



POLK COUNTY, WISCONSIN

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

MINUTES

PUBLIC SAFETY AND HIGHWAY COMMITTEE

County Board Room
Balsam Lake, WI 54810
2:00 P.M. Tuesday, June 13, 2017

Meeting called to order by Chair Luke at 2:00 p.m.

Committee Members Present:

Attendee Name	Title	Status
Jay Luke	Chair	Present
John Bonneprise	Vice Chair	Present
Doug Route	Supervisor	Present
Joe Demulling	Supervisor	Present
Larry Jepsen	Supervisor	Present

Also present Sharon Jorgenson, County Clerk; Jeff Fuge, Corporation Counsel; Emil Norby, Highway Commissioner

Approval of Agenda-Chair Luke called for a motion to approve agenda. **Motion** (Bonneprise/Demulling) to approve the agenda. **Motion** carried by unanimous voice vote.

Approval of Minutes- Chair Luke called for a motion to approve the minutes of the May 2, 2017 meeting. **Motion** (Jepsen/Route) to approve the minutes. **Motion** carried by unanimous voice vote.

Public Comment

Committee received public comment.

Announcements and Committee Information

Committee received chair announcements regarding meeting agenda items.

Discussion Items

Discussion regarding amendment of current ATV ordinance to add ATV/UTV routes and eliminate one route. Committee received handout on ATV routes from Supervisor Route detailing routes to be added and route to be eliminated.

ATV/UTV route to remove:

Sterling Town (Eliminate route at request of Sterling Town) – County Road G -250th Street to River Road.

ATV/UTV routes to add:

Apple River Town and Lincoln Towns – County Road H – Mains Crossing to 110th Street

Laketown Town – County Road N – 230th Street to 240th Street

Bone Lake Town and Georgetown Town – County Road I – 250th Ave to 238th Ave

Action Items

Committee received Ordinance 46-17: Amendment to Polk County ATV and UTV Route Ordinance which includes ATV/UTV route updates from Corporation Counsel. Recommendation on Ordinance 46-17 was discussed. **Motion** Bonneprise/Jepsen to approve and recommend for consideration and passage to County Board at June 20, 2017 meeting. Chair Luke called for a voice vote on the motion to approve and recommend passage of Ordinance 46-17 to County Board. **Motion** to approve and recommend passage of Ordinance 46-17 to County Board carried by unanimous voice vote.

Recommendation on Resolution 38-17: Resolution to Amend the 2017 Polk County Budget to Provide Funding for a Public Work Bridge Replacement on County Road J was discussed. Committee Chair Luke called for motion on Resolution 38-17. **Motion** (Jepsen/Demulling) to approve and recommend passage to County Board. Chair Luke called for a voice vote on the motion to approve and recommend passage of Resolution 38-17 to County Board. **Motion** to approve and recommend passage of Resolution 38-17 to County Board carried by unanimous voice vote.

Matters for Upcoming Meetings

July: Next meeting: Wednesday July 12th, 2017 at 2:00 p.m. (due to July 4th holiday).

Motion (Bonneprise/Jepsen) requesting update on Chief Jailer/Jail Captain position along with detailed report as to process and selection procedure for such positions and process used to notify candidates not selected for interviews. Committee also requested that new Jail Captain be introduced to the Committee. Chair Luke called for a voice vote on the motion. **Motion** carried by unanimous voice vote.

Discuss updates/issues related to corrections impact on community, including issues involving offenders released such as mandated interstate compact fee.

Criminal Justice Coordinating Council, Drug Court, and Treatment Court

Chair Luke called for a motion to adjourn. **Motion** (Bonneprise/Jepsen) to adjourn. **Motion** carried by unanimous voice vote. Chair Luke declared meeting adjourned at 2:43 p.m.

Respectfully submitted,

Sharon Jorgenson, County Clerk



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AGENDA AND NOTICE OF MEETING

PUBLIC SAFETY & HIGHWAY COMMITTEE

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

County Board Room

Tuesday, June 13th, 2017 at 2 p.m.

A quorum of the County Board may be present

Materials: May 2nd, 2017 Minutes

- | | | |
|------|------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 2:00 | 1. Call to order | Chair Luke |
| | A. Approval of agenda | |
| | B. Approval of minutes for May 2 nd , 2017 | |
| 2:05 | 2. Public comment (3 minutes) | |
| 2:10 | 3. Chair Announcements | Chair Luke |
| 2:20 | 4. Discussion Items: | |
| | A. Amend current ATV resolution to add ATV/UTV routes and/or eliminate one route | Chair Luke |
| 2:45 | 5. Action Items: | |
| | A. Resolution 38-17 – Resolution to amend the 2017 Polk County budget to provide funding for a public work bridge replacement on County Road J | Chair Luke |
| 2:55 | 6. Identification of Subject Matters for Upcoming Meetings | |
| 3:00 | 7. 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.



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MINUTES

PUBLIC SAFETY AND HIGHWAY COMMITTEE

Justice Center Community Room

Balsam Lake, WI 54810

11:00 A.M. Tuesday, May 2, 2017

Meeting called to order by Chair Luke at 11:04 A.M.

Committee Members Present:

Attendee Name	Title	Status
Jay Luke	Chair	Present
John Bonneprise	Vice Chair	Present
Doug Route	Supervisor	Present
Joe Demulling	Supervisor	Present
Larry Jepsen	Supervisor	Present

Also present Sharon Jorgenson, County Clerk, Dana Frey, County Administrator, Emil Norby, Highway Commissioner, Tim Anderson, County Planner, Pete Johnson, Polk County Sheriff, and Wes Revels, Chief Deputy.

Approval of Agenda-Chair Luke called for a motion to approve agenda. **Motion** (Bonneprise/Jepsen) to approve the agenda. **Motion** carried by unanimous voice vote.

Approval of Minutes- Chair Luke called for a motion to approve the minutes of the March 7, 2017 meeting. **Motion** (Jepsen/Demulling) to approve the minutes. **Motion** carried by unanimous voice vote.

Public Comment

No public comment was offered.

Announcements and Committee Information

Committee received PowerPoint presentation from Administrator Frey regarding process of policy making and setting priorities for County to guide departments as to focus for budget preparation.

Discussion Items

Committee received Key Issues Identification hand-out with issues identified as top priorities from Public Safety and Highway Committee for the County in 2016 from Tim Anderson, County Planner. Committee discussed and identified new/additional issues for the focus of the County. Tim Anderson compiled the following updated list of key issues identified:

Public Safety and Highway Committee

May 2nd, 2017

Key Issue Identified:

- 1) Alternative transportation options to reduce intra-county and inter-county trips
- 2) Quality road infrastructure at all government levels within Polk County
- 3) New Highway Shops
- 4) Improve Mental Health Outcomes
- 5) Capitalize on tourism opportunities
- 6) Ensure Proper Law Enforcement Coverage

Commissioner Norby provided update on highway facility progress.

Discussion regarding updating/reviewing ATV trail signage. Highway Commissioner Norby indicated that 80% of signage for ATV trails is complete. Committee received handout on ATV routes from Supervisor Route requesting to add routes noted on the hand-out and to eliminate route in Sterling township G - 250th Street to River Road. Committee will take up amendment to ATV Resolution to add or eliminate routes/segments at June committee meeting.

Action Items

Chair Luke called for motion on Resolution 30-17: Resolution to Authorize Memorandum of Understanding with Polk County Criminal Justice Collaborating Council. **Motion** (Bonneprise/Route) to approve and recommend passage to County Board. **Motion** to recommend resolution 30-17 to County Board carried by unanimous voice vote.

Resolution XX-17 – Resolution to Amend the 2017 Polk County Budget to Provide Funding for a Public Work Bridge Replacement on County Road J will go to County Board for first reading on May 23, 2017.

Matters for Upcoming Meetings

June: Next meeting: Tuesday June 13th, 2017 at 2:00 p.m. (due to Committee members attending Highway conference on June 5 & 6).

Discuss updates/issues related to corrections impact on community, including issues involving offenders released such as mandated interstate compact fee.

Criminal Justice Coordinating Council, Drug Court, and Treatment Court

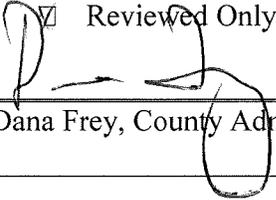
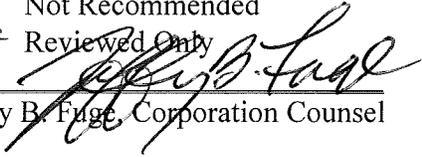
Amend current ATV Resolution to Add ATV/UTV routes and possible elimination of one route.

Chair Luke called for a motion to recess to tour dispatch, jail, and eat lunch prepared by jail food service personnel followed by adjournment of meeting. **Motion** (Bonneprise/Jepsen) to adjourn after tour and lunch. **Motion** carried by unanimous voice vote. Chair Luke declared meeting adjourned at 12:10 p.m.

Respectfully submitted: Sharon Jorgenson, County Clerk

Polk County Board of Supervisors
Ordinance No. 46-17
Amendment to Polk County ATV and UTV Route Ordinance

NOW THEREFORE, BE IT ORDAINED that the Polk County Board of Supervisors enacts and amends the Polk County Polk County ATV and UTV Ordinance, attached hereto and incorporated 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 and Publication
Dated Submitted To County Board	Second Reading: June 20, 2017
Submitted and Sponsored By	<i>PS & H</i> <i>Jeffrey B. Fugate</i>
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. Fugate, Corporation Counsel

County Board Action

At its regular business meeting on the 20th day of June, 2017 the Polk County Board of Supervisors considered and acted on the above ordinance, Ordinance No. 46-17: Amendment to Polk County ATV and UTV Route Ordinance, as follows:

- Enacted by simple 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 Jorgenson, County Clerk

Certification of Publication

Ordinance No. 46-17: Amendment to Polk County ATV and UTV Route Ordinance, was published pursuant to Wisconsin Statutes § 59.14(1) in the Inter-County Leader on the _____ day of _____, 2017.

_____ Dated: _____
Sharon Jorgenson, County Clerk

(Proposed Amendment to ATV and UTV Ordinance – Page 3)

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

Section 1. General

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

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

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

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

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

Section 3 Designated Routes

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

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

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

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

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

Section 4 Administration and Signage

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

Section 5 Enforcement and Penalties.

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

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

Section 6 Severability

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

Section 7 Effective Date

7.01 This Ordinance shall effective upon enactment and publication.

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

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: <i>APPROVE</i>	<i>[Signature]</i>
Effective Date:	Upon Passage and Publication
Dated Submitted To County Board	May 23, 2017
Submitted By:	<i>[Signature]</i>
Review By County Administrator: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Reviewed Only <i>[Signature]</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 type="checkbox"/> Reviewed Only <i>[Signature]</i> 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:	
<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 E. Jorgenson, County Clerk	