

Polk County Board of Supervisors

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

Tuesday March 16, 2010 6:00PM

***AMENDED AGENDA**

- I. Call to Order
- II. Evidence of Proper Notice
- III. Roll Call
- IV. Prayer: Supervisor Johansen
- V. Pledge of Allegiance
- VI. * Appointment of Successor to District 8 and Swearing In
- VII. Approval of Agenda
- VIII. Approval of January 19, 2010 Minutes
- IX. Public comments—3 minutes per person—not to exceed 30 minutes total
- X. County Administrator Selection Committee Update and Discussion
- XI. Finance Director's Report
- XII. Proposed Ordinances and Resolutions:**
 - A.** To Create the County Board Organizational Committee to Study and Provide Recommendations on the Organization and Structure of the Polk County Board of Supervisors
 - B.** To Authorize and To Confirm 2010 Purchase of Office Equipment
 - C.** Amendments to the Polk County Shoreland Protection Zoning Ordinance
 - D.** Resolution Adopting and Amendment to the Polk County Floodplain Zoning Ordinance
 - E.** Amendments to the Polk County Comprehensive Land Use Ordinance
 - F.** Amendments to the Polk County Board of Adjustment Procedures Ordinance
 - G.** Authorization of Lake Planning Grants – Coon Lake Lake Planning Grant Applications Water Quality and Stormwater Management Study and Biological Monitoring Study and Community Education County of Polk County
 - H.** Limited Term, Grant Funded Increase in Hours for Aging Support Staff Position for 2010
 - I.** United Pioneer Home of Luck
 - J.** To Create and to Fund a Capital Improvement Reserve Account for the Golden Age Manor Nursing Home
 - K.** To Establish Hourly Compensation and Mileage for Commissioners of Condemnation
 - L.** Compensation for Elected Officials for 2011-2014
 - M.** Policy 881 Review Committee per Resolution 83-09
 - N.** To Authorize the Executive Committee as the Oversight and Advisory Committee for the County Administrator
 - O.** To Authorize and to Affirm Certain Fund Transfers Made in 2009
 - P.** Evaluation /Consideration of Purchase of Conference Room/Training Equipment
 - Q.** * A Resolution Authorizing an Energy Independence Team and Development of a 25x25 Plan in Partnership with the Wisconsin Office of Energy Independence

XIII. Appointments

Appointment of Emergency Fire Wardens for 2010

Deloris Hermstad - Town of Bone Lake	John Irvin Hermstad – Town of Bone Lake
Keith Schmidt – Town of Clam Falls	Michelle Schmidt – Town of Clam Falls
Patty Fredericks – Town of Clam Falls	Ron Fredericks – Town of Clam Falls
Earl Jensen – Town of Lorain	Sharon Jensen – Town of Lorain
Penny Shockman – Town of McKinley	
Earl Roettger – Town of Sterling	Marilyn Roettger – Town of Sterling
Shawn Johnson – Town of Sterling	
Cheri Moats – Town of West Sweden	Jeff Moats – Town of West Sweden
Mildred Lundquist – Town of West Sweden	Wayne Lundquist – Town of West Sweden

Appointment of Polk County Library Federation Board for 2010-2012

Cathy Shimon Nathan Deprey Virginia Zuncki-Bunker Pat Draxler
Christine LaFond Nancy Mansergh Gerald Newville Betty Patterson
Pat Schmidt Tanna Worrell

Re-Appointment to ADRC of NW Wisconsin Board

Diane Stoneking Pat Schmidt Lynne Schauls

- I. Standing Committees/Boards Report
 - a. Highway: Supervisor Caspersen
 - b. Finance: Supervisor Bergstrom
 - c. Personnel: Supervisor Arcand
 - d. Property, Forestry and Recreation: Supervisor Larsen
 - e. Extension, Land and Water Resources, Lime Quarry: Supervisor Jepsen
 - f. Public Protection: Supervisor Luke
 - g. Land Information: Supervisor O'Connell
 - h. Human Services Board: Supervisor Stoneking
 - i. Board of Health: Supervisor Johnson
 - j. Golden Age Manor Board: Supervisor Dueholm
- II. Supervisor Reports
- III. Discussion Regarding 2010 County Board Orientation
- IV. Chairman's/Administrative Coordinator's Report
- V. Adjourn

A

RESOLUTION 2010-_____

To Create the County Board Organizational Committee to Study and Provide
Recommendations on the Organization and Structure of the
Polk County Board of Supervisors

WHEREAS, the Polk County Board of Supervisors has created the county office of County Administrator, creating a need to review and revise the structure and duties of County committees and administrative board; and

WHEREAS, the Polk County Board of Supervisors has sought ways to control budgetary costs in all areas of the County Budget; and

WHEREAS, subsequent to taking office on April 20, 2010, the Polk County Board of Supervisors would consider operational matters, including the Rules of Order, that are affected through the creation of the county office of the County Administrator; and

WHEREAS, subsequent to the 2010 decennial census, the Polk County Board of Supervisors shall consider a county supervisory district plan that sets forth the number of supervisory districts; and

WHEREAS, the Polk County Board of Supervisors has received requests to consider the size of the County Board of Supervisors; and

WHEREAS, it is in the interest of Polk County, that there be created a committee of the County Board of Supervisors to study the organization and structure of the Polk County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors creates a County Board Organizational Committee, as an adhoc committee, whose purpose is to study the organization and the structure of the Polk County Board of Supervisors, including, but not limited to, Rules of Order, County Committee/Administrative Board Structure and Responsibilities; Duties and Responsibilities of the Chairperson; County Board Size and Staggered Terms, and to provide the County Board with recommendations on appropriate changes.

BE IT FURTHER RESOLVED that County Board Organizational Committee shall be composed of the Chairperson and six(6) members of the County Board, who shall be appointed and confirmed at a regular County Board meeting no earlier than the May 2010 meeting and be seated no later than July 1, 2010.

A1

BE IT FURTHER RESOLVED that Polk County Board of Supervisors directs the County Organizational Committee to utilize the County Administrator or his/her designee as facilitator and the University of Wisconsin-Extension Offices as resource in such study and preparation of recommendations to the Polk County Board of Supervisors.

Funding Amount: _____

Funding Source: _____

Date Finance Committee Advised: Not Applicable

Finance Committee Recommendation: Not Applicable

Effective Date: Upon Passage

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

Date Submitted to County Board: March 16, 2010

County Board Action: _____

Submitted Upon Recommendation of the Polk County Personnel Committee Committee:

Russell E. Arcand 2-25-10
Russell Arcand, Chair

Herschel Brown
Herschel Brown, Secretary

Patricia Schmidt
Patricia Schmidt, Vice Chair

Gerald Newville
Gerald Newville

Wendy Rattel
Wendy Rattel

TO AUTHORIZE AND TO CONFIRM 2010 PURCHASE OF OFFICE EQUIPMENT

WHEREAS, the Polk County Board of Supervisors created Polk County Policy 912, *Purchasing Policy*, establishing the policies and procedures for County purchases; and

WHEREAS, in December 2009, the Polk County Human Services Department did make a purchase of custom office equipment from vendor, Business Interiors By Staples, as described in the attached purchase order and Mutual Understanding of Performance; and

WHEREAS, the office equipment was so purchased for the purpose of remodeling conference rooms of the Polk County Government Center; and

WHEREAS, Polk County has received the office equipment and Polk County has paid the vendor; and

WHEREAS, the Buildings, Parks and Solid Waste has budgetary responsibility over remodeling of County Buildings through the County Building Improvement Fund; and

WHEREAS, it is appropriate in this specific instance to void the Human Services Department purchase and authorize and confirm the purchase of custom office equipment as a purchase made in 2010 by the Buildings, Parks and Solid Waste - County Building Improvement Fund.

NOW, THEREFORE, BE IT RESOLVED, Pursuant to Policy 912, the Polk County Board of Supervisors declares as void the 2009 purchase of custom office equipment because the provisions of Policy 912 were not followed.

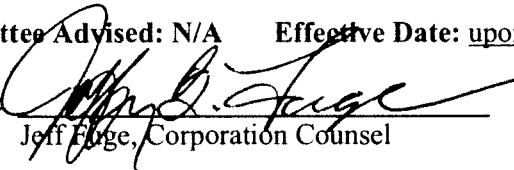
BE IT FURTHER RESOLVED that the Polk County Board of Supervisors authorizes for calendar year 2010, and confirms the same, the purchase of custom office equipment from vendor, Business Interiors By Staples, as described in the attached purchase order and Mutual Understanding of Performance, incorporated herein, as a purchase made by the Polk County Department of Buildings, Parks and Solid Waste –County Building Improvement fund for remodeling of the West, East and North Conference Rooms of the Polk County Government Center.

BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a), the Polk County Board of Supervisors transfers the sum of \$39,700.77 from the 2010 Human Services Department operating budget (Line 59210) to the County General Fund (2010 Polk County Department of Buildings, Parks and Solid Waste – County Building Improvement fund); that the Finance Director be directed to make the appropriate ledger entries to effectuate reversal of the 2009 entries related to the void purchase and to effectuate the herein authorized 2010 purchase and transfer; and that the County Clerk cause to be published this resolution by Class 1 notice within 10 days of passage.

Funding Amount: \$39,700.77

Funding Source: **Transfer Amongst 2010 Departmental Budgets, as noted in resolution**

Date Finance Committee Advised: N/A **Effective Date:** upon passage

Approved as to form: 
Jeff Fuge, Corporation Counsel

Date Submitted to County Board: **March 16, 2010**

County Board Action _____

B1

RESOLUTION _____ 2010: TO AUTHORIZE AND TO CONFIRM 2010 PURCHASE OF OFFICE EQUIPMENT
Page 2

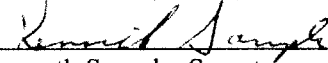
Sponsored and Submitted By the Human Services Board, upon unanimous motion at Special Meeting, March 2, 2010

Diane Stoneking, Chair

James Edgell

David Markert, Ph.D., Vice Chair

John Gyllen



Kenneth Sample, Secretary



Craig Moriak

William Alleva

Timothy Strohbusch

Marvin Caspersen



Remit to: Corporate Express
 P.O. Box 95708
 Chicago, IL 60694-5708
 Account # 2097087
 Billing Inquiries: (800) 621-6478
 Order Inquiries:

B 2

INVOICE

Invoice No Date	PF00002764 12/30/09
Order No Cust PO No Salesperson Terms Sales Order	0003054334 Paul A Scott INVISION CUSTOMER - DO NOT 216132367

Bill To:

0011593876
 ACCOUNTS PAYABLE
 POLK COUNTY HUMAN SERVICES
 100 POLK CTY PLAZA STE 50
 BALSAM LAKE, WI 548109097
 715 485-9271

Ship To:

PHYL BROWN
 POLK COUNTY HUMAN SERVICES
 100 POLK CTY PLAZA STE 50
 BALSAM LAKE, WI 548109097
 715 485-8591

LINE	QUANTITY	CATALOG NUMBER	DESCRIPTION	UNIT SELL	EXTENSION
			----- Special Instructions ----- Pro Forma		
0001	40	R240-286-07S	TRAINING TABLE 02 ANTIQUE BRUSH LAMINATE	350.86	14034.40
0002	1	A201-77	TABLE CART	730.34	730.34
0003	5	AL05-02	LAECTURN ANTIQUUE BRONZE	186.56	932.80
0004	8	GBWFRT96B	Tubular Legs - 30D x 96W x 29-1/4H	148.96	1191.68
0005	3	684S	PROJECTION SCREEN	293.93	881.79
0006	80	SCM-24-012	VERY SEATING 3E-4, TR-FK, TR-F	268.71	21496.80
M001	1	INS	INSTALLATION	.00	.00
				Total	39267.81
				PF Pct	.00
				Amount Due	39267.81

1/2 19,433.90 - 54402-162
 19,433.91 - 54402-168

12/30/09

Mutual Understanding of Performance

B3

Business Interiors by Staples is one of the premiere full service furniture dealerships to corporate, educational, government and healthcare organizations in North America. Our focus is to offer quality furniture and unparalleled service both during and after the sale. We strive to ensure that all of your furniture purchases and installations are executed to highest of excellence. Please read the following document so that you understand what you can expect from our team.

1. Design

All designs, plans, drawings, specifications, samples, and the contents therein regarding this sale shall remain the property of Business Interiors by Staples, and may not be used, reproduced or distributed, in whole or in part without written permission from Business Interiors by Staples.

2. Delivery and Installation

If delivery and installation are part of this sale, the following provisions shall apply:

- A. Conditions of Installation Site - It is Customer's responsibility that the site be clean and free of debris prior to installation. In the event Business Interiors by Staples, personnel remove or assist in removing existing furniture or equipment at the job site, Customer shall pay Business Interiors by Staples, for this service, as separately invoiced.
- B. Installation Site Services - Electric current, heat, and elevator service will be furnished at Customer's expense. Customer shall provide adequate facilities for docking, moving and handling of products.
- C. Special Packaging or Handling - If special packaging or handling not contained in this Agreement is required, Customer shall pay an extra charge as invoiced separately.
- D. Delivery/Installation - Delivery and installation will be during normal business hours (8:00 AM to 5:00 PM local time Monday through Friday, except for Business Interiors by Staples, designated holidays) unless otherwise agreed upon. Customer shall pay additional labor costs resulting from overtime, after hours or weekend work performed at Customer's request. Business Interiors by Staples, shall designate the personnel to install the products sold herein. Customer shall be responsible for obtaining proper permits for the installation. If regulations in force at the time of installation require the use of tradesmen at the site other than Business Interiors by Staples, designated personnel, Customer shall pay for any additional costs incurred. If the products must be moved due to progress of other trades, or other reason, the Customer will pay the extra cost of moving.
- E. Storage Space - Unless the products arrive at the site earlier than the date requested, the Customer shall provide safe and adequate storage space at the Customer's expense. If the space provided is inadequate or inconveniently located (such as on another floor) or requires excessive sorting or other additional expense, the Customer shall pay the associated cost or expense.

3. Installation Delays

In the event that construction delays or other causes not within Customer's or Business Interiors by Staples, control force postponement of the installation as scheduled, Business Interiors by Staples, or the Customer shall store the products until installation can be resumed, and the products shall be considered accepted by the Customer for purposes of invoicing and payment. The Customer shall pay all transfer and storage charges incurred.

4. Change Order / Cancellation

Any order changes must be submitted in writing. Business Interiors by Staples will make commercially reasonable efforts to accommodate Customer's written change order request. In the event that Business Interiors by Staples can accommodate such change order request, Customer agrees to pay any additional costs or charges incurred by Business Interiors by Staples as a result of such changes. All changes/cancellation requests shall be evaluated at the time of request by Business Interiors by Staples and are subject to revised lead times and/or additional charges as applicable.

5. Returns

Furniture ordered specifically for the customer is not eligible for return. Upon approval "in stock" product may be returned with the Customer paying a restocking fee. The returned product must be in new condition and returned in their original carton. Custom, or made to order furniture is not eligible for return.

6. Deposits

Most furniture items are special ordered to your exact specifications and cannot be cancelled or returned to the manufacturer once the order is placed.

7. Payment

Business Interiors by Staples may invoice the Customer at any time following shipment of the product. For partial shipments, payment shall be due only for products and services received. The remaining balance shall be due within terms following installation of the product. Within a reasonable time after installation of the product, authorized representatives of Business Interiors by Staples and the Customer shall inspect the product for conformity with the order and for defects and/or damages, and shall note all such mutually agreed upon items on an installation "Service Report". Where it is necessary to reorder product due to damages or error, the customer may withhold from payment the amount of that product or 3% of the invoice total whichever is lower.

Customer acknowledges and expresses that in addition to any contractual terms between the parties, the Terms and Conditions located at <http://www.eway.com> is included in any furniture order.

CUSTOMER:

COMPANY NAME Polk County Human Services Dept
BY: Sherry Jones
TITLE: Director
DATE: 12/23/2009
SALES ORDER #: _____

Paul here
12-22



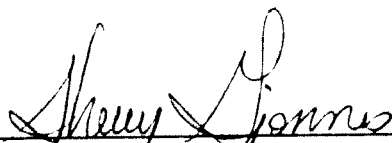
B5

PURCHASED SERVICES PAYROLL-VOUCHER #10461
January 13, 2010
2009 PAYROLL

PROVIDER	SERVICE	CLIENTS	AMOUNT
Aurora Residential Alternatives	Housing	1	3556.49
Chrismark Home	Housing	1	3100.00
Staples Advantage	Supplies/Equip		39700.77

PAYROLL TOTAL

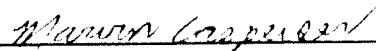
\$46,357.26



Sherry Gjonnes, Director



Committee Member



Committee Member



Committee Member

Resolution No. _____

Amendments to the Polk County Shoreland Protection Zoning Ordinance

Whereas, on September 16, 2008 the Polk County Board of Supervisors amended said ordinance by Resolution 59-08; and,

Whereas, the Land Information Committee held a public hearing on February 17th, 2010 to amend the Polk County Shoreland Protection Zoning Ordinance; and,

Therefore, the Polk County Board of Supervisors does ordain that the Polk County Shoreland Protection Zoning Ordinance is amended as follows, along with subsequent reenumeration & revised/effective dates (strike-outs are omissions and italics are additions):

4 Definitions

~~"UNNECESSARY HARDSHIP" means present only where, in the absence of a variance no reasonable use can be made of the property.~~ **for area variances, compliance with the strict letter of the restrictions governing area, setbacks, frontage, height, bulk, or density would unreasonably prevent the owner from using the property for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome. An unnecessary hardship must be based on conditions unique to the property rather than considerations personal to the property owner when reviewing a variance application.**

~~"VARIANCE" means an authorization granted by the Board of Adjustment to construct, alter, or use a building or structure in a manner that deviates from the requirements of this ordinance.~~ **an action, which authorizes the construction or maintenance of a building in a manner inconsistent with the dimensional requirements of a zoning ordinance. A variance may only be granted in cases of unnecessary hardship and when the spirit of the ordinance is not violated.**

4 Definitions, 15D, 17D1-4 Special Exception: Zoning Committee/Committee/Board **Board of Adjustment**

11J2+K: Planning and Zoning Committee **Board of Adjustment**

11J3: Committee **Board of Adjustment** ... and signed by the Committee chair **members of the Board of Adjustment.**

8C3(c)(1), 17A6: Zoning **Land Information** Committee

47D**17D2** Special Exception Permits

17D3: zoning **Special Exception** Permit

17E1(c)(2): ~~For the purpose of this section, an "unnecessary hardship" is present only where, in the absence of a variance, no reasonable use can be made of the property.~~

17E2: Appeals to the board **Board of Adjustment...**rules of the Board **Board of Adjustment...**transmit to the Board **Board of Adjustment**

17F: Planning and Zoning **Land Information** Committee; Additional fee: **Appeals to the Board of Adjustment**

19C: The Zoning Department or the Board of Adjustment may issue an on-site stop work order

Funding amount: N/A Funding source: N/A Date Finance Committee Advised: N/A
Effective date: Upon Passage and Publication as provided by law.

Approved as to form: *Jeffrey B. Fugle*

Date Submitted to County Board: _____ County Board action: _____

Respectfully Submitted by the Land Information Committee:

[Signature] *[Signature]* *[Signature]*
Craig Morab *[Signature]* *[Signature]*

D

ORDINANCE
Resolution No. ____

~~Resolution~~ Adopting an Amendment to the Polk County Floodplain Zoning Ordinance

Whereas, Polk County has previously adopted a Floodplain Zoning Ordinance on June 19, 1990; and,

Whereas, said ordinance was amended by the Polk County Board of Supervisors on February 16, 1993; and,

Whereas, said ordinance was, again, mended by the Polk County Board of Supervisors on March 20, 2001; and,

Whereas, the Polk County Land Information Committee held a public hearing on February 17th, 2010 to amend the Polk County Floodplain Zoning Ordinance; and,

Now, therefore, be it resolved that the Polk County Board of Supervisors hereby approve the following amendment to the Polk County Floodplain Zoning Ordinance:

- 1.5 (2) Official Maps (Add the **Lower Balsam Lake Dam Hydraulic Shadow Map, dated November 2002.**)

Funding Amount: N/A Funding Source: N/A

Finance Committee Recommends: N/A

Effective date upon passage and publication as provided by law.

Approved as to form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel

Date Submitted to County Board _____

County Board Action _____

SUBMITTED BY:
Craig M. ...
[Signature]
[Signature]
[Signature]

Amendments to the Polk County Comprehensive Land Use Ordinance

WHEREAS, Polk County has previously adopted the Comprehensive Land Use Ordinance on April 21st, 1971 by Resolution Number 26; and,

WHEREAS, on May 15th, 2007 the Polk County Board of Supervisors amended said ordinance with the adoption of Resolution Number 46-07; and,

WHEREAS, the Land Information Committee held a public hearing on February 17th, 2010 to amend the Comprehensive Land Use Ordinance; and,

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors hereby approve the following amendments to the Polk County Comprehensive Land Use Ordinance (strike-outs are omissions and italics are additions):

III Definition

~~Special Exception: The use of property, including the use and location of buildings, the size of lots and the dimensions of required yards, otherwise not allowable under the terms of this ordinance which is permissible by reason of special provisions of this ordinance or for which a special permit may be issued by the Zoning Committee under conditions specified in this ordinance. ***A use that is permitted as well as listed by ordinance provided certain conditions specified in the ordinance are met and that a permit is granted by the Board of Adjustment.***~~

Unnecessary Hardship: For area variances, compliance with the strict letter of the restrictions governing area, setbacks, frontage, height, bulk, or density would unreasonably prevent the owner from using the property for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome. An unnecessary hardship must be based on conditions unique to the property rather than considerations personal to the property owner when reviewing a variance application.

~~Variance: A departure from the terms of this ordinance as applied to specific buildings, structure or parcel of land which the Board of Adjustment may permit contrary to the regulations of this ordinance for the district in which such building, structure or parcel of land is located when the board finds that a literal application of such regulation will affect a limitation on the use of the property which does not generally apply to other properties in the same district and for which there is no compensating gain to the public health, safety or welfare. ***An action, which authorizes the construction or maintenance of a building in a manner inconsistent with the dimensional requirements of a zoning ordinance. A variance may only be granted in cases of unnecessary hardship and when the spirit of the ordinance is not violated.***~~

IVC, VIIC1, XC1, XIIA6: Zoning Committee ***Board of Adjustment***

~~IVA4 Service garages, storage yards and micro-wave radio relay structures must be approved by the Zoning Committee prior to construction.~~

VA9: Zoning Board of Adjustment ***Land Information Committee.***

~~VIB5 Quarrying: and provided that the owner of the premises and the operator shall file an agreement, accompanied by a surety bond or other financial guarantee, for the restoration within one year after discontinuing operations of the site to a condition of practical usefulness and physical attractiveness. Minimum requirements for restoration shall be the elimination of all water holes by filling and grading the side sloping of any area disturbed by the quarrying operation to the minimum angle of repose of the slope material or a 1 1/2-1 slope, whichever is the lesser.~~

~~VIC: The/the Board ***County Board***; shall ***may*** attach binding conditions~~

~~VIC, XVID: Zoning ***Land Information*** Committee; ***Land Information*** Committee~~

Resolution No _____
Amendments to the Polk County Comprehensive Land Use Ordinance
Page 2

Funding Amount: N/A Funding Source: N/A

Finance Committee Recommends: N/A

Effective date upon passage and publication as provided by law.

Approved as to form: *Jeffrey B. Fuge*
Jeffrey B. Fuge, Corporation Counsel

Date Submitted to County Board _____

County Board Action _____

SUBMITTED BY THE LAND INFORMATION COMMITTEE:

L. J. O'Connell
J. Walker
Vic Marsch
J. R.
Ken Sample

F

ORDINANCE
Resolution No. _____

Amendments to the Polk County Board of Adjustment Procedures Ordinance

WHEREAS, on October 16th, 2007 the Polk County Board of Supervisors amended the Polk County Board of Adjustment Procedures Ordinance by Resolution 85-07; and,

WHEREAS, the Land Information Committee held a public hearing on February 17th, 2010 to amend the Polk County Board of Adjustment Procedures Ordinance; and,

THEREFORE, the Polk County Board of Supervisors does ordain that the Polk County Board of Adjustment Procedures Ordinance is amended as follows, along with subsequent reenumeration & revised/effective dates (strike-outs are omissions and italics are additions):

- 1.3: ***At least one member shall be a riparian landowner.***
- 1.5, 5.11, 7.3, 10.0: ***Zoning Land Information*** Committee
- 3.3: ~~Order of Business~~ -- Delete entire section
- 4.12(e): ~~Shall not have the effect of allowing a use or structure which is prohibited in that zone district by the ordinance unless it determines that no feasible legal use can be made of the property without such variance, provided no use variance may be granted in a flood plain or wetland/shoreland district.~~
- 4.14 To hear and decide requests for special exceptions from the terms of any land use ordinance that contains such provision.***
- 4.2 Scope or Orders ~~.....~~, ***or conduct a de novo hearing.***
- 5.5: ~~criteria to justify~~ ***necessary*** for the Board of granting the variance.
- 5.81: ***(6) all property owners within 300 feet of the property affected by the request.***
- 5.82+83, 7.5: ~~variance~~ ***or special exception***
- 6.3 1: ~~Reading of the reason for denial by the secretary or administrative official~~
- 7.7: ~~The Board need give no informal request for advice or on moot questions.~~
- 7.9: ~~Copies of decisions on variances and appeals~~
- 7.10: Board of Appeals ***Adjustment***
- 8.4: ~~A decision of the Board may be reconsidered by motion to reconsider made at the same meeting which may be immediately disposed of without further notice.~~ ***only if a member of the prevailing vote request that the decision be reconsidered. Such a request must be made at the same meeting or at the next scheduled board meeting.***
- 8.6 ~~Procedures for Reconsideration~~ -- Delete entire section
- 13.0 Definitions
 - 3) ~~Appellate body: A body authorized to review the judgments made by other people or bodies. The Board of Adjustment hears appeals of the decisions of the zoning administrator. The Circuit Court hears appeals of the Board's decisions.~~
 - 6) ~~Executive (closed) session: A session closed to the public based on a majority vote of the members for the purpose of deliberating quasi-judicial matters or conferring with legal counsel.~~
 - 9) ~~Moot question: A hypothetical question. A question which does not rest upon existing facts or rights; a question as to which in reality there is no actual controversy existing.~~
 - (7) Special Exception: A use that is permitted as well as listed by ordinance provided certain conditions specified in the ordinance are met and that a permit is granted by the Board of Adjustment.***
 - (10) Unnecessary hardship: A unique and extreme inability to conform to the provisions of a zoning ordinance due to physical factors, which are not solely related to economic loss or gain. An applicant must prove unnecessary hardship. For area variances, compliance with the strict letter of the restrictions governing area, setbacks, frontage, height, bulk, or density would unreasonably prevent the owner from using the property for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome. An unnecessary hardship must be based on conditions unique to the property rather than considerations personal to the property owner when reviewing a variance application.***

F1

Resolution No. _____

Amendments to the Polk County Board of Adjustment Procedures Ordinance
Page 2

Funding amount: N/A Funding source: N/A Date Finance Committee Advised: N/A

Effective date: Upon Passage and Publication as provided by law.

Approved as to form: *[Signature]*

Date Submitted to County Board: _____ County Board action: _____

Respectfully Submitted by the Land Information Committee:

Craig Morick

Liz A. O'Connell

[Signature]

Kim Sample

[Signature]

G

Resolution # _____

**Authorization of Lake Planning Grants - Coon Lake Lake Planning Grant Applications
Water Quality and Stormwater Management Study and
Biological Monitoring Study and Community Education
County of Polk**

WHEREAS, Coon Lake is an important resource used by the public for recreation and enjoyment of natural beauty; and

WHEREAS, a study and examination of the lake will lead to better understanding and will promote the public health, comfort, convenience, necessity and public welfare; and

WHEREAS, we recognize the need for responsible and holistic long-range planning to better manage the lake, its watershed, and its use; and

WHEREAS, we recognize the need to provide information or education on the use of lakes or natural lake ecosystems, on the quality of water in lakes, or on the quality of natural lake ecosystems; and

WHEREAS, the Polk County Land and Water Resources Department is qualified to carry out the responsibilities of the planning project on behalf of Polk County; and

WHEREAS, we understand the importance of a continuing management program for Coon Lake and intend to proceed on that course.

NOW, THEREFORE, BE IT RESOLVED THAT the Polk County Board of Supervisors requests grant funding and assistance available from the Wisconsin Department of Natural Resources under the "Lake Management Planning Grant Program" and hereby authorizes the Director of the Polk County Land and Water Resources Department to act on behalf of Polk County to:

- submit an application to the State of Wisconsin for financial aid for lake planning purposes;
- sign documents;
- take necessary action to undertake, direct, and complete an approved lake planning grant; and
- submit reimbursement claims along with necessary supporting documentation within six months of project completion date.

BE IT FURTHER RESOLVED THAT the Polk County Board of Supervisors will meet the obligations of the planning project including timely publication of the results and meet the financial obligations under the lake planning grant including the prompt payment of our 25% commitment to project costs.

Funding Amount: \$ 6,228.38
 Funding Source: Staff Allocation 2010 LWRD Budget
 Village of Frederic – in kind services
 Frederic Public Library – in-kind public services

Finance Advised: 3-10-10
 Finance Recommendation: _____

G-1

Approved as to form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel

Date Submitted to County Board: _____

County Board Action: _____

Effective: Upon Passage

Submitted Upon the Recommendation of the Land Conservation Committee made February 10, 2010

Larry Jepsen
Larry Jepsen, Chair

Diane Stoneking
Diane Stoneking, Vice-Chair

Kathryn Kienholz
Kathryn Kienholz, Secretary

Dean Johansen
Dean Johansen

Ted Johnson
Ted Johnson, FSA Representative

County Board Action:

Adopted this _____ day of _____, 2010

By a vote of: _____ in favor _____ against _____ abstain

BY: _____
Carol Wondra, Clerk of Polk County

Date: March _____, 2010

H

RESOLUTION _____
LIMITED TERM, GRANT FUNDED INCREASE IN HOURS FOR AGING SUPPORT STAFF POSITION FOR 2010

WHEREAS, Polk County has adopted a Position Administration Policy which provides for and regulates the establishment of new positions within county departments, and,

WHEREAS, the various departments of Polk County have established their 2010 Staffing Plans in accordance with the Position Administration Policy, and,

WHEREAS, the Aging Department received continuation of the MIPAA Grant necessitating additional staffing time of 0.1 FTE to fulfill the objectives of this grant, and,

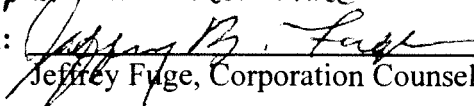
WHEREAS, the Aging Board and Personnel and Finance Committees have reviewed this request with regard to its conformity with the county's administrative and personnel requirements for position requests outside the normal budget process;

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors authorizes, effective upon passage, the hours for the existing part-time Aging Support Staff position to be expanded from 0.8 FTE to 0.9 FTE, hourly position, with benefits and salary computations based on one thousand seven hundred fifty-five (1,755) hours per year, that this position continue to be under the supervision of the Aging Director and continue to be assigned to the agreement between the county and AFSCME Local 774, for the duration of the receipt of funding from the MIPAA Grant, and funded by existing grant funds with no change to levy fund requirement.

Funding Amount: N/A

Funding Source: N/A

Date Finance Committee Advised: March 10, 2010 **Effective Date:** March 16, 2010
** Resolution submitted prior to finance committee*

Approved as to form: 
Jeffrey Fuge, Corporation Counsel

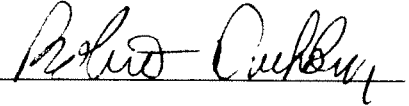
Submitted at the request of the Personnel Committee

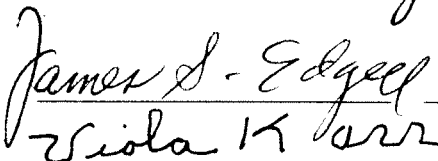
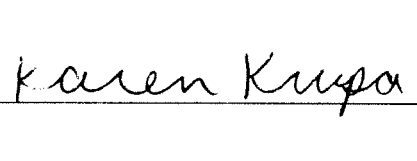
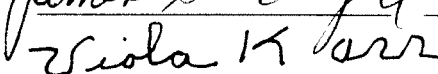
Date Submitted to County Board _____

County Board Action _____

SUBMITTED BY:







RESOLUTION _____

I

UNITED PIONEER HOME OF LUCK

WHEREAS, the United Pioneer Home, a non-profit church affiliated nursing home in Luck, that has been providing nursing home services since 1953, and

WHEREAS, this nursing home as been recognized by the State of Wisconsin Department of Health and Human Services and the Federal Medicare Program as providing highest quality care to its patients, and

WHEREAS, in a recent survey by My Innerview of the residents and their families, 98% rated their overall satisfaction with the nursing home as excellent. In addition, 98% would recommend the home to others; and

WHEREAS, the United Pioneer Home is about to embark on a building program. The new building will be a skilled nursing facility utilizing the latest design in the care and comfort of the patients, and a 16-bed community based residential facility; and

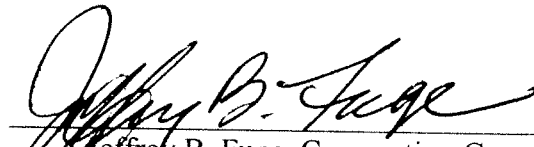
WHEREAS, the United Pioneer Home will be applying for grants and loans to enable building of the new facility.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors recognizes the need and value of such a facility for the benefit of its citizens and hereby encourages and supports the building project as a quality addition to this county.

Funding Amount N/A

Effective Date: N/A

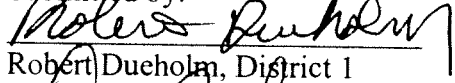
Approved as to form:

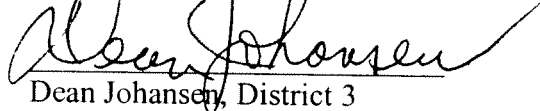


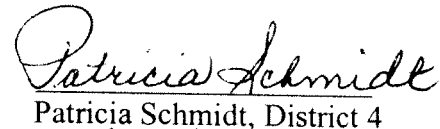
Jeffrey B. Fuge, Corporation Counsel

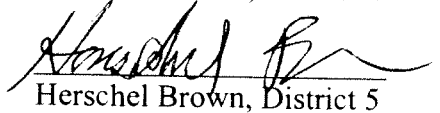
Submitted to County Board: ~~February~~, 2010 March 16, 2010

Submitted by:


Robert Dueholm, District 1


Dean Johansen, District 3


Patricia Schmidt, District 4


Herschel Brown, District 5

Adopted this _____ day of February, 2010.

I, Carole T. Wondra, County Clerk for Polk County, do hereby certify that Resolution No. _____ was adopted by the Polk County Board of Supervisors on the _____ day of February, 2010.

By a vote of: _____ in favor _____ against _____ abstain or Voice Vote

Carole T. Wondra, Polk County Clerk

Dated: February ____, 2010

J

RESOLUTION _____

To Create and To Fund A Capital Improvement Reserve Account
For
The Golden Age Manor Nursing Home

WHEREAS, Polk County maintains and operates the Golden Age Manor Nursing Home as an enterprise fund with the intent of recovering the expenses, including depreciation, that are incurred for the provision of nursing home care and services to its residents through user charges on a continuing basis;

WHEREAS, enterprise funds function with Excess/Deficit of Revenues over Expenses before Transfers resulting in an increase or decrease to the capital equity accounts. This Excess/Deficit is defined by the audited financial statement of the Golden Age Manor for the years ended December 31, 2008 and 2007. (See page 10 displaying this Excess as \$616,063 for year ending 2008).

WHEREAS, Polk County maintains and operates the Lime Quarry an enterprise funds that has reserve accounts funded by net surplus for the replacement of lands and/or equipment as such capital assets are depreciated, depleted(lands) or otherwise require replacement or modernization; and

WHEREAS, Polk County Policy 911, *Capital Assets Policy*, defines capital assets and capital improvements and provides control and accountability over the county's capital assets; and:

WHEREAS, it is good business practice to establish a Capital Improvement Reserve Account for the Golden Age Manor Nursing Home for the purpose of funding capital modernization and replacement of the buildings and equipment of the Golden Age Manor Nursing Home.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors creates the capital improvement reserve account within the chart of accounts of the Golden Age Manor Nursing Home for the purpose of funding building and equipment replacement, modernization, but excluding cost of repairs and routine maintenance.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs said capital reserve account to be funded on an annual basis, commencing in 2010 and each year thereafter, in the amount of the previous year's Excess of Revenue over Expenses, but in such amount not to exceed, and limited by, that year's depreciation of capital assets of the Golden Age Manor Nursing Home, as determined by the annual audit.

J1

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs the Administrator of the Golden Age Manor Nursing Home to manage and keep the capital improvement reserve account consistent with Polk County Policy 911, *Capital Asset Policy*, and other relevant Polk County policies, with the oversight and administration of the Golden Age Manor Governing Committee and other instruction, as provided by County Auditor, as may be appropriate.

Funding Amount: Initial Funding From 2009 Excess of Revenue over Expenses as may be limited by the amount of 2009 Depreciation, as determined by County Audit.

Funding Source: Golden Age Manor Nursing Home Excess of Revenue over Expenses as limited by the Amount of Depreciation of the Golden Age Manor Nursing Home

Date Finance Committee Advised: _____

Finance Committee Recommendation: _____

Effective Date: Upon Passage.

Approved as to form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel

Dated Submitted to County Board: March 16, 2010

County Board Action: _____

Submitted and Sponsored By the Golden Age Manor Governing Committee

Robert Dueholm
Robert Dueholm

Gerald Neville
Gerald Neville

Patricia Schmidt

David Ollman
David Ollman

Robert Blake

This Resolution was enacted by the Polk County Board of Supervisors by a vote of _____ for and _____ against on the _____ day of _____ 2010.

Bryan Beseler, Polk County Board Chairperson

Dated: _____

Attest: _____
Carole Wondra, County Clerk

Dated: _____

K

RESOLUTION _____
To Establish Hourly Compensation and Mileage for Commissioners of
Condemnation

WHEREAS, the County Board is charged with setting the compensation for service of the Commissioners of Condemnation at an hourly rate as stated in 32.08(4) of Wisconsin Statutes,

AND WHEREAS, Resolution 32-69 previously set guidelines for an hourly rate and mileage,

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors hereby amends Resolution 32-69, setting the hourly rate for the Commissioners of Condemnation to be set at \$20.00 per hour and the mileage rate for travel to be set at the current IRS rate as established by County Policy 512,

BE IT FUTHER RESOLVED, that all such compensation and expenses shall be paid by the condemnor on order approved by the circuit judge.

Funding Amount: N/A

Funding Source: N/A

Effective Date: Upon passage

Approved as to form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel

Submitted to County Board: March 16, 2010

Sponsored and submitted by:

Jeff Rube _____

L

RESOLUTION _____

COMPENSATION FOR ELECTED OFFICIALS FOR 2011-2014

WHEREAS, it is in the best interests of Polk County to provide for the economic well being of its elected officials and to create a work environment in which employees are compensated in a fair and equitable manner, and;

WHEREAS, Wisconsin Statute 59.22 (a) (1) requires the county board to establish the total annual compensation before the earliest time for filing nomination papers for elective office and considering that date is established as June 1, 2010, and;

WHEREAS, the Personnel Committee has considered several salary increase options and has decided upon a recommendation of 1.5% increase per year for the offices of Sheriff and Clerk of Circuit Court.

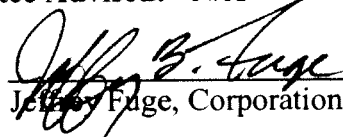
NOW, THEREFORE, BE IT RESOLVED, that the annual compensation for the following elected officials be established at the amounts indicated for the term of the elected office effective on the dates noted below:

<u>January 1, 2011</u>		<u>January 1, 2012</u>	
Sheriff	\$79,779	Sheriff	\$80,976
Clerk of Court	\$52,738	Clerk of Court	\$53,529
<u>January 1, 2013</u>		<u>January 1, 2014</u>	
Sheriff	\$82,190	Sheriff	\$83,423
Clerk of Court	\$54,332	Clerk of Court	\$55,147

BE IT FURTHER RESOLVED, that that this salary schedule shall apply to all incumbent office holders as well as any individual newly elected or appointed to any of the listed offices after the adoption of this resolution.

Funding Amount: \$542,114 over 4 years	Funding Source: Future annual budgets
2011: \$132,517 2012: \$134,505	2013: \$136,522 2014: \$138,570

Date Finance Committee Advised: N/A **Effective Date:** January 1, 2011

Approved as to form:  _____
Jeffrey B. Fudge, Corporation Counsel

Submitted at the request of the Personnel Committee

Date Submitted to County Board _____

M

Policy 881 Review Committee per Resolution 83-09

WHEREAS, this committee was assigned the task of reviewing Policy 881 and proposing changes; and

WHEREAS, hiring of a County Administrator will impact policy content; and

WHEREAS, the Administrator Coordinator has requested Employee Resources to review policies and Rules of Order for change associated with a County Administrator.

NOW, THEREFORE BE IT RESOLVED, as adopted in Resolution 83-09 :

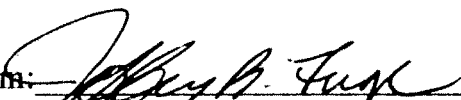
- The budget process should be continuous with a review of the previous year and a financial outline for the ensuing year being provided no later than March of the current year.
- The budget process will be transparent to all board members and the public.
- Financial reports will be comprehensive and provided in a timely manner.

BE IT FURTHER RESOLVED, as adopted in Resolution 83-09, support of this resolution subscribes to the "County Budget Statutory Requirements" training, " Good information and effort upfront in the budget process helps reduce the need for later changes and potential conflicts among competing interests. And good information throughout the year keeps the board and the public apprized of any needed changes in program needs and priorities as well as progress and successes."

BE IT FURTHER RESOLVED, policy 881 will be a stand alone policy for the purpose of staffing and position administration,

BE IT FURTHER RESOLVED , under the direction of the County Administrator and in conjunction with a standing or ad hoc committee a separate budget policy will be developed that incorporates the results of Policy 881,

BE IT FINALLY RESOLVED, the Policy 881 review committee will be disbanded upon approval of this resolution.

Approved as to form: 
Jeffrey B. Fuge Corporation Counsel

Submitted by:  _____

 _____

N

RESOLUTION _____

To Authorize the Executive Committee as the Oversight and Advisory Committee for the County Administrator

WHEREAS, in creating the county office of County Administrator, Resolution 91-09, the Polk County Board of Supervisors created a committee, composed of the Chairperson, the First Vice-Chairperson and Second Vice-Chairperson, to serve in an oversight and advisory capacity with respect to the County Administrator; and

WHEREAS, consistent with the oversight function, the committee would also provide recommendations to the County Board of Supervisors when the County Board of Supervisors considers supervision, discipline and the annual performance evaluation of the County Administrator; and

WHEREAS the Executive Committee is composed of the chairpersons of each standing committee and administrative boards and therefore representative of the various disciplines of Polk County;

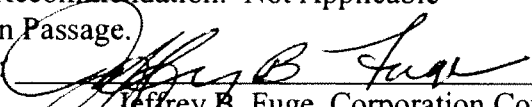
WHEREAS, it is in the interest of Polk County to transfer to the Executive Committee the responsibility for oversight and advisory functions with respect to the County Administrator, including the initiation of annual performance evaluation.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors amends Resolution 91-09 and transfers from the County Administrator Selection Committee to the Executive Committee the responsibility to serve as an oversight and advisory committee of the County Administrator.

BE IT FURTHER RESOLVED that, specific to said oversight function, the Executive Committee shall provide the Polk County Board of Supervisors, as appropriate, recommendations involving the supervision, discipline and annual performance evaluation that the Polk County Board of Supervisors may issue involving the County Administrator.

BE IT FURTHER RESOLVED that Resolution 91-09 is not otherwise affected and remains in effect.

Funding Amount: Not Applicable
Funding Source: Not Applicable
Date Finance Committee Advised: Not Applicable
Finance Committee Recommendation: Not Applicable
Effective Date: Upon Passage.

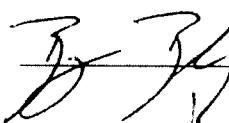
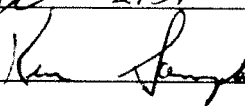
Approved as to form  _____
Jeffrey B. Fuge, Corporation Counsel

Dated Submitted to County Board: _____

County Board Action: _____

NI

Submitted and Sponsored By:

 2/5/10 _____
 2-5-10 _____

This Resolution was enacted by the Polk County Board of Supervisors by a vote of _____ for and _____ against on the _____ day of _____ 2010.

_____ Dated: _____
 Bryan Beseler, Polk County Board Chairperson

Attest: _____ Dated: _____
 Carole Wondra, County Clerk



RESOLUTION _____-2010

To Authorize and To Affirm Certain County Fund Transfers Made in 2009

WHEREAS, pursuant to Wisconsin Statute Section 65.90(5), the Polk County Board of Supervisors is the governmental body of Polk county that is authorized to transfer monies from one county departmental budget to another county departmental budget or county fund.

WHEREAS, while conducting preliminary work on the 2009 county audit, the auditors have sought verification that certain transfers have been approved with the requisite authority.

WHEREAS, it is essential that all transfers receive requisite authorization so that the financial statements of Polk County are accurate.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes and affirms the following transfers made in 2009:

- a. Transfer from the Human Services Department to the County General fund in the amount of \$853,968.10, representing unspent county funding for budgetary year of 2008; and
- b. Transfer from Golden Age Manor Nursing Home to the County General Fund in the amount of \$600,000.00, representing surplus for budgetary year of 2008.

BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 65.90(5)(a), that the County Clerk cause to be published this resolution by Class 1 notice within 10 days of passage.

Funding Amount: Not applicable Funding Source: Not Applicable

Date Finance Committee Advised: March 10, 2010

Effective: Upon Passage

Approved as to form: 
Jeff Page, Corporation Counsel

Date Submitted to County Board: March 16, 2010

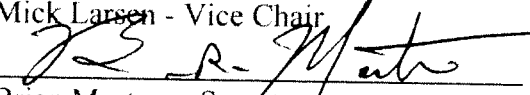
County Board Action _____
Sponsored and Submitted By the Finance Committee

Gary Bergstrom - Chair

Bryan Beseler

Kathryn Kienholz

Mick Larsen - Vice Chair

 3/2/10

Brian Masters - Secretary

This Resolution was enacted by the Polk County Board of Supervisors by a vote of _____ for and _____ against on the _____ day of _____ 2010.

Bryan Beseler, Polk County Board Chairperson

Dated: _____

Attest: _____
Carole Wondra, County Clerk

Dated: _____

D

RESOLUTION _____

Evaluation/Consideration of Purchase of Conference Room/Training Equipment

WHEREAS, there is difficulty in hearing proceedings in the County Board Room and the upper level East and West Conference Rooms along with the Lower Level conference room thus compromising good business practices; and

WHEREAS, technology upgrades would allow for streaming Board Meetings on Polk County's Web Site allowing better public access and transparency in government and/or allowing continuing education opportunities for professional staff to be provided locally and result in county savings; and

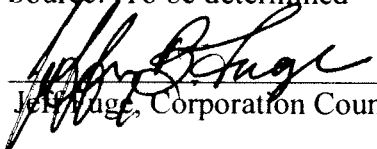
WHEREAS, a variety of Polk County Departments have expressed support and indicate there are applications and opportunities to recognize savings.

NOW, THEREFORE BE IT RESOLVED that the Buildings Director and Information Technology Director investigate and carry through with the purchase and installation of audio and video equipment in the county Board room and audio equipment in the East, West and Lower Level Conference Rooms; and

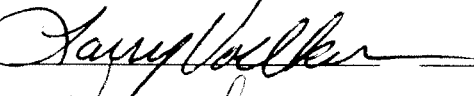
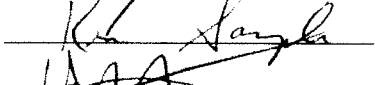
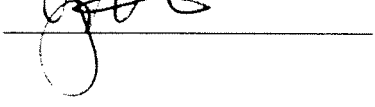
BE IT FUTHER RESOLVED, if deemed financially practical, include video to the conferencing rooms and teleconferencing capabilities; and

BE IT FINALLY RESOLVED that after evaluation and discussion the Polk County Board may authorize expenditures for Conference Room/Training Equipment in part or in whole as deemed necessary.

Funding Amount and Source: To be determined

Approved as to form: 
Jeffrey St. Ange, Corporation Counsel

Date Submitted to County Board _____ County Board Action _____

Submitted by: 



Q

RESOLUTION 2010-_____

A RESOLUTION AUTHORIZING AN ENERGY INDEPENDENCE TEAM AND DEVELOPMENT OF A 25 X 25 PLAN IN PARTNERSHIP WITH THE WISCONSIN OFFICE OF ENERGY INDEPENDENCE

WHEREAS, Governor Jim Doyle issued Executive Order 192 creating the Office of Energy Independence (OEI) to lead the State of Wisconsin's effort to advance clean energy and bio-products in the state; and

WHEREAS, the Polk County Board of Supervisors adopted Resolution 46-08, declaring Polk County as a Energy Independent Community in partnership with the State of Wisconsin, willing to set goals of the "25 X 25" for energy independence and to promote sustainable energy policies; and

WHEREAS, the Polk County Board of Supervisors adopted Resolution 95-08, authorizing the Polk County Renewable Energy Committee to submit an application for the Energy Independent Community "25 X 25" Planning Grant; and

WHEREAS, the Wisconsin Office of Energy Independence has announced that Polk County has been awarded an Energy Independent Community "25 X 25" Planning Grant; and

WHEREAS, as recipient of the Energy Independent Community "25 X 25" Planning Grant, Polk County is responsible to complete a "25 X 25" Plan that will address increased conservation, energy efficiencies as well as the use of renewables by 25% by the year 2025; and increase and promote public awareness regarding the benefit of increased energy conservation, energy efficiency and renewable energy use.

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors accepts and receives the Energy Independent Community "25 X 25" Planning Grant awarded the amount of \$ 45,000.

BE IT FURTHER RESOLVED that in advancement of Polk County's partnership with the State of Wisconsin's Office of Energy Independence and in accordance with the grant, the Polk County Board of Supervisors creates the Polk County Energy Independence Team which is authorized and directed to oversee and to administer all grant requirements, including to the development of the "25 X 25" Plan; to bind the County in an Memorandum of Understanding with the University of Wisconsin Extension Office, where such coordination may be necessary; and to conduct events that facilitate energy education in the larger Polk County community.

BE IT FURTHER RESOLVED that the Polk County Energy Independence Team shall be composed of those members of the Polk County Renewable Energy Committee, the Polk County Buildings, Parks and Solid Waste Director, the Polk County Planner, which shall serve as the Energy Independence Teamleader/Coordinator; and two agents of the University of Wisconsin Extension-Polk County Office.

Q1

BE IT FURTHER RESOLVED that Polk County Board of Supervisors confirms the initial appointments of persons the Polk County Energy Independence Team, consistent with those persons specified in the grant application, as follows:

Members of the County Board of Supervisors:

Jay Luke
Kathryn M. Kienholz
Kim O'Connell

Citizen Members:

Marlin Baillargeon
Tom Engel
Kathleen Dawn Melin
Jeffrey L. Peterson, Renewable Energy Committee Chairperson
Mike Voltz
Gregg Westigard

Polk County Parks, Buildings and Solid Waste Director:

Debbie Peterson

Polk County Planner – Energy Independence Team Leader/Coordinator

Tim Anderson

University of Wisconsin Extension Office-Polk County

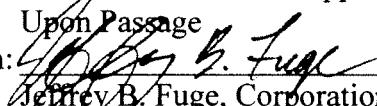
Bob Kazmierski
Ryan Sterry

BE IT FURTHER RESOLVED that the Polk County Energy Independence Team shall provide the Polk County Board of Supervisors with periodic reports on the development of the "25 X 25" Plan for Polk County and present the same to the County Board of Supervisors for approval prior to submission to the State of Wisconsin, Office of Energy Independence.

Funding Amount: \$ 45,000
Funding Source: State of Wisconsin Energy Independence Community "25 X 25" Planning Grant

Date Finance Committee Advised: Not Applicable
Finance Committee Recommendation: Not Applicable

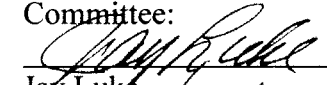
Effective Date: Upon Passage

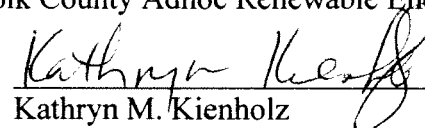
Approved as to Form: 
Jeffrey B. Fuge, Corporation Counsel

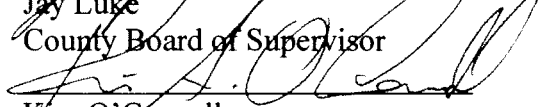
Date Submitted to County Board: _____

County Board Action: _____

Submitted Upon Recommendation of the Polk County Adhoc Renewable Energy Committee:


Jay Luke
County Board of Supervisor


Kathryn M. Kienholz
County Board of Supervisor


Kim O'Connell
County Board of Supervisor

Q

RESOLUTION 2010-_____

A RESOLUTION AUTHORIZING AN ENERGY INDEPENDENCE TEAM AND DEVELOPMENT OF A 25 X 25 PLAN IN PARTNERSHIP WITH THE WISCONSIN OFFICE OF ENERGY INDEPENDENCE

WHEREAS, Governor Jim Doyle issued Executive Order 192 creating the Office of Energy Independence (OEI) to lead the State of Wisconsin's effort to advance clean energy and bio-products in the state; and

WHEREAS, the Polk County Board of Supervisors adopted Resolution 46-08, declaring Polk County as a Energy Independent Community in partnership with the State of Wisconsin, willing to set goals of the "25 X 25" for energy independence and to promote sustainable energy policies; and

WHEREAS, the Polk County Board of Supervisors adopted Resolution 95-08, authorizing the Polk County Renewable Energy Committee to submit an application for the Energy Independent Community "25 X 25" Planning Grant; and

WHEREAS, the Wisconsin Office of Energy Independence has announced that Polk County has been awarded an Energy Independent Community "25 X 25" Planning Grant; and

WHEREAS, as recipient of the Energy Independent Community "25 X 25" Planning Grant, Polk County is responsible to complete a "25 X 25" Plan that will address increased conservation, energy efficiencies as well as the use of renewables by 25% by the year 2025; and increase and promote public awareness regarding the benefit of increased energy conservation, energy efficiency and renewable energy use.

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors accepts and receives the Energy Independent Community "25 X 25" Planning Grant awarded the amount of \$ 45,000.

BE IT FURTHER RESOLVED that in advancement of Polk County's partnership with the State of Wisconsin's Office of Energy Independence and in accordance with the grant, the Polk County Board of Supervisors creates the Polk County Energy Independence Team which is authorized and directed to oversee and to administer all grant requirements, including to the development of the "25 X 25" Plan; to bind the County in an Memorandum of Understanding with the University of Wisconsin Extension Office, where such coordination may be necessary; and to conduct events that facilitate energy education in the larger Polk County community.

BE IT FURTHER RESOLVED that the Polk County Energy Independence Team shall be composed of those members of the Polk County Renewable Energy Committee, the Polk County Buildings, Parks and Solid Waste Director, the Polk County Planner, which shall serve as the Energy Independence Teamleader/Coordinator; and two agents of the University of Wisconsin Extension-Polk County Office.

Q1

BE IT FURTHER RESOLVED that Polk County Board of Supervisors confirms the initial appointments of persons the Polk County Energy Independence Team, consistent with those persons specified in the grant application, as follows:

Members of the County Board of Supervisors:

Jay Luke
Kathryn M. Kienholz
Kim O'Connell

Citizen Members:

Marlin Baillargeon
Tom Engel
Kathleen Dawn Melin
Jeffrey L. Peterson, Renewable Energy Committee Chairperson
Mike Voltz
Gregg Westigard

Polk County Parks, Buildings and Solid Waste Director:

Debbie Peterson

Polk County Planner – Energy Independence Team Leader/Coordinator

Tim Anderson

University of Wisconsin Extension Office-Polk County

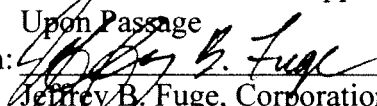
Bob Kazmierski
Ryan Sterry

BE IT FURTHER RESOLVED that the Polk County Energy Independence Team shall provide the Polk County Board of Supervisors with periodic reports on the development of the "25 X 25" Plan for Polk County and present the same to the County Board of Supervisors for approval prior to submission to the State of Wisconsin, Office of Energy Independence.

Funding Amount: \$ 45,000
Funding Source: State of Wisconsin Energy Independence Community "25 X 25" Planning Grant

Date Finance Committee Advised: Not Applicable
Finance Committee Recommendation: Not Applicable

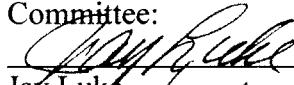
Effective Date: Upon Passage

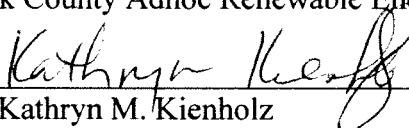
Approved as to Form: 
Jeffrey B. Fuge, Corporation Counsel

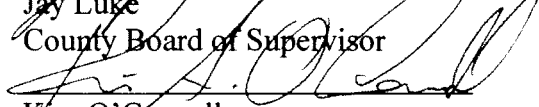
Date Submitted to County Board: _____

County Board Action: _____

Submitted Upon Recommendation of the Polk County Adhoc Renewable Energy Committee:


Jay Luke
County Board of Supervisor


Kathryn M. Kienholz
County Board of Supervisor


Kim O'Connell
County Board of Supervisor

POLK COUNTY BOARD OF SUPERVISORS
Minutes from Tuesday, March 16, 2010
Polk County Government Center – County Board Room
Balsam Lake, WI 54810

Chairman Beseler called the meeting of the Polk County Board of Supervisors to order at 6:00 PM.

County Clerk informed the chair the notice of the agenda was posted in three public buildings, mailed to all of Polk County media, published in the county's legal paper, the Tri County and Indianhead Advertisers and posted on the county's website the week of March 8, 2010 and the amended agenda was posted on March 8, 2010. Corporation Counsel verified that sufficient notice of the meeting was given.

Roll call was taken by the Clerk, with 22 members present. Supr. Johnson was excused.

Prayer was offered by Polk County citizen, Russell Adams
Chairman Beseler led the Pledge of Allegiance.

Motion (Newville/Schmidt) to accept the appointment of Wendy Rattel to the position of County Board Supervisor for District 8. Motion to accept the appointment carried by unanimous voice vote. Official oath for Wendy Rattel was administered by County Clerk.

Chairman Beseler requested a suspension of the rules, due to the amended agenda which was published following the 10 day posting rule.

Motion (Jepsen/Larsen) to suspend the rules for purposes of adopting the Amended Agenda. Motion to Suspend the Rules carried by unanimous voice vote.

Chairman Beseler declared that Resolution P, Evaluation/Consideration of Purchase of Conference Room/Training Equipment will be struck from the amended agenda.

Motion (Voelker/Schmidt) to appeal the Chair's decision to strike Resolution P.

Decision to strike Resolution P overridden in roll call vote 8 yes, 14 no. (Voting yes: Supr. Peterson, Brown, Kienholz, Masters, Larsen, Luke, Bergstrom and Beseler.

Voting no: Supr. Dueholm, Johansen, Schmidt, Caspersen, Rattel, Edgell, Sample, Moriak, Arcand, Stoneking, Jepsen, O'Connell, Voelker and Newville)

Motion (Jepsen/Voelker) to adopt the Amended Agenda, as posted and circulated.

Motion carried by unanimous voice vote.

Motion (Jepsen/Stoneking) to amend the amended agenda by moving Resolution P in the order to come before Resolution B. Motion to amend the agenda carried by voice vote. Motion to approve the amended agenda, carried by voice vote.

Motion (Schmidt/Larsen) to accept the minutes of the January 19, 2010 County Board Meeting. Motion carried by a unanimous voice vote.

Public comments were given.

Chairman Beseler presented the update on the hiring of the County Administrator. 47 applications have been narrowed to 10 with 3 alternates. Dates have been set for meetings and interviews.

Finance Director's Report was given by Maggie Wickre.

Res. 09-10 To Create the County Board Organizational Committee to Study and Provide Recommendations on the Organization and Structure of the Polk county Board of Supervisors. Motion (Schmidt/Edgell) to approve. Motion to adopt Resolution 09-10 carried, by voice vote.

Res. 10-10 Evaluation/Consideration of Purchase of Conference Room/Training Equipment. Motion (Voelker/Schmidt) to approve. Motion (Voelker/Edgell) to amend Resolution 10-10, by striking the last BE IT FINALLY RESOLVED clause from the original resolution. Motion to strike the last BE IT FINALLY RESOLVED clause, failed, by a roll call vote 10 yes, 12 no. (Voting yes: Supr. Schmidt, Caspersen, Rattel, Edgell, Sample, Moriak, Luke, Stoneking, Voelker and Newville. Voting no: Supr. Dueholm, Peterson, Johansen, Brown, Kienholz, Masters, Arcand, Larsen, Jepsen, O'Connell, Bergstrom and Beseler)

Motion (Voelker/Newville) to amend Resolution 10-10 by adding an amount and a funding source, The amount not to exceed \$70,000 and the funding source to be the General Fund. IT Director, Todd Demers addressed the amendment. Motion to amend Resolution 10-10; failed in a tie vote, 11 yes 11 no.

(Voting yes: Supr. Johansen, Schmidt, Caspersen, Rattel, Edgell, Sample, Moriak, Luke, Stoneking, Voelker and Newville. Voting no: Supr. Dueholm, Peterson, Brown, Kienholz, Masters, Arcand, Larsen, Jepsen, O'Connell, Bergstrom and Beseler)

Motion to adopt Resolution 10-10 carried by a roll call vote 15 yes, 7 no. (Voting yes: Supr. Dueholm, Johansen, Schmidt, Kienholz, Caspersen, Rattel, Edgell, Sample, Moriak, Arcand, Luke, Stoneking, O'Connell, Voelker and Newville. Voting no: Supr. Peterson, Brown, Masters, Larsen, Jepsen, Bergstrom and Beseler)

Chair called a 5 minute break.

Res. 11-10 to Authorize and to Confirm 2010 Purchase of Office Equipment. Motion (Caspersen/Sample) to approve. Motion (Newville/Voelker) to table Resolution 11-10. Motion to table Resolution 11-10 failed by roll call vote 5 yes 17 no. (Voting yes: Supr. Kienholz, Caspersen, Rattel, Moriak and Newville. Voting no: Supr. Dueholm, Peterson, Johansen, Schmidt, Brown, Edgell, Masters, Sample, Arcand, Larsen, Luke, Stoneking, Jepsen, O'Connell, Bergstrom, Voelker and Beseler)

Supr. Voelker, moved to postpone action on Resolution 11-10, but received no second. Motion to adopt Resolution 11-10 failed by the roll call vote of 8 yes, 14 no. A 2/3 vote was required for passage. (Voting yes: Supr. Dueholm, Schmidt, Caspersen, Edgell, Sample, Arcand, Luke and Newville. Voting no: Supr. Peterson, Johansen, Brown, Kienholz, Rattel, Masters, Moriak, Larsen, Stoneking, Jepsen, O'Connell, Bergstrom Voelker and Beseler)

Motion (Beseler/Brown) to proceed with disposal of the furniture by whatever means possible. Corporation Counsel provided the opinion that the motion was appropriate under the Open Meetings Law. Motion (O'Connell/Stoneking) to amend the motion to proceed with disposal of the furniture by assigning the task of selling or disposing of the furniture to the Property Director. Motion to amend the motion carried by voice vote. Motion to approve the amended motion carried by roll call vote 12 yes, 10 no. (Voting yes: Supr. Peterson, Brown, Kienholz, Caspersen, Rattel, Masters, Larsen, Stoneking, Jepsen, O'Connell, Bergstrom and Beseler. Voting no: Supr. Dueholm, Johansen, Schmidt, Edgell, Sample, Moriak, Arcand, Luke, Voelker and Newville)

Ordinance 12-10 Amendments to the Polk County Shoreland Protection Zoning Ordinance. (Motion (Voelker/O'Connell) to approve. Land Information Director, Sara McCurdy and Gary Spanel addressed the ordinance. Motion to adopt Ordinance 12-10 carried by unanimous voice vote.

Ordinance 13-10 Adopting an Amendment to the Polk County Floodplain Zoning Ordinance. Motion (Masters/Voelker) to approve. Motion to adopt Ordinance 13-10 carried by unanimous voice vote.

Ordinance 14-10 Amendments to the Polk County Comprehensive Land Use Ordinance. Motion (Moriak/Voelker) to approve. Motion to adopt Ordinance 14-10 carried by unanimous voice vote.

Ordinance 15-10 Amendments to the Polk County Board of Adjustment Procedures Ordinance. Motion (O'Connell/Brown) to approve. Motion to adopt Ordinance 15-10 carried by unanimous voice vote.

Res. 16-10 Authorization of Lake Planning Grants – Coon Lake Planning Grant Applications Water Quality and Stormwater management Study and Biological Monitoring Study and Community Education County of Polk. Motion (Masters/Kienholz) to approve. Land and Water Director, Tim Ritten addressed the Resolution. Motion to adopt Resolution 16-10 carried by a unanimous voice vote.

Res. 17-10 Limited Term, Grant Funded Increase in Hours for Aging Support Staff Position for 2010. Motion (Edgell/Larsen) to approve. Director of Aging, Kari Flom addressed the resolution. Motion to adopt Resolution 17-10 carried by voice vote.

Res. 18-10 United Pioneer Home of Luck. Motion (Schmidt/Peterson) to approve. Motion (Edgell/Stoneking) to table Resolution 18-10. Motion to table Resolution 18-10 failed by voice vote. Motion (Sample/Jepsen) to amend Resolution 18-10 by changing the language in the last BE IT RESOLVED clause to: "NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors recognizes that United Pioneer Home exemplifies the need and value of such facilities for the benefit of its citizens and hereby encourages and supports the building of such projects as a quality addition to this county." Corporation Counsel provided the opinion that the resolution of support is not an agreement that would otherwise not bind the County. Motion to amend Resolution 18-10 carried by voice vote. Motion to adopt amended Resolution 18-10 carried by a unanimous voice vote.

Chairman called a 5 minute break.

Res. 19-10 To Create and to Fund a Capital Improvement Reserve Account for The Golden Age Manor Nursing Home. Motion (Dueholm/Newville) to approve. Motion (Edgell/Masters) to table Res. 19-10. Roll call vote was taken. Motion to table failed 8 yes, 14 no. (Those voting yes: Supr. Peterson, Schmidt, Brown, Kienholz, Edgell, Masters, Larsen and Bergstrom. Voting no: Supr. Dueholm, Johansen, Caspersen, Rattel, Sample Moriak, Arcand, Luke, Stoneking, Jepsen, O'Connell, Voelker, Newville and Beseler.) Motion (Masters/Schmidt) to amend Resolution 19-10 by changing the last BE IT FURTHER RESOLVED clause to read: "BE IT FURTHER RESOLVED that the Polk County Administrator/Finance Director directs and manages the county enterprise fund and keeps the Asset Policy, and other relevant Polk county Policies, with the oversight and administration of the Golden Age Manor Governing committee and other instruction, as provided by County Auditor, as may be appropriate." Motion to amend Resolution 19-10 failed in a roll call vote 8 to 14. (Voting yes: Supr. Peterson, Schmidt, Brown, Kienholz, Edgell, Masters, Larsen and Bergstrom. Voting no: Supr. Dueholm, Johansen, Caspersen, Rattel, Sample, Moriak, Arcand, Luke, Stoneking, Jepsen, O'Connell, Voelker, Newville and Beseler) Motion to adopt Resolution 19-10 carried by roll call vote 14 yes, 8 no. (Those voting yes: Supr. Dueholm, Johansen, Kienholz, Caspersen, Sample, Moriak, Arcand, Luke, Stoneking, Jepsen, O'Connell, Voelker, Newville and Beseler. Voting no: Peterson, Schmidt, Brown, Rattel, Edgell, Masters, Larsen and Bergstrom)

Chairman called a 5 minute break.

Res. 20-10 A Resolution Authorizing an Energy Independence Team and Development of a 25x25 Plan in Partnership with the Wisconsin Office of Energy Independence. Motion (Newville/O'Connell) to approve. Planning Director, Tim Anderson addressed the resolution. Motion to adopt Resolution 20-10 carried by voice vote.

Res. 21-10 to Establish Hourly Compensation and Mileage for Commissioners of Condemnation. Motion (Luke/Stoneking) to approve. Motion to adopt Resolution 21-10 carried by voice vote. Supr. Dueholm abstained from voting.

Res. 22-10 Compensation for Elected Officials for 2011-2014. Motion (Brown/Edgell) to approve. Motion to adopt Resolution 22-10 carried by voice vote.

Chairman called for a suspension of the rules. Motion (Larsen/Masters) to suspend the rules allowing for the meeting to be extended past 11:00 pm. Motion to suspend the rules carried by voice vote.

Res. 23-10 Policy 881 Review Committee per Resolution 83-09. Motion (Sample/Brown) to approve. Motion (Bergstrom/Larsen) to amend Resolution 23-10, changing the date from March to April in the first BE IT RESOLVED clause. Motion to amend Resolution 23-10 carried by unanimous voice vote. Motion to adopt amended Resolution 23-10 carried by unanimous voice vote.

Res. 24-10 to Authorize the Executive Committee as the Oversight and Advisory Committee for the County Administrator. Motion (Sample/Dueholm) to approve. Motion (Schmidt/Brown) to table Resolution 24-10. Motion to table failed by voice vote. Motion to adopt Resolution 24-10 carried by voice vote.

Res. 25-10 to Authorize and To Affirm Certain County Fund Transfers Made in 2009. Motion (Masters/Bergstrom) to approve. Motion (Sample/Dueholm) to amend Resolution 25-10 by adding reference to Subsection (a) to Wisconsin State Statute 65.90(5) in the first WHEREAS paragraph. Motion to amend Resolution 25-10 carried by unanimous voice vote. Motion (Sample/Stoneking) to amend amended Resolution 25-10 by changing the wording in "a" under the first BE IT RESOLVED clause to read:

- a. Transfer from the Human Services Department to the County General fund the amount of \$853,968.10 representing the accumulated unspent balances from 2006, 2007 and 2008 county funding for budgetary year of 2008.**

Motion to approve amendment to amended resolution carried by unanimous voice vote.

Motion (Jepsen/Larsen) to approve the Appointments of the Emergency Fire Wardens for 2010. Motion to approve appointments carried by unanimous voice vote.

Motion (Kienholz/Schmidt) to approve the appointments of the Polk County Library Planning Committee for 2010-2012. Motion to approve appointments carried by unanimous voice vote, noting the agenda listed the appointments to the Federation Board erroneously.

Chairman Beseler declares that the action on the Polk County appointments to the ADRC of NW Wisconsin Board will be postponed and that the current representatives of Polk County will continue until the County Board acts on appointments in the future.

Chairman Beseler called for suspending the Standing Committee Reports as well as the Supervisor Reports.

Chairman Beseler updated that Board regarding 2010 County Board Orientation.

Motion (Larsen/Voelker) to adjourn. Motion carried. 11:26 pm.