



## POLK COUNTY, WISCONSIN

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### **\*Amended\* 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, May 23<sup>rd</sup>, 2017, at 6:00 p.m.**

Regular Business Meeting  
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. Approval of Agenda
7. Matters Offered For Adoption on Consent Agenda:
  - a. Consideration/corrections to the published minutes from April 18, 2017, County Board Meeting
  - b. Resolution 32-17: Resolution to Grant a Zoning District Change & to Amend Zoning District Map for Town of Alden
8. Public Comments –3 minutes per person –not to exceed 30 minutes total
9. County Board Chair Report
  - a. Announcements regarding Wisconsin Counties Association Annual Conference in September for Board of Supervisors
  - b. Award of Recognition – Steve Healy, Economic Development Corporation
10. Receipt of Reports from County Board Standing Committees
11. Administrator's Report
  - a. Confirmation of Re-Appointment of Tim Laux to Polk County Board of Adjustment – 3 year term
  - b. Confirmation of Appointment of Brian Johnson, as Second Alternate to Polk County Board of Adjustment – 3 year term
  - c. Confirmation of Appointments by Environmental Services Committee to Lake District Board of Commissioners Affiliated With Polk County
    - i. Amery Area Lake Protection & Rehabilitation District Board of Commissioners – Kate Isakson
    - ii. Horseshoe Lake Protection & Rehabilitation District Board of Commissioners–Tracy LaBlanc

**\*\*Following the Administrator's Report, 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**

## Polk County Board of Supervisors

to conduct legislative activity, the County Board may take action on such matters noticed herein and recommended by the Committee of the Whole, only upon two-thirds majority vote of members present to take up and act upon such matters.

### 12. Committee of the Whole:

- a. Kinship presentation by Lisa Thanig
- b. County Board prioritization of policy issues identified by committees
- c. Review of proposals for construction manager and steering committee recommendations, including recommendation on resolution to authorize agreement for construction management services. ( See 15 g., below)
- d. 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:

### 13. Reconvene as County Board

14. Motion to Act on Matters Considered and Recommended by the Committee of the Whole, as notice in #12, above.

15. Proposed Resolutions and Ordinances Received for First Reading and Referral to Committee (to be considered at the May 23, 2017, County Board meeting unless the County Board authorizes a second reading and vote on final passage at this meeting. This action has been requested for Resolutions marked with an asterisk (\*)).

- a. Resolution No. 33-17: Resolution to Authorize Offer of Donation of Polk County Museum to the Polk County Historical Society – To be referred to General Government Committee
- b. Resolution No. 34-17: Resolution Concerning Additional Dog License Tax -To be referred to General Government Committee
- c. Resolution No. 35-17: Resolution to Amend 2017 Budget to Incorporate Carry-forward Funds -To be referred to General Government Committee
- d. Ordinance No. 39-17: Manure and Water Quality Management Ordinance
- e. Resolution No. 38-17: Resolution to Amend the 2017 Polk County Budget to Provide Funding for the Public Work Bridge Replacement on County Road J. – To be referred to Public Safety and Highway Committee and General Government Committee
- f. Resolution No. 36-17: Resolution to Establish and Fund Highway Facility Capital Account – To be referred to General Government Committee
- g. \*Resolution No. 37-17: Resolution to Authorize Procurement of Construction Management Services for Highway Facility

16. Proposed Resolution and Ordinances Offered for Adoption or Enactment at May 23<sup>rd</sup>, 2017, meeting:

On Recommendation by General Government Committee:

## Polk County Board of Supervisors

- a. Resolution No. 16-17: Resolution to Amend 2017 County Budget To Provide For Consulting Services Concerning the Repair or Restoration of the Polk County Fairground Grandstand
- b. Resolution No. 17-17: Resolution to Authorize Lease of Old County Jail to Salvation Army for Continuation of Serenity House/Transition Housing Program
- c. Resolution No. 27-17: Resolution To Grant Emergency Access Easement to Village of Clayton
- d. Resolution No. 28-17: Resolution to Grant Lakeland Communications Right of Way Easement
- e. Resolution No. 29-17: Resolution To Authorize Memorandum of Understanding with Polk County Historical Society
- f. Resolution No. 30-17: Resolution To Authorize Memorandum of Understanding with Polk County Criminal Justice Collaborating Council

17. Supervisors Announcements

18. 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**  
100 Polk County Plaza, Balsam Lake, Wisconsin  
Polk County Government Center - County Board Room

**Minutes of the Regular Meeting**  
**Tuesday, April 18, 2017**

Chairman Dean Johansen called the regular April 18th, 2017 meeting of the Polk County Board of Supervisors to order at 6:01p.m.

Chairman Johansen recognized 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, published on the County website, and copies of such notice of meeting and proposed resolutions distributed to the supervisors via email on April 6th, 2017 in accordance with Article 3, Section 2 of the County Board Rules of Order. The agenda was distributed to media contacts via email on April 6th, 2017. In addition, the agenda was published in a legal newspaper in accordance with Wisconsin Statute Section 985-02 the week of April 10, 2017. The County Board received verbal opinion of Corporation Counsel that the initial advance written meeting 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 addressed the Clerk as to notice of the Amended Agenda issued April 12, 2017. The County Clerk stated that the Amended Agenda was posted in the Government Center, published on the County website, and copies of such notice of meeting distributed to the supervisors via email on April 12, 2017. Corporation Counsel advised that a motion to suspend Rules of Order for the amended agenda would be needed for compliance. Chairman Johansen called to the floor for a motion to suspend Rules of Order for Amended Agenda. **Motion Edgell/Bonneprise** to suspend Rules of Order notice of Amended Agenda (per Article 3, Section 4). **Motion** to suspend Rules of Order for notice of Amended Agenda carried unanimously by voice vote.

Chairman Johansen recognized the County Clerk for purposes of taking roll call. 14 County Board Supervisors were present. Supervisor Brad Olson was absent and excused.

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

Chairman Johansen asked for volunteers to offer a Time of Reflection. Chairman Johansen recognized Brian Masters for receipt of the Time of Reflection.

Chairman Johansen called to the floor, approval of Agenda as amended. **Motion Bonneprise/Masters** to approve amended agenda. **Motion** to approve Agenda as amended carried unanimously by voice vote.

Chairman Johansen called to the floor, approval of the Consent agenda. **Motion (O'Connell/Jepsen)** to approve the Consent agenda as published. **Motion (Prichard/Masters)** to move Resolution 25-17: Resolution to Approve Zoning Ordinance Amendment for the Town of St Croix Falls from Consent

Agenda to later in agenda with proposed resolutions offered for adoption to allow for further discussion. Motion to remove Resolution 25-17 from consent agenda carried by majority voice vote with one (O'Connell) opposed. **Motion** to approve consent agenda carried by unanimous voice vote. **Resolution No. 26-17: Resolution to Grant Zoning District Changes and to Amend Zoning District Map for Town of McKinley adopted in consent agenda.** Minutes from March 21, 2017 County Board Meeting approved.

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

Chairman Johansen presented the County Board Chair report. Chair Johansen read letter from Wisconsin Counties Association confirming Supervisor Larry Jepsen as member of WCA Resolutions Committee.

Chairman Johansen introduced Tracy LaBlanc as successor Supervisor for District 5 vacancy who will serve the remaining one year term. Chairman Johansen called for a motion to confirm successor appointment of Supervisor LaBlanc as District 5 Supervisor. **Motion (Luke/Demulling)** to confirm LaBlanc as new District 5 Supervisor. **Motion** to confirm LaBlanc as District 5 Supervisor for remaining term carried by unanimous voice vote.

Chairman Johansen announced successor appointments for remaining terms to boards of organization affiliated with Polk County:

ADRC/Aging – Kate Isakson, Arnell Humane Society – Kate Isakson, Indianhead Federated Library System – Kate Isakson, Polk County Library Planning Committee – Kate Isakson, Polk County Fair Society – John Bonneprise, Community Development Block Grant Consortium – Tracy LaBlanc, West Central Wisconsin Planning Commission – Tracy LaBlanc and Joe Demulling.

Chairman Johansen called for a motion to confirm successor appointments for remaining terms to boards of organization. **Motion (Nelson/Masters)** to confirm successor appointment to boards of organization affiliated with Polk County. **Motion** to confirm appointments carried by unanimous voice vote.

Chairman Johansen opened nominations for successor Second Vice Chairperson. Nominated were: John Bonneprise and Larry Jepsen. Chairman Johansen declared nominations closed. Chairman Johansen informed members that voting for the office of Second Vice Chairperson would be by secret ballot.

Votes were tallied as follows:

Supervisor Bonneprise – 7 votes

Supervisor Jepsen – 7 votes

Chairman Johansen declared a second vote by secret ballot to be cast due to a tie.

Second votes were tallied as follows:

Supervisor Bonneprise – 6 votes

Supervisor Jepsen – 8 votes

Supervisor Jepsen elected as Second Vice Chairperson. As Second Vice Chairperson, Jepsen will serve on the Executive Committee and Steering Committee.

Chairman Johansen announced successor nominations and appointments of Tracy LaBlanc and Kate Isakson to two vacant seats on the Environmental Services Committee for remaining term. Chairman Johansen called for a motion to confirm successor appointments to Environmental Services Committee. **Motion (Deumulling/Luke)** to confirm successor appointments. **Motion** to confirm successor appointments of LaBlanc and Isakson to Environmental Services Committee carried by unanimous voice vote.

Chairman Johansen announced two vacant seats for Lake Districts: Horseshoe Lake Protection and Rehabilitation District Board of Commissioners and Amery Lakes Protection and Rehabilitation District Board of Commissioners will be appointed by the Environmental Services Committee.

County Board received written Committee Report from the General Government Committee.

Chairman Johansen called upon Administrator Frey to present administrator's report. Administrator Frey provided updates on personnel, employee survey, and bids for bridge work.

Chairman Johansen called to the floor first reading of resolutions:

Resolution 17-17: Resolution to Authorize Lease of Old County Jail to Salvation Army for Continuation of Serenity House/Transition Housing Program. To be referred to General Government Committee

Resolution No. 27-17: Resolution To Grant Emergency Access Easement to Village of Clayton -To be referred to General Government Committee

Resolution No. 28-17: Resolution to Grant Lakeland Communications Right of Way Easement -To be referred to General Government Committee

Resolution No. 29-17: Resolution To Authorize Memorandum of Understanding with Polk County Historical Society - To be referred to General Government Committee

Resolution No. 30-17: Resolution To Memorandum of Understanding with Polk County Criminal Justice Collaborating Council – To be referred to Health and Human Services Board and Public Safety and Highway Committee

Chairman Johansen declared Resolution 17-17, Resolution 27-17, Resolution 28-17, Resolution 29-17 and Resolution 30-17 passed first reading and will be referred to appropriate committees for consideration and recommendation. Second reading of above referenced resolutions scheduled for May 23rd, 2017 County Board meeting.

Chairman Johansen called the Board in recess at 6:59 p.m. and will reconvene as Committee of the Whole. Chairman Johansen called the Board back in session at 7:07 p.m.

Chairman Johansen called for a motion to convene as Committee of the Whole (7:07 pm.). **Motion (Masters/Isakson)** to convene as Committee of the Whole. **Motion** carried by unanimous voice vote.

Chairman Johansen called upon Administrator Frey to present Highway project status report. Board received draft copy of Request for Proposal and information regarding Highway building project from Administrator Frey. The Board received a presentation from Deputy Administrator Jerrick regarding the timeline for highway project. The Board received a presentation from Highway Commissioner Norby regarding the Request for Proposal evaluation process for Highway project proposals. Commissioner Norby answered questions from Board Members.

The Board received a PowerPoint presentation from Administrator Frey regarding Form, Function, and Process of County Board Meetings, providing procedural information on the two reading process for Resolutions and Ordinances. Supervisor O'Connell questioned whether a resolution was needed to amend current Polk County Board of Supervisors Rules of Order Ordinance to allow for two reading

process. Chair Johansen suggested Supervisor O'Connell meet with Administrator and Corporation Counsel to discuss further.

Chair Johansen called for a motion to adjourn Committee of the Whole session. **Motion (Jepsen/Bonneprise)** to adjourn Committee of the Whole session. **Motion** to adjourn (8:01 p.m.) carried unanimously by voice vote.

Chairman Johansen called the Board in recess at 8:01p.m and will reconvene in regular session.

Chairman Johansen called the Board back in regular session at 8:11 p.m.

Chairman Johansen called to the floor Reassignment of Functional Oversight of Polk County Fair Society from Environmental Services Committee to General Government Committee. Chairman Johansen called upon Corporation Counsel Fuge to provide information on reassignment due to possible conflict of interest. Chairman Johansen called for a motion to reassign functional oversight of Fair Society from Environmental Services Committee to the General Government Committee. **Motion (Prichard/Masters)** to reassign functional oversight from Environmental Services Committee to the General Government Committee. **Motion** passed by majority Roll Call vote 13 yes, 1 no, 1 absent.

Chairman Johansen called to the floor, **Resolution 23-17: Resolution to Authorize Cancellation of Outstanding County Orders Issued By Polk County Jail.** Chairman Johansen called for a motion to adopt Resolution 23-17. **Motion (Jepsen/Masters)** to adopt Resolution 23-17. **Motion** carried by unanimous voice vote. Resolution 23-17 adopted.

Chairman Johansen called to the floor **Resolution 16-17: Resolution to Amend 2017 County Budget to Provide for Consulting Services Concerning the Repair or Restoration of the Polk County Fairground Grandstand.** Chairman Johansen called for a motion to adopt Resolution 16-17. **Motion (Demulling/Masters)** to adopt Resolution 16-17. Chairman Johansen opened floor for discussion. Supervisor Masters informed Board that General Government postponed recommendation of Resolution 16-17 at April 13, 2017 General Government Committee meeting until May General Government Committee meeting. Supervisor Jepsen advised Ad Hoc Committee on Fairgrounds Grandstand Infrastructure will be meeting May 4, 2017 to consider all available options for grandstand. **Motion (Masters/Isakson)** to postpone decision/adoption of Resolution 16-17 until May County Board meeting. Motion to postpone adoption of Resolution 16-17 carried by unanimous voice vote. Resolution 16-17 postponed until May 23, 2017 Board Meeting.

Chairman Johansen called to the floor, **Resolution 31-17: Resolution In Support of Legislation to Expand Technical College Educational Programs and Services to Underserved Counties.** Chairman Johansen called for a motion to adopt Resolution 31-17. **Motion (Luke/Masters)** to adopt Resolution 31-17. **Motion** carried by unanimous voice vote. Resolution 31-17 adopted.

Chairman Johansen called to the floor, **Resolution 25-17: Resolution to Approve Zoning Ordinance Amendment for the Town of St Croix Falls.** Chairman Johansen called for a motion to adopt Resolution 25-17. **Motion (O'Connell/Edgell)** to adopt Resolution 25-17. Chairman Johansen opened floor for discussion. Supervisor Prichard voiced opposition to Resolution. Supervisor Bonneprise called for the question. **Motion** carried by majority voice vote with one opposed. Resolution 25-17 adopted.

Chairman Johansen called upon Corporation Counsel Fuge to present date change for May board meeting. Date for May County Board meeting will be moved to May 23, 2017 (instead of the usual scheduled date of May 16<sup>th</sup>) at 6:00 p.m. due to voting on Highway project bids.

Chairman Johansen called upon Administrator Frey to present comments prior to closed session.

Chairman Johansen called to the floor for a motion to convene in Closed Session. **Motion (Demulling/Bonneprise)** to convene in closed session. **Motion** carried unanimously by voice vote.

**\*\* Closed Session 8:54 p.m.\*\***

\*Reconvened in Open session: 9:10 pm\*

Time was given for Supervisors Reports – no reports given.

**Motion** (Bonneprise/O'Connell) to adjourn. **Motion** to adjourn carried by unanimous voice vote.

Chairman Johansen declared meeting adjourned 9:11 p.m.

Respectfully submitted,

Sharon E. Jorgenson, Polk County Clerk

RESOLUTION 32 - 2017

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

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

1. WHEREAS, Bruce Haus has petitioned the Polk County Board of Supervisors
2. requesting that a parcel of real estate be rezoned Small Business/Commercial (B-3) District, thereby removing said parcel from the Residential-Agricultural (RA-5) district; and
3. WHEREAS, the Town Board of Alden has not objected to said District Change; and
4. WHEREAS, a public hearing was held on Wednesday, April 19, 2017, at 9:15am, at the Polk
5. County Government Center by the Environmental Services Committee of the Polk County Board of Supervisors as required by the provisions of Wisconsin Statute Section 59.69(5)(e) regarding said District Change; and
6. WHEREAS, at said public hearing objections were filed with regard to said proposed Zoning
7. District Change; and
8. WHEREAS, the Environmental Services Committee of the Polk County Board of Supervisors has reviewed said proposed Zoning District Change, and has recommended that the Polk County Board of Supervisors grant said proposed change.
9. NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors grant the
10. proposed zoning change.
11. BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.69(5)(e), the Polk
12. County Board of Supervisors does hereby amend the Polk County Comprehensive Land Use
13. Ordinance to provide that the following described parcel of real estate be removed from the
14. RA-5 District and be rezoned to the B-3 District:
15. The North 670' of the East 460' of the NW ¼ of the NW ¼ of Section 6/T32N/R17W, town of Alden, Polk County, WI, being part of parcel #002-00126-0000, 7.07 acres.
16. BE IT FURTHER RESOLVED that said district change to be recorded on the Zoning District map
17. of the Town Alden, which is on file in the office of the Polk County Zoning Administrator
18. 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:

*Leo Olson*  
*Brant Olson*  
*Del. Wood*

*Kate Isakson*  
*Nancy LaBlanc*  
*James A. Edgsee*

Review By County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

*Dana Frey*  
Dana Frey, County Administrator

Review By Corporation Counsel:

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

*Jeffrey B. Fuge*  
Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on Tuesday, May <sup>23</sup>16, 2017, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution 32-17: Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Alden, by a simple majority vote of \_\_\_ in favor and \_\_\_ against.

Dated this <sup>23rd</sup>~~16~~<sup>th</sup> day of May, 2017 at Polk County Wisconsin.

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

Attest: \_\_\_\_\_  
Sharon Jorgenson, Polk County Clerk

# Polk County Land Information Department



Zoning | Planning | Mapping | Surveyor

100 Polk County Plaza, Suite 130  
Balsam Lake, WI 54810

Phone (715) 485-9279  
Fax (715) 485-9246

Sara McCurdy, Director

TO: County Board Supervisors  
FROM: Zoning Administration  
DATE: April 19, 2017  
RE: District Change from Residential-Agricultural (RA-5) to Small Business/Commercial (B-3)  
Part of the NW ¼ of the NW ¼, Sec 6/T32N/R17W, Town of Alden,  
Parcel #002-00126-0000

On Wednesday, April 19, 2017, Bruce Haus petitioned the Polk County Environmental Services Committee to rezone 7.07 acres from RA-5 to B-3 located on the above captioned property. At the public hearing, objections were filed and the committee recommends the proposed change. If the County Board approves the district change, the following uses will be allowed, with a building footprint up to 20,000 sq ft:

- |   |   |   |
|---|---|---|
| 1) Appliances Sales and Service                         | 22) Fruit and Vegetable Market, Grocery, Meat and Fish Market or other food products store  | 37) Motels/Hotels   |
| 2) Antique stores                                       | 23) Funeral Homes   | 38) Museums   |
| 3) Art Galleries  | 24) Furniture, Office Equipment stores  | 39) Music and musical instrument sales and service  |
| 4) Auto Sales and Service                               | 25) Gas stations  | 40) Pet shop  |
| 5) Banks, Credit Unions or other financial institutions | 26) Gyms and exercise facilities  | 41) Radio, Televisions, and other electronics sales & service   |
| 6) Barber Shop, Beauty Shop                             | 27) Hardware and Paint Store  | 42) Real Estate Offices   |
| 7) Bars/taverns   | 28) Indoor Storage Facilities   | 43) Restaurant, Drive-In Food Service, Supper Club, and Catering  |
| 8) Bowling Alleys                                       | 29) Internet Cafe   | 44) Sporting Goods and Accessories  |
| 9) Business & Professional offices or clinics           | 30) Jewelry Store   | 45) Small engine repair   |
| 10) Car Washes  | 31) Landscaping Sales   | 46) Truck Stop  |
| 11) Clothing stores                                     | 32) Laundromat  | 47) Theater   |
| 12) Community Center                                    | 33) Liquor Store  | 48) Veterinarians   |
| 13) Coffee Shop   | 34) Lumber Yard   | 49) Video Sales and Rental  |
| 14) Convenience stores                                  | 35) Manufacture or storage in connection with any of the above uses, when clearly incidental to the conduct of the retail business on the premises. | 50) There may be one single-family dwelling unit on the premises, either attached or detached in connection with any of the above uses. |
| 15) Day Care Center                                     | 36) Marine Sales and service  |   |
| 16) Drug Store or Pharmacy                              |   |   |
| 17) Essential Services                                  |   |   |
| 18) Farm implement - repair & sales                     |   |   |
| 19) Feed Mill   |   |   |
| 20) Florist   |   |   |
| 21) Firework Stands                                     |   |   |

## CONDITIONAL USES (& commercial buildings and uses with a building footprint over 20,000 sq ft)

- |             |                                   |                               |  |
|-------------|-----------------------------------|-------------------------------|--|
| 1) Airport  | 3) Breweries, Brew-Pubs, Wineries | 4) Outdoor Storage facilities | 5) Other similar and compatible use as determined by the Board of Adjustment |
| 2) Hospital |                                   |                               |  |

**Polk County  
Department of Administration**

100 Polk County Plaza, Suite 220  
Balsam Lake, WI 54810  
Tel - (715) 485-9212 Fax - (715) 485-9119

**Dana Frey  
County Administrator**

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May 4, 2017

Tim Laux  
PO Box 456  
Osceola, WI 54020

Dear Tim,

It is with great pleasure I hereby reappoint you to the Board of Adjustment Committee pursuant to the responsibility assigned me as county administrator under Wisconsin Statutes section 59.18. This appointment is effective July 1<sup>st</sup>, 2017. The term of this appointment is until 2020 (3 years).

It is my strong belief that citizen involvement is of tremendous benefit to county government, bringing fresh ideas forward and helping better communicate what services we provide and challenges we face. We greatly appreciate the time and effort you and other volunteers put in to help improve the quality of life in Polk County. I wish you well in your continued work with the Board of Adjustment Committee.

Once again, I thank you for your willingness to accept this position and in advance for your efforts. Please do not hesitate to contact me if I may provide you any assistance or if I may answer any questions you may have.

Sincerely,

Dana Frey  
Polk County Administrator

Cc: Andrea Jerrick, Deputy County Administrator  
Dean Johansen, County Board Chair

**Polk County  
Department of Administration**

100 Polk County Plaza, Suite 220  
Balsam Lake, WI 54810  
Tel - (715) 485-9212 Fax - (715) 485-9119

Dana Frey  
*County Administrator*

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May 9, 2017

Brian Johnson  
302 25<sup>th</sup> Avenue  
Clear Lake, WI 54005

Dear Brian,

It is with great pleasure I hereby appoint you as second alternate to the Board of Adjustment Committee pursuant to the responsibility assigned me as county administrator under Wisconsin Statutes section 59.18. This alternate appointment is effective May 23<sup>rd</sup>, 2017. The term of this appointment is until 2020(3 years).

It is my strong belief that citizen involvement is of tremendous benefit to county government, bringing fresh ideas forward and helping better communicate what services we provide and challenges we face. We greatly appreciate the time and effort you and other volunteers put in to help improve the quality of life in Polk County. I wish you well in your work with the Board of Adjustment Committee.

Once again, I thank you for your willingness to accept this alternate position and in advance for your efforts. Please do not hesitate to contact me if I may provide you any assistance or if I may answer any questions you may have.

Sincerely,

Dana Frey  
Polk County Administrator

Cc: Dean Johansen, County Board Chair  
Andrea Jerrick, Deputy County Administrator

1 Polk County Board of Supervisors  
2 Resolution No. 33-17  
3 Resolution to Authorize Offer of Donation of Polk County Museum to the  
4 Polk County Historical Society

5 TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
6 WISCONSIN:

7 Ladies and Gentlemen:

8 WHEREAS, since at least 1975, the County and the Polk County Historical Society have  
9 collaborated in the operation of the Polk County Museum by the Society in the County owned Polk  
10 County Museum building; and

11  
12 WHEREAS, pursuant to Wisconsin Statute Section 59.56, the Polk County Board of Supervisors is  
13 authorized to appropriate moneys to the Polk County Historical Society for the purpose of collecting  
14 and preserving the records of early pioneers, the life of Indians, the experience of persons in the  
15 military and the salient historical features in the County; and

16 WHEREAS, it is in the interest of Polk County to donate the Polk County Museum building and  
17 grounds to the Polk County Historical Society in a manner that is beneficial to the citizens of Polk  
18 County.

19 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes and  
20 directs the County Administrator to extend an offer of donation of the Polk County Museum building  
21 and grounds to the Polk County Historical Society subject to the following conditions:

- 22 1. The Polk County Historical Society continues to operate the Museum for six (6) years. In the  
23 event that the Polk County Historical Society fails to operate the museum on the premises,  
24 title will revert back to the County.
- 25 2. Polk County will pay to the Polk County Historical Society the sum of \$20,000 in 2018 and  
26 the sum of \$10,000 in 2019, said sums appropriated for the purpose of maintaining and  
27 operating the Polk County Museum, and that the obligation to appropriate further sums will  
28 lapse upon payment of the 2019 appropriation.

29 BE IT FURTHER RESOLVED, that the Polk County Board of Supervisors directs the Clerk to  
30 execute a proper conveyance to transfer title to the Polk County Historical Society upon acceptance  
31 of said authorized offer.

32 BE IT FURTHER RESOLVED that, in the event that the offer is not accepted, the Polk County  
33 Board of Supervisors will require that any future building or property repairs to the Museum building  
34 and grounds will be funded from allocation of monies to the Museum so as to not become a further  
35 budget issue.

36 BE IT FURTHER RESOLVED that the Polk County may sell the Museum building and the grounds  
37 in the event that the County receives an offer to purchase that is deemed adequate in the sole  
38 discretion of the Polk County Board of Supervisors, as would bring in tax dollars to the County and  
39 the Village of Balsam Lake.

37 BE IT FURTHER RESOLVED that Polk County may sell the Museum building and the grounds in  
 38 the event that the County receives an offer to purchase that is deemed adequate in the sole discretion  
 39 of the Polk County Board of Supervisors, as would bring in tax dollars to the County and the Village  
 40 of Balsam Lake.

Funding Source/ Funding Amount:	2018 - \$20,000; 2019 - \$10,000
Date Reviewed as to Appropriations:	
Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage
Dated Submitted To County Board	First Reading: May 23, 2017 Second Reading: _____ Passage: _____
Submitted By: <i>Brad Olson</i>	_____
Review By County Administrator: <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only <i>Dana Frey</i> Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only <i>Jeffrey B. Fuge</i> Jeffrey B. Fuge, Corporation Counsel

**Acknowledgement of County Board Action**

At its regular business meeting on the \_\_\_\_ day of \_\_\_\_\_ 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 33-17: Resolution to Authorize Offer of Donation of Polk County Museum to the Polk County Historical Society, as follows:

- Enacted by simple majority by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

\_\_\_\_\_  
Dean Johansen, County Board Chairperson  
Attest: \_\_\_\_\_  
Sharon Jorgenson, County Clerk

Resolution No. 34 -17  
Resolution Concerning Additional Dog License Tax

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

Ladies and Gentlemen:

2 WHEREAS, pursuant to Wisconsin Statute Section 174.05(2), the minimum dog license tax is  
3 \$3 for a neutered male dog or spayed female dog, upon presentation of evidence that the dog is  
4 neutered or spayed, and \$8 for an unneutered male dog or unspayed female dog, or one-half of  
5 these amounts if the dog became 5 months of age after July 1 of the license year.

6 WHEREAS, Wisconsin law allows county boards, on majority vote, to increase the dog license  
7 tax on dogs within its jurisdiction; and

8 WHEREAS, Wisconsin law allows the governing bodies of towns, villages and cities, by  
9 resolution, to raise the minimum dog license tax on dogs within the respective jurisdiction; and

10 WHEREAS, it is in the interest of the County that the County Board allow local municipalities  
11 to raise the minimum dog license tax to avoid confusion that would otherwise exist if the  
12 County would act to raise dog license taxes.

13 NOW, THEREFORE BE IT RESOLVED that the Polk County Board of Supervisors will  
14 exercise restraint in considering an additional dog license tax and allow towns, villages and  
15 cities to consider and to act, as appropriate, on a local level to raise the minimum dog license  
16 tax.

Funding Source/ Funding Amount:	Fund Balance: Not Applicable
Date Reviewed as to Appropriations:	Not Applicable
Committee Recommendation as To Appropriation:	Not Applicable
Effective Date:	Upon Passage and Publication
Dated Submitted To County Board	First Reading: May 23, 2017 Second Reading: June 20, 2017
Submitted By: <i>Brad Olson</i>	_____
Review By County Administrator: <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only <i>Dana Frey</i> Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only <i>Jeffrey B. Frey</i> Jeffrey B. Frey, Corporation Counsel

Acknowledgement of County Board Action

Mark As Appropriate:

At its regular business meeting on the \_\_\_\_\_ of \_\_\_\_\_ 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No.34-17: Resolution Concerning Additional Dog License Tax, as follows:

- Enacted by simply majority upon a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

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

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

## Resolution No. 35-17

Resolution to Amend 2017 Budget to Incorporate  
Carry-forward Funds

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

Ladies and Gentlemen:

1 WHEREAS, events occur after the adoption of the annual budget that affect various program activities  
2 and their appropriations for a given budget year, and

3 WHEREAS, the annual budget resolution provides for restricted, committed and assigned fund  
4 carryovers, and

5 WHEREAS, some of the programs, projects, and activities that were planned for the 2016 budget year  
6 did not take place, were not completed, or are on-going and it is appropriate and necessary to carry-over  
7 the appropriation for 2016 into the next budget year, and

8 WHEREAS, the financial impact of these delays could not be determined at the time the adopted 2017  
9 budget resolution was adopted and therefore money could not be re-allocated at that time, and

10 WHEREAS, the Finance Director has compiled a list designating those programs, projects, activities,  
11 and corresponding such 2016 funds that should be carried forward and re-appropriated in the 2017  
12 budget, and

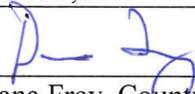
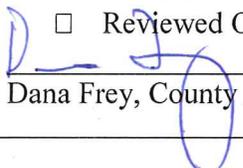
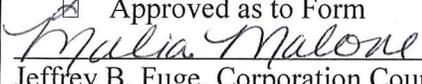
13 WHEREAS, Wisconsin Statutes and county policies authorizes and requires that the county board take  
14 official action to approve the designation, carry-over, and the re-appropriation of funds in the interest of  
15 full financial disclosure.

16 NOW, THEREFORE, BE IT RESOLVED that the following appropriations from the General  
17 Fund/ADRC that were unexpended on December 31, 2016 due to delays or other considerations be  
18 assigned and reappropriated for the year ending December 31, 2017 and that the 2017 budget be  
19 amended accordingly:

- 20 • Buildings, Parks, and Recycling Department:
  - 21 ○ \$6,000 in the recycling equipment replacement account for recycling garage door; and
  - 22 ○ \$42,000 in the building improvement account to update Identipass; and
  - 23 ○ \$ 4,900 in the building conservation project account; and
  - 24 ○ \$12,564 in forest maintain roads account; and
  - 25 ○ \$ 1,197 in forest wildlife habitat account.
- 26 • Administration: \$ 2,433 in the employee recognition account (vending machine fund).
- 27 • Law Enforcement: \$22,449 in the law enforcement federal forfeiture account.
- 28 • Veteran's Service Office:
  - 29 ○ \$11,987 in the veteran service grant account; and
  - 30 ○ \$13,816 in the veteran relief account.

- 31 • ADRC
- 32 ○ \$35,429 in ADRC for State of Wisconsin designation transportation account.

33 BE IT FURTHER RESOLVED that the Finance Director is directed to record such information in the  
 34 official books of the County for the year ended December 31, 2016 and for the year ending December  
 35 31, 2017 as may be required.

Funding Source/ Funding Amount:	Carry over in the amount of \$117,346 and 35,429 specified from the 2016 budget to the 2017 budget and amends the 2017 annual budget as stated.
Effective Date:	Upon Two-Thirds Majority Passage and Publication pursuant to Wisconsin Statute Section 65.90(5)(a).
Dated Submitted To County Board	June 20,2017
Submitted By:	 _____ Dana Frey, County Administrator
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	Review By Corporation Counsel: <input type="checkbox"/> Reviewed Only <input checked="" type="checkbox"/> Approved as to Form  Jeffrey B. Fuge, Corporation Counsel
<b>Acknowledgement of County Board Action</b>	
Mark As Appropriate:  At its regular business meeting on June 20, 2017 the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 35-17: Resolution to Amend 2017 Budget – Authorization of Designation, Carry-over, Transfer, and Re-appropriation of Specified Funds from 2016 to 2017, as follows:  <input type="checkbox"/> Adopted by a vote of _____ in favor and _____ against. <input type="checkbox"/> Defeated by a vote of _____ in favor and _____ against. <input type="checkbox"/> Action Deferred by Procedural Action, as follows: _____ _____ _____ _____  SIGNED BY: _____ Dean Johansen, County Board Chairperson  Attest: _____ Sharon E. Jorgenson, County Clerk	

Certification of Publication

Notice of the changes to the 2017 Budget as caused by Resolution No. 35-17: Resolution to Amend 2017 Budget – Authorization of Designation, Carry-over, Transfer, and Re-appropriation of Specified Funds from 2016 to 2017, was published in the Inter-County Leader on the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

SIGNED BY: \_\_\_\_\_  
Sharon E. Jorgenson, County Clerk

**SUBCHAPTER 12.1: MANURE AND WATER QUALITY MANAGEMENT ORDINANCE**  
Ordinance 39-17

**Section 1. Title, Statutory Authority, Declaration of Policy, Applicability, Definitions**

- 1.01. Title. This ordinance shall be known as the Polk County Manure and Water Quality Management Ordinance, and is hereinafter referred to as the Ordinance.
- 1.02. Statutory Authorization. This ordinance is adopted pursuant to the authorization in Sections 59.02, 59.03, 59.70(20), 92.10, 92.15, 92.16, and Wisconsin Statutes and Administrative Rule ATCP 50.56.
- 1.03. Declaration of Policy
- a. *Findings.* The Polk County Board of Supervisors recognizes the importance of protecting ground and surface water resources and finds that proper storage and management of animal waste contributes to the protection of ground and surface waters, public health, other animal and aquatic life health, and consequently to the property tax base of Polk County.
- b. *Purpose.* The purpose of this Ordinance is to enhance public health, prosperity, and welfare by protecting ground and surface water quality.
- 1.04. Applicability. This ordinance applies to the unincorporated areas of Polk County for animal waste storage facilities and to Water Quality Management Areas within the unincorporated areas of Polk County for feedlots, degraded pastures and unconfined manure piles.
- a. *Interpretation.* In its interpretation and application, the provisions of this Ordinance shall be minimum requirements, and shall be liberally construed in favor of Polk County, and shall not be deemed a limitation or repeal of any other power granted by Wisconsin Statute.
- b. *Severability Clause.* If any section, provision, or portion of the ordinance is ruled invalid by a court, the remainder of the ordinance shall not be rendered ineffective.
- 1.05. Definitions. The following definitions apply to the provisions of this ordinance:
- a. *Abandoned Animal Waste Storage Facility* means an animal waste storage facility where animal waste has not been added or removed for twenty four consecutive months.
- b. *Animal Waste* means livestock manure or other materials such as bedding, (when added to storage facility) milk house waste, water, soil, hair, feathers, egg shells or debris normally included in animal waste handling operations.
- c. *Animal Unit* means a unit of measure used to determine the total number of single animal types or combination of animal types which are fed, confined, maintained, or stabled in an animal feeding operation. For the purpose of this Ordinance, one animal unit is equivalent to 1000 pounds of livestock live weight.
- d. *Animal Waste Storage Facility* means an impoundment made by constructing an embankment or excavating a pit or dugout or by fabricating a structure to contain manure and other animal or agricultural wastes. Animal waste storage does not include a manure pack layer as dropped by animals on a feedlot or in a barn.
- e. *Applicant* means any person who applies for a permit or certificate of compliance under this Ordinance.
- f. *Certificate of Compliance* is a certificate issued by the Polk County Land and Water Resources Department stating the landowner is in compliance with the requirements of this ordinance.
- g. *Certification of Noncompliance* means an order under which an activity subject to regulation may continue to operate subject to a time frame for compliance.
- h. *Degraded Pastures* means those pastures providing livestock access to waters of the state, where livestock activity prevents the maintenance of adequate sod or self-sustaining vegetative cover.

- i. *Direct conduits to groundwater* means wells, sinkholes, swallets, fractured bedrock at the surface, mine shafts, non-metallic mines, tile inlets discharging to groundwater, quarries, or depressional groundwater recharge areas over shallow fractured bedrock.
- j. *Direct Runoff* means a visible feedlot runoff or storage overflow or evidence of regular flow or discharge that reaches waters of the state.
- k. *Director* means the Director for the Land & Water Resources Department.
- l. *Feedlot* means a lot or building, or combination of contiguous lots and buildings, intended for the confined feeding, breeding, raising or holding of animals and specifically designed as a confinement area in which animal waste may accumulate, or where the concentration of animals is such that a vegetative cover cannot be maintained within the enclosure. For purposes of these parts, open lots used for feeding and rearing of poultry (poultry ranges) and barns, dairy facilities, swine facilities, beef lots and barns, horse stalls and pens, mink ranches and domesticated animal zoos, shall be considered to be animal feedlots. Pasture that maintains permanent vegetative cover shall not be considered animal feedlots under these parts.
- m. *Field Season* means either the usual and customary spring field planting season for Polk County, and the usual and customary fall harvest field season for Polk County.
- n. *Impoundment* means see “Animal Waste Storage.”
- o. *Land Conservation Committee* (referred to as the “LCC”) means the Environmental Services committee of the Polk County Board which performs county-level functions outlined in Chapter 92 Wis. Stats.
- p. *Land & Water Resources Department* (LWRD) means the staff for enforcing and providing technical and administrative support for this ordinance (referred to as the “department”).
- q. *Livestock* means domestic animals kept for use on a farm, or raised for sale and profit.
- r. *Manure* means a material that consists primarily of excreta from livestock, poultry or other animals.
- s. *Nutrient Management Plan* means a written plan and map, approved by the department detailing the amount, form, placement and timing of applied animal waste and other fertilizers.
- t. *Navigable Waters* means all natural inland lakes, streams, ponds, flowages, and the Wisconsin portion of the St. Croix River and other waters within the corporate limits of Polk County which are navigable under the laws of the State of Wisconsin. NOTE: The Department of Natural Resources defines a navigable waterway as having a bed and sides or banks, and that a water craft which is the smallest common to the region may be paddled through the water. Navigability may be established if a stream or lake can be navigated on some regularly occurring basis. (Based on United States Geographical Survey quadrangle maps)
- u. *Navigable* means all lakes, ponds, flowages, rivers, streams in Polk County shall be presumed to be navigable if they are listed in the Wisconsin Department of Natural Resources’ publication *Surface Waters Resources of Polk County*, or are shown on the United States Geological Survey Quadrangle Maps. Lakes, ponds, flowages, rivers and streams not included in these documents may also be determined to be navigable. Also, Lake Superior, Lake Michigan, all natural inland lakes within Wisconsin and all streams, ponds, sloughs, flowages, and other waters within the territorial limits of this State, including the Wisconsin portion of boundary waters, which are navigable under the laws of this State. Under Section 281.31(2)(d), Wisconsin Statutes, notwithstanding any other provision of law or administrative rule promulgated there under, shoreland

ordinates required under Section 59.692, Wisconsin Statutes, and Chapter NR 115, Wisconsin Administrative Code do not apply to lands adjacent to farm drainage ditches if:

1. Such lands are not adjacent to a natural navigable stream or river;
  2. The drainage ditch was not a navigable stream before ditching; and
  3. Such lands are maintained in agricultural use.
- v. *NRCS* means Natural Resources Conservation Service of the U. S. Department of Agriculture.
- w. *Ordinary High-Water Mark* (OHWM) means the point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation or other easily recognized characteristics.
- x. *Permit* means a permit issued for all other requirements of this ordinance other than those requirements covered by the Certificate of Compliance and the Certificate of Noncompliance.
- y. *Permittee* means a person to whom a permit is issued under this Ordinance.
- z. *Person* means any individual, corporation, firm, partnership, joint venture, agency, unincorporated association, or unit of government.
- aa. *Qualified Nutrient Management Planner* means a nutrient management planner meeting the qualifications outlined in ATCP 50.48 (1) (2) Wis. Admin. Code.
- bb. *Site that is susceptible to groundwater contamination* under s. 281.16 (1) (g), Stats., means any one of the following:
- (a) An area within 250 feet of a private well.
  - (b) An area within 1000 feet of a municipal well.
  - (c) An area within 300 feet upslope or 100 feet downslope of a direct conduit to groundwater.
  - (d) A channel that flows to a direct conduit to groundwater.
  - (e) An area where the soil depth to groundwater or bedrock is less than 2 feet.
  - (f) An area where the soil does not exhibit one of the following soil characteristics:
    1. At least a 2-foot soil layer with 40% fines or greater above groundwater and bedrock.
    2. At least a 3-foot soil layer with 20% fines or greater above groundwater and bedrock.
    3. At least a 5-foot soil layer with 10% fines, or greater above groundwater and bedrock.Note: See s. NR 151.002 (32) for definition of percent fines.
- cc. *Stop Work Order* means an order to cease any activity in the operation of, or construction of an activity subject to regulation.
- dd. *Stormwater* means rainfall and runoff from rainfall.
- ee. *Substantial Alteration* means any modification to an animal waste storage facility that alters the integrity of the structure or its liner; or the integrity, capacity and design requirements of the transfer system.
- ff. *Unconfined Manure Pile* reference NR151.015(22), Wis. Admin. Code means a quantity of manure that is at least 175 cubic feet in volume and which covers the ground surface to a depth of at least 2 inches and is not confined within a manure storage facility,

livestock housing facility or barnyard runoff control facility or covered or contained in a manner that prevents stormwater access and direct runoff to surface water or leaching of pollutants to groundwater.

- gg. *Waste Transfer System* means components such as pipes, conduits, valves, and other structures installed to convey manure and milking center wastes from buildings and animal feeding operations to a storage structure, loading area or treatment area.
- hh. *Water Pollution* means contaminating or rendering unclean or impure ground or surface waters, or making the same injurious to public health, harmful for commercial or recreational use, or deleterious to fish, bird, animal or plant life.
- ii. “*Water quality management area*” or “*WQMA*” means the area within 1,000 feet from the ordinary high water mark of navigable waters that consist of a lake, pond or flowage, except that, for a navigable water that is a glacial pothole lake, the term means the area within 1,000 feet from the high water mark of the lake; the area within 300 feet from the ordinary high water mark of navigable waters that consist of a river or stream; and a site that is susceptible to groundwater contamination, or that has the potential to be a direct conduit for contamination to reach groundwater.

## **Section 2: Activities Subject to Regulation**

### **2.01. Animal Waste Storage.**

- a. Construction, substantial alteration, or closure of any animal waste storage structure or waste transfer system. Such construction, alteration, or closure will require a permit from Polk County LWRD. Permit requirements include design, construction and as-built plans approved by a professional engineer or engineer practitioner and meeting requirements of NRCS standards and specifications. Permit requirements also include an approved nutrient management plan and an updated checklist submitted annually, with the updated plan available to the Polk County LWRD upon request.
- b. There shall be no overflow of an animal waste storage facility.
- c. There shall be no leaking or failing manure storage facility.

### **2.02. Unconfined manure pile**

- a. A livestock operation shall have no unconfined manure pile in a water quality management area.
- b. In areas where unconfined manure piles are allowed, the piles shall be field spread and incorporated during the next field season following placement and under no circumstances shall an unconfined manure pile remain longer than 18 months.

### **2.03. Feedlots.** There shall be no direct runoff from feedlots to waters of the state.

### **2.04. Degraded Pastures.** Degraded pastures are prohibited where livestock access waters of the state.

## **Section 3: Standards, Specifications and Policies**

- 3.01. Standards, Specifications and Policies. Compliance with this ordinance shall be administered by the Polk County Land and Water Resources Department and shall follow standards, specifications and policies as adopted by the USDA-NRCS including standards 313, 590, 634, 632, 629, and 360, the Wisconsin Department of Natural Resources Administrative Rule NR 151 and the Wisconsin Department of Agriculture, Trade and Consumer Protection Administrative Rule ATCP 50. Standards and specifications are minimums. Additional standards and specifications may be required in Water Quality Management Areas where shallow soil to bedrock, highly fractured bedrock, drainage to sinkholes or similar conditions exists.

## **Section 4: Permits and Certification Requirements**

### **4.01. Animal Waste Storage Facility Permits:**

- a. An application for a permit is required.
- b. The application shall include a completed application, fee, construction plans and nutrient management plan.
- c. The construction plans shall be certified and approved as meeting the requirements of this ordinance by an agricultural or civil engineer registered in the State of Wisconsin, or a Department of Agriculture Trade and Consumer Protection or Natural Resource Conservation Service engineering practitioner.
- d. The Nutrient Management Plan shall be certified as meeting the requirements of this ordinance by a Qualified Nutrient Management Planner.
- e. Within forty-five (45) days of receiving an application, plans and fee, the department shall inform the applicant in writing whether the application is approved or denied. If additional information is required, the department, within forty-five (45) days from the receipt of the additional information, must approve or reject the application.

### **4.02. Animal Waste Storage Facility Permit conditions:**

- a. An approved application is on file with the department.
- b. An approved animal waste storage facility plan which shall include:
  1. Existing and anticipated numbers and types of animals and animal units.
  2. Site map drawn at a scale of not less than one (1) inch equals forty (40) feet of the animal waste storage facility's location including identification of all buildings, navigable streams, and wetlands or water bodies within one thousand (1000) feet of the proposed animal waste storage facility.
  3. Structural details, including but not limited to dimensions, cross sections, concrete thickness, reinforcement schedules, thickness and placement of groundwater protection liners and elevations.
  4. Well locations within three hundred (300) feet of the animal waste storage facility.
  5. Soil test pits, soil depth boring locations, and soil descriptions using the Unified Soil Classification System to a depth of at least five (5) feet below the planned bottom of the animal waste storage facility, or to bedrock if at a lesser depth.
  6. Groundwater or bedrock elevation if encountered in the soil profile, and the date of such determination.
  7. Provisions for drainage and control of runoff to prevent pollution of surface and groundwater and the location and distance of water bodies.
  8. Drawing scale and associated keys.
  9. Timetable for construction.
  10. Description and details of methods for transferring animal waste.
  11. Plans signed by a P.E. with a statement that they meet NRCS standards and specifications.
  12. A Nutrient Management Plan signed and approved by a Qualified Nutrient Management Planner.
  13. Other additional information necessary to describe the construction, operation and maintenance of structures.
- c. No construction has begun prior to the issuance of a permit.
- d. Five (5) days notice is given to the department prior to any construction activity.

- e. Permits are void if construction is not completed within eighteen (18) months of the permit issue date.
  - f. Extensions of up to one (1) year may be granted by the department upon written request from the permittee.
  - g. Prior to use of the manure storage facility, the department must issue a Certificate of Compliance, which requires:
    - 1. Red lined as-built construction plans signed and certified by an agricultural or civil engineer registered in the state of Wisconsin, or DATCP or NRCS certified engineering practitioner, that the animal waste storage facility and transfer system was installed as planned, including as-built dimensions and design changes made during construction, and that final construction meets NRCS standards and specifications.
    - 2. An approved Nutrient Management Plan on file with the department, as well as in subsequent years a checklist must be submitted to the department and a copy of the Nutrient Management Plan provided to the department upon request.
- 4.03. Permit Exceptions for Animal Waste Storage Facilities
- a. *Routine maintenance*
  - b. *Emergency repairs*
- 4.04. Permit Fees. Fees shall be required for new and substantially altered animal waste storage facilities. Fees shall be established and modified and incorporated in the Polk County Land & Water Resources Department fee schedule by motion of the Polk County Board. Fees are non-refundable. Fees shall be waived for animal waste storage closure, but a permit is still required.

## **Section 5: Administration**

- 5.01. Administration Duties. The Land and Water Resources Department shall administer this Ordinance. Administrative duties include:
- a. Keep accurate records of all official actions.
  - b. Review plans and ensure compliance with this Ordinance.
  - c. Investigate complaints relating to compliance with this ordinance.
  - d. Provide technical and financial assistance to the extent available.
  - e. Monitor permitted activities for compliance with this ordinance.
- 5.02. Inspection Authority. Pursuant to Chapter 92.07(14), Wisconsin Statute, the department is authorized to enter upon lands affected by this Ordinance to ensure compliance. Refusing department staff access to any site may be grounds for permit denial, revocation, or other enforcement action.

## **Section 6. Enforcement**

- 6.01. Enforcement Authority.
- a. The department is authorized to issue Certificate of Noncompliance, Stop Work Orders, revoke permits, issue citations, and seek penalties or injunctions against any person who violates this Ordinance. The department shall provide written notification as to the reasons for the enforcement action.
  - b. A permit revocation or stop work order shall remain in effect until retracted by the department, or court of general jurisdiction.
  - c. The department director is authorized to refer violations or enforcement actions to the Corporate Counsel. The department may request the Corporate Counsel to obtain a cease and desist order, or any other form of injunctive relief as needed.

- d. The department shall retract a Stop Work Order, a Certificate of Noncompliance, or the revocation of a permit upon compliance with this ordinance.
- 6.02. Certificate of Noncompliance. Conditions:
- a. Issued after a site evaluation by the department.
  - b. Issued after a determination that a violation of this ordinance exists.
  - c. Certificate will allow activities subject to regulation to exist or continue, but recipients are subject to compliance prior to time frames specified on the notice.
  - d. Certificate will specify portions of this ordinance under which the violation occurs.
  - e. Certificate may be extended to allow for compliance with this ordinance.
- 6.03. Stop Work Orders. Conditions:
- a. Activities regulated by this ordinance carried out without a permit or certificate.
  - b. A Certificate of Noncompliance has expired.
  - c. Only actions related to any activity subject to regulation shall be ceased.
  - d. Forty-eight (48) hours after posting a stop work order where conditions threaten public health, safety, or welfare, or where the potential for severe offsite damage warrants immediate attention, the department may notify the violator of the county's intent to perform work necessary to comply with this ordinance and bill violator for costs incurred.
- 6.04. Citations. Under authority of Wisconsin Statute 66.0113 any person who violates or resists enforcement of this ordinance is subject to a citation for forfeiture of not less than \$10 or more than \$500, plus costs of prosecution for each violation. Each day that a violation exists may be a separate offense.
- 6.05. Injunctions. As a substitute for, or in addition to forfeiture actions, Polk County may seek enforcement of any part of this Ordinance by court actions seeking injunctions or restraining orders.

## **Section 7. Appeals**

- 7.01. Procedure. The procedures under Chapter 68 of the Wisconsin Statutes shall apply. The department director shall act as the initial appeal authority pursuant to Wisconsin Statute 68.09(2). Any person having a substantial interest, which is adversely affected by the order, requirement, decision or determination made by the department may appeal to the department director. The appeal must be submitted within 30 days of the noncompliance determination.
- a. The request shall specify written evidence and the reason for the request, including which requirements from this ordinance are involved. A written decision shall be mailed to the appellant within 30 days of the appeal. The decision will affirm, deny, or modify the initial determination.
- 7.02. Appeals. If a person wishes to appeal the decision of the department director, a written appeal must be made within 30 days of the date of the decision. Any such appeal will be heard by the Polk County Environmental Services Committee. The provisions of Wisconsin Statute 68.11 and 68.12 shall govern any hearing and decisions to occur under this subsection.

## **Section 8: Effective Date**

This Polk County Manure Management Ordinance shall take effect upon passage and publication, effective XX, XX, 2017

Resolution No. 38-17

1 Resolution to Amend the 2017 Polk County Budget to Provide Funding for the Public Work  
2 Bridge Replacement on County Road J

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

Ladies and Gentlemen:

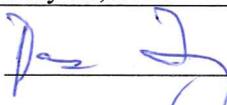
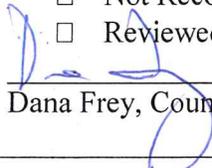
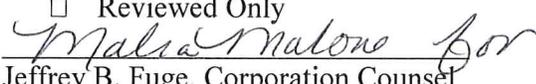
3 WHEREAS, the Capital Improvement Plan identifies for 2018 the replacement of a bridge on  
4 County Trunk Highway J; and

5 WHEREAS, the bridge identified for replacement in 2018 has failed earlier than anticipated  
6 warranting replacement in 2017.

7 WHEREAS, pursuant to Wisconsin Statute Section 59.52(29), the Polk County Highway  
8 Commissioner is authorized to enter into contracts for bridge replacement, provided adequate  
9 funding is available

10 NOW, THEREFORE BE IT RESOLVED that , pursuant to Wisconsin Statute Section  
11 65.90(5)(a), the Polk County Board of Supervisors amends the 2017 Operating and Capital  
12 Budget and appropriates a sum of up to \$350,000 in the Highway Construction account for the  
13 purpose of conducting public work for the replacement of the bridge on County Trunk J.  
14 Funding for this project will come from the 2017 Highway Fund Balance.

15 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a), the Polk  
16 County Board of Supervisors directs the Clerk to publish this resolution by Class 1 notice under  
17 Sections 985.02 and 985.07(1) within 15 days of passage and post the adopted resolution on the  
18 County's website.

Funding Source/ Funding Amount:	Fund Balance: \$ _____
Date Reviewed as to Appropriations:	General Government Committee <Insert Date>
Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage and Publication
Dated Submitted To County Board	May 23, 2017
Submitted By:	
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Jeffrey B. Fuge, Corporation Counsel

Acknowledgement of County Board Action

Mark As Appropriate:

At its regular business meeting on the \_\_\_\_\_ of \_\_\_\_\_ 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No.38-17: Resolution To Amend 2017 County Budget To Provide For Funding for the Public Work Bridge Replacement on County Road J; as follows:

- Enacted by two-thirds majority of the board of supervisors by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

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

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

Resolution No. 36-17  
Resolution to Establish and Fund Highway Facility Capital Account

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

Ladies and Gentlemen:

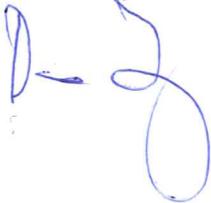
1 WHEREAS, pursuant to Resolution No. 14-17, the County Board of supervisors authorized the  
2 acquisition of lands for the purpose of construction, operation and maintenance of a new highway  
3 facility; and

4 WHEREAS, it is in the interest of the County to establish a capital project fund to track the  
5 allocations and expenditures concerning the highway facility.

6 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes the  
7 creation of a Highway Facility Capital Project Account for purposes of tracking all allocations and  
8 expenses related to a highway facility project.

9 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes the Highway Facility  
10 Capital Project Account in an amount equivalent to the costs associated with the real estate  
11 transactions, including, but not limited to, consultation expenses incurred on feasibility studies,  
12 costs related to the transactions authorized pursuant to Resolution No. 14-17 for the acquisition  
13 and exchange of lands, and construction management services for the construction of the Highway  
14 Facility.

15  
16 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs that  
17 general fund balance will cover the expenditures in the Highway Facility Capital Project Fund until  
18 further financing is acquired.

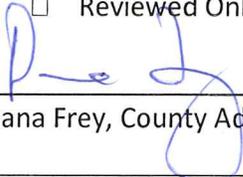
Funding Source/ Funding Amount:	General Fund Transfer \$ _____
Date Reviewed as to Appropriations:	
General Government Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage and Publication
Dated Submitted To County Board	First Reading: May 23, 2017 Second Reading: June 20, 2017
Submitted By: 	_____ _____ _____

Review By County Administrator:

Recommended

Not Recommended

Reviewed Only



\_\_\_\_\_  
Dana Frey, County Administrator

Review By Corporation Counsel:

Approved as to Form

Recommended

Not Recommended

Reviewed Only



\_\_\_\_\_  
Jeffrey B. Fuge, Corporation Counsel

Acknowledgement of County Board Action

Mark As Appropriate:

At its regular business meeting on \_\_\_\_ day of \_\_\_\_\_, 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 36-17: Resolution to Establish and Fund Highway Facility Capital Account, as follows:

- Adopted by two-thirds of the entire board of supervisors by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Adopted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

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

Attest:

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

Certification of Publication

On the \_\_\_\_ day of \_\_\_\_\_, 2017, notice of the transfers authorized in the above resolution were published by Class 1 Notice pursuant to Chapter 985, Wisconsin Statutes, in the Inter-County Leader,.

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

Dated: \_\_\_\_\_

Polk County Board of Supervisors  
Resolution No. 37-17

Resolution to Authorize Procurement of Construction Management Services for Highway Facility

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

Ladies and Gentlemen:

WHEREAS, on March 19, 2017, the Polk County Board of Supervisors authorized the Polk County Administrator to negotiate, execute and close on behalf of Polk County final real estate agreements with the Village of Balsam Lake and Bishop Fixtures and Millwork, Inc., for purposes of construction of a Highway Shop; and

WHEREAS, the next step in construction of said facility would be to engage a construction management firm to oversee the remaining stages in construction of said facility; and

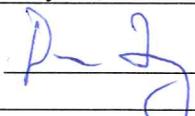
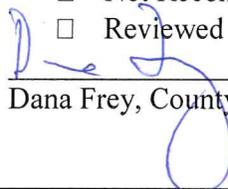
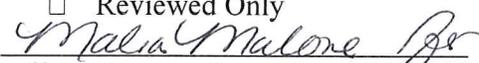
WHEREAS, on April 18, 2017, the Polk County Board of Supervisors met in Committee of the Whole to review the construction process, specifically the step of hiring a construction manager; and

WHEREAS, on May 22, 2017, the Polk County Executive Committee met as the Highway Facility Steering Committee pursuant to Resolution No. 30-16 and recommended the selection of a construction manager including recommending the expenditure amount.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors ratifies the selection of \_\_\_\_\_ as a construction manager for the Highway Facility.

BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a), the Polk County Board of Supervisors amends the 2017 County Budget and authorizes a transfer from County Fund Balance in the sum of \$\_\_\_\_\_ and the expenditure of said sum for the purchase of construction management services.

BE IT FURTHER RESOLVED that the Clerk cause to be published in accordance with Wisconsin statute Section 65.90(5)(a) a copy of this adopted resolution within 10-days of passage, giving proper notice of said budget amendment.

Funding Source/ Funding Amount:	Not Applicable
Date Reviewed as to Appropriations:	Not Applicable
Committee Recommendation as To Appropriation:	Not Applicable
Effective Date:	Upon Passage and Publication
Dated Submitted To County Board	May 23, 2017
Submitted By:	
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Jeffrey B. Fuge, Corporation Counsel

**Acknowledgement of County Board Action**

At its regular business meeting on the 23rd of May 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No.37-17: Resolution to Authorize Procurement of Construction Management Services for Highway Facility, as follows:

- Enacted by two-thirds majority of all members, by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

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

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

1 Polk County Board of Supervisors

2 Resolution No. 16 -17

3 Resolution To Amend 2017 County Budget To Provide For Consulting Services Concerning the  
4 Repair or Restoration of the Polk County Fairground Grandstand;

5 TO THE HONORABLE SUPERVISORS OF THE COUNTY BOARD OF THE COUNTY OF  
6 POLK:

7 Ladies and Gentlemen:

8 WHEREAS, in adopting Resolution No. 2-17, the Polk County Board of Supervisors established the  
9 Polk County Ad Hoc Committee on Fairgrounds Infrastructure to investigate cost estimates relating  
10 to the repair or restoration of the Fair grandstand and to provide report and recommendation to the  
11 County Board at the March 2017 regular meeting; and

12 WHEREAS, upon review of preliminary information at its February 28, 2017 meeting, the Ad Hoc  
13 Committee on Fairgrounds Infrastructure recommended that the County Board authorize and  
14 appropriate for expenditure the sum of \$21,000 for a structural evaluation of the grandstand to  
15 accurately determine the repair or restoration costs.

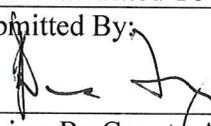
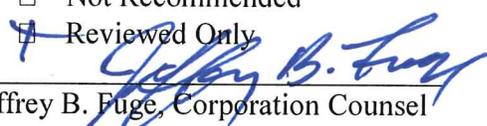
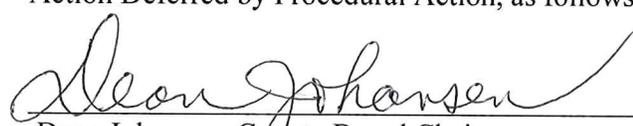
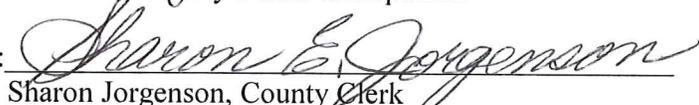
16 NOW, THEREFORE, BE IT RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a),  
17 the Polk County Board of Supervisors authorizes an amendment to the 2017 County Budget to  
18 transfer the sum of \$21,000 from County Fund Balance to the Fair Operating Budget – Other  
19 Professional Services 101-20-55460-219), said sum to be expended toward the purchase of a  
20 structural evaluation and other consulting services on the design of the repairs or restoration of the  
21 grandstand.

22 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a), the Polk  
23 County Board of Supervisors directs the Clerk to publish this resolution by Class 1 notice under  
24 Sections 985.02 and 985.07(1) within 15 days of passage and post the adopted resolution on the  
25 County's website.

(Continued on Page 2)

Polk County Board of Supervisors  
Resolution No. 16-17

Resolution To Amend 2017 Budget To Provide For Consulting Services Concerning the Repair or Restoration of the Polk County Fairground Grandstand

Funding Source/ Funding Amount:	Fund Balance: \$
Date Reviewed as to Appropriations:	March 9, 2017 General Government Committee
Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage and Publication
Dated Submitted To County Board	March 21, 2017
Submitted By: 	_____
Review By County Administrator: <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  _____ Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only  _____ Jeffrey B. Fuge, Corporation Counsel
Acknowledgement of County Board Action	
Mark As Appropriate:	
At its regular business meeting on the ____ of _____, 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. <u>16</u> 17: Resolution To Amend 2017 County Budget To Provide For Consulting Services Concerning the Repair or Restoration of the Polk County Fairground Grandstand; as follows:	
<input type="checkbox"/> Enacted by two-thirds majority of the board of supervisors by a vote of _____ in favor and _____ against. <input type="checkbox"/> Enacted by unanimous vote. <input type="checkbox"/> Defeated by a vote of _____ in favor and _____ against. <input type="checkbox"/> Defeated by voice vote. <input type="checkbox"/> Action Deferred by Procedural Action, as follows: _____	
SIGNED BY:  _____ Dean Johansen, County Board Chairperson	
Attest:  _____ Sharon Jorgenson, County Clerk	

1 Polk County Board of Supervisors  
2 Resolution No. 17-17  
3 Resolution to Authorize Lease of Old County Jail to Salvation Army for Continuation of Serenity  
4 House/Transition Housing Program

5 TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
6 WISCONSIN:

7 Gentlemen:

8 WHEREAS, pursuant to Resolution No. 13-06, the Polk County Board of Supervisors had authorized  
9 lease of the Old County Jail, 200 Polk County Plaza, Balsam Lake, Wisconsin, to the Salvation Army  
10 for the purposes of making available transitional housing to those persons incarcerated in the Polk  
11 County Jail; and

12  
13 WHEREAS, the Lease Agreement between Polk County and Salvation Army for lease of the Old  
14 County Jail expired on February 28, 2017; and

15 WHEREAS, on February 15, 2017, the County received the written request of the Salvation Army  
16 seeking to continue the lease arrangement on mutual agreeable terms; and

17 WHEREAS, pursuant to Wisconsin Statute § 59.52(6)(c), the County Board may direct the leasing of  
18 County facilities on terms that it determines as appropriate; and

19 WHEREAS, pursuant to the County Finance Policy, Subchapter 5.6 **Management of County**  
20 **Owned (Non-Tax Forfeiture) Real Estate**, Section 1.06, the County Administrator is delegated the  
21 responsibility to negotiate the terms of leases of county property to outside agencies according to the  
22 following criteria:

23 a. *Amount of lease payment.* For other than nonprofit agencies unless otherwise  
24 authorized by the County Board, the rental amount for leased property must  
25 not be less than the market rental value in the area. For nonprofit agencies,  
26 the rental amount must not be less than the different between the mothballed  
27 costs and the cost to the County if occupied.

28 b. *Term of lease.* All lease agreements must be for a period of one calendar year,  
29 subject to automatic renewal, unless otherwise authorized by the County  
30 Board.

31 WHEREAS, consistent with policy, the County Administrator has recommended the Old County Jail  
32 be used under lease agreement by the Salvation Army for its operation of the Serenity House  
33 program and the provision of transitional housing programming; and

34 WHEREAS, the General Government Committee has received and considered the request of the  
35 Salvation Army to lease the Old County Jail for the continuation of the Serenity House transitional  
36 housing program and has provided an advisory recommendation in support of leasing said county  
37 property consistent with County policy.

38 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes and  
 39 directs the County Administrator to negotiate a lease agreement with the Salvation Army for lease of  
 40 the Old County Jail a rental amount and term of lease as provided by policy and upon other terms and  
 41 conditions determined by the County Administrator as being in the interest of the County.

42 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.52(6)(c), the Polk  
 43 County Board of Supervisors directs the County Clerk to execute a lease agreement to the Salvation  
 44 Army for lease of the Old County Jail on terms and conditions negotiated by County Administrator.

45 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs the  
 46 Polk County Parks and Buildings Director to administer the lease authorized herein.

Funding Source/ Funding Amount:	
Date Reviewed as to Appropriations:	
Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage
Dated Submitted To County Board	March 21, 2017
Submitted By:	_____
Review By County Administrator: <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only _____ Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only _____ Jeffrey B. Fuge, Corporation Counsel

Acknowledgement of County Board Action

At its regular business meeting on the \_\_\_\_\_ of \_\_\_\_\_ 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 17-17: Resolution to Authorize Lease of Old County Jail to Salvation Army for Continuation of Serenity House/Transition Housing Program, as follows:

- Enacted by simple majority by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

\_\_\_\_\_  
 Dean Johansen, County Board Chairperson  
 Attest: \_\_\_\_\_  
 Sharon Jorgenson, County Clerk

Polk County Board of Supervisors  
 Resolution No. 27-17  
 Resolution to Grant Emergency Access Easement to Village of Clayton

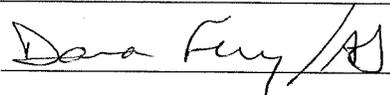
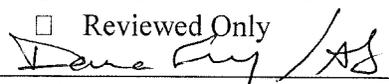
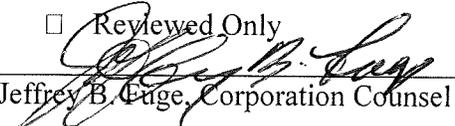
TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
 WISCONSIN:

Ladies and Gentlemen:

WHEREAS, the village of Clayton seeks an emergency access easement over and across that part of the Polk County All-Terrain Vehicle trail to provide ingress and egress of public safety vehicles to Village facilities in the provision of emergency services.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes the grant of easement to the Village of Clayton, as described in the Emergency Access Easement, attached hereto and incorporated herein.

BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.52(6)(c), the Polk County Board of Supervisors directs the County Clerk to execute the easement authorized herein.

Funding Source/ Funding Amount:	Not Applicable
Date Reviewed as to Appropriations:	Not Applicable
Committee Recommendation as To Appropriation:	Not Applicable
Effective Date:	Upon Passage
Dated Submitted To County Board	April 18, 2017
Submitted By:	
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only  Jeffrey B. Euge, Corporation Counsel

Acknowledgement of County Board Action

At its regular business meeting on the ~~16<sup>th</sup>~~<sup>23<sup>rd</sup></sup> day of May 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 27-17: Resolution to Grant Emergency Access Easement to Village of Clayton, as follows:

- Enacted by simple majority by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

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

Attest:

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

EMERGENCY ACCESS EASEMENT

Document Number

THIS INDENTURE, made between POLK COUNTY (ATV TRAIL), "Owners" and the VILLAGE OF CLAYTON, a Wisconsin Municipal Corporation "Village".

WITNESSETH:

THAT, the Owner hereby conveys to the Village, its successors and assigns, for the benefit of the Village and any emergency service agency, an emergency access easement over the Easement Area described below for use by the Village and/or emergency vehicles. Said easement shall be for purposes of ingress and egress to provide, without limitation, fire and police protection, ambulances and rescue services and other lawful governmental or private emergency services to such premises, owners, occupants and invitees thereof as may be in need of such emergency services. The foregoing easement shall in no way be construed as a dedication of any roadways to the public.

THAT the land affected by this grant of Emergency Access Easement is described as follows:

Being part of the Existing Clear Lake to Clayton - Polk County ATV Trail located between the Southerly side of the intersection Wisconsin Avenue and the Trail and extending northerly 6500 feet to a point 1080 feet southerly of the Polk County line. The portion of the trail affected by this easement is located in part of Section 13 and part of Section 24, Township 33 North, Range 15 West, Village of Clayton, Polk County, WI.

The Owner hereby covenants with the Village that it is lawfully seized and possessed of the real estate above described and that it has good and lawful right to convey it.

IN WITNESS WHEREOF, the undersigned has executed this instrument this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_(SEAL)

\_\_\_\_\_(SEAL)

Owner's representative

\_\_\_\_\_(SEAL)

\_\_\_\_\_(SEAL)

Owner's representative

ACKNOWLEDGMENT

STATE OF WISCONSIN )
) SS
\_\_\_\_\_ COUNTY )

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, the above named Owners representatives, to me known to be the persons who executed the foregoing instrument in such capacity and acknowledged the same under the authority of said corporation.

Notary Public, State of Wisconsin
Commission expires: \_\_\_\_\_

This document drafted by:
Dustin J. LaBlonde, PLS
Cedar Corporation
604 Wilson Avenue
Menomonie, WI

Recording Area

Name and Return Address
Dustin J. LaBlonde, PLS
Cedar Corporation
604 Wilson Avenue
Menomonie, WI

Parcel Identification Number (PIN)

Polk County Board of Supervisors  
 Resolution No. 28-17  
 Resolution to Grant Lakeland Communications Right of Way Easement

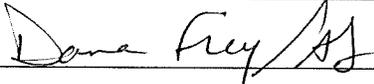
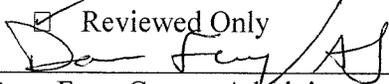
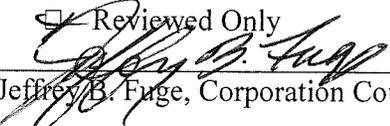
TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
 WISCONSIN:

Ladies and Gentlemen:

WHEREAS, Lakeland Communications seeks a right-of way easement to construct, operate and maintain an underground telecommunication cable and above ground equipment in and along County right of way on 220<sup>th</sup> Avenue/CTH G and service lines to 2159 and 2169 220<sup>th</sup> Avenue/CTH G, as described in the proposed Right of Way Easement For Communications Line.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes the grant of easement to Lakeland Communications as described in the Right of Way Easement for Communications Line, attached hereto and incorporated herein.

BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.52(6)(c), the Polk County Board of Supervisors directs the County Clerk to execute the easement authorized herein.

Funding Source/ Funding Amount:	Not Applicable
Date Reviewed as to Appropriations:	Not Applicable
Committee Recommendation as To Appropriation:	Not Applicable
Effective Date:	Upon Passage
Dated Submitted To County Board	April 18, 2017
Submitted By:	
Review By County Administrator: <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only  Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input checked="" type="checkbox"/> Reviewed Only  Jeffrey B. Fuge, Corporation Counsel

Acknowledgement of County Board Action

At its regular business meeting on the <sup>23rd</sup> ~~16th~~ day of May 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 28-17: Resolution to Grant Lakeland Communications Right of Way Easement, as follows:

- Enacted by simple majority by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Enacted by unanimous vote.
- Defeated by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ against.
- Defeated by voice vote.
- Action Deferred by Procedural Action, as follows: \_\_\_\_\_

SIGNED BY:

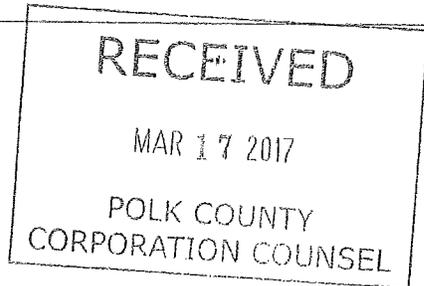
\_\_\_\_\_  
Dean Johansen, County Board Chairperson

Attest:

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

March 8, 2017

Polk County  
100 Polk County Plaza  
Balsam Lake, WI 54810



To Whom It May Concern:

Finley Engineering Company, Inc. of Altoona, Wisconsin, has been retained by Lakeland Communications Group, LLC of Milltown, Wisconsin, to design, engineer, and obtain right-of-way easements to place buried telecommunications cable in its various exchanges in Wisconsin.

Please find enclosed a copy of the "Right-of-Way Easement for Communications Line" that would allow Lakeland Communications Group, LLC to bury a telecommunications cable along the property you own on 220<sup>th</sup> Avenue/C.T.H. "G", and service lines to 2159 and 2169 220<sup>th</sup> Avenue/C.T.H. "G", in Polk County, Wisconsin. This cable is being placed to provide improved telecommunications service within the areas served by the telephone company. The construction of this cable will begin this Spring and continue throughout 2017. The main cable will be buried approximately 36 inches deep and the service lines 18 to 24 inches deep.

If everything is satisfactory, please sign the enclosed "Right-of-Way Easement for Communications Line" **in front of a notary public** and return it in the enclosed self-addressed, stamped envelope. If you are charged to obtain a notary, please send a receipt and you will be reimbursed for that charge. A copy of the easement will be sent to you once it has been recorded.

Thank you for your cooperation with this project. Please be assured that if any damages occur as a result of the installation of this cable, all restoration will be done. If you have any questions or concerns, please contact our field office at 715-857-3884 or our main office at 715-834-2605.

Sincerely,

A handwritten signature in cursive script that reads "Sandra Lange".

Sandra Lange  
Right-of-Way Specialist

Enclosures  
MLTN-0069  
WI573



1 Polk County Board of Supervisors  
2 Resolution No. 29-17

3 Resolution to Authorize Memorandum of Understanding with Polk County Historical Society

4 TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
5 WISCONSIN:

6 Ladies and Gentlemen:

7 WHEREAS, it is in the interest of the county to define by agreement between the County and the  
8 various affiliated organizations which occupy County facilities so as to clarify and define the  
9 respective duties and responsibilities concerning the use and management of those buildings and to  
10 establish and provide for a means of accountability in the relationship with such organizations.

11  
12 WHEREAS, since at least 1975, the County and the Polk County Historical Society (Society) have  
13 collaborated in the operation of the Polk County Museum by the Society in the County owned Polk  
14 County Museum building; and more recently, the Society has used the county Owned Lanesboro  
15 School building to provide educational programming to the citizens and visitors of Polk County; and  
16 such usage has been without any contractual agreement.

17 WHEREAS, consistent with County Policy, the County Administrator has recommended that the  
18 County Board authorize the extension of an agreement to the Society for the continuation of the Polk  
19 County Museum and its educational programs at the Lanesboro School.

20 WHEREAS, the General Government Committee has provided an advisory recommendation to  
21 continue the collaboration of the County and the Society by agreement consistent with the County  
22 Finance policy.

23  
24 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes and  
25 directs the County Administrator to negotiate a memorandum of understanding with the Society for  
26 the occupancy and management of the Polk County Museum building and Lanesboro School  
27 consistent with relevant provisions of the County Finance policy and upon other terms and conditions  
28 determined by the County Administrator as being in the interest of the County.

29 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.52(6)(c), the Polk  
30 County Board of Supervisors directs the County Clerk to execute the memorandum of understanding  
31 on terms and conditions negotiated by County Administrator.

32 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs the  
33 Polk County Parks and Buildings Director to administer the memorandum of understanding  
34 authorized herein.

Resolution No. 29-17: Resolution to Authorize Memorandum of Understanding with Polk County Historical Society

Funding Source/ Funding Amount:	
Date Reviewed as to Appropriations:	
Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage
Dated Submitted To County Board	April 18, 2017
Submitted By:	<u>Dana Frey / AS</u>
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <u>Dana Frey AS</u> Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <u>Jeffrey B. Fuge</u> Jeffrey B. Fuge, Corporation Counsel
Acknowledgement of County Board Action	
At its regular business meeting on the <sup>23rd</sup> <del>16th</del> day of May 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 29-17: Resolution to Authorize Memorandum of Understanding with Polk County Historical Society, as follows: <ul style="list-style-type: none"> <li><input type="checkbox"/> Enacted by simple majority by a vote of _____ in favor and _____ against.</li> <li><input type="checkbox"/> Enacted by unanimous vote.</li> <li><input type="checkbox"/> Defeated by a vote of _____ in favor and _____ against.</li> <li><input type="checkbox"/> Defeated by voice vote.</li> <li><input type="checkbox"/> Action Deferred by Procedural Action, as follows: _____</li> </ul>	
SIGNED BY:  _____ Dean Johansen, County Board Chairperson Attest: _____ Sharon E. Jorgenson, County Clerk	

1 Polk County Board of Supervisors  
2 Resolution No. 30-17  
3 Resolution to Authorize Memorandum of Understanding with Polk County Criminal Justice  
4 Collaborating Council

5 TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK,  
6 WISCONSIN:

7 Ladies and Gentlemen:

8 WHEREAS, it is in the interest of the County to define by agreement between the County and the  
9 various affiliated organizations which occupy County facilities so as to clarify and define the  
10 respective duties and responsibilities concerning the use and management of those buildings and to  
11 establish and provide for a means of accountability in the relationship with such organizations.

12 WHEREAS, since 2009, Polk County Criminal Justice Collaborating Council (CJCC) has  
13 carried out its mission by working in collaboration with State and Polk County agencies to  
14 ensure offender accountability, rehabilitative programming and support the rights and needs of  
15 victims and to promote public safety, and efficient and effective administration of the criminal  
16 justice system by the establishment of a restorative justice system and the continuation of the  
17 Drug Court.

18 WHEREAS, consistent with County Policy, the County Administrator has recommended that the  
19 County Board authorize the extension of an agreement to the CJCC for the continuation of such  
20 collaboration.

21 WHEREAS, the General Government Committee has provided an advisory recommendation to  
22 continue the working relation with the CJCC by agreement consistent with the County Finance  
23 policy.

24 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes and  
25 directs the County Administrator to negotiate a memorandum of understanding with the CJCC for the  
26 occupancy and usage of the Polk County Justice Center and Polk County Government Center and  
27 defines the respective roles and responsibilities in the County support of the mission of the CJCC  
28 consistent with relevant provisions of the County Finance policy and upon other terms and conditions  
29 determined by the County Administrator as being in the interest of the County.

30 BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.52(6)(c), the Polk  
31 County Board of Supervisors directs the County Clerk to execute the memorandum of understanding  
32 on terms and conditions negotiated by County Administrator.

33 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes and directs the  
34 Polk County Parks and Buildings Director to administer the lease provisions memorandum of  
35 understanding authorized herein.

Resolution No. 30-17: Resolution to Authorize Memorandum of Understanding with Polk County Criminal Justice Collaborating Council

Funding Source/ Funding Amount:	
Date Reviewed as to Appropriations:	
Committee Recommendation as To Appropriation:	
Effective Date:	Upon Passage
Dated Submitted To County Board	April 18, 2017
Submitted By:	<u>Dana Frey AS</u>
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <u>Dana Frey AS</u> Dana Frey, County Administrator	Review By Corporation Counsel: <input checked="" type="checkbox"/> Approved as to Form <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <u>Jeffrey B. Frey</u> Jeffrey B. Frey, Corporation Counsel
Acknowledgement of County Board Action	
<p>At its regular business meeting on the <sup>23rd</sup> <del>16th</del> day of May 2017, the Polk County Board of Supervisors considered and acted on the above resolution, Resolution No. 30-17: Resolution to Authorize Memorandum of Understanding with Polk County Criminal Justice Collaborating Council, as follows:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Enacted by simple majority by a vote of _____ in favor and _____ against.</li> <li><input type="checkbox"/> Enacted by unanimous vote.</li> <li><input type="checkbox"/> Defeated by a vote of _____ in favor and _____ against.</li> <li><input type="checkbox"/> Defeated by voice vote.</li> <li><input type="checkbox"/> Action Deferred by Procedural Action, as follows: _____</li> </ul> <p>SIGNED BY:</p> <p>_____                  Dean Johansen, County Board Chairperson</p> <p>Attest: _____                  Sharon E. Jorgenson, County Clerk</p>	