

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING

SEPTEMBER 26, 2006

The **Regular Meeting** was called to order by Chairman Rose at 7:30 p.m., in the County Board Room located in the Administration Building. Roll call was taken.

Present: Supervisors Grady, Rossow, Rose, Kessler, Huff, Kubicki, Marrelli, Booth, Carbone, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisniewski, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Present. 28

CITIZEN COMMENTS

Ron Frederick, 6038 34th Avenue, stated he has been a county employee for 31 years, the last 19 years as Division of Disability Services Director. He asked the board to amend Resolution 35 that is on tonight's agenda. He would like to see a 2% wage increase instead of the 1½% currently proposed. He is not asking this for personal gain, he is willing to forgo any salary increase for 2007, he will be retired in 2008. He is concerned for his colleagues. It is an issue of fairness and equity.

Andy Buehler, 8201 43rd Avenue, stated he works in the Department of Planning and Development and asked the board to look at Resolution 35 with a critical eye and weigh it out. Is it something that is fair and equitable? Although this has come before two committees already, the board is the decision making body.

Carolyn Feldt, 7409 14th Avenue, stated she works for the Kenosha County Division of Aging Services. She spoke regarding the step increases in the non-rep pay plan. In 1999 when the plan was adopted, it was intended to correct classification and compensation inequities for non-rep employees. The compensation inequities were to be corrected over time through the step increases. Five years ago the step increases were frozen. She appreciates the reinstatement of the step increases. She urged the board to do right by the non-represented employees.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Rose introduced Michael Brey, the new Executive Director of the Kemper Center.

SUPERVISOR REPORTS

Supervisor Ekornaas announced the 2nd meeting of the Multi-Jurisdictional Planning Committee was held and he was elected chairman. Bill Morris from the Town of Somers was elected vice-chairman. The regular meetings will be held the last Tuesday of every month from two to four. He also spoke regarding the WCA Conference he attended last week. It was very informative but one workshop stood out from all the others, it was a discussion on down sizing county boards. This is a very complex issue and one that should not be undertaken just for the sake of reaching a number. He also attended a workshop for alternative transportation modes which yields a number of concerns for the future. There was also a discussion on how important planning is in the development of the county including smart growth.

Supervisor Faraone stated she placed on the supervisors desks a resolution from SEWRPC regarding wireless communication plan. It is the hope of the commission that the counties comprising the regional planning work together in forming the telecommunication program. She also requested a report be placed on the desks regarding the health care. The supervisors will see how well the E Level Insurance has been working.

Supervisor Singer reported on the Building and Grounds Committee. He stated the pre-cast for the parking structure is being delivered today. There are some storm water issues that are being worked out with the city. They had some discussion on the voting system and the committee indicated they want to look into it further. Brookside, over the next two years will be putting in new floors in two of the wings and at one of the nursing stations. Fifteen

hundred feet of rubber roofing at the County Center needs to be repaired. Estimates are \$50,000 plus for these repairs. They will be coming with a resolution to take money from the general fund. It is essential these repairs are taken care of prior to snow.

Supervisor Noble reported on the Highway and Parks Committee. There are 9 requests for stop signs or speed limit reductions before the Director of Highways. This is quite a number and are being worked on in the order they came in.

Supervisor Elverman stated Resolution 35 that is on the agenda tonight was amended by the Administration Committee so there was an unsigned copy in the packet. The Administration Committee all voted in favor of the amended version.

Supervisor Grady stated he attended an informational meeting to bring people up to speed on how we're progressing with our communications.

Supervisor Michel stated he wanted to share with the board a report he received from Chief Deputy Smith on the Downtown Pre-Trial Facility. This report is made because of the Federal Inmates that are housed there. The Kenosha County Jail came back with flying colors.

COUNTY EXECUTIVE APPOINTMENTS

17. Judy Rossow to serve on the Kenosha County Long Term Care Council.

It was moved by Supervisor Faraone to suspend the rules on County Executive Appointment 17. Seconded by Supervisor Grady. Motion carried.

It was moved by Supervisor Faraone to approve the appointment of Judith Rossow effective immediately. Seconded by Supervisor Grady. Motion carried.

NEW BUSINESS

Ordinances - one reading

ORDINANCE 20

20. From the Land Use Committee, regarding Modern Homes, Inc., requesting rezoning from A-2 General Agricultural District and R-3 Urban Single-Family Residential District to R-3 Urban Single-Family Residential District, C-2 Upland Resource Conservancy District and C-1 Lowland Resource Conservancy District in the Town of Salem.

vancy District. For informational purposes only, this property is located immediately south of the intersection of County Trunk Highway "JF" (119th Street) and 250th Avenue.

Modern Homes, Inc. - (Owner)

Description: All that part of the southeast quarter of the northeast quarter and part of the northeast quarter of the southeast quarter of Section 34, Town 1 North, Range 20 East, Town of Salem, Kenosha County, Wisconsin, lying north and east of the Wisconsin Central Transportation Corporation Railroad right-of-way, more particularly described as follows:

Beginning at the East quarter corner of Section 34; thence North 01°50'54" West, along the east line of said southeast quarter of the northeast quarter and the west line of STONEHEDGE SUBDIVISION, 1320.16' to the northeast corner of said southeast quarter of the northeast quarter; thence South 88°33'27" West, along the north line of said southeast quarter of the northeast quarter, 1049.29 feet to a point on the northeasterly right-of-way line of the Wisconsin Central Transportation Corporation Railroad; thence South 38°32'59" East, along said right-of-way line, 1755.89 feet to a point on the east line of said northeast quarter of the southeast quarter; thence North 01°56'42" West, 80.21' along said line to the point of beginning.

This description is intended to extend to the center of all roads.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 20. Seconded by Supervisor O'Day.

Motion carried

ORDINANCE 21

21. From the Land Use Committee, regarding Land Use Committee (Sponsor), John M. and Mary J. Lichter (Owners) requesting rezoning from C-1 Lowland Resource Conservancy District to R-3 Urban Single-Family Residential District in the Town of Somers.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:
That part of Tax Parcel #80-4-222-104-0115 located in the southeast quarter of Section 10, Township 2 North, Range 22 East, Town of Somers be changed from C-1 Lowland Resource Conservancy District to R-3 Urban Single-Family Residential District. This rezoning is considered a zoning map amendment to reflect actual field conditions. For informational purposes only, this property is located on the 63rd Avenue cul-de-sac 195' north of the intersection of 10th Street.

John M. and Mary J. Lichter - Owners

Description: Presented in Exhibit A (attached).

This description is intended to extend to the center of all roads.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 21. Seconded by Supervisor Jackson.

Motion carried.

ORDINANCE 22

22. From the Land Use Committee, regarding Land Use Committee (Sponsor), Wayne and Margaret Schultz (Owners) requesting rezoning from A-2 General Agricultural District to C-1 Lowland Resource Conservancy District and from C-1 Lowland Resource Conservancy District to A-2 General Agricultural District in the Town of Salem.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:
That part of Tax Parcels #65-4-120-081-0101 and #65-4-120-081-0102 located in the northeast quarter of Section 8, Township 1 North, Range 20 East, Town of Salem be changed from A-2 General Agricultural District to C-1 Lowland Resource Conservancy District and from C-1 Lowland Resource Conservancy District to A-2 General Agricultural District. These rezonings are considered zoning map amendments to reflect actual field conditions. For informational purposes only, these properties are located on the south side of State Trunk Highway 50 (75th Street) approximately ¼ mile east of the intersection of County Trunk Highway "B" (288th Avenue).

Wayne and Margaret Schultz - Owners

This description is intended to extend to the center of all roads.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 22. Seconded by Supervisor Nudo.

Motion carried.

ORDINANCE 23

23. From the Land Use Committee regarding Jacob and Rozanne Drissel requesting rezoning from A-1 Agricultural Preservation District to A-2 General Agricultural District in the Town of Paris.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #45-4-221-262-0100 located in the northwest quarter of Section 26, Township 2 North, Range 21 East, Town of Paris be changed from A-1 Agricultural Preservation District to A-2 General Agricultural District (10.33 acres). For informational purposes only, this property is located on the north side of County Trunk Highway "N" (38th Street) approximately ¼ mile east of the intersection of County Trunk Highway "MB" (152nd Avenue).

Jacob and Rozanne Drissel - Owners

Description: Part of the northwest quarter of Section 26, Town 2 North, Range 21 East of the Fourth Principal Meridian and lying and being in the Town of Paris, Kenosha County, Wisconsin and being more particularly described as: Commence at the southeast corner of said quarter section; thence S 89°02'06" W along the south line of said quarter section 900.00 feet to the point of beginning of the parcel to be herein described; thence continue S 89°02'06" W along said south line 431.325 feet to the west line of the east half of said quarter section; thence N 01°46'44" W along said west line 1039.05 feet; thence N 89°02'06" E parallel to the south line of said quarter section 435.18 feet; thence S 01°33'59" E parallel to the east line of said quarter section 1039.00 feet to the south line of said quarter section and the point of beginning; containing 10.33 acres, more or less; including the road and containing 10.01 acres, more or less; excluding the road; being subject to a public road over and across the southerly portion thereof and subject to easements and restrictions of record.

This description is intended to extend to the center of all roads.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 23. Seconded by Supervisor O'Day.
Motion carried.

ORDINANCE 24

24. From the Land Use Committee regarding Peter J. and Cheryl Pfeiffer (Owners), Duane and Karen Rasmussen (Buyers), Gregg N. Guttormsen (Counsel/Agent) requesting rezoning from A-3 Agricultural Related Manufacturing, Warehousing and Marketing District to B-3 Highway Business District in the Town of Bristol.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #35-4-121-133-0310 located in the southwest quarter of Section 13, Township 1 North, Range 21 East, Town of Bristol be changed from A-3 Agricultural Related Manufacturing, Warehousing and Marketing District to B-3 Highway Business District. For informational purposes only, this property is located on the south side of County Trunk Highway "C" (Wilmot Road) approximately 0.17 miles west of the intersection of 136th Avenue.

Peter J. and Cheryl Pfeiffer - Owners

Duane and Karen Rasmussen - Buyers

Description: PT SW ¼ SEC 13 TOWN 1 RANGE 21

CSM #293 V952 P410 ALSO COMMENCING NE CORN SD CSM TH NELY ALG CTR LN HWY 15.55 FT TH S 185.5 FT TH W 1.55 FT TH S 494.5 FT TH W 14 FT TH N 679.34 FT TO POB
3.09 AC EX ROW (2006 LOT LINE ADJ) DOC #1427512

This description is intended to extend to the center of all roads.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'Day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 24. Seconded by Supervisor Jackson. Motion carried.

ORDINANCE 25

25. From the Land Use Committee regarding Shyh-ing and Helen Wang (Owners), Stafford Residential LLC (Buyer/Agent) requesting rezoning from A-1 Agricultural Preservation District and C-1 Lowland Resource Conservancy District to R-2 Suburban Single-Family Residential District, PR-1 Park and Recreational District and C-1 Lowland Resource Conservancy District in the Town of Salem.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #66-4-120-264-0200 located in the southeast quarter of Section 26, Township 1 North, Range 20 East, Town of Salem be changed from A-1 Agricultural Preservation District and C-1 Lowland Resource Conservancy District to R-2 Suburban Single-Family Residential District, PR-1 Park and Recreational District and C-1 Lowland Resource Conservancy District. For informational purposes only, this property is located on the east side of State Trunk Highway "83" (Antioch Road) approximately 370' south of the intersection of 112th Street.

Shyh-ing and Helen Wang (Owners)

Stafford Residential LLC (Buyer/Agent)

This description is intended to extend to the center of all roads.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'Day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 25. Seconded by Supervisor Roger Johnson.

Resolutions - one reading

RESOLUTION 35

35. From the Administration and Finance Committees Resolution to approve the wage and benefit package for non-represented employees.

WHEREAS, Kenosha County is desirous of maintaining and promoting a sound and stable relationship with its non-represented employees, and

WHEREAS, the Administration Committee and Finance Committees of the County Board have reviewed the non-represented employee pay and benefit plan, and

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors establishes the following Non-Represented Employee wages and benefits for budget year 2007 and 2008:

- Apply a two percent (2.0%) wage schedule increase in 2007 and 2008; and
- Reactivate step increases according to P-10.01-3 of the Non-Represented Employee Pay Plan, attached and herein incorporated by reference at one and one half percent (1.5%); and
- Approves changes to sections P-10.01-2,1; P-10.01-7,2; and P-10.02-9,1: of the Non-Represented Employee Pay Plan, attached and herein incorporated by reference; and
- Provide health benefits to non-represented employees at the "E" level for the years 2007 and 2008.

Submitted by:

ADMINISTRATION COMMITTEE

Dennis Elverman
Jan Marrelli
Kimberly Breunig
Anita Faraone
James Moore

FINANCE COMMITTEE

Robert Carbone
Mark Wisnefski
Anita Faraone

It was moved by Supervisor Elverman to adopt Resolution 35. Seconded by Supervisor Marrelli.

It was moved by Supervisor Clark to Amend Resolution 35 to read: Apply a 2% wage scheduled increase in 2007 and 2008. Seconded by Supervisor Molinaro.

It was moved by Supervisor Noble to Amend the Amendment to Resolution 35 to remove the County's contribution to the flexible spending account. Motion failed due to lack of a second.

Supervisor Noble made a motion which was seconded, to eliminate the County's contribution to the Flex Insurance Plan for all employees. Supervisor Molinaro asked for point of order. Corporation Counsel ruled this not germane.

After further discussion it was moved by Supervisor Singer to Amend the Amendment to Resolution 35 to eliminate the County's contribution to the flexible spending account. Seconded by Supervisor Noble.

It was moved by Supervisor Wisnefski to close debate on the amendment to the amendment to Resolution 35. Seconded by Supervisor Noble. Roll call vote.

Ayes: Supervisors Rose, Grady, Rossow, Kessler, Kubicki, Booth, Carbone, Arrington, Ronald Johnson, Michel, O'Day, Singer, Moore, Wisnefski, Clark, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Supervisor Huff, Marrelli, Faraone, Nudo, Molinaro, Jackson, Noble, Elverman.

Ayes: 20. Nays: 8.

Motion carried.

Roll call vote on the amendment to the amendment on Resolution 35.

Ayes: Supervisors Rossow, Kessler, Marrelli, Arrington, Singer, Nudo, Jackson, Noble, Roger Johnson, Breunig.

Nays: Supervisors Rose, Grady, Huff, Kubicki, Booth, Carbone, Faraone, Ronald Johnson, Michel, O'Day, Molinaro, Wisnefski, Clark, West, Haas, Elverman, Ekornaas.

Abstain: Supervisor Moore.

Ayes: 10. Nays: 17. Abstain: 1

Motion failed.

It was moved by Supervisor Grady to close debate on the original amendment to Resolution 35. Seconded by Supervisor Jackson.

Roll call vote.

Ayes: Supervisors Rose, Grady, Rossow, Kessler, Kubicki, Booth, Carbone, Arrington, Ronald Johnson, Michel, O'Day, Singer, Nudo, Wisnefski, Jackson, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Supervisors Huff, Marrelli, Faraone, Moore, Molinaro, Clark, Noble, Elverman.

Ayes: 20. Nays: 8

Motion carried.

Roll call vote on the original amendment to Resolution 35.

Ayes: Supervisors Grady, Rossow, Rose, Kessler, Huff, Kubicki, Booth, Arrington, Ronald Johnson, Michel, O'Day, Singer, Nudo, Molinaro, Jackson, Clark, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Marrelli, Carbone, Faraone, Moore, Wisnefski, Noble, Elverman.

Ayes: 21. Nays: 7.

Motion carried.

It was moved by Supervisor Elverman to refer Resolution 35 back to the committee. Seconded by Supervisor Faraone.

Roll call vote.

Ayes: Supervisors Rose, Marrelli, Carbone, Michel, Singer, Nudo, Wisnefski, Noble, Breunig, Elverman.

Nays: Supervisors Grady, Rossow, Kessler, Huff, Kubicki, Booth, Arrington, Faraone, Ronald Johnson, O'Day, Moore, Molinaro, Jackson, Clark, West, Roger Johnson, Haas, Ekornaas.

Ayes: 10. Nays: 18

Motion failed.

It was moved by Singer to Amend Resolution 35 as follows: P-10.01-3, paragraph 2 to read, A non-represented employee who receives a less than satisfactory evaluation, or is deficient in a major area of their job performance, **will not** be granted a step increase. Seconded by Supervisor Marrelli.

Roll call vote.

Ayes: Supervisors Rose, Grady, Marrelli, Booth, Carbone, Ronald Johnson, O'Day, Singer, Nudo, Noble, Roger Johnson, Elverman, Ekornaas.

Nays: Supervisors Rossow, Kessler, Huff, Kubicki, Arrington, Faraone, Michel, Moore, Molinaro, Wisnefski, Clark, West, Breunig, Haas.

Abstain: Supervisor Jackson.

Ayes: 13. Nays: 14. Abstain: 1

Motion failed.

Roll call vote on Resolution 35 as amended.

Ayes: Supervisors Grady, Rossow, Rose, Kessler, Huff, Kubicki, Booth, Arrington, Ronald Johnson, Michel, O'Day, Singer, Nudo, Molinaro, Jackson, Clark, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Marrelli, Carbone, Faraone, Moore, Wisnefski, Noble, Elverman.

Ayes: 21. Nays: 7.

Motion carried.

RESOLUTION 36

36. From the Finance Committee regarding Tax Deed to City for Remediation.

WHEREAS tax certificates have been issued in 1991 through 2005 on parcel 01-122-01-256-005 by the Kenosha County Treasurer, and taxes are owed in the amount of \$37,995.95, plus special assessments are owed in the amount of \$6,670.16, and there are penalties owed on such delinquent charges, if paid as of 9/30/2006, in the amount of \$41,060.37 and interest owed on such charges, as of 9/30/2006, in the amount of \$20,530.18; and

WHEREAS, the site was formally a filling station and is in need of environmental remediation; and

WHEREAS, a request has been made by the City of Kenosha to the County of Kenosha to take the property for back taxes, deed it to the City of Kenosha and waive the taxes, penalties and interest on the aforementioned parcel; and Section 75.105 permits a county board to cancel all or part of the unpaid taxes, interest and/or penalties associated therewith, if the owner of a contaminated property agrees to clean up such property.

NOW THEREFORE BE IT RESOLVED, That the County Board of Supervisors hereby approves the forgiveness and waiver of the taxes, interest and penalties on the real estate taxes owed on the property at 3604-67th St., Kenosha, Wisconsin, known as Tax Parcel Number 01-122-01-256-005, and authorizes the Kenosha County Treasurer to discharge same, upon the condition that the City of Kenosha removes all hazardous materials from the property, and prepares the property to be put back on the tax roll, and an agreement has been reached between the City of Kenosha and the County of Kenosha whereby the City agrees that any proceeds received by the City by sale of the subject property, that are above and beyond the costs incurred by the City, will be shared with the County for payment of such tax, interest and penalties incurred prior to the date of this resolution.

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Mark Wisnefski

Anita Faraone

Joseph Clark

John O'Day

It was moved by Supervisor Carbone to adopt Resolution 36. Seconded by Supervisor Faraone.

Motion carried.

RESOLUTION 37

37. From the Human Services Committee Resolution to approve the Appointment of Sandra Beth to the Kenosha County Commission on Aging.

WHEREAS, pursuant to County Executive Appointment 2006/07-08, the County Executive has appointed Sandra Beth to serve on the Kenosha County Commission on Aging; and

WHEREAS, the Human Services Committee has reviewed the request of the County Executive for confirmation of his appointment of the above named to serve on the Kenosha County Commission on Aging and is recommending to the County Board the approval of this appointment,

NOW, THEREFORE, BE IT RESOLVED that the Kenosha County Board of Supervisors confirms the appointment of Sandra Beth to the Kenosha County Commission on Aging. Ms. Beth's appointment shall be effective immediately and continuing until the 31st day of December, 2008 or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Ms. Beth will serve without pay but will receive mileage reimbursement as defined under Resolution 65 (1982-83), and will be filling a vacancy.

Submitted by:

HUMAN SERVICES COMMITTEE

Judy Rossow

William Grady

Ruth Booth

Ed Kubicki

David Arrington

It was moved by Supervisor Rossow to adopt Resolution 37. Seconded by Supervisor Grady.

Motion carried.

RESOLUTION 38

38. From the Judiciary & Law Committee Regarding Regular Cabaret License for Shadow Hill Ranch.

WHEREAS, the application of Richard Baak for a probationary cabaret license for the Shadow Hill Ranch, 2305 Lance Drive, Twin Lakes, Wisconsin, in the Town of Randall, was made during the month of May 2005, and was approved by County Board action May 13th, 2005, and

WHEREAS, the establishment known as the Shadow Hill Ranch had their Probationary Cabaret License extended per County Board Resolution on December 6th, 2005, and

WHEREAS, the establishment known as the Shadow Hill Ranch was found to be in conformity with County Ordinance #8.02 governing it's conduct for the probationary period extended through August 15th, 2006.

NOW, THEREFORE BE IT RESOLVED, that a regular cabaret license, in lieu of a probationary cabaret license, be granted to Richard Baak, for the Shadow Hill Ranch.

It was moved by Supervisor Michel to adopt Resolution 38. Seconded by Supervisor Haas.

Roll call vote.

Ayes: Supervisors Rossow, Rose, Kessler, Huff, Kubicki, Marrelli, Booth, Carbone, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisnefski, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Nays: Supervisor Grady.

Ayes: 27. Nays: 1.

Motion carried.

RESOLUTION 39

39. From Judiciary & Law and Finance Committees Resolution to Recognize Country Thunder/Hedgepeth Revenues to Support the Overtime Budget.

WHEREAS, the Sheriff's Department has receipted revenue totaling \$98,208 from the Country Thunder and Hedgepeth promoters for reimbursement for the patrol efforts during these summer events, and

WHEREAS, the overtime costs for this service had been charged to the Patrol business unit overtime budget, and

WHEREAS, it is the desire of the Sheriff to recognize this revenue and increase the Patrol overtime budget to compensate for these expenditures.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept the attached budget modification , which is incorporated herein by reference, to recognize \$98,208 of revenue and increase personnel costs appropriation by \$98,208.

Note: This resolution does not require funds from the General Fund. It increases Revenue by \$98,208 and Expenditures by \$98,208.

Submitted by:

JUDICIARY AND LAW ENFORCEMENT COMMITTEE

William Michel, II

Joseph Clark

Bob Haas

FINANCE COMMITTEE

Robert Carbone

Mark Wisnefski

Anita Faraone

Joseph Clark

John O'Day

It was moved by Supervisor Michel to adopt Resolution 39. Seconded by Supervisor Carbone.

Roll call vote.

Ayes: Supervisors Grady, Rossow, Rose, Kessler, Kubicki, Marrelli, Booth, Carbone, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisnefski, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Abstain: Supervisor Huff.

Ayes: 27. Abstain: 1.

Motion carried.

RESOLUTION 40

40. From Judiciary & Law and Finance Committees regarding Temporary FTE Increase in the Classification of Sergeant.

WHEREAS, the Kenosha County Sheriff's Department has been authorized by the Kenosha County Board of Supervisors to maintain 11 FTE's of the position of Sergeant, and

WHEREAS, on June 6, 2005, Sgt. Frank Iovine began active military service for training and departure to Kuwait and Iraq, and

WHEREAS, his departure left a 15 month opening in the Sergeant ranks for which a request in writing was sent to the County Executive's Office demanding the post be filled to offset the personnel shortage his leaving created, and

WHEREAS, Sgt. Frank Iovine's recent return from military service will temporarily increase the Sergeant FTE's from 11 to 12, and

WHEREAS, his salary and benefits will be covered within the existing Sheriff's Department's budget.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors approve the temporary increase of FTEs in the classification of Sergeant from 11 to 12 to accommodate the return of Sergeant Frank Iovine.

BE IT FURTHER RESOLVED, that the FTE's in the classification of Sergeant be reduced back to 11 through the process of attrition within 6 months of the date of the resolution, March 26, 2007.

BE IT FURTHER RESOLVED, that if an opening is not created within that 6 month period that the Sheriff's Department resubmit the resolution for an approval from the County Board of Supervisors for review and an extension.

Respectfully Submitted:

JUDICIARY AND LAW ENFORCEMENT COMMITTEE

William Michael, II

Joseph Clark

Bob Haas

It was moved by Supervisor Michel to adopt Resolution 40. Seconded by Supervisor Carbone.
Motion carried.

RESOLUTION 41

41. From the Land Use Committee, Request to Approve the Appointment of John F. Roth, County Planning Manager, to serve as the Kenosha County Alternate to the Kenosha County Multi-Jurisdictional Comprehensive Planning Advisory Committee (MJAC) (Smart Growth).

WHEREAS, pursuant to County Executive Appointment 2006/07-16, the County Executive has appointed John F. Roth, County Planning Manager, to serve as the Kenosha County Alternate on the Kenosha County Multi-Jurisdictional Comprehensive Planning Advisory Committee (MJAC) (Smart Growth).; and

WHEREAS, the Land Use Committee has reviewed the request of the County Executive for confirmation of his appointment of the above-named to serve on the Kenosha County Multi-Jurisdictional Comprehensive Planning Advisory Committee (MJAC) (Smart Growth). and is recommending to the County Board the approval of the appointment.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors confirms the appointment of John F. Roth, County Planning Manager, as Kenosha County Alternate to the Kenosha County Multi-Jurisdictional Comprehensive Planning Advisory Committee (MJAC) (Smart Growth). Mr. Roth's appointment shall be effective immediately and continue until the Kenosha County Comprehensive Plan is approved by the State of Wisconsin or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors.

Approved by:

LAND USE COMMITTEE

Fred Ekornaas

John O'Day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Resolution 41. Seconded by Supervisor O'Day.
Motion carried.

RESOLUTION 42

42. From the Land Use Committee regarding Request to Approve the Appointment of Robert M. Stoll to the Kenosha County Zoning Board of Adjustments.

WHEREAS, pursuant to County Executive Appointment 2006/07-14, the County Executive has appointed Robert M. Stoll to serve on the Kenosha County Zoning Board of Adjustments; and

WHEREAS, the Land Use Committee has reviewed the request of the County Executive for confirmation of his appointment of the above-named to serve on the Kenosha County Zoning Board of Adjustments and is recommending to the County Board the approval of the appointment.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors confirms the appointment of Robert M. Stoll to the Kenosha County Zoning Board of Adjustments. Mr. Stoll's appointment shall be effective immediately and continue until the 30th day of June, 2009 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Mr. Stoll will receive a per diem along with mileage reimbursements and will be succeeding George Wundsam.

LAND USE COMMITTEE

Fred Ekornaas

John O'Day

Jennifer Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Resolution 42. Seconded by Supervisor Jackson.
Motion carried.

COMMUNICATIONS

9. From the County Executive an Emergency Order Re: Aid to Elderly Fire Victims.

10. From George E. Melcher, Director Planning and Development regarding future rezonings.

Chairman Rose referred Communication 10 to Land Use

CLAIMS

12. Benjamin John Modder - car damage due to improper installation, marking and maintenance of road.

13. Steven Falkowski - Broken windshield from golf ball.

Chairman Rose referred Claim 12 & 13 to Corporation Counsel.

SUPERVISOR COMMENTS

Supervisor Molinaro spoke regarding a meeting he attended on the proposed expansion of the landfill in the Town of Paris. He left the meeting very concerned. He's not looking to stop the expansion, but he feels they are asking for some things the board needs to consider avoiding. They are talking about an 88 acre lateral expansion which will have a nine and one half year life expectancy at the current rate of eighteen and one half million cubic yards of waste. Depending on who you listen to, fifteen million cubic yards will not come from the State of Wisconsin. The variance request that is out there is to go from a 1200 foot setback which is current under the DNR guidelines to 900 feet. The 900 feet is not to the property line, but to the well. He is concerned the wells of the property owners could become contaminated.

Supervisor Huff spoke regarding the Election Facsimile (sample ballot) which by law is published before every election. There were a lot of complaints that it was published in the Labor Paper instead of the Kenosha News this last election. The reason being the Labor Paper won the contract bid to publish the County Board Minutes. It would cost around \$8,000 to publish in both news papers and he recommends that we do that to improve voter turn out.

It was moved by Supervisor Rossow to approve the September 5, 2006 minutes. Seconded by Supervisor Jackson carried.

It was moved by Supervisor Wisnefski to adjourn. Seconded by Supervisor West.

Motion carried.

Meeting adjourned at 10:40 P.M.

Prepared by: Edie LaMothe
Deputy

Submitted by: Edna R. Highland
County Clerk