

Polk County Board of Supervisors
 Polk County Government Center
 100 Polk County Plaza, Balsam Lake, WI – County Board Room
Tuesday, June 15, 2010, 6:30 PM

1. Call to Order
2. Disclosure of Legal Notice – County Clerk & Corp. Counsel
3. Roll Call
4. Prayer: Supervisor Harry Johansen
5. Pledge of Allegiance
6. Consideration of Corrections to the Noticed Agenda
7. Consideration of Corrections to the Published Minutes of the 5/18/2010 County Board Meeting
8. Public comments—3 minutes per person—not to exceed 30 minutes total
9. Chairman’s Report
10. County Administrator’s Report
11. Finance Director’s Report
12. Committee/Board Reports
 - a. Highway – Supr. Caspersen
 - b. Finance – Supr. Bergstrom
 - c. Personnel – Supr. Arcand
 - d. Property, Forestry and Recreation – Supr. Jepsen
 - e. Extension, Land and Water Resources, Lime Quarry- Supr. D. Johansen
 - f. Public Protection – Supr. Luke
 - g. Land Information - Supr. O’Connell
 - h. Human Services Board – Supr. Stoneking
 - i. Board of Health – Supr. Schmidt
 - j. Golden Age Manor Board – Supr. Kienholz
 - k. Organization Committee – Supr. Brown
13. Appointments of Persons to Various Committees and Boards:
 - Renewable Energy Committee – Linda Leef to replace Mike Voltz
 - Board of Adjustment – Art Gillitzer & Curtis Schmidt 7/1/2010 to 6/30/2013
 - ITBEC Board – Wm. F. Johnson and Larry Jepsen
 - ITBEC Advisory Committees – Steve Healy , Economic Development 6-2010 to 6-2012
 - Sue Mathews, Tourism 6-2010 to 6-2012
 - ADRC – Kari Flom 6-2010 to 6-2013 Pat Schmidt 6-2010 to 6-2013
 - Diane Stoneking 6-2010 to 6-2013 Lynn Schauls 6-2010 to 6-2013
14. Presentation of Annual Reports

Administration	Extension	Golden Age Manor
ADRC	Forestry	Parks, Bldgs & Solid Waste
Aging	Highway	Public Health
Child Support	IT	Register of Deeds
Clerk of Court	Land Information	Sheriff’s Dept.
Corporation Counsel	Land & Water	Treasurer
County Clerk	Library	Veterans Service
Employee Relations	Lime Quarry	
15. **Proposed Ordinances, Resolutions and Actions of the Board:**
 - A. To Authorize a Legal Services Agreement between the Human Services Department and The Corporation Counsel for CY 2010
 - B. On the Adoption of the Revised County Plan for Library Service
 - C. To Furnish County Training and Conference Centers
16. Supervisor Reports
17. Adjourn

A

RESOLUTION NO: _____

To authorize a Legal Services Agreement between the Human Services Department and the Corporation Counsel for CY 2010

WHEREAS, during the past years of 2005 through 2009, the County Board of Supervisors has resolved to authorize a legal services agreement between the Human Services Department and the Office of Corporation Counsel for the provision of legal services on termination of parental rights cases; and

WHEREAS, as a result of such legal services agreements Polk County has been able to capture federal reimbursements under Title IV-E of Social Security Administration Act, thereby reducing net costs to the County that are expended for legal services in child welfare cases, which include termination of parental rights cases; and

WHEREAS, the Federal Title IV-E legal reimbursement program allows reimbursement of legal services provided by the Office of Corporation Counsel based upon the personnel costs of attorneys and staff of the Office of the Corporation Counsel that are expended toward the provision of legal services in termination of parental rights cases; and

WHEREAS, in order to continue to receive Federal IV-E reimbursements for legal services for termination of parental rights cases, it is necessary for the County to authorize on an annual basis a legal services agreement between the Human Services Department and the Corporation Counsel; and

WHEREAS, entering into and implementing a legal services agreement as required for Federal Title IV-E reimbursement will allow Polk County to continue to prosecute termination of parental rights cases expeditiously and cost effectively; and

WHEREAS, the Human Services Board has approved a 2010 legal services agreement between the Human Services Department and the Corporation Counsel that directs the Corporation Counsel to provide legal services for the purposes of prosecuting termination of parental rights cases; and

WHEREAS, the Personnel Committee has approved a 2010 legal services agreement between the Human Services Department and the Corporation Counsel that directs the Corporation Counsel to provide legal services for the purposes of prosecuting termination of parental rights cases; and

NOW THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors authorizes the Polk County Human Services Department and the Polk County Corporation Counsel to enter into a legal services agreement for the purposes of Federal IV-E reimbursement for termination of parental rights cases.

AI

Initial Funding Amount: \$16,750 Projected Budgeted Title IV-E Reimbursements
\$41,875 Projected 2010 County Levy Expenditures
(40 % Rate of Reimbursement)

Funding Source: County Levy as included within 2010 Departmental Budget of
2010 Corporation Counsel (Personnel Lines);

Finance Committee Advised: CY 2010 Budgetary Process and _____

Finance Committee Recommendation: Passage

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

Date Submitted to County Board: _____

County Board Action: _____

Effective Date: January 1, 2010

Submitted by Personnel Committee:

Patricia M. Schmidt

Ken Sample

Russell E. Arund 5/27/10

James A. Edgell

Adrian L. [Signature]

Submitted by the Human Services Board:

Russell E. Arund 5/27/10

B

**RESOLUTION _____
ON THE ADOPTION OF THE REVISED COUNTY PLAN
FOR LIBRARY SERVICE**

WHEREAS, Act 150 was enacted into law by the 1998 Wisconsin Legislature and Governor; **and**

WHEREAS, this act included revised statutory procedures for conducting county library planning, as well as new requirements for the content of county library plans; **and**

WHEREAS, the Polk County Library Planning Committee appointed by the Polk County Board of Supervisors developed the Polk County Plan for Library Service, which met statutory requirements of the law and was adopted on July 20, 1999; **and**

WHEREAS, the Library Planning Committee was reconvened and met in April 2010 to review and revise the plan; **and**

WHEREAS, the revised plan must be formally adopted by the Polk County Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors adopts the revised Polk County Plan for Library Service which is attached and made a part of this resolution.

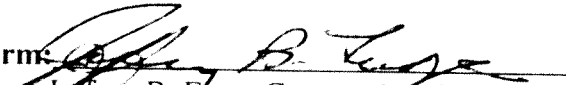
Funding Amount: \$0

Funding Source: N/A

Date Finance Committee Advised: N/A

Effective Date: Upon Passage

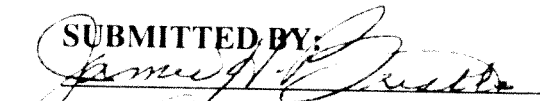
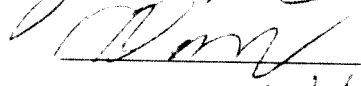
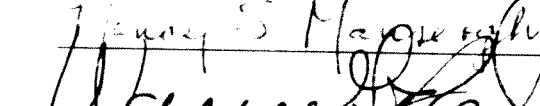
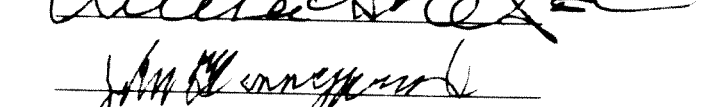
Approved as to form:


Jeffrey B. Fuge, Corporation Counsel

Date Submitted to County Board: _____

County Board Action: _____

SUBMITTED BY:

**Polk County Plan
For Library Service**

**Biennial Plan
~~2008-2010~~
2010-2012**

Planning Committee

Virginia Zoncki-Bunker, St. Croix Falls Public Library Board
Nathan Deprey, Director, Osceola Public Library
Pat Draxler, Rural Resident
Christine LaFond, Director, Clear Lake Public Library
Nancy Mansergh, PCLF Board of Trustees
Gerald Newville, Polk County Board of Supervisors
Betty Patterson, Rural Resident
Pat Schmidt, Polk County Board of Supervisors
Cathy Shimon, PCLF Board of Trustees
Tanna Worrell, Centuria Public Library Board
Ex-officio
Colleen Gifford, Director, Polk County Library Federation

Original Plan Adopted by the Polk County Board of Supervisors 7/20/99
Revised by the Planning Committee 12/5/01; Adopted by the Polk County Board 3/19/02
Revised by the Planning Committee 4/22/03; Adopted by the Polk County Board 7/15/03
Revised by the Planning Committee 8/25/04; Adopted by the Polk County Board 10/12/04
Revised by the Planning Committee 11/29/05; Adopted by the Polk County Board 12/20/05
Revised by the Planning Committee 7/11/06; Adopted by the Polk County Board 8/15/06
Revised by the Planning Committee 7/22/08, Adopted by Polk County Board 10/21/08
Revised by the Planning Committee 2010

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Polk County Plan for Library Service

I. Brief History of Polk County Library Development

The Polk County Board of Supervisors authorized a study of the potential for a county library consortium in 1972. As a result, the Polk County Library Federation (PCLF) was in 1975 established under 43.57 (3) of Wisconsin State Law. A second study of library service was done at the time Polk County joined the Indianhead Federated Library System (IFLS). Official committees to study countywide library service were formed two more times in the 1990s. Their mission was to evaluate the effectiveness of the PCLF and make a determination on its future. Both committees found the PCLF to be highly regarded by the special needs population it directly served, the municipal librarians, and their library boards. They recommended that the PCLF continue with some slight modifications in service.

At the time the Polk County Plan for Library Service was written in 1999, five of the municipal libraries were utilizing an automated checkout system and catalog, but none of the systems was linked together. In 2000, five Polk County municipal libraries joined the IFLS shared automation system, My Online Resource (MORE), followed by four more libraries in 2002, which brings nine of the ten municipal libraries and the PCLF into a shared system consortium of ~~forty-two~~ forty-six libraries.

A. Statutory Requirements for County Library Planning

The Polk County-Wide Library Planning Committee was appointed by the Polk County Board of Supervisors on November 10, 1998 under the provisions of Chapter 43.11 of Wisconsin state law as amended by Act 150 which became law July 1, 1998.

(See Appendix A for additional information on Chapter 43.11.)

This committee's charge was two-fold: 1. to plan for the future of county library service and 2. incorporate the funding changes at the county level, which were also mandated by Library Act 150. Two representatives were chosen from each of the following categories:

- County Board of Supervisors
- Polk County Library Federation Board
- Municipal Library Boards
- Polk County Municipal Librarians
- Rural Residents of Polk County
- The Polk County Library Federation director as an ex-officio member.

The committee meets biennially to update the Polk County Plan for Library Service to incorporate current statutory requirements and standards for operation for the public libraries

B. Statutory Requirements for County Library Board Composition

B4 4

43.57 (4) Board appointment

(b) In a county operating a county library service, the county board chairperson shall, with the approval of the county board, appoint a 7-member library board.

(c) Boards appointed under par. (b) shall include at least one school district administrator of a school district located in whole or in part in the county, or that school district administrator's designee, and one or 2 county board supervisors. Boards appointed under par. (b) shall include, in addition, representatives of existing library boards under s. 43.54 and persons residing in municipalities not served by libraries.

II. Mission and Services

The mission of the Polk County Library Federation is to support member libraries through continuing education, resource sharing, collection development, technology assistance, and library management consultation; to provide outreach services to special needs library customers, and to provide service and education to the Polk County government staff.

Inventory of Polk County Library Services

These services are unique to the Polk County Library Federation and not duplicated at the local libraries. Each library may participate in any number of the offerings the county has available to the libraries. The use of these offerings only helps to enhance their service, collections and staffing at the local level. The Polk County Library Federation also serves as a resource for department heads of the county in grant writing to expand their services and needs of their department and offering assistance with university research for specific needs of their department.

1. Provide outreach services to special-needs library customers

- Mail library materials to rural customers
- Mail library materials to homebound and disabled customers
- Deliver books to inmates at the county jail daily
- Provide rotation collections of large print, audio and video materials to all nursing homes and assisted living facilities
- Offer programming to all nursing homes and assisted living facilities
- Provide educational and story time kits to all Polk County municipal libraries, schools, day cares and home schoolers
- Meet with teachers prior to school year to discuss our services
- Network with the school libraries and media specialists throughout the year

2. Support member libraries through continuing education, resource sharing and collection development

- Offer librarian meetings on requested topics at least six times per year.

- Continue offering rotation materials three times / year (this collection includes large print, regular adult print, young adult print, videos, DVD's, books on CD and audio cassette.)
- Offer special collections of paperback westerns, paperback romance and other requests
- Consult on collection development as requested
- Provide grant writing support for county library services and municipal libraries

3. Library management consultation

- The Polk County Library Director provides professional and on site assistance to all Polk County municipal libraries
- Facilitate data collection for state mandated annual reports
- Manage the collection & distribution of ACTs 150 and 420 funds
- Assist all municipal libraries to reach compliance with state statutes

4. Contract with technology specialist to perform the following tasks using grant funds

- Offer a minimum of 12 technology trainings
- Trouble shoot computers at each library
- Design and upkeep web site
- Collaborate with IFLS technology staff
- Perform standard computer maintenance and upgrades
- Determine equipment needs for local libraries, loan out LCD projector, laptop, projector screen
- Consult on the purchase of new computers, software and other technology needs

5. Provide service and education to Polk County government staff

- Continue offering assistance with university research for department personnel
- Continue with Brown Bag library lectures on current topics
- Research grants and take lead role for county grant writing projects as requested

III. Collection and distribution of ACTs 150 and 420 procedures

A. Definition

Act 150 and Act 420 is the collection and distribution of reimbursement to municipal libraries for library materials checked out to people who live in cities, villages and towns without a library.

B. Act 150 and 420 Reimbursement Procedures

1. Reports

Wisconsin Statute 43.12(2) states that "by July 1 of each year, each public library... shall provide a statement to the county clerk of that county that reports the number of

loans of material made by that library during the prior calendar year to residents of the county who are not residents of a municipality that maintains a public library under s. 43.52 or 43.53 and the total number of loans of material made by that library during the previous calendar year." The PCLF director will compile the data and file the information with the County Clerk following the standards established in the Polk County Library plan III.C(1) Methodology for determining circulation.

2. Fund Allocations

By March 1 of the succeeding year, as per Wisconsin Statute 43.12(1), Polk County "shall pay to each public library in the county an amount that is equal to at least 70% of the amount computed by multiplying the number of loans reported under sub. (2) by the amount that results from dividing the total operational expenditures of the library during the calendar year for which the number of loans are reported, not including capital expenditures or expenditures of federal funds, by the total number of loans of material made by the public library during the calendar year for which the loans are reported."

3. Distribution

The PCLF shall act as distributing agent as provided for under Wisconsin Statute 43.12(6) and the Polk County Plan for Library Service.

C. Method of Data Collection

All Polk County libraries will collect data for establishing nonresident use statistics for the required county reimbursements under Wisconsin Act 150 and ACT 420 amendments to Chapter 43 of Wisconsin State Statutes. All libraries will use data generated by their shared automated system since these numbers are used to develop annual reports to establish nonresident usage statistics.

Libraries outside of Polk County requesting reimbursement under the provisions of Act 150 and 420 for usage by Polk County residents must present acceptable methodology for measuring Polk County residents' circulations. **Application must be made to the Polk County Clerk by July 1.** The PCLF director will verify that the collection methods are acceptable and the financial data is accurate before compiling the Act 150 and ACT 420 budget request and submitting the figures to Polk County for reimbursement.

An out-of-county library will be reimbursed at 70% of the cost for provision of service to Polk County residents, or at the same level the library's county has determined for reimbursement of out-of-county usage, whichever is less.

3. Categories of Borrowers

Polk County municipal libraries will collect data within these categories.

a. Resident Borrower

An individual who resides in a city, town or village with a library

b. Nonresident Borrower

An individual who resides in a city, town or village without a library

IV. Wisconsin Public Standards for Library Service stands as the guidelines for libraries performance. The document can be found at <http://dpi.wi.gov/pld/standard.html>

The following sections are included in the document:

- Staffing for public libraries
- Collections and resources
- Services
- Access and facilities
- Governance and Administration

V. Revenue

A. Current Funding of Polk County Library Federation Services to County Residents

1. Levy dollars from Polk County Board of Supervisors this includes ACT 150 dollars and the library operations.
2. Grants funds
3. Money from Polk County Municipalities

Currently no municipality is required to pay the county tax for library service because local funding exceeds county funding. See Appendix B.

See Appendix C for ACT 150 totals

B. Current Funding Municipal Libraries

The 2008 annual report figures compiled by the State of Wisconsin for the CY (Current Year) 2007 rank Polk County 33rd from the top among 72 counties in the average levy rate per assessed \$1,000 valuation for library service. The average tax rates, support per capita ranged from the high of \$52.56 (LaCrosse County) to \$12.31 (Buffalo County). Polk County support per capita for library support was \$31.10. Please refer to the following chart for individual municipality support (figures provided by the State of Wisconsin Department of Public Instruction) **See chart on page 9 for Polk County Libraries**

2008 Wisconsin Public Libraries

Library Name	Municipal Population 2008	Total Service Population 2008	Total Library Budget	Resident Support Per Capita
Amery	2,919	12,021	\$ 414,459	\$69.31
Balsam Lake	1,075	3,117	\$ 139,476	\$60.11
* Polk County Library Federation	45,455	45,455	\$ 739,039	\$47.65
Centuria	939	1,338	\$ 74,247	\$43.20
Clear Lake	1,143	2,929	\$ 135,219	\$47.36
Dresser	875	1,367	\$ 53,136	\$46.13
Frederic	1,239	4,450	\$ 224,078	\$66.06
Luck	1,226	3,257	\$ 84,820	\$46.70
Milltown	914	3,750	\$ 151,816	\$82.10
Osceola	2,732	8,748	\$ 181,189	\$34.92
St. Croix Falls	2,184	4,762	\$ 114,336	\$38.92

*\$739,039 2008 Polk County Library Federation Budget: including ACT 150, library operations & grants

VI. Biennial Review

1. The Polk County Library Planning Committee will meet biennially to update the County Plan for Library Service to incorporate current statutory requirements and standards for operation for the public libraries.
2. The PCLF director will biennially prepare a report detailing the committee's deliberations and will present the revised County Plan for Library Service to the member librarians for input and/or endorsement. The PCLF director will reconvene the Library Planning Committee to consider further revision of the document should member librarians' suggestions warrant such action.
3. The PCLF director shall conduct public hearings at two of the Polk County Libraries concerning the plan, its revisions and changes to which representatives of all libraries in the county shall be invited.
4. The PCLF director will present the revised County Plan for Library Service to the Polk County Board of Supervisors for approval. Copies will be distributed to the Polk County municipal libraries, the Polk County Library Federation Board of Trustees, and IFLS.
5. It will be the responsibility of the PCLF director to annually review the County Plan for Library Service to determine whether the procedures necessary to fulfill the missions and services of the plan are being implemented.

VII. Revisions

1. Should a majority of the Polk County municipal library boards or a majority of the members of the Polk County Board of Supervisors, the PCLF Board, or Polk County librarians request revisions, the Polk County Board of Supervisors shall reappoint a county-wide Library Planning Committee comprised of two (2) representatives from each of the following groups with the PCLF director serving as an ex officio member:
 - Polk County Board of Supervisors
 - Polk County Library Federation Board
 - Municipal Library Boards
 - Polk County Municipal Librarians
 - Rural Residents of Polk County
2. All revisions shall comply with Wisconsin Chapter 43

VIII. County Membership in Indianhead Federated Library System

The Indianhead Federated Library System (IFLS) is a public library system established in 1978 under Wisconsin Statute 43.19 and includes 53 public libraries and 3 county library services in the ten west-central Wisconsin counties of Barron, Chippewa, Dunn, Eau Claire, Pepin, Pierce, Polk, Price, Rusk and St. Croix. Polk County joined the first year of IFLS establishment.

The IFLS trustees are appointed by the 10 participating county boards. Trustees can be county board supervisors or citizens designees; either type can serve unlimited three-year

terms. Each county is represented by 1-3 trustees, based on county population. Wisconsin State Statute states that County Board Supervisor may be a part of this board. Polk County tradition has been to appoint one lay representative and one representative from the county board of supervisors. Current representatives are:

Polk County Board of Supervisors: Gerianne Christensen
Lay Representative: Jan Monson

Appendix A

43.11 County library planning committees.

(1) CREATION. Any county board may appoint a county library planning committee under this section. If a county board, in a county where all public library service is administered or coordinated by an existing county library board or where there is a single-county public library system board, determines to appoint a committee under this section, the existing library board may serve as the county library planning committee. The county board shall notify the division immediately upon appointment of the committee.

(3) DUTIES AND POWERS. (a) The committee may prepare a new plan for the organization of a county or multicounty system, revise an existing plan or change the boundaries of a public library system. It shall conduct public hearings concerning these plans, revisions and changes to which representatives of all libraries in the county shall be invited.

(b) The committee's final report, including a new plan, revisions to an existing plan or changes to the boundaries of a public library system and copies of any written agreements necessary to implement the proposal, shall be filed with the county board and submitted to the division. Plans for multicounty systems shall include a method for allocating system board membership among the member counties.

(c) The plan of library service for a county, whether for a single county or a multicounty system, shall provide for library services to residents of those municipalities in the county not maintaining a public library under this chapter. The services shall include full access to public libraries participating in the public library system and the plan shall provide for reimbursement for that access. Services may include books-by-mail service, bookmobile service, the establishment of additional libraries or other services deemed appropriate by the committee. Services may be provided by contracting with existing public libraries in the county or in adjacent counties or with the public library system or by creating a county library organization under this chapter. The plan of library service for a county may provide for improving public library service countywide and in municipalities that have libraries. The plan shall specify the method and level of funding to be provided by the county to implement the services described in the plan, including the reimbursement of public libraries for access by residents of those municipalities in the county not maintaining a public library.

Appendix B

43.64 Municipality Exemption from County Library Tax

(1) The county board of a county expending money for public library service to its inhabitants may levy a tax to provide funds for such service and shall include any amount of tax under this subsection in the amount of taxes determined to be levied under s. 70.62 (1).

(2) (a) In this subsection, "library fund" means the funds raised by the city, village, town or school district by tax levy or appropriation under s. 43.52 (1).

(b) Except as provided in sub. (2m), any city, town, village or school district in a county levying a tax for public library service under sub. (1) shall, upon written application to the county board of the county, be exempted from the tax levy, if the city, town, village or school district making the application levies a tax for public library service and appropriates and expends for a library fund during the year for which the county tax levy is made a sum at least equal to an amount calculated as follows:

1. Divide the amount of tax levied by the county for public library service under sub. (1) in the prior year, less the amount levied for public library capital expenditures, by the equalized valuation of property in that area of the county that was subject to the county property tax levy for public library services in the prior year.
2. Multiply the amount determined under subd. 1. by the equalized valuation of property in the city, village, town or school district for the current year.

Appendix C

Act 150 Totals

Distributed year	
2001	170,957.00
2002	218,030.53
2004	250,065.40
2005	297,926.48
2006	358,839.54
2007	398,126.86
2008	444,865.60
2009	490,547.73
2010	496,825.00

C

RESOLUTION _____-2010

To Furnish County Training and Conference Centers

WHEREAS, the Polk County Board of Supervisors adopted Resolution 10-10, which directed the Buildings Director and the Information Technology Director to develop and equip the County Board Room and the East, West and Lower Level Conference Rooms as training and conference centers with video, audio and teleconferencing capabilities; and

WHEREAS, there is a practical need to furnish these rooms so that they may be used as training and conference facilities, in a manner consistent with the resolution.

WHEREAS, without the incurrence of further cost to the County; the County may furnish the noted rooms immediately with the chairs and tables that the County possesses, as a result of the purchase by the Human Services Department; and

WHEREAS, by using said chairs and tables to furnish the noted rooms as training and conference facilities, the County would avoid any losses that would be associated with either the return of such furniture to Business Interiors by Staples, or other disposition; and

WHEREAS, the County would experience rather immediate cost-savings in the form of reduced operating costs and training expenditures by furnishing the noted rooms with the chairs and tables already in the County's possession; and

WHEREAS, the County would experience a return on investment on its training and conference rooms when making seminars and training events available to other municipalities on a fee basis; and

WHEREAS, consistent with state law and county policy, the Human Services Board has addressed the personnel issues associated with the void purchase by the Human Services Department; and

WHEREAS, while not lessening the significance of the void purchase, it is in the interest of County, for all reasons cited above, to retain the furniture and to move forward on the training and conference room initiative.

NOW, THEREFORE, BE IT RESOLVED, consistent with Policy 912, the Polk County Board of Supervisors declares void the purchase of furniture from Business Interiors by Staples, previously made by the Human Services Department.

BE IT FURTHER RESOLVED, that the Polk County Board of Supervisors re-affirms the transaction previously made.

BE IT FURTHER RESOLVED, that the expenditure for the furniture, as a capital asset, is out of the 2010 operating budget of the Human Services Department.

BE IT FURTHER RESOLVED, that the Polk County Board of Supervisors retains the furniture and transfers the furniture from the Human Services Department to the Buildings, Parks and Solid Waste Department.

BE IT FURTHER RESOLVED, the Polk County Board of Supervisors directs the Buildings, Parks and Solid Waste Director to install said furniture consistent with the directive provided in Resolution 10-10.

CI

RESOLUTION _____-2010: To Furnish County Training and Conference Centers

Page 2

Funding Amount: \$39,700.77 from 2010 Human Services Operating Budget

Funding Source: Transfer of Capital Asset as Noted.

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

Approved as to form: 
Jeff Fuge, Corporation Counsel

Date Submitted to County Board: June 15, 2010

County Board Action _____

Sponsored and Submitted By the Human Services Board


Diane Stoneking, Chair

Russ Arcand

David Markert, Ph.D.

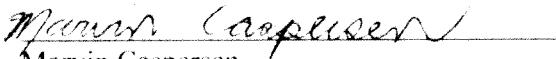
John Gyllen

Kristine Kremer-Hartung

Gerianne Christiansen

William Alleva

Timothy Strohbusch


Marvin Caspersen

Legislative Note:

By adopting the resolution, the County Board of Supervisors reconfirms and endorses the express language and intent of Policy 912 to hold responsible those persons who make purchases on behalf of Polk County. The issue of responsibility regarding purchases made by the Human Services Department is a matter vested to the Human Services Board. Pursuant to state law and the county's personnel policies, the Human Services Board has addressed and resolved the relevant personnel issues.

The express language of Policy 912, *Purchasing*, voids the purchase of furniture from Business Interiors by Staples, but only internally to the County. Cancellation of the transaction and return of the furniture with a refund is not an option.

Business Interiors by Staples has offered to accept return of the furniture. However, that new offer is made as a transaction separate from the void purchase. Business Interiors by Staples has offered the County \$9,000 in exchange for the furniture. Accepting that new offer and returning the furniture would result in a net loss to the County of \$30,000.

The County Board of Supervisors may retain the furniture. Taking such action is consistent with state law and Policy 912. Taking such action is also consistent with the County Board Resolution 10-10, which calls for the development of County Board Room and the East, West and Lower Level Conference Rooms as training and conference centers. Retaining the furniture for that specific purpose cost-effectively accomplishes the policy decision made and found in Resolution 10-10. More significantly, by retaining the furniture for the purposes expressed in Resolution 10-10, the County Board of Supervisors would mitigate any loss resulting from the void purchase. In so doing, the County Board of Supervisors would uphold its fiduciary responsibility to Polk County.

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RESOLUTION _____-2010: To Furnish County Training and Conference Centers
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In this instance, Article 3, Paragraph 1(b) of the County Board Rules of Order, which otherwise calls for consideration by the Finance Committee matters which require appropriation, is in applicable. The 2009 and the 2010 budgets, as approved by the County Board, appropriated the funds involved.

The above resolution seeks a transfer amongst departmental funds. Accordingly, Wisconsin Statute Section 65.90 requires a two-thirds affirmative vote of the County Board of Supervisors for sufficient passage. Additionally, statute requires publication in the County's designated legal paper within 10 days of adoption.

On the 15th day of June 2010, the Polk County Board of Supervisors adopted the above-resolution, RESOLUTION _____-2010: To Furnish County Training and Conference Centers, upon a vote of _____ in favor and _____, against.

William Johnson, IV
Polk County Board Chairperson

Attest:

Carole Wondra, County Clerk

Dated: _____

POLK COUNTY BOARD OF SUPERVISORS
Minutes from Tuesday, June 15., 2010
Polk County Government Center – County Board Room
Balsam Lake, WI 54810

Chairman Johnson called the meeting of the Polk County Board of Supervisors to order at 6:30 PM.

County Clerk informed the chair that notice of the meetings agenda was properly posted in three public buildings, published in the county's legal paper and posted on the county website the week of June 6, 2010. Corporation Counsel verified that sufficient notice of the meeting was given. Roll call was taken by the Clerk, with 21 members present. Supr. Dean Johansen and Supr. Kienholz were excused from the meeting.

Supervisor Harry Johansen led the prayer.

Chairman led the Pledge of Allegiance

Chairman Johnson requested consideration and acceptance of the noticed agenda. **Motion (Hartung /Nelson) to change the order of the agenda by moving No. 15 Proposed Ordinances, Resolutions and Action of the Board to following No. 9 Chairman's Report. Motion to change the order of the agenda, carried** by voice vote. Chairman Johnson informed the supervisors that he was postponing action on No. 13, Appointments of Persons to Committees and Boards, until the July County Board meeting.

Chairman Johnson requested consideration and any corrections to the published May 18, 2010 County Board minutes. No corrections were offered.

Public Comments were offered.

Chairman's Report was given.

Resolution 37-10 to Authorize a Legal Services Agreement between the Human Services Department and the Corporation Counsel for CY 2010. Motion (Schmidt/Brown) to approve Resolution 37-10. Corporation Counsel, Jeffrey Fuge addressed the resolution. **Motion to approve Resolution 37-10, carried** by unanimous voice vote. Resolution adopted.

Resolution 38-10 on the Adoption of the Revised County Plan for Library Service. Motion (Schmidt/Christensen) to approve Resolution 38-10. Library Director, Colleen Gifford addressed the resolution. **Motion to approve Resolution 38-10, carried** by unanimous voice vote. Resolution adopted.

Resolution 39-10 to Furnish County Training and Conference Centers. Motion (Caspersen/Stoneking) to approve Resolution 39-10. Supr. Stoneking and Corporation Counsel Jeffrey Fuge, addressed the resolution. **Motion (Sample/Stoneking) to amend Resolution 39-10, by striking the first Whereas Clause and inserting: Whereas, adopted Resolution 10-10 authorizes expenditures, "in part or in whole as deemed necessary"; and**

Whereas, the Human Services Board wants to finalize that part of Resolution 10-10 involving the furniture purchase from Business Interiors by Staples, for the East, West and Lower Conference Rooms, and

Chair called for a 10 minute recess.

Motion to amend Resolution 39-10 carried by voice vote. **Motion (Masters/Brown) to further amend, amended Resolution 39-10 by striking the 2nd, 3rd, 4th, 5th, 6th and 7th Whereas clauses. Motion to amend the amended resolution was defeated** in a roll call vote of 6 yes and 15 no. (Voting yes: Supr. Brown, Masters, Jepsen, O'Connell, Bergstrom, and N. Johnson . Voting no: Supr. H. Johansen, Schmidt, Caspersen, Rattel, Edgell, Sample, Moriak, Arcand, Nelson, Luke, Stoneking, Kremer-Hartung, Voelker, Christensen and Wm. Johnson) **Motion to adopt amended Resolution 39-10, which required a 2/3 vote, was defeated** by a roll call vote of 13 yes and 8 no. (Voting yes: Supr. H. Johansen, Schmidt, Caspersen, Rattel, Edgell, Sample, Moriak, Arcand, Nelson, Luke, Stoneking, Christensen and Wm. Johnson. Voting no: Supr. Brown, masters, Kremer-Hartung, Jepsen, O'Connell, Bergstrom, N. Johnson and Voelker) Resolution failed.

County Administrator, Dana Frey addressed the County Board.

Committee/Board Reports were given. In the absence of the Interim Finance Director, Supr. Masters gave the finance report.

Supervisors were presented with 23 Annual Reports from the various departments. They will be approved at the July meeting of the County Board.

Supervisors Reports were given.

Motion (Masters/Hartung) to adjourn. Motion carried. Meeting adjourned 9:12 pm.