

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS

COUNTY ADMINISTRATION BUILDING

August 19, 2003

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

Present: Supervisors Kessler, Grady, Boyer, Rose, Molinaro, Marrelli, Bergo, Carbone, Faraone, Johnson, Pitts, O'Day, Singer, Montemurro, Wisnefski, Clark, Noble, West, Kerkman, Gorlinski, Smitz, Elverman, and Ekornaas.

Excused: Supervisor Huff, Modory, Ruffolo, Carey-Mielke, Larsen.

Present. 23. Excused. 5.

CITIZEN COMMENTS

Bob Danbeck, 7626-27th Avenue, stated we are into tax time and he was disappointed to see that only the supervisors from the 14th and 25th districts were the only ones to show up at the tax rally out at the Brat Stop. The article in the newspaper stated that our county tax is going to go up 3%. If our taxes are going up 3% from the county standpoint does that mean 3% over and above the assessments or 3% period? If my assessment goes up 4% and then the 3% from the county this would mean taxes will go up 7% and that is ridiculous. Last year the county board had a chance to lower the taxes but the board did something that he had never seen before. Where else do you have a part-time job receiving full health care like the County Board does? That is a waste of taxpayers money. It's time the County Board does the proper thing and eliminate receiving full time health benefits. We are in a tax crunch and the people in this county are in a up-roar. We are the third highest taxed state. Lower the mill rate. It can be done.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Kessler asked everyone to attend a Committee of the Whole on August 26th regarding Parliamentary Procedure.

Chairman Kessler stated that he would like to see a hand count of those who will be attending the Annual Breakfast Meeting of the Wisconsin Counties Utilities Tax Association during the WCA Convention. Eight (8) supervisors raised their hands.

SUPERVISOR REPORTS

Supervisor Singer stated that he tried to attend the meeting at the Brat Stop but he was wearing red and was not allowed in the building. He was there to support opposition to a freeze because he believes in local control of local money.

Supervisor Rose stated that the County Board did not authorize a 3% raise in taxes. They authorized no more than 3% increase in the operating budget. They have no control over city or school budgets.

Supervisor Elverman said that at the last meeting he stated that the week of August 25th, Hwy F in the Town of Randall will be closed for bridge reconstruction. This has now been delayed at least a week. There will be a disruption of bus routes in that area.

Supervisor Clark stated that on August 15th the Department of Revenue released the equalized value report for the county. Our equalized value went up by 8%. Our operating levy is as close to a freeze as you can get. The County Board has done the responsible thing and all the citizens screaming about a tax freeze need to go to the different local governments.

OLD BUSINESS

Ordinance - second reading, two required.

ORDINANCE 19

19. From Legislative Committee regarding Amending 2.04(4)(d) of the Municipal Code of Kenosha County Pertaining to Meeting Minutes.

It was moved by Supervisor Johnson to withdraw Ordinance 19. Members of the Legislative Committee were polled and voted unanimously to withdraw.

NEW BUSINESS

Ordinances - one reading.

From Land Use Committee regarding:

ORDINANCE 20

20. William H. Clark, requesting rezoning from A-2 General Agricultural District to R-2 Suburban Single-Family Residential District in the Town of Brighton.

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 #30-4-220-233-0500 and #30-4-220-233-0600 located in the southwest quarter of Section 23, Township 2 North, Range 20 East, Town of Brighton be changed from A-2 General Agricultural District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the north side of County Trunk Highway "JB" (31st Street) approximately 0.25 miles east of the intersection of 247th Avenue.

William H. Clark - (Owner)

Description: That part of the southwest quarter of the southwest quarter of Section 23, Township 2 North, Range 20 East of the Fourth Principal Meridian, Town of Brighton, Kenosha County, Wisconsin, described as follows: Commencing at the county monumented southeast corner of the southwest quarter of said Section 23; thence south 88°20'08" west, grid bearing from north, Wisconsin Coordinate System, south zone, along the south line of said southwest quarter 1488.75 feet to the point of beginning of the land to be described; thence north 01°33'20" west 340.40 feet; thence south 84°39'49" west 195.42 feet; thence south 01°33'20" east 327.88 feet to the south line of said southwest quarter; thence north 88°20'08" east along the south line of said southwest quarter 195.00 feet to the point of beginning. The parcel contains 1.50 acres; more or less.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Mark Molinaro, Jr.

Thomas J. Gorlinski

Fred R. Ekornaas

ORDINANCE 21

21. Michael A. Nelson, requesting rezoning from A-1 Agricultural Preservation District to I-1 Institutional 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 part of Tax Parcel #35-4-121-133-0110 located in the southwest quarter of Section 13, Township 1 North, Range 21 East, Town of Bristol be changed from A-1 Agricultural Preservation District to I-1 Institutional District (1.50 acres). For informational purposes only, this property is located on the north side of County Trunk Highway "C" (Wilmot Road) approximately 0.4 miles east of the intersection of County Trunk Highway "U" (136th Avenue).

Michael A. Nelson - (Owner)

Description: Part of the southwest quarter of Section 13, Town 1 North, Range 21 East of the Fourth Principal Meridian; lying and being in the Town of Bristol, Kenosha County, Wisconsin and being more particularly described as: Commencing at the southeast corner of said quarter section; thence north 02°11'05" west along the east line of said quarter section 1061.99 feet; thence south 74°41'29" west 67.77 feet to the point of beginning of the parcel to be herein described; thence continue south 74°41'29" west 256.70 feet; thence north 02°11'05" west parallel to the east line of said quarter section 292.00 feet; thence north 87°48'55" east 250.00 feet; thence south 02°11'05" east parallel to the east line of said quarter section 233.71 feet to the point of

beginning; containing 1.50 acres, more or less; subject to easements and restrictions of record.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Mark Molinaro, Jr.

Thomas J. Gorlinski

Fred R. Ekornaas

It was moved by Supervisor Smitz to adopt Ordinances 20 and 21. Seconded by Supervisor Gorlinski. Motion carried.

ORDINANCE 22

22. Stanich Builders, Inc. (Owners), Michael K. and Debra A. Stanich (Agents), requesting rezoning from A-2 General Agricultural District, R-2 Suburban Single-Family Residential District and C-1 Lowland Resource Conservancy District to R-9 Multiple-Family Residential District, B-1 Neighborhood Business District, PR-1 Park and Recreational District and C-1 Lowland Resource Conservancy District in the Town of Bristol. In addition, a PUD Planned Unit Development Overlay District is placed on the entire subject parcel.

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 #35-4-121-082-0150 located in the northwest quarter of Section 8, Township 1 North, Range 21 East, Town of Bristol be changed from A-2 General Agricultural District, R-2 Suburban Single-Family Residential District and C-1 Lowland Resource Conservancy District to R-9 Multiple-Family Residential District, B-1 Neighborhood Business District, PR-1 Park and Recreational District and C-1 Lowland Resource Conservancy District. For informational purposes only, this property is located on the southeast corner of the intersection of U.S. Highway "45" (Bristol Road) and State Trunk Highway "50" (75th Street).

Stanich Builders, Inc. - (Owners)

Michael K. and Debra A. Stanich - (Agents)

Descriptions:

(A) - B-1 Neighborhood Business District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$, 1151.56 feet; thence south 18°03'05" west, 68.64 feet; thence south 18°19'17" east 523.34 feet; thence south 29°13'05" west 101.44 feet; thence south 21°15'08" west 177.22 feet; thence south 18°55'31" west 306.96 feet; thence south 26°32'15" west 504.54 feet; thence north 71°05'33" west 33.00 feet; thence south 17°33'00" west 32.64 feet; thence north 89°14'27" east 103.45 feet to the place of beginning of the lands to be described; thence south 09°06'35" west 146.01 feet; thence north 89°09'38" east 80.10 feet; thence south 01°42'29" east 134.11 feet; thence south 89°17'31" west 225.41 feet; thence south 03°57'15" east 1.90 feet; thence south 71°05'33" east 57.10 feet to the arc of a curve; thence easterly, 126.03 feet along the arc of a curve whose center is to the south, whose radius is 311.89 feet and whose chord bears south 59°30'59" east, 125.17 feet; thence south 47°56'26" east 111.97 feet to the arc of a curve; thence easterly, 56.07 feet along the arc of a curve whose center is to the north, whose radius is 88.10 feet and whose chord bears south 66°10'24" east 55.13 feet; thence north 00°42'57" west 462.77 feet; thence south 89°12'47" west 125.39 feet. Said lands containing 1.24 acres.

(B) - B-1 Neighborhood Business District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$, 1151.56 feet; thence south 18°03'05" west, 68.64 feet; thence south 18°19'17" east 523.34 feet; thence south 29°13'05" west 101.44

feet; thence south 21°15'08" west 177.22 feet; thence south 18°55'31" west 306.96 feet; thence south 26°32'15" west 504.54 feet; thence north 71°05'33" west 33.00 feet; thence south 17°33'00" west 32.64 feet; thence north 89°14'27" east 103.45 feet; thence north 89°12'47" east 124.44 feet; thence south 00°42'57" east 462.77 feet to the arc of a curve; thence easterly, 11.56 feet along the arc of a curve whose center is to the north, whose radius is 88.10 feet and whose chord bears south 88°09'52" east, 11.55 feet; thence north 88°04'40" east 97.58 feet to the arc of a curve; thence southwesterly, 335.10 feet along the arc of a curve whose center is to the southeast, whose radius is 65.00 feet and whose chord bears south 01°44'35" east, 69.49 feet; thence south 88°04'40" west 97.36 feet to the arc of a curve; thence westerly, 10.92 feet along the arc of a curve whose center is to the north, whose radius is 152.81 feet and whose chord bears south 89°24'01" east, 10.91 feet to the place of beginning of the lands to be described; thence westerly, 110.04 feet along the arc of a curve whose center is to the north, whose radius is 157.58 feet and whose chord bears north 67°56'47" west 107.82 feet; thence north 47°56'26" west 78.05 feet to the arc of a curve; thence westerly, 90.39 feet along the arc of a curve whose center is to the south, whose radius is 242.09 feet and whose chord bears north 58°38'11" west 89.86 feet; thence north 70°29'05" west 97.75 feet; thence south 00°50'11" east 55.04 feet; thence south 18°08'33" west 239.69 feet; thence north 89°56'24" east 402.18 feet; thence north 00°50'11" west 55.04 feet. Said lands containing 1.27 acres.

(C) - B-1 Neighborhood Business District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$, 1151.56 feet; thence south 18°03'05" west, 68.64 feet; thence north 89°19'17" east 214.14 feet; thence south 72°16'11" east 158.12 feet; thence north 89°18'39" east 83.77 feet to the place of beginning of the lands to be described; thence south 00°00'00" west 166.75 feet; thence south 73°27'07" east 285.67 feet; thence north 87°56'49" east 146.62 feet; thence north 02°03'11" west 302.96 feet; thence south 80°13'52" west 348.33 feet; thence south 89°18'39" west 66.23 feet; said lands containing 2.35 acres, excepting areas proposed to be zoned C-1 Lowland Resource Conservancy District.

(A) - C-1 Lowland Resource Conservancy District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$, 1151.56 feet; thence south 18°03'05" west, 68.64 feet; thence north 89°19'17" east 214.14 feet; thence south 72°16'11" east 147.05 feet to the place of beginning of the lands to be described; thence south 23°30'39" east 88.31 feet; thence south 09°38'35" west 34.25 feet; thence south 42°18'58" west 95.63 feet; thence south 30°53'59" west 79.44 feet; thence south 22°08'16" west 79.52 feet; thence south 18°40'05" west 103.55 feet; thence south 34°33'34" west 106.75 feet; thence south 17°13'32" west 47.35 feet; thence south 31°59'21" west 48.60 feet; thence south 43°47'53" west 63.55 feet; thence south 55°35'51" west 83.44 feet; thence south 28°42'01" west 38.49 feet; thence south 48°51'02" west 175.23 feet; thence south 41°27'38" west 79.91 feet; thence south 20°59'36" west 64.59 feet; thence south 08°57'17" east 81.90 feet; thence north 74°31'52" east 203.37 feet; thence north 71°29'58" east 152.58 feet; thence north 65°11'32" east 56.18 feet; thence north 82°04'40" east 50.84 feet; thence south 88°28'24" east 47.82 feet; thence south 26°09'37" east 39.04 feet; thence south 53°17'32" east 50.09 feet; thence south 45°01'01" west 36.05 feet; thence north 74°48'48" west 53.50 feet; thence south 60°45'56" west 18.26 feet; thence south 12°41'15" east 26.12 feet; thence south 37°21'21" east 77.74 feet; thence south 20°48'58" east 100.64 feet; thence south 47°36'09" east 139.83 feet; thence south 74°08'35" east 62.95 feet; thence south 66°01'49" east 87.01 feet; thence south 57°40'04" east 90.53 feet; thence south 34°02'52" east 118.40 feet; thence south 57°48'15" east 75.33 feet; thence south 14°10'30" east 67.68 feet; thence north 85°49'03" east 26.20 feet; thence north 00°57'29 east 75.37 feet; thence north 01°46'21" west 113.18 feet; thence north 58°35'08" west 123.07 feet; thence south 78°14'18" west 57.22 feet; thence north 63°06'09" west 172.72 feet; thence north 52°26'52"

east 95.68 feet; thence north 11°48'33" east 79.83 feet; thence north 55°38'07" east 26.86 feet; thence north 00°00'00" east 25.66 feet; thence north 45°01'01" east 95.69 feet; thence north 76°49'01" east 76.71 feet; thence north 61°20'28" east 85.11 feet; thence north 87°56'49" east 56.18 feet; thence north 02°03'11" west 733.11 feet; thence north 89°06'03" west 96.76 feet; thence south 48°35'35" west 16.88 feet; thence north 82°23'00" west 106.71 feet; thence north 61°36'22" west 67.31 feet; thence north 68°58'26" west 51.87 feet; thence north 42°59'44" west 22.39 feet; thence north 06°58'30" west 92.50 feet; thence north 10°17'23" east 56.30 feet; thence south 80°13'52" west 14.10 feet; thence south 89°18'39" west 150.00 feet; thence north 72°16'11" west 11.07 feet. Said lands containing 17.65 acres.

(B) - C-1 Lowland Resource Conservancy District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$; 1151.56 feet; thence south 18°03'05" west, 68.64 feet; thence south 13°01'49" west, 1163.58 feet to the place of beginning of the lands to be described; thence north 63°26'43" east, 13.15 feet; thence south 49°24'05" east, 7.74 feet; thence south 14°45'04" west, 16.50 feet; thence south 37°53'15" west, 28.72 feet; thence south 41°46'10" west, 31.52 feet; thence south 53°08'33" west, 29.39 feet; thence south 66°23'08" west, 14.66 feet; thence south 02°43'25" east, 35.30 feet; thence south 46°08'15" west, 30.29 feet; thence south 02°47'49" east, 65.34 feet; thence south 69°50'21" west, 105.39 feet; thence north 50°03'28" west, 40.53 feet; thence south 24°37'47" west, 22.16 feet; thence south 08°58'17" east, 16.15 feet; thence south 37°14'52" west, 26.37 feet; thence south 80°32'28" west, 25.54 feet; thence south 20°06'12" west, 73.30 feet; thence south 51°01'06" west, 22.69 feet; thence south 87°36'53" west, 20.17 feet; thence south 85°36'11" west, 10.95 feet; thence north 02°52'00" west, 16.81 feet; thence north 28°27'12" east, 137.50 feet; thence north 28°06'37" east, 98.04 feet; thence north 51°40'02" east, 71.74 feet; thence north 56°37'28" east, 44.25 feet; thence north 74°19'34" east, 49.72 feet; thence north 57°03'41" east, 54.04 feet; thence north 51°21'05" east, 43.02 feet to the place of beginning. Said lands containing 0.74 acres.

PR-1 Park and Recreational District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$, 1151.56 feet; thence south 18°03'05" west, 68.64 feet to the place of beginning of the lands to be described; thence south 18°19'17" east 523.34 feet; thence south 29°13'05" west 101.44 feet; thence south 21°15'08" west 177.22 feet; thence south 18°55'31" west 306.96 feet; thence south 87°18'32" east 584.16 feet; thence south 30°30'15" east 207.77 feet; thence south 65°13'47" east 233.79 feet; thence south 00°00'00" west 553.19 feet; thence north 89°19'59" east 400.72 feet; thence north 02°03'11" west 1608.12 feet; thence south 87°56'49" west 146.62 feet; thence north 73°27'07" west 285.67 feet; thence north 00°00'00" east 166.75 feet; thence south 89°18'39" west 83.77 feet; thence north 72°16'11" west 158.12 feet; thence south 89°19'17" west 214.14 feet. Said lands containing 32.17 acres.

R-9 Multiple-Family Residential District: Being a part of the northwest quarter of Section 8, Township 1 North, Range 21 East, in the Town of Bristol, Kenosha County, Wisconsin bounded and described as follows: Commencing at the northwest corner of said northwest $\frac{1}{4}$; thence north 89°18'32" east, along the north line of said northwest $\frac{1}{4}$, 1151.56 feet; thence south 18°03'05" west, 68.64 feet; thence south 18°19'17" east 523.34 feet; thence south 29°13'05" west 101.44 feet; thence south 21°15'08" west 177.22 feet; thence south 18°55'31" west 306.96 feet to the place of beginning of the lands to be described; thence south 26°32'15" west 504.54 feet; thence north 71°05'33" west 33.00 feet; thence south 17°33'00" west 32.64 feet; thence north 89°14'27" east 103.45 feet; thence north 89°12'47" east 124.44 feet; thence south 00°42'57" east 462.77 feet to the arc of a curve; thence easterly, 11.56 feet along the arc of a curve whose center is to the north, whose radius is 88.10 feet and whose chord bears south 88°09'52" east, 11.55 feet; thence north 88°04'40" east 97.58

feet to the arc of a curve; thence southwesterly, 335.10 feet along the arc of a curve whose center is to the southeast, whose radius is 65.00 feet and whose chord bears south 01°44'35" east, 69.49 feet; thence south 88°04'40" west 97.36 feet to the arc of a curve; thence westerly, 10.92 feet along the arc of a curve whose center is to the north, whose radius is 152.81 feet and whose chord bears south 89°24'01" east, 10.91 feet; thence south 00°50'11" east 55.04 feet; thence south 02°23'33" east 487.89 feet; thence north 89°41'20" east 670.59 feet; thence north 02°00'46" west 680.02 feet; thence north 89°19'59" east 263.28 feet; thence north 00°00'00" east 553.19 feet; thence north 65°13'47" west 233.79 feet; thence north 30°30'15" west 207.77 feet; thence north 87°18'32" west 584.16 feet; said lands containing 27.55 acres, excepting those areas proposed to be C-1 Lowland Resource Conservancy District.

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

The conditions of approval for the Bristol Bay Preliminary Plat and Planned Unit Development are attached with associated exhibits on file in the Department of Planning and Development.

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Mark Molinaro, Jr.

Thomas J. Gorlinski

Fred R. Ekornaas

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

Roll call vote.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Molinaro, Marrelli, Bergo, Carbone, Faraone, Johnson, Pitts, O'Day, Singer, Montemurro, Wisnefski, Clark, Noble, West, Kerkman, Gorlinski, Smitz, Elverman, and Ekornaas.

Nays: None

Abstain: Supervisor Molinaro.

Ayes. 22. Nays. 0. Abstain. 1.

Motion carried.

ORDINANCE 23

23. Joan Leszcynski and Kevin Peterson, 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 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 part of Tax Parcel #35-4-121-321-0005 located in the northeast quarter of Section 32, Township 1 North, Range 21 East, Town of Bristol 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. This rezoning is based on actual field conditions. For informational purposes only, this property is located on the south side of County Trunk Highway "V" (116th Street) approximately 350 feet east of the intersection of 187th Avenue.

Joan Leszcynski and Kevin Peterson - (Owners)

Description: (See Exhibit 1, attached).

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Mark Molinaro, Jr.

Thomas J. Gorlinski

Fred R. Ekornaas

ORDINANCE 24

24. Town of Randall, requesting rezoning from A-1 Agricultural Preservation District to I-1 Institutional District in the Town of Randall.

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 #60-4-119-231-0300 located in the northeast quarter of Section 23, Township 1 North, Range 19 East, Town of Randall be changed from A-1 Agricultural Preservation District to I-1 Institutional District (12.97 acres). For informational purposes only, this property is located on the southeast corner of the intersection of County Trunk Highway "F" (Bassett Road) and County Trunk Highway "KD" (336th Avenue).

Town of Randall - (Owner)

Description: Part of the northeast quarter of Section 23, Town 1 North, Range 19 East of the Fourth Principal Meridian, lying and being in the Town of Randall, Kenosha County, Wisconsin and being more particularly described as follows: Commencing at the southwest corner of said quarter section; thence north 88°04'45" east along and upon the south line of said quarter section, 33.00 feet and to the east line of County Trunk Highway "KD" (336th Avenue); thence north 02°16'21" west along and upon the east line of said Avenue, 972.37 feet and to the point of beginning of the parcel to be herein described; thence continue north 02°16'21" west along and upon said east line, 790.00 feet and to the southeast corner of County Trunk Highway "KD" (336th Avenue) and County Trunk Highway "F" (Bassett Road); thence south 74°00'34" east along and upon the south line of said Road, 93.03 feet and to an angle point in said Road; thence north 86°51'51" east along and upon said south line, 642.50 feet; thence south 03°08'09" east 770.61 feet; thence south 87°43'39" west 742.38 feet and to the point of beginning. Containing 12.97 acres, more or less. Subject to easements and restrictions of record.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Mark Molinaro, Jr.

Thomas J. Gorlinski

Fred R. Ekornaas

It was moved by Supervisor Smitz to adopt Ordinances 23 and 24.

Seconded by Supervisor Gorlinski.

Motion carried.

ORDINANCE 25

25. Rick P. Bonanno, requesting rezoning from B-3 Highway Business District to R-2 Suburban 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 Tax Parcel #80-4-222-022-0375 located in the northwest quarter of Section 2, Township 2 North, Range 22 East, Town of Somers be changed from B-3 Highway Business District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the west side of County Trunk Highway "M" (Old Green Bay Road) directly across from the intersection of Corrett Road.

Rick P. Bonanno - (Owner)

Description: Part of the northwest quarter of Section 2, Town 2 North, Range 22 East, more particularly described as follows: Commencing at a point on the south line of the northwest quarter of said Section 2 located 1103.52 feet east of the southwest corner of said northwest quarter section, said point being the intersection of the south line of said quarter section with the center line of the Racine-Wilmot Plank Road, now State Trunk Highway "31," thence north 58°45' east 934.6 feet to an angle point on the center line of said road; thence north 55°28' east 7.06 feet on the center line of said road to the point of beginning of this description; thence north 55°28' east 380.74 feet, on the center line of said road; thence north 39°16' west 31.00 feet; thence south 89°37' west 217.80 feet; thence north 84°34' west 83.80 feet; thence south 79°26' west 129.04 feet; thence south 31°15' east 261.83 feet to the point of beginning, lying and being in the Town of Somers, Kenosha County, Wisconsin.

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

Submitted by:
LAND USE COMMITTEE
Donald Smitz
Mark Molinaro, Jr.
Thomas J. Gorlinski
Fred R. Ekornaas

ORDINANCE 26

26. Delores S. Thomas, requesting rezoning from A-1 Agricultural Preservation District to A-2 General Agricultural 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 #80-4-222-092-0307 located in the northwest quarter of Section 9, Township 2 North, Range 22 East, Town of Somers be changed from A-1 Agricultural Preservation District to A-2 General Agricultural District (10.47 acres). For informational purposes only, this property is located on the east side of County Trunk Highway "H" (88th Avenue) approximately ¼ mile south of the intersection of County Trunk Highway "A" (7th Street).

Delores S. Thomas - (Owner)

Description: Part of the west half of the northwest quarter of Section 9, Town 2 North, Range 22 East of the Fourth Principal Meridian, lying and being in the Town of Somers, Kenosha County, Wisconsin and being more particularly described as: Commencing on the west line of said quarter section at a point north 01°36'44" west 947.75 feet from the southwest corner thereof; thence south 89°27'28" east parallel to the north line of said quarter section, 1336.55 feet and to the east line of the west half of said quarter section; thence north 01°38'51" west along and upon said east line, 350.01 feet; thence north 89°27'28" west parallel to the north line of said quarter section 1336.34 feet and to the west line of said quarter section; thence south 01°36'44" east along and upon said west line, 350.00 feet and to the point of beginning. Subject to County Trunk Highway "H" (88th Avenue), over and across the entire most westerly 33 feet. Containing 10.73 acres, more or less.

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

Submitted by:
LAND USE COMMITTEE
Donald Smitz
Mark Molinaro, Jr.
Thomas J. Gorlinski
Fred R. Ekornaas

It was moved by Supervisor Smitz to adopt Ordinances 25 and 26. Seconded by Supervisor Molinaro.

Motion carried.

Resolutions - one reading.

RESOLUTION 53

53. From Finance Committee regarding Bills over \$5,000.00.

WHEREAS, the Wisconsin State Statutes provides that the County Board may act on all bills over \$10,000.00 and

WHEREAS, the County Resolution requires that the Finance Committee must act on all bills over \$5,000.00.

NOW, THEREFORE LET IT BE RESOLVED, that the following bills be approved for payment:

KENOSHA COUNTY PAYMENT GROUPS BILLS OVER \$5,000.00

APPROVAL BY FINANCE COMMITTEE AND COUNTY BOARD ARE REQUIRED:

<u>DIVISIONS</u>	<u>PAYMENT GROUPS</u>
Finance Grouping #1	\$1,278,012.71
Finance Grouping #2	\$ 101,000.00
Personnel Grouping #1	\$ 48,956.62
Personnel Grouping #2	\$ 424,581.93
Disability Grouping #1	\$1,134,687.89
PAYMENT GROUPS GRAND TOTAL:	\$2,987,239.15

RE-SUBMIT PV 3003881 previously approved on Resolution #121, on 2-04-03 in the amount of \$90,577.18, now submitted in the amount of \$101,000.00

Submitted by:
FINANCE COMMITTEE
Robert Carbone
Terry Rose
Robert Pitts
John O'Day
Gordon West

It was moved by Supervisor Carbone to adopt Resolution 53. Seconded by Supervisor Rose. Supervisor Clark abstained from voting on Professional Services and Woman's Horizons.
Motion carried.

RESOLUTION 54

54. From Finance Committee Authorizing Sale and Transfer of County Tax Deeded Property to the Village of Twin Lakes.

It was moved by Supervisor Carbone to adopt Resolution 54. Seconded by Supervisor West.

It was moved by Supervisor Gorlinski to table Resolution 54. Seconded by Supervisor Singer.
Roll call vote.

Ayes: Supervisors Kessler, Grady, Boyer, Molinaro, Marrelli, Bergo, Singer, Montemurro, Wisnefski, Noble, West, Gorlinski, Smitz, Elverman.

Nays: Supervisors Rose, Carbone, Faraone, Johnson, Pitts, O'Day, Clark, Kerkman, Ekornaas.

Ayes. 14. Nays: 9.
Motion carried.

RESOLUTION 55

55. From Human Services and Finance Committees regarding Modifying 2003 Budget to reflect additional funding awarded for the first and second quarters of 2003.

WHEREAS, the Kenosha County Department of Human Services, Division of Health has received additional funding in the first (1st) and second (2nd) quarters in the amount of \$192,718 for the period of January 1, 2003 through December 31, 2003, and

WHEREAS, the Kenosha County Department of Human Services, Division of Health has received additional grant funding in the following program areas: Kenosha County WIC Program, Tobacco Control Board Grant, Radon Information Center Grant, Consolidated Contract, the Wisconsin Wins Program, and the Tri-County Public Health Consortium of Southeastern Wisconsin for the period of January 1, 2003 through December 31, 2003, and

WHEREAS, Kenosha County Department of Human Services, Division of Health has also received additional funding through the school nursing contract with the Kenosha Unified School District (KUSD) for the Early Head Start Program for the period of September 4, 2003 through December 31, 2003, and

WHEREAS, Kenosha County Department of Human Services, Division of Health has also received additional funding through the Wisconsin Well Woman Program for the period of January 1, 2003 through December 31, 2003, and

WHEREAS, this budget modification poses no additional levy-funded costs to the County, and

NOW, THEREFORE LET IT BE RESOLVED, that the Department of Human Services, Division of Health budget be modified, at no cost to the county, as follows:
Revenue increases by \$192,718 and expenditures increase by \$192,718 as indicated in the attached budget modifications that are incorporated into this resolution by reference.

Submitted by:

HUMAN SERVICES COMMITTEE
Eunice Boyer
Anne Bergo
John O'Day
Donald Smitz
William Grady

FINANCE COMMITTEE
Robert Carbone
Terry Rose
John O'Day
Robert Pitts
Gordon West

It was moved by Supervisor Boyer to adopt Resolution 55. Seconded by Supervisor Carbone.

2/3 vote required.
Motion carried unanimously.

RESOLUTION 56

56. From Judiciary & Law, Building & Grounds and Finance Committees regarding Budget Modification to Increase Revenue and Expenditures in District Attorney's Office for Budget Years 2003-05 due to acquisition of Federal Grant Titled "Community Prosecution and Project Safe Neighborhoods".

WHEREAS, the Kenosha County Department of Human Services, Division of Health has received additional funding in the first (1st) and second (2nd) quarters in the amount of \$192,718 for the period of January 1, 2003 through December 31, 2003, and

WHEREAS, the Kenosha County Department of Human Services, Division of Health has received additional grant funding in the following program areas: Kenosha County WIC Program, Tobacco Control Board Grant, Radon Information Center Grant, Consolidated Contract, the Wisconsin Wins Program, and the Tri-County Public Health Consortium of Southeastern Wisconsin for the period of January 1, 2003 through December 31, 2003, and

WHEREAS, Kenosha County Department of Human Services, Division of Health has also received additional funding through the school nursing contract with the Kenosha Unified School District (KUSD) for the Early Head Start Program for the period of September 4, 2003 through December 31, 2003, and

WHEREAS, Kenosha County Department of Human Services, Division of Health has also received additional funding through the Wisconsin Well Woman Program for the period of January 1, 2003 through December 31, 2003, and

WHEREAS, this budget modification poses no additional levy-funded costs to the County, and

NOW, THEREFORE LET IT BE RESOLVED, that the Department of Human Services, Division of Health budget be modified, at no cost to the county, as follows: Revenue increases by \$192,718 and expenditures increase by \$192,718 as indicated in the attached budget modifications that are incorporated into this resolution by reference.

Submitted by:
JUDICIARY & LAW
James Huff
Anita Faraone
Joe Montemurro
Terry Rose

FINANCE
Robert Carbone
John O'Day
Gordon West
Terry Rose
Robert Pitts

It was moved by Supervisor Carbone to adopt Resolution 56. Seconded by Supervisor Faraone.

It was moved by Supervisor Carbone to make a friendly amendment to the Budget Modification Form by moving \$250,000 from Column 3 Revenue Decrease to Column 4 Revenue Increase. Seconded by Supervisor Clark.

2/3 vote required.
Resolution 56 as amended.
Motion carried unanimously.

RESOLUTION 57

57. From Land Use Committee regarding Final Plat of New Sunrise Properties Subdivision, Richard Dooley (Developer), being part of the northeast quarter of the southwest quarter and part of the northwest quarter of the southeast quarter of Section 34 in the Town of Salem.

WHEREAS, at a regularly held meeting of the Kenosha County Land Use Committee on August 13, 2003 review was given to the Final Plat of New Sunrise Properties Subdivision located in part of the northeast quarter of the southwest quarter and part of the northwest quarter of the southeast quarter of Section 34, Town of Salem. For informational purposes only, this property is located on the southeast corner of the intersection of Rock Lake Road and 122nd Street.

WHEREAS, the plat was submitted in accordance with the requirements of Chapter 236 of Wisconsin State Statutes and the developer agreed to comply with those land platting laws; and

WHEREAS, the plat is in conformance with the Kenosha County Subdivision Control Ordinance and the developer agreed to all county conditions for

approval (Exhibit 1, on file in the Department of Planning and Development);
and

WHEREAS, the Town of Salem recommended approval of the Final Plat of New Sunrise Properties Subdivision subject to the conditions presented in (Exhibit 1, on file in the Department of Planning and Development) and the developers agreement being prepared by the Town and the developer. Said agreement will be signed by both parties prior to recording the final plat.

WHEREAS, the Southeastern Wisconsin Regional Planning Commission (SEWRPC) reviewed the subject plat with regards to stormwater management and erosion control and recommended approval of the plat;

NOW, THEREFORE, BE IT RESOLVED that the Kenosha County Board of Supervisors approve the Final Plat of New Sunrise Properties Subdivision subject to the conditions as approved by the Land Use Committee.

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Mark Molinaro, Jr.

Thomas J. Gorlinski

Fred R. Ekornaas

It was moved by Supervisor Smitz to adopt Resolution 57. Seconded by Supervisor Molinaro.

Motion carried.

COMMUNICATION

25. From George E. Melcher, Director of Planning & Development regarding future rezonings.

Chairman Kessler referred Communication 25 to the Land Use Committee.

CLAIM

39. David O'Byrne - claims excessive force from police.

Chairman Kessler referred Claim 39 to the Corporation Counsel.

It was moved by Supervisor Elverman to approve the August 5, 2003 minutes.

Seconded by Supervisor West.

Motion carried.

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

Motion carried.

Meeting adjourned at 8:25 p.m.

Prepared by: Pam Young
Chief Deputy Clerk
Submitted by: Edna R. Highland
County Clerk