



MINUTES
General Government Committee
County Board Room
Balsam Lake, WI 54810
10:00 a.m. Thursday, April 11, 2019

Meeting called to order by Chair Masters @ 10:00 a.m.

Members present:

Attendee Name	Title	Status
Brian Masters	Chair	Present
Russ Arcand	Vice Chair	Present
Dean Johansen	Supervisor	Present
Larry Jepsen	Supervisor	Present
Chris Nelson	Supervisor	Present

Also present: Sharon Jorgenson, County Clerk; Nick Osborne, County Administrator; Andrea Jerrick, Deputy County Administrator/Employee Relations Director; Steve Geiger, Interim Land Information Director; David Vollendorf, Interim Information Technology Director; Emil Norby, Highway Commissioner; Supervisor Mike Prichard, and members of the public.

Approval of Agenda

Chair Masters called for a motion to approve the agenda as published. **Motion** (Johansen/Jepsen) to approve agenda. Chair Masters declared that Item #16: Updates Regarding Big Butternut Lake Dam would be struck from the agenda- closed session will not be held. Chair Masters called for a voice vote on said motion to approve the agenda with said changes. **Motion** to approve the agenda carried by unanimous voice vote.

Approval of Minutes

Chair Masters called for a motion to approve the minutes of the March 14, 2019 meeting as published. **Motion** (Jepsen/Masters) to approve the minutes. Chair Masters called for a voice vote on said motion. **Motion** to approve the minutes of the March 14, 2019 meeting carried by unanimous voice vote.

Public Comment - No Public comment was received by committee.

Receipt of Information from Supervisors Not Seated as Committee Members – Information was received from Supervisor Johansen regarding implementing a committee report form for use at the County Board meetings.

Committee received follow-up information from Interim IT Director Dave Vollendorf regarding audiovisual recording and broadcasting of meetings. An employee that works for the Highway Department has expressed interest in recording the meetings. The Sheriff's Department has a video camera available for use. A possible trial run is planned for the May County Board meeting.

Committee received a follow-up report and findings from Administrator Osborne regarding DNR exemption and future expenses in regard to trails. An outside attorney opinion indicated pay back of federal funding would be likely. The County has reached out to Congressman Duffy's office to try to get an accurate payback figure from the State.

Committee received a report and information regarding development of the new Fairgrounds Management Agreement (Memorandum of Understanding) from Highway Commissioner Norby. Corporation Counsel and Commissioner Norby are developing the updated Memorandum of Understanding.

The Committee received an update regarding the fairgrounds analysis. A recent meeting with Cedar Corporation and the Fair Society discussed the scope of the project, with follow-up meetings on 4/24/19 to obtain input from various fair groups and determine scope of analysis of fairground facilities. Completion of the fairgrounds analysis is expected by sometime in July.

Committee received information and updates regarding the Greenway Property from Administrator Osborne. Greenway is currently in receivership. Purchase of the property is under consideration by the Village of Turtle Lake.

Committee received information from Administrator Osborne regarding costing of fees for services charged to outside agencies and the process of how fees are determined annually.

The committee discussed recommendations regarding reconsideration of Resolution No. 18-19: Resolution to Adopt the Polk County Plan for Library Service 2019 – 2024. Chairman Masters called upon John Thompson, Representative from Indianhead Federated Library System to provide information regarding the Plan for Library Service for 2019 to 2024 to the committee. Committee received information regarding the 2019 to 2024 Plan for Library Service from Supervisor Prichard.

Chair Masters called for a motion regarding Resolution No. 18-19

Motion (Johansen/Jepsen) to recommend Resolution No. 18-19 to the County Board for passage.

Chair Masters called for a voice vote on said motion. **Motion** to recommend Resolution No. 18-19 to the County Board for passage carried by unanimous voice vote.

Committee received information from Administrator Osborne regarding Rules of Order, committee duties, responsibilities and assigned functions. A resolution addressing amendments to the Rules of Order will be addressed by the Executive Committee and moved to County Board meeting for consideration.

Committee received information from Administrator Osborne regarding the committee agenda process and specific deadlines for submitting agenda items. A reminder for agenda items will go out on Friday (three days before the agenda deadline). Committee agenda items should be submitted as early as possible or on Wednesday by noon a week before the scheduled meeting. Committee Chairs will have a role in finalizing the agenda.

Committee received information from Administrator Osborne regarding the proposal from Renewable World Energies for the Clam Falls Dam. Polk County received an offer in writing from Renewable World Energies regarding the Clam Falls Dam. Administrator Osborne reported concerns the Environmental

Services Committee has regarding the sequence of the Renewable World Energies offer, believing that the stability study of the Clam Falls Dam should be completed before Polk County would consider any ownership of the dam. General Government committee requested that a Committee of the Whole discussion be held regarding the Clam Falls Dam at the May Board of Supervisors meeting.

Committee received information from Chair Masters regarding discussion with Mayor Carlson relating to the Tourism Council and Memorandum of Understanding with City of St Croix Falls.

Working Session to Develop 2019 Committee Work Plan:

Pending items: Lime Quarry Analysis – June

Add items remaining from 2017 work plan to 2019 Work Plan

Items for next agenda:

Next meeting: May 9, 2019 @ 10:00 a.m.

Laptop/IT Discussion and Videoing of Board meetings

Strategic Planning

Work plan

Items from 2017 Work Plan

Report/discussion regarding possibility of changing boardroom to West Conference Room

Adjourn

Chair Masters called for a motion to adjourn. **Motion** (Arcand/Nelson) to adjourn. Chair Masters called for a voice vote on the motion to adjourn. **Motion** carried by unanimous voice vote. Meeting adjourned 11:41a.m.

Respectfully submitted,

Sharon Jorgenson
County Clerk



POLK COUNTY, WISCONSIN

WWW.CO.POLK.WI.US

Sharon Jorgenson, County Clerk
100 Polk Plaza, Suite 110, Balsam Lake, WI 54810
Phone (715) 485-9226 Email Sharon.Jorgenson@co.polk.wi.us

AGENDA AND NOTICE OF MEETING

GENERAL GOVERNMENT COMMITTEE

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

County Board Room

Thursday, April 11, 2019 at 10:00 a.m.

A quorum of the County Board may be present

Materials: March 14, 2019 Minutes, Resolution 18-19 to Adopt The Polk County Plan for Library Service 2019-2024, Proposal for Clam Falls Dam from Renewable World Energies, Tourism Documents

1. Call to order –Chair Masters
2. Approval of Agenda
3. Approval of Minutes for March 14, 2019
4. Public Comment (3 minutes)
5. Receipt of Information from Supervisors Not Seated as Committee Members
6. Follow up Regarding Audio Visual Recording and Broadcasting of Meetings
7. Discussion and Follow up Findings Regarding DNR Exemption and Future Expenses Regarding – Report and Discussion
8. Fairgrounds Management – Report and Discussion on Development of New Agreement
9. Discussion/Update Regarding Greenway Property
10. Costing of Fees for Services Charged to Outside Agencies – Discussion, Policy Review and Recommendation
11. Discussion/Recommendation Resolution 18-19 Resolution to Adopt the Polk County Plan for Library Service 2019-2024
12. Review Rules of Order, Committee Duties, Responsibilities, and Assigned Functions
13. Review of Committee Agenda Process
14. Discussion of Renewable World Energies Proposal for Clam Falls Dam
15. Tourism: Review Memorandum of Understanding and Budget Appropriations
16. Updates Regarding Big Butternut Lake Dam

** CLOSED SESSION** on matter noticed in #16 above:

Pursuant to Wisconsin Statute § 19.85(1)(g), the Committee may convene in closed session for the purpose of conferring with legal counsel for Polk County who is rendering oral or written advice concerning strategy that the Committee may recommend to the County Board for adoption with respect to anticipated litigation in which the County is or is likely to become involved.

Following the closed session the Committee will convene in open session to make an announcement on matters acted upon in closed session and to take up for consideration and recommendation or action those subject matters noticed for consideration or action on this meeting notice for open session or closed session herein.

17. Working Session to Develop 2019 Committee Work Plan

18. Identification of Subject Matters for Upcoming Meetings

19. Adjourn

This meeting is open to the public according to Wisconsin State Statute 19.83. Persons with disabilities wishing to attend and/or participate are asked to notify the County Clerk's office (715-485-9226) at least 24 hours in advance of the scheduled meeting time so all reasonable accommodations can be made. Requests are confidential.



MINUTES
General Government Committee
County Board Room
Balsam Lake, WI 54810
10:00 a.m. Thursday, March 14, 2019

Meeting called to order by Vice Chair Arcand @ 10:03 a.m.
Members present:

Attendee Name	Title	Status
Brian Masters	Chair	Absent
Russ Arcand	Vice Chair	Present
Dean Johansen	Supervisor	Present
Larry Jepsen	Supervisor	Present
Chris Nelson	Supervisor	Present

Also present: Sharon Jorgenson, County Clerk; Nick Osborne, County Administrator; Andrea Jerrick, Deputy County Administrator/Employee Relations Director; Debbie Peterson, Buildings/Parks Director; Emil Norby, Highway Commissioner; Malia Malone, Corporation Counsel; and member of the press.

Approval of Agenda

Vice Chair Arcand called for a motion to approve the agenda as published. **Motion** (Johansen/Jepsen) to approve agenda. Vice Chair Arcand called for a voice vote on said motion. **Motion** to approve the agenda as published carried by unanimous voice vote.

Approval of Minutes

Vice Chair Arcand called for a motion to approve the minutes of the December 13, 2018 meeting as published. **Motion** (Jepsen/Nelson) to approve the minutes. Vice Chair Arcand called for a voice vote on said motion. Committee noted for the record that the meeting date scheduled for January 10, 2019 as documented in the December 13, 2018 minutes was cancelled. **Motion** to approve the minutes of December 13, 2018 meeting carried by unanimous voice vote.

Public Comment - No Public comment was received by committee.

Receipt of Information from Supervisors Not Seated as Committee Members – No information was received from Supervisors regarding items on the agenda.

Committee engaged in discussion with Information Technology staff regarding audio visual recording and broadcasting of meetings. The committee received information from Interim IT Director Vollendorf regarding equipment needed and estimated cost. Supervisor Nelson suggested possible resources for assistance with videotaping meetings, including: enlisting help from WITC, Unity students, or County staff. The videographer who records the City of Amery meetings is also able to assist the County with suggestions/tips. Vice Chairman Arcand addressed Administrator Osborne regarding suggestions for follow up and options regarding videotaping meetings. Administrator Osborne will follow up and report back to the committee.

Administrator Osborne addressed the committee regarding moving closed session items to the next items addressed on the agenda due to Court hearings that Corporation Counsel has to be in attendance

at. Vice Chairman Arcand declared agenda items 10, 11, and 12 would be addressed next and called on Corporation Counsel Malone to provide information to the Committee.

Corporation Counsel Malone declared that closed session would not be held as litigation update would occur in open session.

Corporation Counsel Malone provided information regarding the three notice of claims listed on the agenda: Regarding the Notice of Claim from Public Administration Associates; Polk County has 120 days to disallow that claim no action is needed by committee at this time.

Corporation Counsel Malone provided information that the Notice of Claim from Friends of Stower Seven Lakes State Trail will most likely be moot due to recent action by the County Board

Corporation Counsel Malone provided information regarding the Notice of Claim/legal action from Peter Henry v. Board of Supervisors, Case #19CV41. An answer and affirmative defenses were filed. The case was recently assigned to St. Croix County Judge Vlack from St Croix County and may likely be moot or dismissed due to recent action by the County Board.

Committee received a report and information regarding development of the new Fairgrounds Management Agreement from Highway Commissioner Norby. Development of the updated Memorandum of Understanding with the Fairgrounds Society is in progress.

The committee discussed recommendations regarding reconsideration of Resolution No. 93-18 to appropriate sufficient funding for the analysis of the fairgrounds. (Resolution No. 93-18: Resolution Clarifying the Fairground Grandstand Capital Improvement Process). Vice Chairman Arcand called upon Highway Commissioner Norby to provide information regarding the need for reconsideration of Resolution No. 93-18 to the committee.

Highway Commissioner Norby recommended the committee bring Resolution No. 93-18 back to County Board for reconsideration and amend the funding amount on line 50 of the Resolution from \$15,000 to \$35,000 to provide sufficient funding for a complete fairgrounds needs analysis.

Motion (Jepsen/Johansen) to recommend to the County Board reconsideration of Resolution No. 93-18 to amend the funding amount from \$15,000 to \$35,000.00 on line 50 to provide sufficient funding for the fairgrounds needs analysis.

Vice Chair Arcand called for a voice vote on said motion. **Motion** carried by unanimous voice vote.

Committee received information regarding the new proposal of Northwestern Wisconsin Electric Company to transfer Clam Falls Dam from Administrator Osborne. Town of Clam Falls has been contacted by Northwestern Wisconsin Electric Company regarding the Clam Falls Dam and would offer some support funding expenses of the dam.

Supervisor Johansen inquired as to possibility of obtaining an exemption from the DNR for upkeep of the dam. Administrator Osborne will follow up to get more information regarding costs, future expenses, etc., on the Clam Falls Dam and report back to the committee.

Administrator Osborne reported that the Community Services Division is experiencing a marked increase in out of home placements due to drug use. Resulting budget overages that will be reported back to the committee as more information is known.

Develop 2019 Committee Work Plan:

Committee requested Administrator Osborne assist with development of work plan

Pending items: Lime Quarry Analysis –May or June

Tourism – Review MOU with tourism and budget appropriations

Review Rules of Order and areas that committees are responsible for

Items for next agenda:

Costing information- Review of County Policy developing hourly rates and cost of services for billing outside agencies

Greenway Property update/discussion

Next meeting: April 11, 2019 @ 10:00 a.m.

Adjourn

Vice Chair Arcand called for a motion to adjourn. **Motion** (Johansen/Jepsen) to adjourn. Vice Chair Arcand called for a voice vote on the motion to adjourn. **Motion** carried by unanimous voice vote. Meeting adjourned 10:55 a.m.

Respectfully submitted,

Sharon Jorgenson
County Clerk

**GENERAL GOVERNMENT COMMITTEE
2019 WORK PLAN**

Date	Scheduled Agenda Items	Program Evaluation and Upcoming Issues
January	Finalize 2019 Work Plan	
February		
March		
April		
May	Financial Analysis Lime Quarry Financial Analysis – Recycling Center	Consideration of County Board priorities in General Government
June		
July	Annual reports Annual Audit Results	Governor’s Budget and impact on government programs
August	Review and recommendations on fee schedule	
September	Annual budget review – County Board Budget development/recommendation	
October	Annual budget and budget amendment recommendations	
November	Budget technical amendments	
December	Develop 2020 work plan	

Issues noted on 2017 Work Plan addendum:

Review Lease Structure
Paper Reduction
Government Center Security
Customer Service
Cash Handling
Funding outside agencies

Capital Improvement Planning
IT Developments and Innovation
Accounts Receivable
Succession Planning
Employment Issues and trends

Resolution No. 18-19

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Resolution To Adopt The Polk County Plan for Library Service,
2019-2024

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

Ladies and Gentlemen:

WHEREAS, pursuant to Wisconsin Statute Section 43.11, the Polk County Board of Supervisors has created and appointed the Polk County Library Planning Committee, which shall prepare a county plan for library service; conduct public hearings on any such plan and on any revision to an existing plan; and file with the Polk County Board of Supervisors and submit to the Wisconsin Department of Public Instruction- Division of Libraries and Technology a final report that includes any new plan, revisions to an existing plan, changes to boundaries of the county library system and copies of written agreements necessary to implement proposals contained in such plans; and

WHEREAS, in accordance with Section 43.11(3), the Polk County Library Committee has conducted a public hearing on its proposed Polk County Plan for Library Service, 2019-2024 and has filed the same with the Polk County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 43.11(3)(d), the Polk County Board of Supervisors approves and adopts the Polk County Plan for Library Service, 2019-2024, which is attached hereto and incorporated herein.

Offered and Submitted on this ____ day of ____, 2019.

BY:

Brad Olson, Supervisor, District #1

James Edgell, Supervisor, District #8

Doug Route, Supervisor, District #2

Kim O'Connell, Supervisor, District #9

Dean Johansen, Chair,
Supervisor, District #3,

Larry Jepsen, Supervisor, District #10

Chris Nelson, Supervisor, District #4

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

Tracy LaBlanc, Supervisor, District #5

Michael Larsen, Supervisor, District #12

Brian Masters, Supervisor, District #6

Russell Arcand, Supervisor, District #13

Michael Prichard, Supervisor, District #7

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

Reviewed By County Administrator:

Nick Osborne
Nick Osborne
County Administrator

Fiscal Impact Note:

Approved as to Form and Execution:

Malia T. Malone
Malia T. Malone, Corporation Counsel

Legal Impact Note: Causes county to comply with Wisconsin Statute § 45.11

Excerpt of Minutes

24 At its regular business meeting on the ____ day of _____, 2019, the Polk
25 County Board of Supervisors acted upon Resolution No. 18-19: Resolution To Adopt The
26 Polk County Plan for Library Service 2019-2024, as follows:

- Adopted by a majority of the members present by a vote of _____ in favor and _____ against.
- Adopted by unanimous voice vote.
- Adopted as amended. See Below.
- Defeated
- Other: _____

Insert amendment to resolution according to minutes:

SIGNED BY:

ATTEST:

Dean Johansen, County Board Chairperson

Sharon Jorgenson, County Clerk



Administrative Office
1001 Stephenson Street
Norway, MI 49870
Phone: 855-99HYDRO
Fax: 906-563-9344
www.renewableworldenergies.com

March 28, 2019

Polk County Administration and Board of Supervisors
Polk County, WI

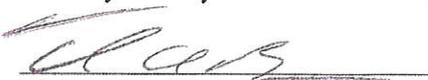
Re: Offer to Transfer Clam Falls Dam to Polk County

Dear Polk County,

We hereby offer to transfer the Clam Falls Dam in Clam Falls, Wisconsin to Polk County. This dam is owned by Northwestern Wisconsin Electric Company ("NWE") and leased to Flambeau Hydro LLC, a subsidiary of Renewable World Energies (collectively, "RWE") under that certain Commercial Lease dated April 3, 2001, as amended. For this transfer to be viable the following four items must be achieved:

1. Polk County must agree to take ownership of the Clam Falls Dam if the DNR gives the dam an exemption from the hazard rating rules outlined in WDNR Chapter NR 333 that allows the dam to be overtopped by a 500-year flood.
2. If item #1 is achieved, then a stability analysis will be performed by Ayres Associates, paid for by RWE and NWE (no cost to Polk County). This analysis must show that the dam can safely be overtopped by a 500-year flood. If the analysis shows that the dam can be safely overtopped with the completion of certain modifications, those costs would be identified and be taken from the "Certified Funds" described below. The expenditure to complete those modifications would only be made if there are assurances that the WDNR would grant the exemption upon the completion of the modifications.
3. If items #1 and #2 are achieved, AND the WDNR issues an exemption allowing the dam to be overtopped by the 500-year flood.
4. When all the 3 items above have been achieved, Polk County takes ownership of the dam and, simultaneously, RWE and NWE will deliver "Certified Funds" in the amount of \$650,000 to Polk County (less any costs of modifications).

Thank you for your consideration,


Thomas A. Berutti
President & CEO, RWE


David M. Dahlberg
President, NWE

COPPERATIVE AGREEMENT

This Cooperative Agreement is entered into by and between the County of Polk, 100 Polk County Plaza, Balsam Lake, Wisconsin, 54810 and the Polk County Tourism Council, Inc., for the purpose of advertising the advantages, attractions, places of businesses and the resources of Polk County as recognized pursuant to Wisconsin Statute Section 59.56.(10). To further such purposes, the Polk County Board of Supervisors has approved the appropriation and allocation as identified herein. The Polk County Tourism Council, Inc. is the identified private entity to effectuate such statutory purpose for the calendar year 2017.

The Tourism Council shall use income from all sources for the purpose of promoting tourism in Polk County.

The County waives any right to the income that the Tourism Council receives to promote tourism. The Tourism Council shall retain in its treasury all revenues received.

The Tourism Council will:

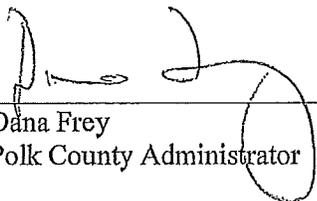
Submit a copy of the audited annual financial statement to the Polk County Department of Administration each year.

The Tourism Council will submit a Tourism budget request to the Department of Administration as part of the County's annual budget process.

The County agrees to pay the Tourism Council the sum of Seventy thousand (\$70,000) dollars by January 10, 2017.

This Agreement will be reviewed annually by the Polk County Finance Director and the President of the Polk County Tourism Council by December 1 of each year.

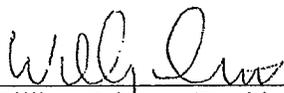
FOR COUNTY OF POLK:



Dana Frey
Polk County Administrator

Dated 12/7/16

Approved as to Form: Jeffrey B. Fuge, Polk County Corporation Counsel



William Johnson, President
Polk County Tourism Council, Inc.

Dated 12.07.2016

AGREEMENT

This Agreement is by and between, the City of St. Croix Falls, a municipal corporation, hereinafter referred to as City, Polk County, a municipal corporation, hereinafter referred to as County and the Polk County Tourism Council, Inc., a nonprofit corporation, hereinafter referred to as Council. For good and valuable consideration, the parties acknowledge and agree as follows:

ACKNOWLEDGEMENTS

Whereas, the Council was formed and incorporated for the purpose of improving the economic environment of Polk County and its residents through the support of tourism-related businesses, events, etc., in the following ways:

- Operate and staff a tourist information center,
- Promote the cultural, historical and natural resources of the County,
- Foster economic development through the support of tourism-related business expansion,
- Generate new jobs and retain existing tourism-related jobs,
- Provide a forum for the exchange of ideas,
- Provide for the publication and distribution of tourism information,
- Encourage and coordinate activities among members, local and state government, and public and private tourism related agencies.

Whereas, the efforts of the Council will be beneficial to the residents of Polk County by creating employment opportunities, increasing the property tax base and generating revenues for local businesses,

Whereas, the Council must initially, rely upon independent sources of funding to meet its operational expenses,

NOW THEREFORE THE CITY, COUNTY AND COUNCIL AGREE AS FOLLOWS:

- The Council agrees to staff the Information Center.
- The Council agrees to promote the tourism industry in Polk County as set forth above.

The Council will pay for 50% of the heat, electric, water and sewer, and, refuse disposal.

The Council will be responsible for cleaning and maintaining the Information Center.

The restrooms will be cleaned and maintained by the City and all janitorial supplies will be charged to the Council.

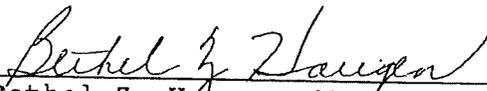
Snow removal and maintenance of the parking lot will be the responsibility of the City with no charge to the Council.

The County agrees to pay the Council on April 1, 1993 the sum of twenty thousand dollars.

The City agrees to pay the Council on April 1, 1993 the sum of twenty thousand dollars.

This agreement will be reviewed annually.

Dated this 21st day of April, 1993.


Bethel Z. Haugen, Mayor


A. Stanley Anderson, Chairman
Polk County Board of Supervisors


Jeanne Rochford, President
Polk County Tourism Council, Inc.

1/15/91
OGC 90-420

**COOPERATIVE AGREEMENT
BETWEEN WISCONSIN DEPARTMENT OF TRANSPORTATION
AND CITY OF ST. CROIX FALLS
FOR HIGHWAY TOURIST INFORMATION CENTER**

WHEREAS, SECTION 3008 (1) (j) 2. of 1989 Wisconsin Act 31 authorized, as part of the state building program, for the Wisconsin Department of Transportation (WISDOT), \$250,000.00 from segregated transportation fund revenue, for a tourist information center near the City of St. Croix Falls, (CITY); and

WHEREAS, Assembly Amendment 1 to Senate Bill 31 amended page 121, line 26 of the engrossed bill to make a corresponding increase in the dollar amount of the appropriation for existing highway improvements under sec. 20.395 (4) (cq), Stats., for the express purpose of construction of a tourist information center along USH 8 near the City of St. Croix Falls; and

WHEREAS, WISDOT and CITY are both aware that SECTION 3008 cited above provides the State Building Commission with ongoing jurisdiction regarding final plans and arrangement for supervision of construction under sec. 13.48 (10), Stats., and ongoing State jurisdiction over the facility, and requires at least 0.2% of the appropriation for the building be spent for one or more works of art to be incorporated in the structure or displayed inside or on the grounds as provided in sec. 44.57, Stats.; and

WHEREAS, WISDOT and CITY are desirous of fulfilling the entire intent of this legislation while expediting completion of the project during the period of time specified therein;

NOW, THEREFORE, WISDOT and CITY do hereby agree pursuant to sec. 66.30, Stats., to undertake this project cooperatively as follows:

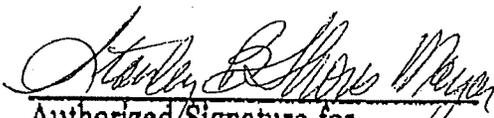
1. CITY and WISDOT agree that the desired general location of the project will be on the south side of USH 8 in the south east quadrant of the intersection of USH 8 and STH 35, as generally shown on EXHIBIT ~~A~~ hereto. ykt
2. CITY will obtain clear title to the property in the name of the CITY as a donation from a private property holder at no cost to WISDOT or the State.
3. CITY will prepare at its own expense with its own staff a design study report to document its project plans and accomplishments and will present its design study report to WISDOT as soon as practicable after its completion.
4. WISDOT will concurrently seek a modification to the existing legislation to permit WISDOT to make the \$250,000.00 available to the CITY to proceed with the project as a normal highway project independent of the State Building Commission process.
5. When the design study report is completed and submitted to WISDOT by CITY, CITY and WISDOT will determine the status of the legislation sought and agree to proceed accordingly as follows:

A. NO LEGISLATION ENACTED. If no legislation has been enacted to change the existing WISDOT and State Building Commission process, then WISDOT will proceed with the State Building Commission process to seek approval of the project in as close conformity with the design study report and desires of CITY as reasonable at no extra cost to or ongoing maintenance and management responsibility of WISDOT; or

B. LEGISLATION ENACTED. If legislation is enacted that repeals the law that makes the project subject to the State Building Commission process, i.e. SECTION 3008 (1) (j) 2 of 1989 Wisconsin Act 31, then WISDOT will treat the project as a normal highway project under Chapter 84, Stats. In conjunction with that process, WISDOT will designate the governing body of the CITY as its agent to perform the bidding and contracting responsibilities of WISDOT to accomplish the project pursuant to sec. 84.06 (2) (b), Stats., as created by SECTION 2198hj of 1989 Wisconsin Act 31. A copy of this enabling legislation is attached hereto as EXHIBIT B. Upon completion of the highway tourist information center project, WISDOT and CITY agree that jurisdiction and responsibility for the facility transfers to CITY pursuant to the jurisdictional transfer provisions of sec. 84.02 (8), Stats, a copy of which is attached hereto as EXHIBIT C. CITY will thereafter have full

jurisdiction over and responsibility for the facility independent
of WISDOT and the State.

By executing this AGREEMENT, the representatives of CITY and WISDOT
warrant that they are duly and fully authorized by their respective governing
bodies and officers to execute this AGREEMENT on behalf of CITY and
WISDOT, that CITY and WISDOT have full legal authority to carry out the
terms of the AGREEMENT, and that CITY and WISDOT are fully and
legally bound by this AGREEMENT when executed.


Authorized Signature for
City of St. Croix Falls

Date

1/28/91


Authorized Signature for
Wisconsin Dept. of Transportation

Date

2/15/91