcand, John Bonneprise, and Joe Demulling

**From:** Joel and Heidi Hazzard, residents of Polk County

**Subject:** Reversal of the Address Change mandate to the residents of Homes Court

In February the residents of Homes Court received a letter from Jason Kjeseth, (Polk County Zoning Administrator), dated February 21<sup>st</sup>, 2018 stating that our addresses were changing and that we had up to six months to comply with this mandate. It should be noted that we had no advance knowledge of this mandate or were we given any opportunity to discuss this address change mandate in advance of receiving our letter. We were not given the simple courtesy to discuss the suggested merits of this mandate (is there a real benefit or not) nor were we given the opportunity to articulate the significant cost and negative implications (real hardship) that this mandate would cause the full time permanent residents of Homes Court.

I personally find it very troubling that the residents and tax payers of Homes Court did not have a voice in this significant issue and I find it even more troubling that the entire merit basis that this mandated change is predicated on is false.

As soon as I received the letter I made a call to Jason Kjeseth to discuss this situation (as the letter invited me to do) and to inform him of the **Significant Cost and Hardship** that this mandatory change would cause Heidi, and myself and the other Full Time Permanent Residents of Homes Court and to additionally discuss the lack of merit represented in the letter as reasons for the change. Jason was neither receptive nor apologetic to the issues I raised which resulting in me writing an email to Jason with a copy to Kim O'Connell asking for a resolution to terminate this mandate. As this process unfolded, it became apparent to me that the only way we were going to get some attention and proper action on this situation was to write to all of you, the entire Polk County Board of Supervisors asking for your help to terminate this mandate and if needed by adopting a resolution to eliminate it.

Below are the reasons articulated (extracted from an email that Jason Kjeseth sent to me on February 27, 2018) as to why Polk County is requiring the Homes Ct. residents to endure hardship and the expense of this mandated address change;

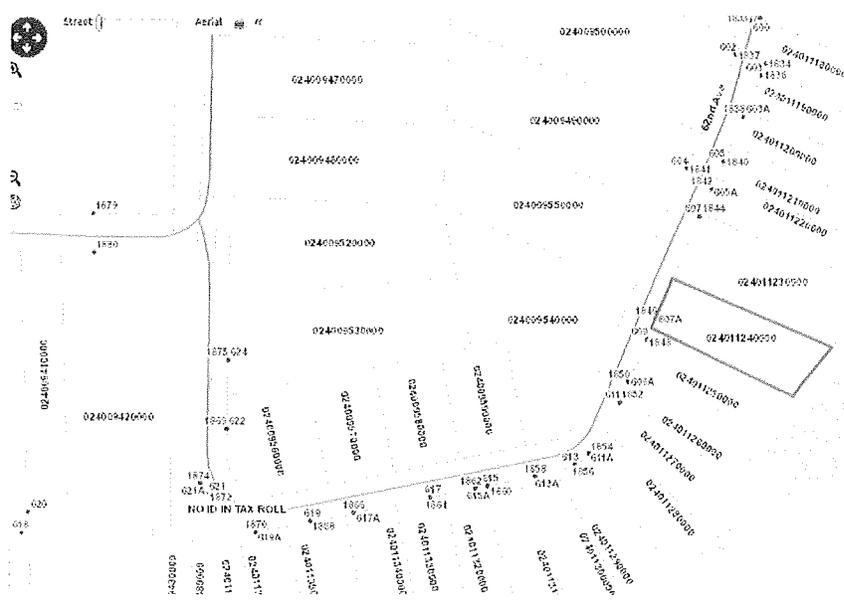
*"There are several addresses along Homes Court that have an "A" which means they are not a physical property address, and the 911 system has difficulty locating them. The old addresses also decrease as they are going North when they should be increasing. A new dwelling is being built on the end of the road which needs a physical property address. (Note the new dwelling is being built because an existing lot was subdivided from one into two properties). The only address options for this parcel are 601 AA, 599, or to rename the road and assign a new address. The 601 AA is not a physical address sign recognized by the 911 system and the 599 address should be south of 60<sup>th</sup> Avenue. So neither of these address options were a viable option in regards to the grid system. Each private mapping company can take a while to update their maps to reflect the new address, but Polk County provides a 6 month grace period to allow you some time to get everything switched over to the new address."*

Additionally Jason discussed the adoption of resolution 70 back in 1980, which was put in place to establish a rural addressing system for the unincorporated areas of Polk County which he asserts is the reason for renaming Homes Court to 62<sup>nd</sup> Avenue and incorporating a new numbering system, e.g. 607 Homes Ct. is being changed to 1844 62<sup>nd</sup> Ave.

*"Avenues run east/west and streets run north/south. Polk County started assigning avenues from the south county line and streets from the east county line. All addresses on the north or west side of a road are odd numbers and the south or east side are even numbers. County Road K around Big Lake is 60<sup>th</sup> Avenue with means it is six miles as the crow flies north of the county line. The point where Homes Ct. and Big Lake Drive connect is approximately ¼ of a mile north of County Road K. So when assigning the road name, the two options we had were 62<sup>nd</sup> and 63<sup>rd</sup> Avenue. Homes Ct. leaves Big Lake Drive going south, so 62<sup>nd</sup> Avenue was a better fit. Currently Homes Court is numbered as a street and as a result there are not enough addresses between 600 and 625 to give every property a real physical address. This is why several addresses have a "A" added to their address. Each individual address is calculated by measuring off the nearest section line, and then figuring out what percentage of a mile it is. For example, a driveway 2640 feet west of 180<sup>th</sup> street or the 1800 section line would have an address of 1850. (2640/5280=.50)"*

The merits of the above simply do not hold water in regards to the 911 system and any emergency vehicles ability to locate residents on Homes Court as follows:

- The statement made by Jason that "an address with an A or AA in it is not recognized by the 911 system" is false. The current 911 system in Polk County uses a Computer Aided Dispatch System that in fact absolutely recognizes Alpha / Numeric addresses. I witnessed this system in use on March 29, 2018. The 911 Operators create a session or profile when they receive a call with the specific location of the call and the nearest point of access to that address which in the case of a call from 607A Homes Court would include a brief second line on the session or profile that Homes Court is a dead end with direct access off of Big Lake Drive. Additionally the 911 operator has multiple computer screens, one of which is a 40 inch or larger computer monitor screen with a full visual map of the exact location of the 911 call with the correct specific address, again in this case 607A Homes Court. (See below example taken directly from the Polk County interactive WGXTREME map)



- The statement made by Jason “*all addresses on north or west side of a road are odd numbers and the south or east side are even numbers*” is irrelevant and has nothing to do with the Polk County 911 System. There are hundreds of addresses that exist in Polk County today that do not comply with this. Also, the proposed recommendation for Homes Ct. moving to 62<sup>nd</sup> Ave includes two addresses that have odd addresses on the east side of the street (1875 and 1869) and one address that is an even number (1874) on the west side of the street, which is the exact situation he is indicating as needing to be fixed.
- The statement made by Jason “*Currently Homes Court is numbered as a street*” is also false. The actual postal address states as an example the following, 607 Homes Court, Osceola Wisconsin, 54020, or 607A Homes Court, Osceola Wisconsin, 54020. The fact that Homes Court has a horse shoe shape that runs both north and south and east and west is the exact reason that it should not have either a Street or an Avenue designation from an address numbering and road Signage perspective. There are no maps or Road Signs that show Homes Court as a Street. Again, Homes Court is a 1/3 mile road that is a horse shoe that starts out traveling south, then turns east and then turns north, with the majority of the homes running north and south.
- When you park at the intersection of Big Lake Drive and Homes Court, every house on Homes Court is within 1000 feet via a straight line from that intersection and is directly accessible on foot without detection, which is a perfect situation for police to respond to in an emergency call when they are required to do so undetected. The new mandated address scheme does not comply with resolution 70 in multiple aspects and offers no benefit in this regard versus the existing address scheme.

Emergency vehicles have had **zero trouble** finding any specific address on Homes Court. Why? Because the 911 system does in fact recognize all of the current addresses including those with Alpha Numeric designations (607 A as an example). Homes Court has had dozens of 911 calls to Police, Fire and Emergency vehicles over the last 5 years with zero difficulty in locating the specific location of the call. The system works great today with zero failures to locate any address on Homes Court. Additionally, every address has a big fire number located at the edge of the road. These clearly show Police, Fire and Emergency personnel the exact address number of each property on Homes Court. See below picture of an existing fire number on Homes Court, which were just recently installed within the last 18 months. These signs are extremely bright and reflective and shine like beacons of light at night. There is zero difficulty in determining any current address on Homes Court during the day or at night.



Changing the Homes Court residents' addresses would in fact introduce confusion and possible disruption into the process for emergency calls as follows:

- Existing personnel (Fire, Police and Emergency) are familiar with the existing addresses on Homes Court and would not be familiar with the change.
- Fire, Police and Emergency personnel would be expecting that the entrance to 62nd Avenue off of Big Lake Drive would be at an east / west intersection point (Avenues run east west and streets run north South) when in fact the intersection off of Big Lake Drive would be at a north south entry point.
- There would be one more address with an 1850 number that would be within approximately 1000 feet of multiple existing 1850 addresses.
- The entire length of Homes Court is less than a half of mile (from the first to the last house), and it is a narrow rural road with two sharp corners, all of which means that any argument that emergency vehicles would not be able to read the fire numbers because they would be traveling at considerable speeds is absolutely not valid. You simply cannot drive fast on Homes Court, nor is there a reason to during an emergency due to the fact that the last house on Homes Court is less than a half of mile from the first house on Homes Court.

The cost, disruption and hardship that this mandated address change will cause the full time permanent residents are significant. Just take the time to consider how it would impact you personally and your neighbors if Polk County mandated an address change to your neighborhood.

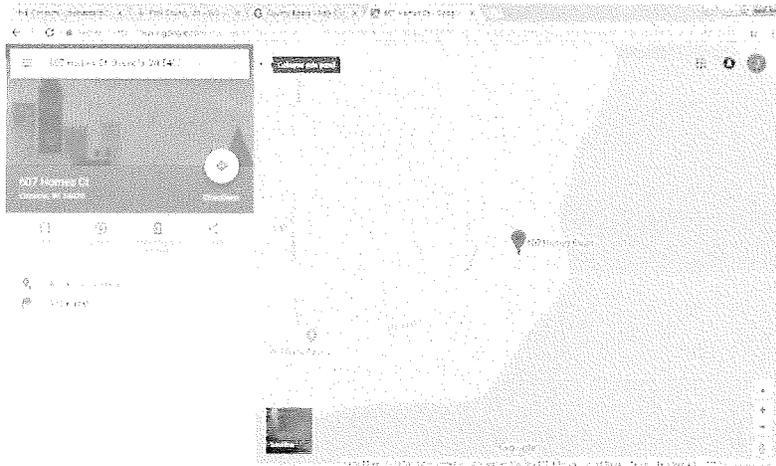
The conservative cost to our neighborhood is estimated to be \$75,000 - \$125,000. These are real costs and expenses associated with legal fees, personal time, government fees, mileage, fuel cost, time off work, etc.

To help put some perspective on these costs and the overall disruption, below is just a very small overview of the situation for the typical full time permanent resident of Homes Court;

- Every living trust document, living will document, charitable document, business document, and legal property description must be updated at the expense and cost to the resident. Legal fees are typically \$500 per hour alone.
- Every Drivers License for every member in the household will need to be changed along with the appropriate government fee including motorcycle endorsements and Class A-D endorsements plus the time and cost associated with traveling to the DMV.
- Every legal description for every house and property in Wisconsin and in other parts of the country (second homes, etc.) will require the appropriate changes, both in terms of legal fees and registration fees and the personal time and expense.
- Every title for Cars, Motorcycles, ATV's, Trailers, Boats, Snowmobiles along with the appropriate government fee and the time and costs associated with traveling to the nearest DMV in every state where such vehicles are licensed. In many cases residents have multiple vehicles in two states.
- On-line Transactions and the time and cost to change the following;

- Credit Cards
- Debit Cards
- PayPal and other Electronic Cash Systems
- Insurance Accounts
- Charitable Accounts
- Investment Accounts
- Checking Accounts
- Banking and Savings Accounts
- Utilities Accounts
- Cable or Satellite TV Accounts
- College Tuition
- Health Care Portals
- Membership Portals (Costco, Sam's, others)
- Airline Membership Portals
- College Memberships Portals
- On-line Retail Transactions and the time and cost to change the following;
  - Amazon
  - Ebay
  - Costco and literally hundreds of other retail on line commerce accounts
  - College kids' online address and accounts
  - UPS
  - FedEx
  - Numerous other shippers
- Personal Contacts
  - Business Contacts (thousands on Linked in, etc.)
  - Personal Contacts (thousands)
- **Lowered Credit Score due to address change**
- Business Support
  - Business Cards
  - Brochures
  - Phonebook and Web pages
  - All contact portals
  - Warranty Portals
  - Numerous other documents and legal descriptions

An internet search of my current address at 607 Homes Court produces the following result:



When I execute an internet search on my new mandated address (1844 62<sup>nd</sup> Ave) there are zero results, meaning nothing comes up. Why? Because GPS and Internet Search companies like Google will not automatically update their systems. In fact it could take years before any new address is recognized. This fact alone will cause significant disruption to the daily lives of the permanent and full time residents of Homes Court affecting everything from their **medication deliveries** to their day to day on line commerce of running their lives and businesses.

Every Polk County police car has a computer (Panasonic Toughbook) with internet access and every officer carries a smart phone. Additionally the 911 Call center has complete and full capability to identify any existing address in Polk County and the ability to forward that location to Police, Fire and Emergency crews via their Computer Aided Dispatch System.

As a taxpayer of Polk County, I respect what you all do as a board and as individuals, dedicating many hours of your time to help make Polk County a better place for its citizens. This is another opportunity to do just that.

This is truly a hardship that can be avoided if you act and do the right thing here. The simple solution is to assign a 600AA or 600B address designation to the new property that is being built at the end of Homes Court and rescind the mandated address change and make any necessary changes to resolution 70 if required that was put in place way back in 1980, changes that reflects today's modern world where search engines and GPS systems can find a nickel in a room let alone an address in Polk County.

This is the smart and common sense thing to do and would be respectful of the hard working taxpaying residents of Homes Court.

Sincerely,

Joel Hazzard

Heidi Hazzard

April 2, 2018