Polk County Board of Supervisors

Polk County Government Center 100 Polk County Plaza, Balsam Lake, WI County Board Room

Tuesday October 16, 2012 Regular Business Meeting, 6:00 PM

Open Session

- 1. Call to Order
- 2. Evidence of Proper Notice
- 3. Roll Call
- 4. Pledge of Allegiance
- 5. Time of Reflection Supr. Jared Cockroft

6. Consent Agenda

- *Consideration of noticed agenda for October 16, 2012 meeting;
- *Consideration/corrections to the published minutes of the September 18, 2012 meeting
- *Approval of Resolution No.____-12 to Amend Zoning District Map for the Town of Farmington
- 7. Public Comments 3 minutes per person- not to exceed 30 minutes total
- 8. Presentation on Update of the National Heritage Area Initiative
- 9. Chairman's Report, Wm. Johnson
- 10. Redistricting update Carole Wondra
 - Distribution of Report of Redistricting Committee, Proposed Ordinance on Revised Supervisory District
- 11. Time for Committee Q&A (if any)
- 12. Finance Manager's Report, Maggie Wickre
- 13. Administrator's Report, Dana Frey

13. Proposed Resolutions and Ordinances

- A. Resolution No. _____-12 to Hold a Public Hearing on the 2013 Budget Proposal of Polk County
- B. Resolution No. _____-12 Authorizing the issuance and Sale of \$1,865,000 General Obligation Promissory Notes
 - Resolution to be distributed after posting and distribution of meeting notice but prior to meeting.
- 14. Supervisor's Reports
- 15. 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.

RESOLUTION

Consent Agenda

Resolution to Amend Zoning District Map for the Town of Farmington TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK WISCONSIN:

WHEREAS, the Town of Farmington administers their own Zoning Ordinance; and

WHEREAS, paragraph 3 of Wisconsin Statute Chapter 60.62 relating to town zoning authority, if exercising village powers, reads: "In counties having a county zoning ordinance, no zoning ordinance or amendment of a zoning ordinance may be adopted under this section unless approved by the county board;" and

WHEREAS, the Town Board of the Town of Farmington has approved the attached amendments to their Town Zoning District Map on August 24th, 1992; and

WHEREAS, the Town Board of the Town of Farmington has approved the attached amendments to their Town Zoning District Map on July 5th, 2004; and

WHEREAS, the Polk County Board of Supervisors must also approve of the District Map Change.

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors hereby approves the attached Zoning District Map Amendments for the Town of Farmington.

attached Zoning District Map Amendme	ents for the Town of Farmington.
Funding Amount & Source:	Not applicable
	Not applicable
Effective Date:	Upon Passage & Publication
Submitted & sponsored by the Land Inf	formation Committee: Craig Monak
ames S. Edgel	Auchi f2
Review By County Administrator:	
Recommended	
Not Recommended Reviewed Only	
11	
Dana Frey, County Administrator	
Review By Corporation Counsel:	*
Approved As to Form	
Recommended Recommended	
Rexided Only	
Mars B- Ferge	
Jeffrey Luge, Corporation Counsel	
At its regular business meeting on Octob	per 16 th , 2012, the Polk County Board of Supervisors adopted the above-
entitled resolution, Resolution12	Resolution to Amend Zoning District Map for the Town of Farmington,
by a simple majority vote of in favor	and against.
Dated this day of	, 2012 at Polk County Wisconsin.
	
William Johnson, IV, County Board Cha	airperson

Attest: ______, Carole Wondra, Polk County Clerk

Consent Agenda

Town of Farmington

Debbie Swanson, Clerk/Treasurer 304 State Road 35 Osceola WI 54020-4109 715-294-2370

Dennis Cottor, Chairman Tim Stelter, Supervisor Jim Connors, Supervisor

September 25, 2012

Land Information Sara McCurdy, Director 100 Polk County Plaza, Suite 130 Balsam Lake WI 54810

Amendment to Farmington's Zoning

Dear Sara,

The Town Board of the Town of Farmington passed rezoning of a piece of property in our township from commercial to residential on July 5, 2004, and according to Gary Spanel, was never recorded as approved by the Polk County Board. We are asking that this zoning change be approved now.

The property that was rezoned is 2.5 acres located in the NW % of the SE % of section 22, T32N, R19W in Farmington.

I have attached the minutes from that meeting and the approval of the zoning change.

If you could approve this change at your next County Board Meeting, we would appreciate it.

The Town Board of Farmington

Consent Agenda

Town of Farmington

Debbie Swanson, Clerk/Treasurer 304 State Road 35 Osceola WI 54020-4109 715-294-2370

Dennis Cottor, Chairman Tim Stelter, Supervisor Jim Connors, Supervisor

September 18, 2012

Land Information Sara McCurdy, Director 100 Polk County Plaza, Suite 130 Balsam Lake WI 54810

Amendment to Farmington's Zoning

Dear Sara,

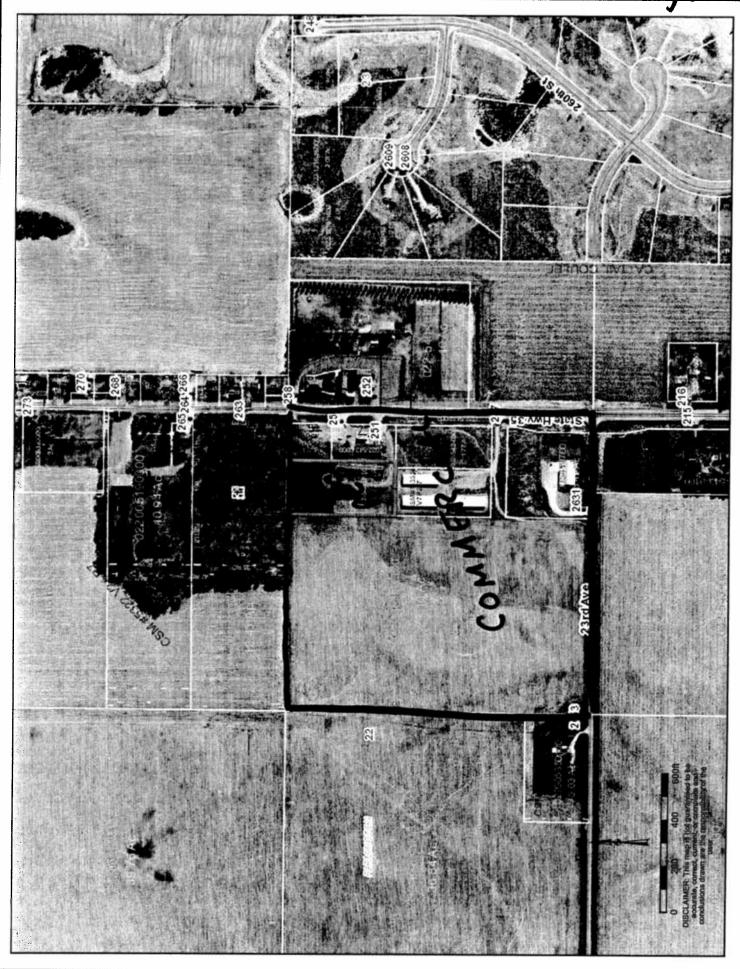
The Town Board of the Town of Farmington passed rezoning of a piece of property in our township from residential to commercial on August 24, 1992 and according to Gary Spanel, was never recorded as approved by the Polk County Board. We are asking that this zoning change be approved now.

I have attached the minutes from that meeting and the approval of the zoning change.

If you could approve this at your next County Board Meeting, we would appreciate it.

The Town Board of Farmington

Consent Ayenda 4



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Resolution to Hold a Public Hearing on the 2013 Budget Proposal of Polk County

TO THE HONORABLE SUPERVISORS OF THE POLK COUNTY BOARD:

- 1 WHEREAS, Section 65.90(1) Wisconsin Statutes, requires Polk County to annually formulate a
- 2 budget and hold hearings on the proposed budget; and
- 3 WHEREAS, consistent with Section 59.18(5), the County Administrator has prepared, presented
- 4 and submitted to the Polk County Board of Supervisors, during the regular meeting of September
- 5 18, 2012, the proposed draft budget for fiscal year 2013; and
- 6 WHEREAS, consistent with Polk County Policy No. 880, Budget Preparation and Execution, the
- 7 respective county governing committees have reviewed the submitted 2013 Budget Proposal and
- 8 made recommendations on amendments that they have deemed appropriate.
- 9 WHEREAS, consistent with Polk County Policy No. 880, Budget Preparation and Execution, the
- Finance Committee and the Personnel Committee have each reviewed the submitted proposed
- 11 budget.
- NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors
- acknowledges receipt of the draft 2013 Budget Proposal, as submitted by the County
- Administrator and the recommendations on amendments of the various county governing
- 15 committees, the Personnel Committee and Finance Committees..
- 16 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors shall hold a public
- hearing of the proposed 2013 budget at 7:00 p.m. during the course of its annual meeting on
- 18 Tuesday, November 13, 2012 and that such public hearing shall be held at the County Board
- Room at the Polk County Government Center, 100 Polk County Plaza, Balsam Lake, Wisconsin.
- 20 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors receives the
- formulated budget, "2013 Budget Proposal of Polk County" as attached hereto and incorporated
- herein, for the purposes of conducting said public budget hearing.
- 23 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs the County
- 24 Clerk to have published as a Class 1 notice a notice of public budget hearing, which such notice
- shall include a summary of the budget consistent with Section 65.90(3)(b) and notice that the
- proposed budget in detail is available for inspection at the office of the County Clerk and via
- 27 Internet.

Funding Amount and Source: As Provided in Submitted, Received and Amended

2013 Budget Proposal of Polk County

Date Finance Committee Advised: During the 2013 Budget Process Finance Committee Recommendation: Adoption, for Public Hearing

Effective Date: Upon Passage

Date Submitted to County Board: October 16, 2012
County Board Action:

Submitted Upon Recommendation by the County Administrator

Dana Frey
Review by County Administrator:
Recommended Not Recommended Reviewed Only Dana Frey, County Administrator
Review by Corporation Counsel:
The above-resolution is approved as to form. It is the recommendation of the Corporation Counsel that the Polk County Board of Supervisors adopt the above resolution. Application of the Corporation Counsel that the Polk County Board of Supervisors adopt the above resolution. Recommended Not Recommended Reviewed Only
Jeffrey B 1998, Corporation Counsel
At its regular business meeting on October 16, 2012, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution12; Resolution To Hold A Public Hearing on the 2013 Budget Proposal of Polk County, by a majority vote of in favor and against
William Johnson, IV, County Board Chairperson
Attest: Carole Wondra, Polk County Clerk
Carole Worldia, Lork County Clerk

DRAFT

NOTICE OF PUBLIC BUDGET HEARING FOR POLK COUNTY, WISCONSIN 2012 BUDGET

Notice is hereby given that on November 13, 2012 at 7 p.m. at the Polk County Government Center in Balsam Lake, Wisconsin, the County Board will hold a public hearing on the proposed budget for 2013. The following is a summary of the proposed budget for the governmental fund types of the County. An account of the proposed budget may be inspected at the Department of Administration or via the County website.

GENERAL FUND		Adopted 2012 Budget				Proposed 2013 Budget		Percentage Change	
Expenditures:		Dauger				buuget		Change	
General Government	\$	6,003,656			\$	6,032,377			
Public Safety	Ψ	7,238,773			φ	7,313,488			
Highway		2,995,7 7 1				3,095,771			
Sanitation		617,170				677,755			
Health and Human Services		2,500,682				2,390,638			
Culture, Recreation and Education		633,509							
Conservation and Development		1,747,254				528,974			
·						1,619,106			
Other Financing Uses Total Expenditures and Other Uses	\$	165,000 21,901,815			\$	342,828 22,000,937		0.5%	
Total Experientures and Other Oses	-	21,301,013			-	22,000,937		0.5%	
Revenues and Other Sources:									
Taxes:					_				
General Property Taxes - General Fund	\$	10,018,751			\$	9,821,913			
General Property Taxes - Highway		2,995,771				3,095,771			
Other Taxes		826,120				826,220			
Intergovernmental		1,978,780				1,916,785			
Licenses and Permits		291,110				301,510			
Fines, Forfeitures and Penalties		167,100				157,850			
Public Charges for Services		2,331,065				2,248,548			
Intergovernmental Charges for Services		316,710				297,095			
Miscellaneous		415,986				398,017			
Transfer from Sales Tax Fund		2,250,000				2,350,000			
Transfer from Lime Fund and Golden Age Manor		34,930				105,291			
Transfer in from Special Revenue Fund		3,000							
Transfer from Nonmajor Governmental Funds		35,000				25,000			
Fund Balance Applied\Use of Undesignated Funds	-	237,492				456,937		0.59/	
Total Revenues and Fund Balance Applied	\$	21,901,815			\$	22,000,937	-	0.5%	
		Fund Equity		Revenues/		xpenditures/		Fund Equity	Property Tax
		01/01/2013	0	ther Sources		Other Uses		12/31/2013	Contribution
General Fund		12,232,952		18,448,229		18,905,166		11,776,015	9,821,913
Internal Service Funds		6,982,961		12,854,711		12,854,711		6,982,961	3,095,771
Enterprise Funds		1,546,107		8,578,072		8,608,685		1,515,494	
Special Revenue Funds		1,107,948		11,495,759		11,524,259		1,079,448	3,897,901
Capital Projects Fund		-				-		-	
Debt Service Funds		172,383		4,213,969		4,213,969		172,383	4,173,969
Total	\$	22,042,351	\$	55,590,740	\$	56,106,790	\$	21,526,301	\$ 20,989,554
		0040		2042		A		B	
		2012		2013		Amount		Percent	
		Budget		Budget		Change		Change	
County Tax Levy		20,991,492		20,989,554		(1,938)		-0.01%	
Act 150		535,762		578,713		42,951		8.02%	
Bridge Aid		19,623		85,953	#	66,330		338.02%	
Total	\$	21,546,877	\$	21,654,220	\$	107,343		0.50%	
County Tax Rate		5.0944		5.2064		0.11		2.20%	
Act 150 Tax Rate		0.1300		0.1435		0.01		10.40%	
Bridge Aid Tax Rate		0.0048		0.0213		0.02		347.69%	
Total	\$	5.2292	\$	5.3713	\$	0.1421		2.72%	
County Equalized Value	\$	4,120,482,500	\$	4,031,492,000	\$	(88,990,500)		-2.16%	

These are preliminary figures pending auditor's review. 10/5/2012

For more information, please visit: www.co.polk.wi.us/fiscal_transparency

Amendment No. 1: Funding an additional child support worker in 2013

moves to amend the proposed budget f	or 2013 for the Human Services
Department, page 34 of department committee budget reports	as incorporated in Resolution No
12 as follows:	

Under Revenues, Other Financing Sources, strike "44,000" and insert "119,189".

Under Expenditures, Personnel, strike "4,734,053" and insert "4,818,242".

Under FTE, Professional, strike "37.0" and insert "38.0".

Page 57, under Use of Fund Balance, add "Transfer to the Human Services Department: 75,189".

Amend all totals and the notice of public hearing accordingly.

Committee recommendations:

Committee	Date	Recommendation
Human Services Board	9/25/2012	Approve (5 – 1)
Finance Committee	10/10/2012	

Summary:

This amendment would add an additional 1.0 FTE child protection services social worker. The fiscal impact would be a \$75,189 reduction in fund balance for 2013.

Rationale:

The rationale offered for this amendment by Human Services Board members was to offset a perceived need for additional staffing in child protection.

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Amendment No. 2:	Additional	funding for	the County	v Museum
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moves to amend the proposed budget for 2013 for the Polk County Museum,
page 34 of department committee budget reports, as incorporated in Resolution No12 as follows:
Under Revenues, Other Financing Sources, strike "0" and insert "15,000".
Under Expenditures, Professional Services, strike "17,533" and insert "32,533".
Page 57, under Use of Fund Balance, add "Transfer to the Polk County Museum: 15,000".
Amend all totals and the notice of public hearing accordingly.

Committee recommendations:

Committee	Date	Recommendation
Property Committee	10/1/2012	Approve
Finance Committee	10/10/2012	

Summary:

This amendment would increase funding for the Polk County Museum by \$15,000. The fiscal impact would be a \$15,000 reduction in unassigned fund balance.

Rationale:

The overall rationale for this amendment as provided by the author is to improve maintenance of the facilities and to increase tourism traffic. The Property Committee has recommended two areas where these additional funds could be spent:

- 1. Maintenance of the Red School House on the fairgrounds (responsibility of the County Museum). The condition of that structure is rapidly deteriorating. Among other things, painting is an immediate need.
- 2. Internal remodeling. The 1950s paneling in the entry way is concealing the brick used in the initial construction. Lighting goes back to the same era. The greeter's desk is a not in keeping with museum image. Records also indicate that the original lobby floor, now covered in linoleum, is marble.

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Amendme	nt No.	3: Co	urt Con	nmissioner

moves to amend the proposed budget for 2013 for the Family Court (page 5 of
committee reports) as incorporated in Resolution No12 as follows:
Under Revenues, Other Financing Sources, insert "30,000".
Under Expenditures, Professional Services, strike "21,550" and insert "51,550".
Page 57, under Use of Fund Balance, add "Transfer to the Family Court: 30,000".
rage 37, under ose of rund balance, add Transfer to the raining Court. 50,000 .
Amend all totals and the notice of public hearing accordingly.

Committee recommendations:

Committee	Date	Recommendation
Public Protection	10/2/2012	Approve
Finance Committee	10/10/2012	

Summary:

This amendment would increase funding for the court commissioner to remain at half time. This position was funded at half time for 2012 only and was scheduled to return to quarter time in 2013 and thereafter. The fiscal impact of this change would be to reduce unassigned fund balance by \$30,000.

Rationale:

The office of Circuit Court Commissioner would continue to work to alleviate a backlog of cases and assist the court in avoiding excessive delays in processing cases. The Circuit Court Commissioner presides over hearings in traffic cases; small claims cases; guardianships and protective placements; probable cause hearings in commitments; preliminary matters in criminal proceedings; restitution in criminal cases; temporary restraining orders; domestic restraining orders; and hearings in children, Chapter 48 and juvenile, Chapter 938, as limited by statute. The Circuit Court Commissioner will continue to preside over family law matters that the Family Court Commissioner handled and will also preside over stipulated and uncontested divorces.

1	RESOLUTION NO
2 3 4	RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$1,865,000 GENERAL OBLIGATION PROMISSORY NOTES TO REFINANCE DEBT
5 6 7 8 9	WHEREAS, the County Board of Supervisors hereby finds and determines that it is necessary, desirable and in the best interest of Polk County, Wisconsin (the "County") to raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the County, specifically its General Obligation Promissory Notes, dated September 1, 2005 (the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding"), and there are insufficient funds on hand to pay said cost;
11 12 13	WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the Refunded Obligations for the purpose of achieving debt service cost savings;
14 15 16	WHEREAS, counties are authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and issue general obligation promissory notes to refinance their outstanding obligations;
17 18 19	WHEREAS, none of the proceeds of the general obligation promissory notes shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes; and
20 21 22 23 24	WHEREAS, it is the finding of the County Board of Supervisors that it is necessary, desirable and in the best interest of the County to sell the general obligation promissory notes to Stifel Nicolaus & Company, Inc. (the "Purchaser"), pursuant to the terms and conditions of its note purchase proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").
25 26	NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:
27 28 29 30 31 32 33 34 35 36 37 38	Section 1. Authorization and Sale of the Notes. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of ONE MILLION EIGHT HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$1,865,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. To evidence the obligation of the County, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation promissory notes aggregating the principal amount of ONE MILLION EIGHT HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$1,865,000) (the "Notes") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be issued in the aggregate principal amount of \$1,865,000; shall be dated October 25, 2012; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on December 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2013. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").

<u>Section 3. Redemption Provisions</u>. The Notes shall not be subject to optional redemption.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 5. Tax Provisions.

- (A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2012 and 2013 for the payments due in the years 2013 and 2014 in the amounts set forth on the Schedule.
- (B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.
- (C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously

issued by the County may be considered as separate and distinct accounts within the debt service fund.

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Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$1,865,000 General Obligation Promissory Notes, dated October 25, 2012" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium not used for the Refunding which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium not used for the Refunding and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose for which borrowed or for the payment of the principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any

income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose for which the Notes have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and by the Refunded Obligations and the ownership, management and use of the projects will not cause the Notes or the Refunded Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

- (b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.
- Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing

the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit D and incorporated herein by this reference.

 Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 14. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

 Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

To the extent required under the Rule, the County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Redemption of the Refunded Obligations. The Refunded Obligations due on and after December 1, 2013, are hereby called for prior payment and redemption on December 1, 2012 at a price of par plus accrued interest to the date of redemption.

The County hereby directs the County Clerk to work with the Purchaser to cause timely notice of redemption, in substantially the form attached hereto as Exhibit E and incorporated herein by this reference (the "Notice"), to be provided at the times, to the parties and in the manner set forth on the Notice. All actions heretofore taken by the officers and agents of the County to effectuate the redemption of the Refunded Obligations are hereby ratified and approved.

<u>Section 19. Record Book</u>. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

2		fficers of the County are authorized to take all actions
3		insurance. The Chairperson and County Clerk are
4		evisions as the bond insurer may reasonably request and
5		and County Clerk including provisions regarding
6	restrictions on investment of Note procee	ds, the payment procedure under the municipal bond
7	insurance policy, the rights of the bond in	surer in the event of default and payment of the Notes
8		en to the bond insurer. In addition, any reference
9		ipal bond insurance policy shall be made in the form of
LO	Note provided herein.	ipai cond institute poncy shall be made in the form of
	note provided meren.	
L 1	Section 21. Conflicting Resolutio	ons; Severability; Effective Date. All prior resolutions,
L2		d of Supervisors or any parts thereof in conflict with the
L 3		are, hereby rescinded insofar as the same may so
L 4		e provisions hereof shall for any reason be held to be
L 5		dity shall not affect any other provisions hereof. The
L 6	foregoing shall take effect immediately up	pon adoption and approval in the manner provided by
17	law.	
	Funding Amount:	The state of the s
	Funding Source:	Windowski and Andrea a
	Date Finance Committee Advised:	October 16, 2012
	Finance Committee Recommendation:	Water State Control of the Control o
	Effective Date:	Upon Passage
	Date Submitted to County Board:	October 16, 2012
	Submitted and Sponsored by the Polk Cou	unty Finance Committee:
	Reviewed by County Administrator:	
	Reviewed by County Administrator.	
	□ Recommended	
	□ Not Recommended	
	☐ Review only	
	Dana Frey, County Administrator	
	Dana Fity, County Administrator	

☐ Approved as to form	
☐ Recommended	
☐ Not Recommended	
☐ Reviewed only	
Jeffrey B. Fuge, Corporation Counsel	
	County Board Action:
recorded RESOLUTION NOAND SALE OF \$1,865,000 GENERA	Polk County Board of Supervisors adopted, approved -2012: RESOLUTION AUTHORIZING THE ISSUAL OBLIGATION PROMISSORY NOTES TO ote of supervisors of in favor and against the against approximate the supervisors of in favor and against a gainst a ga
William F. Johnson, IV Chairperson	-
	Dated this day of October 2012
Chairperson	Dated this day of October 2012.

EXHIBIT A

Note Purchase Proposal

To be provided by Stifel Nicolaus & Company, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B-1

Pricing Summary

To be provided by Stifel Nicolaus & Company, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Stifel Nicolaus & Company, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

(Form of Note)

UNITED STATES OF AMERICA

REGISTERED NO. R-	STATE OF WISCONSIN POLK COUNTY	I	OOLLARS
	IERAL OBLIGATION PROMISSO	RY NOTE	Ψ
MATURITY DATE:	ORIGINAL DATE OF ISSUE:	INTEREST RATE:	CUSIP:
December 1,	October 25, 2012		
DEPOSITORY OR ITS NO	OMINEE NAME: CEDE & CO.		
PRINCIPAL AMOUNT:		USAND DOLLARS	
	(\$)		

FOR VALUE RECEIVED, Polk County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2013 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Note are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Note is registered on the Bond Register maintained by Associated Trust Company, National Association, Green Bay, Wisconsin (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Note is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Note together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Note is one of an issue of Notes aggregating the principal amount of \$1,865,000, all of which are of like tenor, except as to denomination, interest rate and maturity date, issued by the County pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, for public purposes including paying the cost of refunding certain outstanding obligations of the County, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing

body at meetings held on September 18, 2012 and October 16, 2012. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

This Note is not subject to optional redemption.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Note have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Note and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrepealable tax has been levied sufficient to pay this Note, together with the interest thereon, when and as payable.

This Note has been designated by the County Board of Supervisors as a "qualified tax-exempt obligation" pursuant to the provisions of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This Note is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Notes, and the County appoints another depository, upon surrender of the Note to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, upon surrender of this Note together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Note in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Notes after the Record Date. The Fiscal Agent and County may treat and consider the Depository in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Notes are issuable solely as negotiable, fully-registered Notes without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Polk County, Wisconsin, by its governing body, has caused this Note to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of the original date of issue specified above.

POLK COUNTY, WISCONSIN

	Ву:	
(SEAL)	William F. Johnson IV Chairperson	
	By:	
	Carole T. Wondra	
	County Clerk	

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto (Name and Address of Assignee) (Social Security or other Identifying Number of Assignee) the within Note and all rights thereunder and hereby irrevocably constitutes and appoints , Legal Representative, to transfer said Note on the books kept for registration thereof, with full power of substitution in the premises. Dated: Signature Guaranteed: (e.g. Bank, Trust Company (Depository or Nominee Name) or Securities Firm) NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever. (Authorized Officer)

EXHIBIT E

NOTICE OF FULL CALL*

POLK COUNTY, WISCONSIN GENERAL OBLIGATION PROMISSORY NOTES DATED SEPTEMBER 1, 2005

NOTICE IS HEREBY GIVEN that the Notes of the above-referenced issue which mature on the dates and in the amounts; bear interest at the rates; and have CUSIP Nos. as set forth below have been called for prior payment on December 1, 2012 at a redemption price equal to 100% of the principal amount thereof plus accrued interest to the date of prepayment:

Maturity Date	Principal Amount	Interest Rate	CUSIP No.
12/01/2013	\$905,000	4.00%	731469EC2
12/01/2014	960,000	4.00	731469ED0

Upon presentation and surrender of said Notes to Associated Trust Company, National Association, Green Bay, Wisconsin, the registrar and fiscal agent for said Notes, the registered owners thereof will be paid the principal amount of the Notes plus accrued interest to the date of prepayment.

Said Notes will cease to bear interest on December 1, 2012.

By Order of the County Board of Supervisors Polk County County Clerk

Daled
Dated

* To be provided by registered or certified mail to Associated Trust Company, National Association, Green Bay, Wisconsin at least thirty-five (35) days prior to December 1, 2012. The registrar and fiscal agent shall be directed to give notice of such prepayment by facsimile transmission, registered or certified mail, or overnight express delivery to The Depository Trust Company, Attn: Supervisor, Call Notification Department, 55 Water Street, 50th Floor, New York, NY 10041-0099, not less than thirty (30) days nor more than sixty (60) days prior to December 1, 2012 and to the MSRB. Notice shall also be provided to MBIA Insurance Corporation or any successor, the bond insurer of the Notes.

In addition, if the Notes are subject to the continuing disclosure requirements of SEC Rule 15c2-12 effective July 3, 1995, this Notice should be filed electronically with the MSRB through the Electronic Municipal Market Access (EMMA) System website at www.emma.msrb.org.

POLK COUNTY BOARD OF SUPERVISORS Minutes from Tuesday, October 16, 2012 Polk County Government Center – County Board Room Balsam Lake, WI 54810

Chairman Johnson called the regular October 16, 2012 meeting of the Polk County Board of Supervisors to order at 6:00 PM.

Chairman Johnson recognized Carole Wondra, County Clerk for purposes of receiving evidence on proper notice. County Clerk informed the County Board that notice of the agenda was properly posted in three public buildings, published in the county's legal paper and posted on the county website the week of October 8, 2012. Chairman Johnson recognized Corporation Counsel, Jeffrey Fuge, for purposes of receiving legal opinion with respect to sufficiency of notice. The County Board received the verbal opinion of Corporation Counsel that the advance written notice posted and published as described by the County Clerk satisfied the applicable provisions of Wisconsin Open Meetings Law and notice provisions of County Board Rules of Order, however as to amending the agenda, the board would need to suspend the rules requiring a 10 day notice.

Chairman Johnson recognized the County Clerk for purposes of taking roll call. The County Clerk took roll: 19 members present. Chairman Johnson announced that the Chair had granted Supervisor Neil Johnson an excused absence. Absent at roll call were Supervisor Scoglio, who joined the meeting immediately following roll call, Supr. Nelson who joined the meeting at 6:15 p.m. and Supr. Magnafici.

Chairman Johnson led the pledge of Allegiance.

Supr. Cockroft led the County Board in a time of reflection.

Chairman Johnson called for a motion to suspend the Rules of Order. Motion (Bergstrom/Luke) to suspend the Rules of Order to allow the final version of Resolution B to be distributed at this meeting, which would not meet the 10 day notice required by the County Board Rules of Order. Motion carried by unanimous voice vote.

Chairman Johnson called for a motion to approve the consent agenda as published. Motion (Schmidt/O'Connell) to approve the consent agenda, as published, which included adoption of Resolution 39-12 to Amend Zoning District Map for the Town of Farmington. Chairman Johnson called for voice vote. Motion to approve Consent Agenda, carried by unanimous voice vote.

Time was given for public comments.

Presentation by Marty Harding on the National Heritage Area Initiative.

Chairman Johnson presented the Chairman's Report.

Clerk, Carole Wondra updated the board on the progress of the Mid-Term Redistricting committee.

Time was given for committee questions and answers by the board members. Chairman Johnson recognized Maggie Wickre for receipt the Finance Managers Report.

October 16, 2012

Chairman Johnson recognized County Administrator Frey for receipt of the County Administrator's Report and a presentation on recommendations to the personnel policy.

Chairman called for a 10 minute break.

Resolutions and Ordinances:

Chairman Johnson called to the floor Resolution 40-12, Resolution to Hold a Public Hearing on the 2013 Budget Proposal of Polk County. Motion (Engel/Stroebel) to approve said resolution. Admin. Frey addressed the resolution, noting the need for several amendments to the resolution.

Motion (Jepsen/Nelson) to amend Resolution 40-12 to amend the proposed budget for 2013add \$15,000 additional funding for the County Museum. Motion (Arcand/Cockroft) to move the previous question, motion carried by unanimous voice vote. A ballot vote was requested. Motion to add funding for the museum failed by a ballot vote of 9 yes/12 no.

Motion (Kienholz/Stroebel) to amend the proposed budget for 2013 for the Family Court (page 5 of committee reports) as incorporated in Resolution 40-12 as follows: (Court Commissioner)

Under Revenues, Other Financing Sources, insert "33,550".

Under Expenditures, Professional Services, strike "21,550" and insert "55,100".

Page 57, under Use of Fund Balance, add "Transfer to the Family Court: "33,550".

Amend all totals and the notice of public hearing accordingly.

Admin. Frey and Judge Anderson addressed the amendment. **Motion to amend Resolution 40-12, carried** by unanimous voice vote.

Motion (Masters/Hartung) to amend the proposed budget for publication for 2013 as incorporated in Resolution 40-12 as follows: (Technical Amendments)

<u>Human Services</u> (pg. 31 of committee reports):

- 1. Under Revenues, Public Charge for Services, strike "1,298,171" and insert "1,323,171";
- 2. Under Expenses, insert "Transfer 48,000"; and
- 3. Under Expenses, Professional Services, strike "2,990,683" and insert "2,967,683".

<u>Asset Protection Fund</u> (pg. 50 of committee reports):

Under Revenues, Other Funding sources, strike "267,828" and insert "316,828".

Administration - Debt (pg. 47 of committee reports):

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Under Revenues, General Property Tax, strike "4,173,969" and insert "4,176,439"; and under Expenses, Debt Service, strike "4,213,969" and insert "4,216,439".

<u>Highway</u> (pg. 44 of committee reports):

Under Revenues, State Aids, strike "1,312,359" and insert "1,397,728".

Bridge Aid (draft publication):

Insert "85,953".

Act 150 (draft publication):

Strike "578,713" and insert "578,805".

<u>Corporation Counsel/Child Support</u> (pg. 42 of committee reports):

Under Revenue, State Aid strike "452,207" and insert "465,775" and under Revenue General Property Tax, strike "249,589" and insert "236,021".

<u>Treasurer</u> (pg. 15 of committee reports):

Under Revenues, General Property Tax, strike "117,974 and insert "99,624" and under Revenues, State Aids, strike "92,000" and insert "110,350".

Administration (pg. 46 of committee reports):

- 1. Under Revenues, State Aids, strike "590,400" and insert "589,999";
- 2. Under Expenses, Personnel, strike "592,778" and insert "626,397" and
- 3. Under Revenues, General Property Tax, strike "(3,068,124)" and insert "(3,038,676)".

Amend all totals and the notice for publication accordingly.

Motion to approve technical amendments to Resolution 40-12 carried by unanimous voice vote.

Chairman Johnson called for voice vote to adopt Resolution 40-12 as amended. Motion to approve Resolution 40-12 as amended, carried by unanimous voice vote. Resolution adopted.

Chairman Johnson called to the floor Resolution 41-12, Authorizing the Issuance and Sale of \$1,865,000 General Obligation Promissory Notes. Motion (Stroebel/Brown) to approve said resolution. Admin. Frey, and David De Young, Senior VP and Managing Director for Stifel Nicolaus & Co. each addressed the resolution. Chairman called for a roll call vote. Motion to approve Resolution 41-12 carried by a unanimous roll call vote. Resolution adopted.

Supervisor's reports were given.

Motion (Kienholz/Hartung) to adjourn. Carried. Meeting adjourned 8:08 p.m.

October 16, 2012