

**KENOSHA COUNTY BOARD OF SUPERVISORS  
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING**

**September 18, 2012**

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

Roll call was taken.

Present: Supervisors Grady, Rose, Gentz, Montemurro, Dodge, Kubicki, Hallmon, R. Johnson, O'Day, R. Frederick, Kohlmeier, B. Frederick, Molinaro, Esposito, Noble, A. Johnson, Skalitzky, Underhill, Breunig, Decker, Elverman.

Excused: Supervisor Arrington, Nudo.

Present: 21. Excused: 2.

**CITIZEN COMMENTS**

Robert Spencer, 21025 116<sup>th</sup> St. stated his road is being used as a short cut to Wal-Mart and feels people are speeding on his road. He would like the speed limit reduced to 35 mph.

**ANNOUNCEMENT OF THE CHAIRMAN**

Chairman Gentz stated the Hope Council will be having their annual Celebrity Pumpkin Roll on Saturday, October 20<sup>th</sup>. Any board members interested in participating can contact the county clerk.

**SUPERVISOR REPORTS**

Supervisor Breunig stated she attended the Land and Water Conservation Committee. They will be having a tour; any supervisors interested should contact her for more information. The order forms for the annual tree sale are available. There was a presentation by Camp and Center Lake Rehabilitation District outlining what they're doing out at the lakes.

Supervisor Hallmon stated there will be a job fair at the Kenosha County Center tomorrow. The State Secretary of Workforce Development will be there. All supervisors are invited and are encouraged to attend.

**NEW BUSINESS**

Ordinance - one reading

**ORDINANCE 13**

13. From Planning, Development & Extension Education Committee Rita A. & Arthur L. Vos Trustees, (Owner), Edward Vos, (Agent) requests a rezoning from A-1 Agricultural Preservation District to R-2 Suburban Single-Family Residential District located 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 Parcel #30-4-220-193-0100 located in the SW ¼ of Section 19, T2N, R20E, Town of Brighton be changed from A-1 Agricultural Preservation District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the North side of 31st Street (CTH "JB"), approximately 0.2 mi east of 308th Avenue.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Michael Underhill

Rick Dodge

Mike Skalitzky

It was moved by Breunig to adopt Ordinance 13. Seconded by Supervisor Skalitzky.

Motion carried.

Resolutions - one reading

**RESOLUTION 44**

44. From Judiciary & Law Committee regarding Probationary Cabaret License for Kickstand LLC.

**WHEREAS**, the application of Kenneth Zandrowicz for a probationary cabaret license for Kickstand, LLC, 9622 Camp Lake Road, Camp Lake, Wisconsin, in the Town of Salem, was made during the month of June, 2012, was turned over to this office on June 11, 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, and

**NOW, THEREFORE BE IT RESOLVED**, that because this is the initial application by the license holder, a probationary license be granted to Kenneth Zandrowicz, for Kickstand, LLC.

SUBMITTED BY:

Judiciary and Law Committee

Daniel Esposito

Ronald Johnson

Boyd Frederick

Angelina Montemurro

Douglas Noble

It was moved by Supervisor Esposito to adopt Resolution 44. Seconded by Supervisor Noble.

Motion carried.

**RESOLUTION 45**

45. From Judiciary & Law Committee regarding Probationary Cabaret License for Jeddy's Bar .

**WHEREAS**, the application of Lawrence Erdman for a probationary cabaret license for Jeddy's Bar, 1660

240<sup>th</sup> Avenue, Kansasville, Wisconsin, in the Town of Brighton, was made during the month of June, was turned over to this office on June 15<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 Lawrence Erdman for Jeddy's Bar.

SUBMITTED BY:

Judiciary and Law Committee

Daniel Esposito

Ronald Johnson

Boyd Frederick

Angelina Montemurro

Douglas Noble

It was moved by Supervisor Esposito to adopt Resolution 45. Seconded by Supervisor R. Johnson.  
Motion carried.

#### **RESOLUTION 46**

46. From the Executive Committee regarding access to paperless materials pertaining to County Board and Committee Meetings.

It was moved by Supervisor Breunig to adopt Resolution 46. Seconded by Supervisor Hallmon.

It was moved by Supervisor Elverman to refer Resolution 46 back to committee. Seconded by Supervisor R. Frederick.

Roll call vote.

Aye: Supervisors Grady, Gentz, Montemurro, Dodge, Kubicki, R. Johnson, O'Day, R. Frederick, Kohlmeier, Noble, Underhill, Elverman

Nay: Supervisors Rose, Hallmon, B. Frederick, Molinaro, Esposito, A. Johnson, Skalitzky, Breunig, Decker.

Aye: 12. Nay: 9.

Motion carried.

#### **RESOLUTION 47**

47. From Human Services Committee a Resolution to approve the re-appointment of Supervisor Ed Kubicki to the Kenosha County Human Services Board.

**WHEREAS**, pursuant to County Executive Appointment 2012/13-12, the County Executive has appointed Supervisor Ed Kubicki to serve on the Kenosha County Human Services Board, 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 Human Services Board 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 Ed Kubicki to the Kenosha County Human Services Board. Supervisor Kubicki's appointment shall be effective immediately and continuing until the 31st day of December, 2013 or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Supervisor Kubicki will serve without pay and will be succeeding himself.

SUBMITTED BY:

Human Services Committee

Dayvin Hallmon

Boyd Frederick

Anita Johnson

Erin Decker

Angelina Montemurro

Gabe Nudo

It was moved by Supervisor Hallmon to adopt Resolution 47. Seconded by B. Frederick.

Motion carried.

#### **RESOLUTION 48**

48. From Human Services and Finance Administration Committees a Resolution to Modify 2012 Budget for the Healthy People Kenosha County Transform Wisconsin Grant Program.

**WHEREAS**, the Kenosha County Division of Health, has received grant funding in the amount of \$460,000 over a 26-month period from the University of Wisconsin Board of Regents, on behalf of the Wisconsin Clearinghouse for Prevention Resources, and

**WHEREAS**, the Healthy People Kenosha County Transform Wisconsin grant program is seeking to help Wisconsinites make healthy choices and therefore prevent chronic diseases, and

**WHEREAS**, the Kenosha County Division of Health is partnering with the Kenosha Unified School District, Kenosha YMCA and the Kenosha-Racine-Walworth county Tobacco Free Coalition for this program, and

**WHEREAS**, all staff hired through this grant are fully-funded by the grant and the position will be eliminated if sufficient grant funding is not available, and

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

**NOW, THEREFORE LET IT BE RESOLVED**, that the Department of Human Services, Division of Health budget be modified, for the 26 month period, at no cost to the county, as follows:

Revenues and expenditures of \$460,000 as indicated in the attached budget modification, which is incorporated into this resolution by reference and any unexpended dollars as of December 31, 2012 should be rolled over to proceeding years until the grant funds have expired.

SUBMITTED BY:

Human Services Committee	Finance/Administration Committee
Dayvin Hallmon	Terry Rose
Boyd Frederick	Ronald Frederick
Anita Johnson	Aaron Kohlmeier
Erin Decker	Edward Kubicki
Angelina Montemurro	Mark Molinaro
Gabe Nudo	

It was moved by Supervisor Hallmon to adopt Resolution 48. Seconded by Supervisor A. Johnson.

Roll call vote.

Aye: Supervisors Grady, Rose, Gentz, Montemurro, Dodge, Kubicki, Hallmon, R. Johnson, O'Day, R. Frederick, Kohlmeier, B. Frederick, Molinaro, Esposito, Noble, A. Johnson, Underhill, Breunig, Elverman.

Nay: Supervisors Skalitzky, Decker.

Aye: 19. Nay: 2.

Motion carried.

**RESOLUTION 49**

49. From Human Services and Finance/Administration Committees a Resolution to defund and leave unfilled the position of Public Health Nurse and fund an Advanced Nurse Practitioner in the Division of Health.

**WHEREAS**, the Kenosha County Division of Health, currently has a vacant Public Health Nurse (PHN) position, and

**WHEREAS**, the Kenosha County Division of Health desires to replace the vacant PHN position with an Advanced Nurse Practitioner, and

**WHEREAS**, the addition of an Advanced Nurse Practitioner will provide the Division of Health additional flexibility for the expansion of clinical services and also allow for the recoupment of additional funding for services provided by the Advanced Nurse Practitioner,

**WHEREAS**, the Division of Health has received additional grant funding for the expansion of Women's Health Services in Kenosha County, and

**WHEREAS**, this additional grant funding will be allocated to fund the position of the Advanced Nurse Practitioner, and

**WHEREAS**, this position request does not require a budget modification because there is sufficient funding in the appropriate Personnel line items, and

**NOW, THEREFORE LET IT BE RESOLVED**, that the position of Public Health Nurse in the Division of Health be defunded and unfilled and replaced by an Advanced Nurse Practitioner.

SUBMITTED BY:

Human Services Committee	Finance/Administration Committee
Dayvin Hallmon	Terry Rose
Boyd Frederick	Ronald Frederick
Anita Johnson	Aaron Kohlmeier
Erin Decker	Edward Kubicki
Angelina Montemurro	Mark Molinaro
Gabe Nudo	

It was moved by Supervisor Hallmon to approve Resolution 49. Seconded by Supervisor Decker.

Motion carried.

**RESOLUTION 50**

50. From Public Works/Facilities and Finance/Administration Committees a Resolution to approve the acceptance of grant funding for the purpose of removing the Pike River dam at Petrifying Springs.

**WHEREAS**, Kenosha County Parks Division had submitted a grant request to the Wisconsin Department of Natural Resources Dam Abandonment Program.

**WHEREAS**, this project will remove the obsolete dam at Petrifying Springs Park and will allow fish passage to the headwaters of the Pike River; and

**WHEREAS**, the Wisconsin Department of Natural Resources has notified the Kenosha County Parks Department it has been awarded a grant of \$42,842.50 for this project and pending approval of engineering costs may be increased to \$50,000.

**THEREFORE, BE IT RESOLVED THAT** Kenosha County hereby authorizes the General Manager of Parks Operation to act on its behalf and accept the grant funds in the amount of up to \$50,000.

It was moved by Supervisor Elverman to adopt Resolution 50. Seconded by Supervisor Dodge.

SUBMITTED BY:

Public Works/Facilities Committee	Finance/Administration Committee
Dennis Elverman	Terry Rose
Douglas Noble	Ronald Frederick
Rick Dodge	Aaron Kohlmeier
Gabe Nudo	Edward Kubicki
Mike Skalitzky	Mark Molinaro, Jr.

Roll call vote passed unanimously.

**RESOLUTION 51**

51. From Public Works/Facilities and Finance/Administration Committees a Resolution to repurpose Public Works budgeted funds to be used for completion of the Parking Structure project.

**WHEREAS**, Kenosha County Facilities Division has remaining budgeted funds of \$160,521 to be used to

complete the Parking structure project; and

**WHEREAS**, the cost to complete this project per submitted contractor bids is \$218,302; and

**WHEREAS**, additional funds of \$57,781 will be needed to cover the cost of this project; and

**WHEREAS**, the Wisconsin Department of Transportation has allocated a maximum of \$226,947 of their funds to be used by Kenosha County to complete this project; and

**WHEREAS**, the Wisconsin Department of Transportation will cover 90% of the project cost of \$196,472; and

**WHEREAS**, the current budget contains revenues of \$162,559 for this project; and

**WHEREAS**, additional revenue of \$33,913 will be available from the Wisconsin Department of Transportation to cover the cost of said project; and

**WHEREAS**, the additional net cost of this project to the County will be \$23,868; and

**WHEREAS**, there are capital funds available from other projects to cover the increased costs,

**THEREFORE BE IT RESOLVED** that Kenosha County hereby authorizes the Director of Public Works to complete the Parking Structure using other capital project unexpended surplus funds from completed projects.

**THEREFORE BE IT FURTHER RESOLVED**, that the 2012 Budget be modified as per the budget modification form that is attached and incorporated by reference.

SUBMITTED BY:

Public Works/Facilities Committee

Dennis Elverman

Douglas Noble

Rick Dodge

Gabe Nudo

Mike Skalitzky

Finance/Administration Committee

Terry Rose

Ronald Frederick

Aaron Kohlmeier

Edward Kubicki

Mark Molinaro, Jr.

It was moved by Supervisor Rose to adopt Resolution 50. Seconded by Supervisor Molinaro.

It was moved by Supervisor Kubicki to amend Resolution 51 by striking the phrase "and to rebid the project prior to expending funds on said project" from the tenth paragraph. Seconded by Supervisor A. Johnson.

It was moved by Supervisor Breunig to call the question on the amendment to Resolution 51. Seconded by Supervisor Underhill.

Roll call vote.

Aye: Supervisors Grady, Rose, Gentz, Montemurro, Dodge, Kubicki, Hallmon, R. Johnson, O'Day, R. Frederick, Kohlmeier, B. Frederick, Esposito, Noble, A. Johnson, Skalitzky, Underhill, Breunig, Elverman.

Nay: Supervisors, Molinaro, Decker.

Aye: 19. Nay: 2.

Motion carried.

Roll call vote on the amendment to Resolution 51.

Aye: Supervisors Gentz, Montemurro, Dodge, Kubicki, Hallmon, O'Day, B. Frederick, Noble, A. Johnson, Skalitzky, Underhill, Elverman.

Nay: Supervisors Grady, Rose, R. Johnson, R. Frederick, Kohlmeier, Molinaro, Esposito, Breunig, Decker.

Aye: 12. Nay: 9.

Motion carried.

It was moved by Supervisor Elverman to call the question on Resolution 51 as amended. Seconded by Supervisor Underhill.

Motion carried.

Roll call vote on Resolution 51 as amended.

Aye: Supervisors Gentz, Montemurro, Dodge, Kubicki, Hallmon, O'Day, R. Frederick, B. Frederick, Molinaro, Esposito, Noble, A. Johnson, Skalitzky, Underhill Decker, Elverman.

Nay: Supervisors Grady, Rose, R. Johnson, Kohlmeier, Breunig.

Aye: 16. Nay: 5.

#### **COMMUNICATION**

4. Communication from George E. Melcher regarding future items scheduled before the Planning, Development & Extension Education Committee.

Chairman Gentz received and filed Communication 4.

#### **CLAIMS**

10. David Overman - tree damage

Chairman Gentz referred claim 10 to Corporation Counsel

It was moved by Supervisor Esposito approve the September 4 2012 minutes. Seconded by Supervisor Decker.

Motion carried.

It was moved by Supervisor Decker to adjourn. Seconded by Skalitzky.

Meeting adjourned at 9:18 p.m.

Prepared by: Edie LaMothe

Deputy Clerk

Submitted by: Mary Schuch-Krebs

County Clerk