

**KENOSHA COUNTY BOARD OF SUPERVISORS  
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING  
February 17, 2010**

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, Kubicki, Hallmon, Marks, Gentz, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Molinaro, Morton, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Excused: Supervisors Modory, Huff, Moore.

Present: 25. Absent: 3.

**There were no citizen comments**

**ANNOUNCEMENT OF THE CHAIRMAN**

Chairman Clark stated Karl Ostby is scheduled to attend the 2<sup>nd</sup> County Board meeting in March to give an update on SERTA.

**SUPERVISOR REPORTS**

Supervisor Breunig stated a flyer "Touched by Poverty" was placed on the supervisor's desks. This is a dinner that will be held on Thursday March 11<sup>th</sup> at the Madrigano Auditorium. The Extension Impact Report regarding the Youth In Governance is also on the desks. This is a report that was done by Extension Education in Madison.

Supervisor Noble stated there was a joint meeting of Building & Grounds, Judiciary & Law and Finance Committees regarding the Intergovernmental Agreement and the lease with the city. The city had a closed session meeting the night before and they approved the IGA with one recommendation which is when a new director is hired, they would like the city council and the county board to confirm the appointment. The committees recommended approval of the IGA and leases and should be before the whole county board at the next meeting. Supervisor Noble wanted to extend his appreciation to Frank Volpintesta for his diligence in preparing the Intergovernmental Agreement. He knows Frank worked very hard on it and the people of Kenosha County will benefit for many years to come because of his hard work.

**COUNTY EXECUTIVE APPOINTMENT**

24. Lieutenant Robert E. Hallisy, Jr. to serve on the Kenosha County Traffic Safety Commission.

25. Frank V. Santapoalo to serve on the Brookside Board of Trustees.

Chairman Clark referred County Executive Appointment 24 to Highway & Parks Committee and County Executive Appointment 25 to Human Services.

**OLD BUSINESS**

Ordinances - second reading two required.

**ORDINANCE 23**

23. From the Land Use Committee an Ordinance to create Chapter 17 of the Municipal Code of Kenosha County, Wisconsin, with reference to Stormwater Management, Erosion Control and Illicit Discharge.

AN ORDINANCE TO CREATE CHAPTER 17 OF THE MUNICIPAL CODE OF KENOSHA COUNTY,  
WISCONSIN, WITH REFERENCE TO STORMWATER MANAGEMENT,  
EROSION CONTROL AND ILLICIT DISCHARGE

**WHEREAS**, on January 13, 2010, the Land Use Committee held a public hearing on the proposed ordinance and recommended approval of the Stormwater Management Erosion Control and Illicit Discharge Ordinance; and

**WHEREAS**, it is deemed beneficial and necessary that the Municipal Code of Kenosha County, Wisconsin be amended to include a new ordinance specifically entitled Chapter 17 Kenosha County Stormwater Management, Erosion Control and Illicit Discharge Ordinance and that the same be published in book form to make the whole thereof plain, concise, intelligible, and convenient; and

**WHEREAS**, the Kenosha County Board of Supervisors hereby authorizes the creation and codification of the Kenosha County Stormwater Management, Erosion Control and Illicit Discharge Ordinance of Kenosha County, Wisconsin; and

**WHEREAS**, a copy of such code has been on file and open for public inspection in the Office of the County Clerk for not less than two weeks as required by section 66.0103 of the Wisconsin Statutes and notice thereof has been given pursuant to a publication in the Kenosha News.

**NOW, THEREFORE**, the Kenosha County Board of Supervisors does ordain as follows:

Section 1.

That the code of ordinances in book form entitled Municipal Code of Kenosha County, Wisconsin --- Revised July, 1981, and as subsequently amended, and specifically the Kenosha County Stormwater Management, Erosion Control And Illicit Discharge Ordinance, a copy of which is on file in the Office of the County Clerk for public inspection, shall be and hereby is adopted under the authority granted to the County by sections of the Wisconsin Statutes: 59.693 and 92.07(15) and Chapter 236. This ordinance supersedes all provisions of an ordinance previously enacted under s. 59.693 and 92.07(15) and Chapter 236 Wis. Stats., that relate to storm water management regulations. Except as otherwise specified in s. 59.693 and 92.07(15) and Chapter 236, Wis. Stats., s. 59.69, Wis. Stats., applies to this ordinance and to any amendments to this ordinance. In addition, it is also adopted to all provisions of the Wisconsin Administrative Code NR15land NR216 and incorporates by references the powers, duties, responsibilities and authority permitted to be exercised by counties as set forth in the Wisconsin Administrative Code and Wisconsin Statutes and in the rules and regulations adopted pursuant thereto. These rules and regulations shall apply until amended or renumbered and then shall apply as amended and renumbered. All other County ordinances or parts of ordinances of the Kenosha County Municipal Code that are inconsistent or conflicting with this ordinance to the extent of the consistency only are hereby repealed.

Section 2.

That this ordinance, as it relates to lands under its jurisdiction shall take effect the day after publication of the above ordinance as provided under the authority granted to the County by sections of the Wisconsin Statutes: 59.693 and 92.07(15) and Chapter 236. These rules and regulations shall apply until amended or renumbered and then shall apply as amended and renumbered.

SUBMITTED BY:

- Land Use Committee
- Fred Ekornaas
- Gabe Nudo
- Kimberly Breunig
- Brian Morton

It was moved by Supervisor Ekornaas to adopt Ordinance 23. Seconded by Supervisor Nudo. Motion carried.

**ORDINANCE 24**

24. From the Land Use Committee regarding Amendment to Chapter 13 of the Municipal Code of Kenosha County relating to Nonmetallic Mining Reclamation Regulations.

AN ORDINANCE TO AMEND CHAPTER 13 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO NONMETALLIC MINING RECLAMATION REGULATIONS

**WHEREAS**, in response to Chapter 135 of the Wisconsin Administrative Code which requires counties to act as the regulatory authority (RA) and to implement a program for reclamation of nonmetallic mining sites, the Kenosha County Board of Supervisors adopted Chapter 13 of the Municipal Code of Kenosha County relating to Nonmetallic Mining Reclamation Regulations on April 9, 2002; and

**WHEREAS**, in 2006, the Wisconsin Natural Resources Board adopted revisions to NR 135. As a result, all regulating authorities (RAs) are required to revise their ordinance in order to comply with the revisions to NR 135. The Kenosha County Nonmetallic Mining Reclamation Ordinance (Chapter 13) is proposed to be revised to incorporate those revisions; and

**WHEREAS**, on January 13, 2010, the Kenosha County Land Use Committee held a public hearing on the proposed changes to NR 135 and recommended approval to the Kenosha County Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that Chapter 13 of the Municipal Code of Kenosha County relating to Nonmetallic Mining Reclamation Regulations be amended per the attached exhibits.

SUBMITTED BY:

- Land Use Committee
- Fred Ekornaas
- Gabe Nudo
- Kimberly Breunig

Brian Morton

It was moved by Supervisor Ekornaas to adopt Ordinance 24. Seconded by Supervisor Breunig.

Motion carried.

Resolutions - one reading.

**RESOLUTION 95**

95. From Judiciary & Law, Human Services and Finance Committees regarding Resolution to "Re-Authorize" the use of Juvenile Secure Detention for the Juvenile Court as an alternative at Disposition, as a Short Term Hold and as a Sanction for Habitual School Truants.

**WHEREAS**, in 1996 and 1998, the Wisconsin legislature modified the Juvenile Justice Code to include the use of secure detention for purposes of a disposition or short term hold in delinquency cases and as a sanction in habitual school truancy cases; and

**WHEREAS**, under Section 938.06(5) of the Wisconsin State Statutes, the county board of supervisors of any county, may, by resolution, authorize the Juvenile Court to use the above alternatives; and

**WHEREAS**, under Section 938.34(3)(f) of the Wisconsin State Statutes, if the court adjudges a juvenile delinquent, the court may designate secure detention as a placement for any combination of single or consecutive days totaling not more than 30. The use of placement in a secure detention facility as a disposition is subject to the adoption of a resolution by the county board of supervisors under s.938.06(5); and

**WHEREAS**, under Section 938.355(6m) of the Wisconsin State Statutes, if the court finds by a preponderance of evidence that a juvenile who has been found to be in need of protection and services has violated a condition with which the juvenile was required to comply, the court may place the juvenile in a secure detention facility for not more than 10 days. The use of placement in a secure detention facility as a sanction is subject to the adoption of a resolution by the court board of supervisors under s.938.06(5); and

**WHEREAS**, under Section 938.355(6d) of the Wisconsin State Statutes, if a juvenile who has been adjudged delinquent violates a condition with which the juvenile was required to comply, the caseworker may, without a hearing, take the juvenile into custody and place the juvenile in a secure detention facility for not more than 72 hours while the alleged violation and the appropriateness of a sanction are being investigated. The use of placement in a secure detention facility as a place of short-term detention is subject to the adoption of a resolution by the court board of supervisors under s.938.06(5).

**NOW THEREFORE BE IT RESOLVED** that the use of secure detention as a condition of disposition, as a short term hold, or as a sanction in habitual school truancy cases, be authorized by the Kenosha County Board of Supervisors pursuant to Section 938.06(5) of the Wisconsin State Statutes; and

**BE IT FURTHER RESOLVED** that it is anticipated Kenosha County will not incur any additional costs over and above the annual adopted budget as a result of placement under the terms of this resolution.

SUBMITTED BY:

Judiciary & Law Committee	Human Services Committee	Finance Committee
William Michel, II	Edward Kubicki	John O'Day
James Huff	Terry Rose	Mark Molinaro
Roger Johnson	Richard Kessler	Mark Modory
Ronald Johnson	Jennifer Jackson	Jeffrey Gentz
	Jeffrey Gentz	David Singer

It was moved by Supervisor Michel to adopt Resolution 95. Seconded by Supervisor O'Day.

Motion carried.

**NEW BUSINESS**

Ordinance - first reading - two required.

25. From Land Use Committee, Amendments to Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance Adding Three New Zoning Districts: 1) AE-1 Agricultural Equestrian District, 2) B-94 Interstate Highway 94 Special Use Business District and 3) BP-1 Business Park District and one new Overlay District being TCO Town Center Overlay District, as well as amending the existing Planned Unit Development Overlay District.

Ordinance - one reading.

**ORDINANCE 26**

26. From Land Use Committee, Michael and Sandra Rombalski requesting rezoning from R-4 Urban Single-Family Residential District and C-1 Lowland Resource Conservancy District to R-4 Urban Single-Family Residential 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 #65-4-120-114-0130 located in the southeast quarter of Section 11, Township 1 North, Range 20 East, Town of Salem be changed from R-4 Urban Single-Family Residential District and C-1 Lowland Resource Conservancy District to R-4 Urban Single-Family Residential District and C-1 Lowland Resource Conservancy District.

This rezoning is considered a zoning map amendment to reflect actual field conditions. For informational purposes only, this property is located on the west side of 238<sup>th</sup> Avenue at the intersection of 82<sup>nd</sup> Place.

SUBMITTED BY:

Land Use Committee  
Fred Ekornaas  
Gabe Nudo  
Kimberly Breunig

It was moved by Supervisor Ekornaas to adopt Ordinance 26. Seconded by Supervisor Nudo.

Motion carried.

Resolutions - one reading.

**RESOLUTION 98**

98. From Building & Grounds and Finance Committees regarding a Resolution of a Lease Agreement between County of Kenosha and Mr. & Mrs. William T. Fliess.

**WHEREAS**, On the Kenosha County Center Campus (19600-75<sup>th</sup> Street, Bristol WI) there is now a total of 24.08 tillable acres to the north of the existing buildings that could be used to accommodate future County needs, and

**WHEREAS**, if this tillable acreage is not properly managed it will become overgrown with noxious weeds and experience the effects of soil erosion, and

**WHEREAS**, if the County chose to seed/mow this property, it would require additional grounds maintenance activities at the County's expense, and

**WHEREAS**, it is in the County's best interest to lease this property to a neighboring farmer who has historically leased the tillable acreage of this parcel,

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors approve the leasing of this property to Mr. & Mrs. William T. Fliess consistent with the terms defined in the attached documents.

SUBMITTED BY:

Building & Grounds Committee	Finance Committee
Mark Molinaro, Jr.	John O'Day
Gabe Nudo	Mark Molinaro, Jr.
Roger Johnson	Mark Modory
	Jeffrey Gentz

It was moved by Supervisor Molinaro to adopt Resolution 98. Seconded by Supervisor Noble.

Motion carried.

**RESOLUTION 99**

99. From Highway & Parks Committee a Resolution regarding Kenosha County Public Snowmobile Trail.

**WHEREAS**, Kenosha County has at the present time a public snowmobile trail which is 76.9 miles in length and is maintained by contract service with the Kenosha County Snowmobile club Alliance, and

**WHEREAS**, Kenosha County wants to retain the same number of miles in the trail system for the 2010-2011 winter season, and

**WHEREAS**, the Kenosha County Public Snowmobile Trail is eligible for 100% reimbursable funds under Sec. 23.09(26, Wis. Stats., for such eligible maintenance acquisition, insurance and development costs.

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors hereby authorizes the Department of Public Works to act on behalf of Kenosha County to:

Submit an application to the State of Wisconsin Department of Natural Resources for 100% reimbursable financial aid that is available; sign Documents, and take necessary action to undertake, direct and complete the approved project.

SUBMITTED BY:

Highway & Parks Committee  
Dennis Elverman  
William Grady  
Mark Modory  
Gordon West  
Douglas Noble

It was moved by Supervisor Elverman to adopt Resolution 99. Seconded by Supervisor Grady.  
Motion carried.

**RESOLUTION 100**

100. From Highway & Parks and Finance Committees a Resolution regarding Corporate Conveyance of Easement to Burlington, Brighton & Wheatland Telephone Company, LLC, a Delaware Limited Liability Company, d/b/a TDS Telecom.

**WHEREAS**, as part of the West End Park Development it has been determined that the proposed park access to County Trunk Highway "KD" (CTH "KD") be reconstructed, and

**WHEREAS**, Kenosha County has entered an agreement with the Wisconsin Department of Transportation to fund the CTH "KD" park access project using American Recovery & Reinvestment Act (ARRA) Funding, and

**WHEREAS**, it has been determined through the project engineering plans that a part of the construction project turn lane, grading limits and proposed park access will be located on Kenosha County owned land outside the existing right of way limits of CTH "KD", and

**WHEREAS**, Burlington, Brighton & Wheatland Telephone Company, LLC, a Delaware Limited Liability Company, d/b/a TDS Telecom has an existing easement on the County owned lands for the purpose of operating a communications cable, and

**WHEREAS**, the existing Burlington, Brighton & Wheatland Telephone Company, LLC, a Delaware Limited Liability Company, d/b/a TDS Telecom easement and cable is within the area needed to construct the CTH KD park access and therefore the easement and cable must be relocated outside the park access project limits

**THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors hereby approves the Corporate Conveyance of Easement to Burlington, Brighton & Wheatland Telephone Company, LLC, a Delaware Limited Liability Company, d/b/a TDS Telecom. as described on the attached Exhibit "A" and Exhibit "B".

SUBMITTED BY:

Highway & Parks Committee	Finance Committee
Dennis Elverman	John O'Day
William Grady	Mark Molinaro, Jr.
Mark Modory	David Singer
Gordon West	Jeffrey Gentz
Douglas Noble	Mark Modory

It was moved by Supervisor Elverman to adopt Resolution 100. Seconded by Supervisor O'Day.  
Motion carried.

**RESOLUTION 101**

101. From Highway & Parks and Finance Committees a Resolution regarding Donations and Sponsorships to Build and Operate Off Leash Dog Parks.

**WHEREAS**, Kenosha County provides public parks for enjoyment of nature, picnics and wholesome family activities, and a great number of citizens enjoy taking their dogs to the parks; and

**WHEREAS**, the County Board passed the 2010 Annual Budget Resolution that provided an initiative for Off Leash Dog Areas and has budgeted \$25,000 for such purpose, which is an amount that will only fund 50 percent of the cost of permanent fencing, etc., for two planned Off Leash Dog Parks, and

**WHEREAS**, the other \$25,000 is planned to be raised by fund raising, donations and sponsorship; Significantly, already there has been a positive response from

people using the temporary fencing Off Leash Dog Areas, with users making voluntary contributions at the gate, and

**WHEREAS**, Donations to a municipality, such as a county, are not complete until accepted by the county; and the special public and private donations, proceeds from fund raising and dedicated sponsorships for the dog parks shall be used to build and operate such planned dog parks; Further, it will be helpful to this purpose to create and operate signs, websites and donation boxes and other appropriate methods to invite donations and recognize significant donors and sponsors.

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors hereby approves the acceptance of public and private donations, proceeds from fund raising and sponsorships, all for the purpose of building and operating Off Leash Dog Areas in Kenosha County Parks, the associated website, and suitable signs inviting voluntary donations and recognizing significant donors and sponsors for such dog parks.

SUBMITTED BY:

Highway & Parks Committee  
Dennis Elverman  
William Grady  
Mark Modory  
Gordon West  
Douglas Noble

Finance Committee  
John O'Day  
Mark Molinaro, Jr.  
David Singer  
Jeffrey Gentz  
Mark Modory

It was moved by Supervisor Elverman to adopt Resolution 101. Seconded by Supervisor O'Day.  
Motion carried.

#### **RESOLUTION 102**

102. From Human Services Committee a Resolution to Approve the Appointment of Benjamin Harbach to the Kenosha County Board of Administrative Appeals.

**WHEREAS**, pursuant to County Executive Appointment 2009/10-19, the County Executive has appointed Benjamin Harbach to serve on the Kenosha County Board of Administrative Appeals; 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 Board of Administrative Appeals 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 Benjamin Harbach to the Kenosha County Board of Administrative Appeals. Mr. Harbach's appointment shall be effective immediately and continuing until the 30th day of June, 2011 or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Mr. Harbach will serve without pay and will be filling a new position on the board.

SUBMITTED BY:

Human Services Committee  
Edward Kubicki  
Terry Rose  
Richard Kessler  
Jennifer Jackson  
Jeffrey Gentz

It was moved by Supervisor Kubicki to adopt Resolution 102. Seconded by Supervisor Rose.  
Motion carried.

#### **RESOLUTION 103**

103. From Human Services Committee a Resolution to Approve the Re-appointment of Robert Pitts to the Brookside Board of Trustees.

**WHEREAS**, pursuant to County Executive Appointment 2009/10-17, the County Executive has appointed Robert Pitts 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 Robert Pitts to the Brookside Board of Trustees.

Mr. Pitts' appointment shall be effective immediately and continuing until the 4th day of January, 2013 or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Mr. Pitts will serve without pay but will receive per diem, and is succeeding himself.

SUBMITTED BY:

Human Services Committee  
Edward Kubicki  
Terry Rose  
Richard Kessler  
Jennifer Jackson  
Jeffrey Gentz

It was moved by Supervisor Kubicki to adopt Resolution 103. Seconded by Supervisor Rose.

Roll call vote.

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

Nays: Supervisor Faraone.

Ayes: 24. Nays: 1.

Motion carried.

#### RESOLUTION 104

104. From Human Services and Finance Committees a Resolution to Modify Division of Aging & Disability Services 2010 Budget to Add Bureau of Justice Assistance Funding.

**WHEREAS**, the Kenosha County Department of Human Services, Division of Aging and Disability Services was awarded Bureau of Justice Assistance funds to implement a "post-arrest/pretrial" diversion program for persons with a mental health diagnosis arrested for misdemeanor non-violent offenses, and

**WHEREAS**, the Kenosha County Department of Human Services, Division of Aging and Disability Services will receive a total of \$132,444 for 3 years ending 9/30/12 for the diversion program, and

**WHEREAS**, these funds will be used over 3 years to support case management services and staff development, and

**WHEREAS**, no County Levy is required;

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Department of Human Services, Division of Aging and Disability Services 2010 budget be modified as follows: Authorize increase of expenditures of \$132,444 and to increase revenues by \$132,444 per the attached budget modification incorporated herein by reference. Any unexpended dollars as of December 31, 2010 will be carried over into the 2011 and 2012 budget.

It was moved by Supervisor Kubicki to adopt Resolution 104. Seconded by Supervisor O'Day.

SUBMITTED BY:

Human Services	Finance Committee
Edward Kubicki	John O'Day
Terry Rose	Mark Molinaro, Jr.
Richard Kessler	Mark Modory
Jennifer Jackson	Jeffrey Gentz
Jeffrey Gentz	David Singer

Roll call vote passed unanimously.

#### RESOLUTION 105

105. From Judiciary & Law and Finance Committees a Resolution regarding Cricket Microwave Contract Amendment.

**WHEREAS**, the Kenosha County Board has previously approved a contract between the Kenosha County Sheriff's Department and Cricket Communications on January 15<sup>th</sup>, 2008, to transfer radio frequency licenses and replace radio equipment (Resolution #93), and

**WHEREAS**, the contract required Cricket Communications to guarantee the modifications and upgrades would function properly, and to make the Department whole if any problems occurred, and problems have arisen requiring Cricket Communications to provide additional funds to correct these problems, and

**WHEREAS**, in this attached contract amendment from Cricket Communications, Cricket Communications agrees to pay the Kenosha County Sheriff's Department an

additional \$46,500.00 which are sufficient funds to correct all the problems being realized.

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors allow the Kenosha County Sheriff's Department to approve the contractual amendment and approve that the revenue and expenditure line items be modified, as per the attached budget modification form, which is incorporated herein by reference.

Note: This resolution requires NO funds from the general fund. It increases revenues by \$46,500.00 and increases expenditures by \$46,500.00.

SUBMITTED BY:

Judiciary & Law Committee	Finance Committee
William Michel, II	John O'Day
Bob Haas	Mark Molinaro, Jr.
Roger Johnson	David Singer
Ronald Johnson	Mark Modory
	Jeffrey Gentz

It was moved by Supervisor Michel to adopt Resolution 105. Seconded by Supervisor O'Day.

Roll call vote passed unanimously.

#### **RESOLUTION 106**

106. From Judiciary & Law and Finance Committees a Resolution regarding BOTS - TraCS Consortium Grant.

**WHEREAS**, the Kenosha County Sheriff's Department has been awarded \$49,205.00 from the WI Bureau of Transportation Safety to allow the Kenosha County Sheriff's Department to assist other Kenosha County Law Enforcement Agencies to develop and implement their Electronic Traffic and Criminal Software (TraCS) , and

**WHEREAS**, the grant funds offered will be distributed to the Pleasant Prairie Police Department to purchase and install equipment in their Marked Squads to implement the TraCS System in the Operations, and

**WHEREAS**, the 25% local match required will be provided by the Pleasant Prairie Police Department.

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

Note: This resolution requires NO funds from the general fund. It increases revenues by \$49,205.00 and increases expenditures by \$49,205.00.

SUBMITTED BY:

Judiciary & Law Committee	Finance Committee
William Michel, II	John O'Day
Bob Haas	Mark Molinaro, Jr.
Roger Johnson	David Singer
Ronald Johnson	Mark Modory
	Jeffrey Gentz

It was moved by Supervisor Michel to adopt Resolution 106. Seconded by Supervisor O'Day.

Roll call vote passed unanimously.

#### **RESOLUTION 107**

107. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License - T&L Pub.

**WHEREAS**, the application of Tracy Ramey for a probationary cabaret license for the T&L Pub, 22002 60<sup>th</sup> Street, Salem, Wisconsin, in the Town of Salem, was made during the month of December, 2009 and was turned over to this office on December 7<sup>th</sup>, 2009, 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 Tracy Ramey for the T&L Pub.

SUBMITTED BY:

Judiciary & Law Committee

William Michel, II

Bob Haas

Roger Johnson

Ronald Johnson

It was moved by Supervisor Michel to adopt Resolution 107. Seconded by Supervisor Haas.  
Motion carried.

**RESOLUTION 108**

108. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License - El Fracazo Tavern.

**WHEREAS**, the application of Salomon Hernandez for a probationary cabaret license for the El Fracazo Tavern, 1778 - Sheridan Road, Kenosha, Wisconsin, in the Town of Somers, was made during the month of January, was turned over to this office on January 20<sup>th</sup>, 2010, 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

**WHEREAS**, the County Board denied issuing a Cabaret License to this establishment in August of 2009, and

**WHEREAS**, El Fracazo's Tavern has been operating without a Cabaret License for the past 17 months with no serious incidents occurring,

**WHEREAS**, the Sheriff's Department recommends that video cameras be maintained both inside and outside this establishment,

**NOW, THEREFORE BE IT RESOLVED**, that the request for a probationary cabaret license be granted due to no serious incidents occurring at the tavern since August 2008.

**BE IT FURTHER RESOLVED**, that the probationary cabaret license for El Fracazo Tavern may be withdrawn if any acts of violence occur at the tavern.

**NOW, THEREFORE BE IT RESOLVED**, that this application by the license holder, Salomon Hernandez, be granted for a probationary period of six months for the El Fracazo Tavern.

SUBMITTED BY:

Judiciary & Law Committee

William Michel, II

Bob Haas

Roger Johnson

Ronald Johnson

It was moved by Supervisor Michel to adopt Resolution 108. Seconded by Supervisor Haas.  
Roll call vote.

Ayes: Supervisors Zerban, Rose, Kessler, Kubicki, Hallmon, Marks, Gentz, Faraone, Ronald Johnson, Michel, Singer, Nudo, Molinaro, Morton, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman.

Nays: Supervisor Grady, O'Day, Ekornaas.

Ayes: 22. Nays: 3.

Motion Carried.

**CLAIMS**

23. John Mitten - damaged mailbox.

24. Kevin Michael Thomas - vehicle damage.

25. Johan B. Kjellander - vehicle damage.

Chairman Clark referred Claim 23 - 25 to Corporation Counsel.

It was moved by Supervisor West to approve the January 19<sup>th</sup>, 26<sup>th</sup> and February 2<sup>nd</sup> 2010 minutes. Seconded by Supervisor Marks.  
Motion carried.

It was moved by Supervisor Marks to adjourn. Seconded by Supervisor West.  
Motion carried.

Meeting adjourned at 8:15 p.m.

Prepared by: Edie LaMothe  
Deputy Clerk

Submitted by: Mary Schuch-Krebs  
County Clerk