

**KENOSHA COUNTY BOARD OF SUPERVISORS
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING
June 17th, 2008**

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

Present: Supervisors Grady, Zerban, Rose, Kessler, Huff, Kubicki, Hallmon, Marks, Gentz, Modory, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Morton, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Excused: Supervisor Jackson.

Present: 27 Absent: 1

CITIZEN COMMENTS

Katherine Marks, Alderman of the 8th District in the City of Kenosha serving the Lincoln and Columbus Park Neighborhoods, asked for the boards help and assistance with two questionable businesses in her district. Mike Foods located on 57th St. and 17th Ave. and Lincoln Supermarket located at 14th Ave. and 69th St. have used an enormous amount of city, county and federal resources. There has been a federal investigation into both of these stores. They were successful in revoking the liquor license for Mike Foods, and asked the Health Department for their assistance in revoking the food and retail permits also. She would like the board's help in revoking the permits the county gives to these two stores. We continue to use taxpayer's dollars to control and patrol them, but to no avail and they have actually become a liability and no longer an asset to the neighborhoods.

ANNOUNCEMENTS OF THE CHAIR

Chairman Clark announced that Supervisor Breunig would be giving out the Leonard R. Johnson award for Community Service. Before the winner was announced, she congratulated the three finalists: Bullen Middle School for their Environmental Club Recycling Project, Roosevelt Elementary School for their Fancy Bags Project, and Roosevelt Elementary School for the Care Bags for Chemotherapy Project. The winner was Bullen Middle School for their Environmental Club Recycling Project.

Chairman Clark stated the President of the Wisconsin County Association is seeking supervisors that are interested in serving as a second vice-president. Any supervisors that are interested can write a letter and resume by July 11th. There are also three openings for the Board of Directors the deadline for this is August 22nd. There are also various steering committees, which the form needs to be completed by August 22nd. The supervisors received a copy of the City's resolution regarding the location of Joint Services. The County Executive declared a State of Emergency due to the flooding on the west end. The soon to be County Executive Kreuser made the interim appointments of his staff. The County Executive will be sworn in tomorrow at 4:00 in Judge Schroeder's chambers.

SUPERVISOR REPORTS

Vice-chair Faraone reported the Finance Committee adopted 6 resolutions unanimously, which are all on the agenda tonight. The committee received a draft resolution regarding intent to proceed to collaborate with the City to bring Gordon Foods to Kenosha County. Gordon Foods will spend over \$70 million on this project and will provide over 300 jobs. This project would commit \$3.7 million of County Borrowing minus a grant from the DOT of about \$1 million to rebuild Hwy N. In a news release, the governor is giving a loan to Gordon Foods for an additional \$1 million dollars. It is expected that this resolution which is only advisory in nature will be submitted to the full board in July. There will be a ground breaking for Gordon Foods on Friday, June 27th at 10901 38th St. The committee continued an ongoing review of the possible issuance of \$2.6 million notes for the purpose of replenishing funds to the General Fund. Without the \$2.6 million, the County is expected to drop significantly below the 17% general fund objective and could still drop somewhat below the 17% goal even if the funds are borrowed. The committee also received a report regarding what constitutes a good bond rating from AA-3 to AA-2. A bond rating includes several factors, including the local economy, financial operations, debt

profile, and management. Maintaining sound reserves is one important element of financial operations. Please contact Finance if you are interested in the full report.

Supervisor Michel reported that on May 28th the Sheriff conducted his annual awards ceremony. The Metal of Valor and a Purple Heart was given to Deputy Frank Fabiano's widow on his behalf. City Police Officer Aaron Dilhoff and Parkside Police Officer Jimmy Spino were given the Sheriff's Award for their assistance in apprehending the individual that shot Deputy Fabiano. DCI Officer Christine Wilson was given the Sheriff's Award for her investigation in the Fabiano shooting. Dan Vacarro from Diver Dans was given an award for his many years of service to the Sheriff's Department. Supervisor Michel requested if in the future, the awards ceremony were conducted on the county board floor.

Supervisor Michel also reported the election of board officers for Joint Services Board has been postponed to the next meeting. The meetings will continue to be held on the second Tuesday of each month. The payment schedule for City and County was also discussed. The Police and Sheriff's unions are to maintain the exercise room and equipment since they are the one's who use it. The Joint Services only provides the space. They also discussed and approved a request to hire a supervisor. It is a temporary position because one of the supervisors will be retiring.

Supervisor Breunig reported for the Extension Education Committee, there were 68 participants in the Master Gardner Program this year, far surpassing any other year. Harbor Market is running every Saturday until the end of October. The Leadership Kenosha brochures were handed out and applications are being taken for the 2008 - 2009 program. One of last year's projects teamed by two Kenosha County employees for Daffodil Days earned 157% of their goal. Youth in closed session was discussed, there was one citizen who spoke on the need to allow the youth into closed session. The youth also spoke on the reality of life and how they need to be trusted. Supervisor Breunig received a communication from Youth as Resources regarding children who would be interested in joining their board. If any children would like to apply for a grant for a community service project they would be happy to hear their proposal as long as the community service project is youth designed, youth led, and youth organized. They can receive up to \$500. For more information on YARS, refer to the Youth as Resources web site.

Supervisor Noble stated the Building and Grounds Committee requested the County Executive extend a formal invitation to the Villages Twin Lakes and Pleasant Prairie to see if they're interested in participating in a joint 911/dispatch operations center with the county. The County Executive met with them on May 13th and they toured the facility and had an extensive discussion. Although the Village of Twin Lakes is not currently interested in a joint dispatch operation with the county, they are not ruling out the possibility. Due to the lack of available financial information related to participating in the project, at this point in time, the Village of Pleasant Prairie will not be able to participate in the joint 911 dispatch center with the county.

COUNTY EXECUTIVE APPOINTMENTS

5. John Calamari to serve on Commission on Aging.
6. Sandra Riese to serve on Commission on Aging.
7. Shavonda Marks to serve on Human Services Board.
8. Kenneth Kasuboski to serve on Kenosha County Zoning Board of Adjustments.

Chairman Clark referred County Executive Appointments 5 - 7 to the Human Services Committee and County Executive Appointment 8 to the Land Use Committee.

OLD BUSINESS

Resolutions - one reading

RESOLUTION 16

16. From Extension Education Committee regarding Youth In Governance: Youth participation during closed sessions.

WHEREAS, Youth In Governance is an opportunity to recognize young people as capable citizens addressing concerns, contributing untapped ideas and energy, and providing youth voice to community issues;

WHEREAS, The Kenosha County Board of Supervisors values the youth of our community, and;

WHEREAS, Kenosha County Corporation Counsel has found no provision in either state law or in any case law that would prohibit youth attending sessions that are allowed to be closed under the Wisconsin Open Meeting Law;

WHEREAS, Youth In Governance youth will be made aware of the need for confidentiality and they will sign an agreement to maintain that confidentiality;

WHEREAS, if the situation is warranted, the committee may vote to exclude the student members.

NOW THEREFORE, BE IT RESOLVED that the Kenosha County Board of Supervisors will allow YIG members to attend closed sessions of County Board Committee, subject to the majority vote of the committee.

SUBMITTED BY:

Extension Education Committee

Kimberly Breunig

Richard Kessler

Ronald Johnson

Dayvin Hallmon

It was moved by Supervisor Breunig to adopt Resolution 16. Seconded by Supervisor Kessler.

It was moved by Supervisor Modory to amend Resolution 16 with a friendly amendment by Vice-Chair Faraone as follows: Add a fifth paragraph, **WHEREAS**, if the situation is warranted, the committee may vote to exclude student members. Also to amend the last paragraph to read: **NOW THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors will allow YIG members to attend closed sessions of County Board Committees subject to the majority vote of the committee. Seconded by Supervisor Huff

It was moved by Supervisor Molinaro to refer Resolution 16 back to the Extension Education Committee. Seconded by Supervisor Zerban.
Roll call vote.

Ayes: Supervisors Zerban, West, Haas.

Nays: Supervisors Grady, Rose, Kessler, Huff, Kubicki, Hallmon, Marks, Gentz, Modory, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Morton, Clark, Noble, Roger Johnson, Breunig, Elverman, Ekornaas.

Ayes: 3. Nays: 24.

Motion failed.

It was moved by Supervisor Ekornaas to call the question on the amendment on Resolution 16. Seconded by Supervisor Morton.

Roll call vote.

Ayes: Supervisors Grady, Zerban, Rose, Kessler, Kubicki, Marks, Gentz, Modory, Faraone, Michel, O'Day, Singer, Nudo, Moore, Morton, Clark, Noble, West, Roger Johnson, Haas, Elverman, Ekornaas.

Nays: Supervisors Huff, Hallmon, Ronald Johnson, Molinaro, Breunig.

Ayes: 22. Nays: 5

Motion carried.

Roll call vote on the amendment of Resolution 16.

Ayes: Supervisors Grady, Zerban, Rose, Kessler, Huff, Kubicki, Hallmon, Marks, Gentz, Modory, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Morton, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Nays: Supervisors Kessler, Hallmon, Gentz, Ronald Johnson, Nudo, Moore, Molinaro, Roger Johnson, Breunig, Rose.

Ayes: 17. Nays: 10.

Motion carried.

Roll call vote on Resolution 16 as amended.

Ayes: Supervisors Grady, Zerban, Rose, Kessler, Huff, Kubicki, Marks, Modory, Faraone, Michel, O'Day, Singer, Nudo, Molinaro, Morton, Clark, Noble, West, Roger Johnson, Haas, Elverman, Ekornaas.

Nays: Supervisors Hallmon, Gentz, Ronald Johnson, Moore, Breunig.

Ayes: 22. Nays: 5

Motion carried.

NEW BUSINESS

Resolutions - one reading

RESOLUTION 17

17. From Supervisors Jennifer Jackson and Robert Zerban a Resolution in support of the Safe Climate Act.

Chairman Clark referred Resolution 17 to the Legislative Committee.

RESOLUTION 18

18. From the Finance Committee regarding 2009 Kenosha County Budget - Advisory Levy Objective.

Be it resolved, that the Kenosha County Board of Supervisors does hereby advise that the 2009 Kenosha County General purpose property tax levy shall increase in an amount of 2.5%, but not to exceed 3.0% over the 2008 Kenosha County general purpose property tax levy. This levy objective shall apply to the operating levy, and the debt levy, in accord with Kenosha County Financial Policy Management Statement - Annual County Budget Advisory Levy Objective as approved by the County Board.

SUBMITTED BY:

Finance Committee

Anita Faraone

John O'Day

Terry Rose

David Singer

Mark Molinaro, Jr.

It was moved by Vice-Chair Faraone to adopt Resolution 18. Seconded by Supervisor Molinaro.

Motion carried.

RESOLUTION 19

19. From Judiciary & Law regarding Activity Control License - Wisconsin BGL, LLC/Country Thunder USA.

WHEREAS, pursuant to Chapter 8.01 of the Municipal Code of Kenosha County, the Sheriff's Department received the application from Wisconsin BGL, LLC., for an Activity Control License for Country Thunder USA, 2305 Lance Drive, Twin Lakes, Wisconsin, in the Town of Randall, made during the month of February, 2008 and

WHEREAS, the Sheriff's Department has reviewed the documentation of the applicant, and

WHEREAS, an actual physical inspection of said property indicates that all items that could be, have been complied with pursuant to Chapter 8.01 of the Municipal Code of Kenosha County.

NOW, THEREFORE BE IT RESOLVED, by the Kenosha County Board of Supervisors that application of an Activity Control Licenses for Country Thunder USA be granted to Wisconsin BGL, LLC. for the dates of July 16th, 2008 through July 19th, 2008.

SUBMITTED BY:

Judiciary and Law Enforcement Committee

William Michel III

James Huff

Bob Haas

Roger Johnson

Ronald Johnson

It was moved by Supervisor Michel to adopt Resolution 19. Seconded by Supervisor Haas.

Motion carried.

RESOLUTION 20

20. From Judiciary & Law and Finance Committees regarding 2008 Country Thunder Event - Request to establish expense and revenue budgets for services.

WHEREAS, the Country Thunder music event will be held beginning Wednesday July 16 through Sunday July 20, 2008 and,

WHEREAS, the Office of Sheriff, other county departments and other municipal law enforcement agencies will be working with Country Thunder promoters,

Wisconsin BGL, LLC, to provide security, traffic and parking control, enforcement, dispatch services, sanitation controls, and

WHEREAS, the Sheriff's Department will act as coordinator with the promoter and the participating agencies in order to gather and pay invoices for services and submit to Wisconsin BGL, LLC for reimbursement, and

WHEREAS, the Sheriff requests its budget be modified to accommodate the anticipated overtime expense by Sheriff staff assigned to work security and traffic control along with expenses for other services provided by local agencies to host the 2008 Country Thunder event.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept the attached budget modification , which is incorporated herein by reference, to increase revenue by \$120,000 and increase expenditure budgets by \$120,000.

Note: This resolution does not require funds from the General Fund

SUBMITTED BY:

Judiciary and Law Enforcement Committee

William Michel III

James Huff

Bob Haas

Roger Johnson

Ronald Johnson

Finance Committee

Anita Faraone

John O'Day

Terry Rose

Mark Molinaro Jr.

David Singer

It was moved by Supervisor Michel to adopt Resolution 20. Seconded by Vice-chair Faraone.

Roll call vote passed unanimously.

RESOLUTION 21

21. From Judiciary & Law and Finance Committees Resolution for Rotary Club of Kenosha Equipment Grant.

WHEREAS, The Kenosha County Sheriff's Department has been awarded \$3,395.00 from the Rotary Club of Kenosha, through the Kenosha Rotary Foundation, Inc., to purchase Night Vision equipment for the Kenosha County Sheriff's Department Patrol Division, and

WHEREAS, the equipment being purchased will be used by the Kenosha County Sheriff's Department Patrol Division to increase their capabilities in low and no light conditions, and

WHEREAS, the Kenosha County Sheriff's Department will purchase this equipment utilizing the Kenosha County Purchasing Department, and

WHEREAS, the Rotary Club of Kenosha does not require a match for this award, therefore no additional tax levy dollars are requested to implement this grant award.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept this grant and approve the revenue and expenditure line items be modified, as per the attached budget modification forms, which are incorporated herin by reference.

BE IT FURTHER RESOLVED, that any unobligated funds remaining available at the end of the year be hereby authorized for carryover to subsequent year until the grant finds are expended in accord with the grant requirements and the administration shall be authorized to modify the grant fund appropriation among various budget and appropriation expenditure units with the Sheriff's Department in accordance with all Federal and State regulations of funding in compliance with the generally accepted accounting principles.

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors express its thanks and gratitude to the Rotary Club for this Equipment Grant.

Note: This resolution requires NO funds from the general fund. It increases revenues by \$3,395.00 and increases expenditures by \$3,395.00.

It was moved by Supervisor Michel to adopt Resolution 21. Seconded by Vice-chair Faraone.

SUBMITTED BY:

Judiciary and Law Enforcement Committee
William Michel III
James Huff
Bob Haas
Roger Johnson
Ronald Johnson
Roll call vote passed unanimously.

Finance Committee
Anita Faraone
John O'Day
Terry Rose
Mark Molinaro Jr.
David Singer

RESOLUTION 22

22. From Judiciary & Law and Finance Committees regarding WI OJA Equipment Grant for Digital Recording of Custodial.

WHEREAS, the Kenosha County Sheriff's Department has been awarded \$6,730 from the WI Office of Justice Assistance to fund the cost of digital audio and/or video audio recording devices to meet the requirements of 2005 Wisconsin Act 60 regarding ensuring accurate accounts of in-custody interrogations, and

WHEREAS, the funds will provide the necessary equipment to set up One (1) custodial interview/interrogation room at the Public Safety Building with digital/audio recording equipment, software and peripherals including installation.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept the award for \$6,730 and approve the Revenue and Expenditure line item modifications as per the attached budget modification form, which is incorporated herein by reference.

BE IT FURTHER RESOLVED, that any unobligated grant funds remaining available at year end be hereby authorized for carryover to subsequent years until such time as the grant funds approved herein are expended in accord with grant requirements, and that the administration shall be authorized to modify the grant fund appropriation among various budget and expenditure appropriation units within the Sheriff's Department budget in accordance with all Federal and State regulations of the program and in compliance with generally accepted accounting principles.

Note: This resolution requires NO funds from the general fund. It increases revenues by \$6,730 and increases expenditures by \$6,730.

SUBMITTED BY:

Judiciary and Law Enforcement Committee
William Michel III
James Huff
Bob Haas
Roger Johnson
Ronald Johnson

Finance Committee
Anita Faraone
John O'Day
Terry Rose
Mark Molinaro Jr.
David Singer

It was moved by Supervisor Michael to adopt Resolution 22. Seconded by Vice-chair Faraone.

Roll call vote passed unanimously.

RESOLUTION 23

23. From Judiciary & Law and Finance Committees regarding 2008 COPS Technology Grant.

WHEREAS, the Kenosha County Sheriff's Department has been awarded \$177,707 from U.S Department of Justice through the 2008 COPS (Community Oriented Police Services) Technology Grant to fund the cost of putting digital audio and video recording devices in Sheriff's Department Marked Squad Cars, and

WHEREAS, the funds will provide the necessary equipment to set up Marked Squad Cars with digital/audio recording equipment, software and peripherals including installation.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept the award for \$177,707 and approve the Revenue and Expenditure line item modifications as per the attached budget modification form, which is incorporated herein by reference.

BE IT FURTHER RESOLVED, that any unobligated grant funds remaining available at year end be hereby authorized for carryover to subsequent years until such time as the grant funds approved herein are expended in accord with grant requirements, and that the administration shall be authorized to modify the grant fund appropriation among various budget and expenditure appropriation units within the Sheriff's Department budget in accordance with all Federal and State regulations of the program and in compliance with generally accepted accounting principles.

Note: This resolution requires NO funds from the general fund. It increases revenues by \$177,707 and increases expenditures by \$177,707.

SUBMITTED BY:

Judiciary and Law Enforcement Committee
William Michel III
James Huff
Bob Haas
Roger Johnson
Ronald Johnson

Finance Committee
Anita Faraone
John O'Day
Terry Rose
Mark Molinaro Jr.
David Singer

It was moved by Supervisor Michel to adopt Resolution 23. Seconded by Vice-Chair Faraone

Roll call vote passed unanimously.

RESOLUTION 24

24. From Judiciary & Law and Finance Committees regarding Wisconsin DOJ Project Safe Neighborhoods grant award.

WHEREAS, the Kenosha County District Attorney's office has applied for and been awarded \$83,305 in grant funding from the State of Wisconsin Office of Justice Assistance for a prosecution grant entitled "Project Safe Neighborhoods (PSN) Grant Award, Gun Violence Prosecution Program and,

WHEREAS, these funds have been made available to the District Attorney's office for the grant period of January 1, 2008 to December 31, 2008, with the opportunity to be extended, and

WHEREAS, a portion of the grant funds have been approved to purchase a laptop computer with supporting software, and

WHEREAS, the majority of these monies have been approved to fund an additional prosecutor during the grant period, and

WHEREAS, the funding of an additional prosecutor will allow a senior prosecutor to vertically prosecute all gun-related cases ensuring that the most violent crimes committed by the most violent criminals are prosecuted by an experienced prosecutor, and

NOW THEREFORE BE IT RESOLVED, that the District Attorney's Office budget be modified as per budget modification which is attached and incorporated herein by reference.

BE IT FURTHER RESOLVED, if the grant period is extended then any unobligated grant funds remaining available at year end can be carried over to the next year until such time as the grant funds are expended in accord with grant requirements. The administration shall be authorized to modify the grant fund appropriation among various budget and expenditure appropriation units within the District Attorney's budget in accordance with all Federal and State regulations of the grant and in compliance with generally accepted accounting principles. It is further understood that the balance of any funds remaining at the end of the grant period shall be returned to the Project Safe Neighborhoods Program.

Note: This resolution requires NO funds from the general fund. It increases revenues by \$83,305 and increases expenditures by \$83,305.

SUBMITTED BY:

Judiciary and Law Enforcement Committee
William Michel III
James Huff
Bob Haas
Roger Johnson
Ronald Johnson

Finance Committee
Anita Faraone
John O'Day
Terry Rose
Mark Molinaro Jr.
David Singer

It was moved by Supervisor Michael to adopt Resolution 24. Seconded by Vice-chair Faraone.
Roll call vote passed unanimously.

RESOLUTION 25

25. From Judiciary & Law and Finance Committees regarding Probationary Cabaret License for Nonni's Italian Bistro and Bar.

WHEREAS, the application of Johnette Feekes for a probationary cabaret license for Nonni's Italian Bistro and Bar, 12015 Antioch Road, Trevor, Wisconsin, in the Town of Salem, was made during the month of May, was turned over to this office on May 6th, 2008, and

WHEREAS, the Kenosha Sheriff's Department has conducted an inspection of the premises, and

WHEREAS, the premises were found to be in conformity with the Cabaret Ordinance Number 8.02

NOW, THEREFORE BE IT RESOLVED, that because this is the initial application by the license holder, a probationary license be granted to Johnette Feekes for Nonni's Italian Bistro and Bar.

SUBMITTED BY:

Judiciary and Law Enforcement Committee

William Michel, III

James Huff

Bob Haas

Roger Johnson

Ronald Johnson

It was moved by Supervisor Michel to adopt Resolution 25. Seconded by Supervisor Ronald Johnson.
Motion carried.

RESOLUTION 26

26. From Human Services Committee a Resolution to approve the appointment of Supervisor Anita Faraone to the Brookside Board of Trustees.

WHEREAS, pursuant to County Executive Appointment 2008/09-01, the County Executive has appointed Supervisor Anita Faraone to serve on the Brookside Board of Trustees, 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 Brookside Board of Trustees 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 Supervisor Anita Faraone to the Brookside Board of Trustees. Supervisor Faraone's appointment shall be effective immediately and continuing until the 4th day of January, 2010 or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Supervisor Faraone will serve without pay but will receive per diem as defined under Resolution 65 (1982-83). Supervisor Faraone is succeeding Supervisor Robert Carbone.

SUBMITTED BY:

Human Services Committee

Edward Kubicki

Terry Rose

Richard Kessler

Jennifer Jackson

Jeffrey Gentz

It was moved by Supervisor Kubicki to adopt Resolution 26. Seconded by Supervisor Rose.
Motion carried with Vice-Chair Faraone abstaining and Supervisor Kessler voting nay.

COMMUNICATIONS

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

4. From Michael K. Higgins, City Clerk/Treasurer regarding Attachment and Temporary Zoning District Classification of Land in the Town of Somers.

Chairman Clark referred Communications 3 & 4 to Land Use.

CLAIMS

13. Verison - damaged cable.

Chairman Clark referred Claims 13 to Corporation Counsel.

It was moved by Supervisor Richard Kessler to approve the June 3, 2008 minutes.
Seconded by Supervisor West.

Motion carried.

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

Motion carried.

Meeting adjourned at 9:20 P.M.

Prepared by: Edie LaMothe
Deputy Clerk

Submitted by: Edna R. Highland
County Clerk