

**KENOSHA COUNTY BOARD OF SUPERVISORS  
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING  
April 17, 2012**

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

Present: Supervisors, Grady, Zerban, Rose, Celebre, Kubicki, Hallmon, Grulich, J. Gentz, Arrington, R. Frederick, Johnson, Michel, O'Day, Singer, B. Frederick, Kohlmeier, G. Gentz, Esposito, Molinaro, Clark, Noble, Underhill, Decker, Breunig, Haas Elverman, Ekornaas.

Excused: Supervisors Goebel.

Present: 27. Excused: 1.

**CITIZEN COMMENTS**

Dustin Beth stated he has been a member of the Youth In Governance for the past two years. He has learned so much about the County Government and its workings. The board has an important duty to elect a chairman a vice-chair of the County Board. He endorses Mr. Molinaro as Chairman and Supervisor Breunig as Vice-chairwoman.

**ANNOUNCEMENTS OF THE CHAIRMAN**

Chairman Molinaro stated there is a new seating chart on the desks for the new board. The name placards from the old voting system are on the desks for the supervisors to take. There will be an orientation at the next meeting on the new voting system.

**SUPERVISOR REPORTS**

Supervisor O'Day stated he is a Director of the History Center. They are having a Southport Light Station Martini Mixer on May 11<sup>th</sup>. This is a fundraiser for the lighthouse; information is on the supervisors desks.

Supervisor Breunig stated the names of the new Youth In Governance members will be given to the new chairman. Letters will go out so the new youth can join the board on May 15 for orientation and assignments to the new committees. There will be a presentation for the outgoing members that evening. She is working closely with Salem in their process of appointing their Planning and Zoning and Parks Commissions. Housing Authority received a letter from the DNR stating Paddock Lake Community Well #13 has been condemned. The Village has until June 30<sup>th</sup> to file a plan to upgrade the well otherwise the abandonment will be on June 30, 2013. FEMA letters were sent out to 27 residents, those not in a town should check with their village or municipality to make sure they know what is going on with the FEMA maps. The county was sued by Somers USA, a gas station on I-94 & Hwy E. The judgment vindicates the county 100%. WACEC will be holding a 2 day event in Green Bay on June 25 & 26. April 30<sup>th</sup> there is a Clean Rivers Clean Lake Conference at Discovery World in Milwaukee. Anyone interested in either of these can refer to the Chairman. The new Farm Fresh Atlas has been placed on the supervisors desks.

Supervisor Elverman stated there was a special meeting on Sunday at KD park which was very productive. He had some phone calls regarding a newspaper article about the board voting on a new name for the Kemper Center. There has never been any discussion regarding this at the Public Works/Facilities Committee.

Supervisor Clark stated 2011 estimate closeout is on the supervisors desks. The general fund is anticipated to close out at around 8.3 million up from 7.7 million.

Supervisor Michel stated Judiciary and Law Committee was supposed to meet prior to the County Board Meeting. Unfortunately there was not a quorum so Resolution 123 the appointment of Mark Modory to serve on the Joint Services Board was not acted upon. He will request suspension of the rules so that Resolution 123 can proceed.

**COUNTY EXECUTIVE APPOINTMENTS**

31. Mark Modory to serve on the Kenosha Joint Services Board.

Chairman Molinaro referred County Executive Appointment 31 to Judiciary and Law Committee. Suspension of the rules may be requested at New Business.

**NEW BUSINESS**

Ordinances - one reading

**ORDINANCE 22**

22. From Planning, Development & Extension Education Committee an Amendment to the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 for Patrick E. and Debra L. Partridge, (Owners), Michael Partridge, (Agent), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 from Commercial & Park and Recreational to Park and Recreational in the Town of Wheatland.

AN ORDINANCE TO AMEND CHAPTER 11 OF THE MULTI-JURISDICTIONAL  
COMPREHENSIVE PLAN FOR KENOSHA COUNTY: 2035

That part of Tax Parcel #95-4-119-074-0981 located in the SE ¼ of Section 7, T1N, R19E, Town of Wheatland, be changed from Commercial & Park and Recreational to Park

and Recreational as presented in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035.

For informational purposes only, this property is located on the southwest side of CTH F, approximately 0.2 miles southeast of 399<sup>th</sup> Avenue.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Daniel Esposito

Aaron Kohlmeier

Michael Underhill

Erin Decker

Dayvin Hallmon

It was moved by Supervisor Breunig to adopt Ordinance 22. Seconded by Supervisor Esposito.

Motion carried.

#### ORDINANCE 23

23. From Planning, Development & Extension Education Committee an Amendment to the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 for North Beach, LLC, (Owner), Michael Partridge, (Agent), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 from Commercial to Medium-Density Residential in the Town of Wheatland.

#### AN ORDINANCE TO AMEND CHAPTER 11 OF THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY: 2035

That part of Tax Parcel #95-4-119-074-0972 located in the SE ¼ of Section 7, T1N, R19E, Town of Wheatland be changed from Commercial to Medium-Density Residential District as presented in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035.

For informational purposes only, this property is located on the southwest and northeast sides of CTH F, approx. 0.18 miles southeast of 399<sup>th</sup> Avenue.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Daniel Esposito

Aaron Kohlmeier

Michael Underhill

Erin Decker

Dayvin Hallmon

It was moved by Supervisor Breunig to adopt Ordinance 23. Seconded by Supervisor Underhill.

Motion carried.

#### ORDINANCE 24

24. From Planning, Development & Extension Education Committee regarding Phil Karow and Norm Brandes, (Owners), requests a rezoning from A-2 General Agricultural District to B-2 Community Business District & A-2 General Agricultural Dist. 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 #65-4-120-091-0241 located in the NE ¼ of Section 9, T1N, R20E, Town of Salem be changed from A-2 General Agricultural District to B-2 Community Business District & A-2 General Agricultural District. For informational purposes only, this property is located on the south side of STH 50 approximately 0.4 miles west of 261st Avenue.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Daniel Esposito

Aaron Kohlmeier

Michael Underhill

Erin Decker

Dayvin Hallmon

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

Motion carried.

Resolutions - one reading

#### RESOLUTION 121

121. From the Executive Committee a Resolution to Approve the Appointment of Bernard R. Vash as Corporation Counsel.

**WHEREAS**, pursuant to County Executive Appointment 2011/12-30, the County Executive has appointed Bernard R. Vash to the position of Corporation Counsel, and

**WHEREAS**, the Executive Committee has reviewed the County Executive's request for review and approval of his appointment of the above-named to serve in this position and is recommending to the County Board the approval of this appointment.

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County board of Supervisors approves the appointment of Bernard R. Vash to the position of Corporation Counsel, effective immediately upon passage of this resolution.

SUBMITTED BY:

Executive Committee  
Fred Ekornaas  
Dennis Elverman  
Douglas Noble  
Kimberly Breunig

It was moved by Vice-Chair Ekornaas to adopt Resolution 121. Seconded by Supervisor Elverman.

It was moved by Supervisor Singer to pass a unanimous ballot for the Appointment of Bernard R. Vash as Corporation Counsel. Seconded by Supervisor O'Day.  
Motion carried for both.

#### RESOLUTION 122

122. From Finance/Administration Committee regarding 2011 to 2012 Carryover and Annual Closeout Resolution.

**WHEREAS**, certain projects were authorized by the County board in the prior year's budget, and

**WHEREAS**, it is necessary to carryover these funds to complete these projects, and

**WHEREAS**, it is necessary to transfer between funds, and

**NOW, THEREFORE BE IT RESOLVED**, that these funds be carried over from 2011 to 2012, and that the 2012 budget be adjusted as shown in the attached fiscal notes which detail the source and application of funds to be carried forward and are incorporated by reference, and

**BE IT FURTHER RESOLVED**, that the transfers between funds be approved as per the fiscal note which is incorporated by reference, and

**BE IT FURTHER RESOLVED**, that it is the policy, desire, and intent of the Kenosha County Board that each appropriation unit of this budgetary amendment for which monies have been appropriated be carried out as if adopted by separate resolution and as necessary to carry out the public intent. The funds are made available and, unless amended by law or action by the County board through budgetary transfers, no monies appropriated for any one purpose in any one purpose in any one appropriation unit can be used for any other purpose in any other appropriation unit without prior approval of the Kenosha County Board. The Finance committee is authorized to approve transfers not to exceed \$1,000.00 and

**BE IT FURTHER RESOLVED**, that all expenditures appropriated are not to exceed funded monies in the budget or this amount without prior approval of the County Board.

SUBMITTED BY:

Finance/Administration Committee  
Joseph Clark  
John O'Day  
David Singer  
Fred Ekornaas  
Jeff Gentz  
Terry Rose

It was moved by Supervisor Clark to adopt Resolution 122. Seconded by Supervisor O'Day.

Roll call vote passed unanimously.

#### RESOLUTION 123

123. From Judiciary & Law Committee a Resolution to Approve the Appointment of Mark Modory to Serve on the Kenosha Joint Services Board.

**WHEREAS**, pursuant to County Executive Appointment #2011/12-31 the County Executive has appointed Mark Modory to serve on the Kenosha Joint Services Board.

**WHEREAS**, the Judiciary & Law Enforcement Committee has reviewed the County Executive's request for review and approval of his appointment of the above named to serve on this committee and are recommending to the County Board the approval of this appointment.

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors approve the appointment of Mark Modory to the Kenosha Joint Services Board effective immediately upon confirmation by the County Board and continuing until the 1<sup>st</sup> day of May, 2014 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Mr. Modory will serve without pay. Mr. Modory will be succeeding Mark Karow.

SUBMITTED BY:

Judiciary and Law Committee

It was moved by Supervisor J. Gentz to adopt Resolution 123. Seconded by Supervisor Clark.

It was moved by Supervisor Clark to suspend the rules and vote on Resolution immediately. Seconded by Supervisor Michel.

Roll call vote to suspend the rules passed unanimously.

Motion carried on Resolution 123.

#### **RESOLUTION 124**

124. From Judiciary & Law Committee regarding Probationary Cabaret License for Player's Park South.

**WHEREAS**, the application of Cindy Keefe for a probationary cabaret license for Player's Park South, 9251 Antioch Road, Salem, Wisconsin, in the Town of Salem, was made during the month of March, was turned over to this office on March 16<sup>th</sup>, 2012, 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 Cindy Keefe for Player's Park South.

SUBMITTED BY:

Judiciary and Law Committee

Ronald Johnson

David Singer

Ronald Frederick

John Grulich

Rob Zerban

It was moved Supervisor Singer to adopt Resolution 124. Seconded by Supervisor Johnson.

Motion carried.

#### **RESOLUTION 125**

125. From Planning, Development & Extension Education Committee Amendment to the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 for Patrick E. and Debra L. Partridge, (Owners), Michael Partridge, (Agent), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 from Commercial & Park and Recreational to Park and Recreational in the Town of Wheatland.

**WHEREAS**, in compliance with Wisconsin's comprehensive planning law set forth in Section 66.1001 of the Wisconsin Statutes, Kenosha County adopted a Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 on April 20, 2010; and,

**WHEREAS**, the Town of Wheatland also adopted said comprehensive plan; and,

**WHEREAS**, Patrick E. and Debra L. Partridge, 1019 Oakland Drive, Barrington, IL, 60010 (Owners), Michael Partridge, 918 S. School Street, Mt. Prospect, IL, 60056 (Agent), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (Map 65 of the comprehensive plan) from Commercial & Park and Recreational to Park and Recreational on Tax Parcel #95-4-119-074-0981 located in the SE ¼ of Section 7, T1N, R19E, Town of Wheatland; and,

**WHEREAS**, the Town of Wheatland and the Department of Planning and Development have published said request in accordance to State Statutes; and

**WHEREAS**, the Town Board of Wheatland recommended approval of the request; and,

**WHEREAS**, the Kenosha County Planning, Development and Extension Education Committee held a public hearing on the request on April 11, 2012, and recommended approval of the request.

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to Sections 59.69 and 66.1001(4) of Wisconsin Statutes, the Kenosha County Board of Supervisors hereby amends the comprehensive plan for part of Tax Parcel #95-4-119-074-0981 as described above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Kenosha County Board of Supervisors enact an ordinance adopting the comprehensive plan change.

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Kimberly Breunig  
Daniel Esposito  
Aaron Kohlmeier  
Michael Underhill  
Erin Decker  
Dayvin Hallmon

It was moved by Supervisor Breunig to adopt Resolution 125. Seconded by Supervisor Kohlmeier.

Motion carried.

#### RESOLUTION 126

126. From Planning, Development & Extension Education Committee Amendment to the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 for North Beach, LLC,(Owner), Michael Partridge,(Agent), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 from Commercial to Medium-Density Residential in the Town of Wheatland.

**WHEREAS**, in compliance with Wisconsin's comprehensive planning law set forth in Section 66.1001 of the Wisconsin Statutes, Kenosha County adopted a Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 on April 20, 2010; and,

**WHEREAS**, the Town of Wheatland also adopted said comprehensive plan; and,

**WHEREAS**, North Beach, LLC, P.O. Box 1006, Twin Lakes, WI, 53181 (Owner), Michael Partridge, 918 S. School Street, Mt. Prospect, IL, 60056 (Agent), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (Map 65 of the comprehensive plan) from Commercial to Medium-Density Residential on Tax Parcel #95-4-119-074-0972 located in the SE ¼ of Section 7, T1N, R19E, Town of Wheatland; and,

**WHEREAS**, the Town of Wheatland and the Department of Planning and Development have published said request in accordance to State Statutes; and

**WHEREAS**, the Town Board of Wheatland recommended approval of the request; and,

**WHEREAS**, the Kenosha County Planning, Development and Extension Education Committee held a public hearing on the request on April 11, 2012, and recommended approval of the request.

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to Sections 59.69 and 66.1001(4) of Wisconsin Statutes, the Kenosha County Board of Supervisors hereby amends the comprehensive plan for part of Tax Parcel #95-4-119-074-0972 as described above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Kenosha County Board of Supervisors enact an ordinance adopting the comprehensive plan change.

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Kimberly Breunig  
Daniel Esposito  
Aaron Kohlmeier  
Michael Underhill  
Erin Decker  
Dayvin Hallmon

It was moved by Supervisor Breunig to adopt Resolution 126. Seconded by Supervisor Hallmon.

Motion carried.

#### RESOLUTION 127

127. From Public Works/Facilities Committee regarding Adoption of the Kenosha County Park and Open Space Plan as set forth in the aforementioned SEWRPC Community assistance Planning Report No. 131 (Second Edition)

**WHEREAS**, Kenosha County requested that the Southeastern Wisconsin Regional Planning Commission assist the County in the preparation of a new park and open space plan for the year 2035; and

**WHEREAS**, the Kenosha County Public Works & Facilities Committee has prepared, with the assistance of the Southeastern Wisconsin Regional Planning Commission, a park and open space plan for Kenosha County for the year 2035, said plan being embodied in SEWRPC Community Assistance Planning Report No. 131 (2nd Edition), A Park and Open Space Plan for Kenosha County; and

**WHEREAS**, the Kenosha County Public Works & Facilities Committee at its meeting on April 15, 2012, acted to recommend to the Kenosha County Board of Supervisors adoption of the Kenosha County park and open space plan as set forth in the aforementioned SEWRPC Community Assistance Planning Report No. 131 (2nd Edition). The plan is available for review at <http://www.co.kenosha.wi.us/publicworks/parks/index.html>;

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors hereby adopts SEWRPC Community Assistance Planning Report No. 131 (2nd Edition), A Park and

Open Space Plan for Kenosha County, as approved by the Public Works & Facilities Committee.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Kenosha County Board of Supervisors enact an ordinance adopting SEWRPC Community Assistance Planning Report No. 131 (2nd Edition), A Park and Open Space Plan for Kenosha County.

SUBMITTED BY:

Public Works & Facilities Committee

Dennis Elverman

William Grady

John O'Day

Gail Gentz

Boyd Frederick

Aaron Kohlmeier

It was moved by Supervisor Elverman to adopt Resolution 127. Seconded by Supervisor Grady.

Motion carried.

**CLAIMS**

30. Harold Thurber - mail box damage.

Chairman Molinaro referred Claim 30 to Corporation Counsel.

It was moved by Supervisor R. Frederick to approve April 4, 2012 minutes. Seconded by Supervisor Grulich.

It was moved by Supervisor Clark to adjourn sine die. Seconded by Supervisor Michel. Motion carried.

Meeting adjourned at 8:47 p.m.

Prepared by: Edie LaMothe

Deputy Clerk

Submitted by: Mary T. Schuch-Krebs

County Clerk