

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

**January 22, 2011**

The **Regular 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, Goebel, Celebre, Kubicki, Hallmon, Grulich, J. Gentz, Arrington, R. Frederick, Johnson, Michel, O'Day, Singer, B. Frederick, Kohlmeier, G. Gentz, Molinaro, Esposito, Clark, Noble, Underhill, Decker, Breunig, Haas, Elverman, Ekornaas.

Present: 28.

At this time there was a presentation regarding Brookside by the Wiplf; regarding over-view of Long-term Care industry trends driving the need for facility and organizational planning.

**CITIZEN COMMENTS**

Crystal Czarnecki, Dick Ginkowski, Ray Heiderman, Mary Jonker, Brian Chike, Dan Mundell, Theresa Hannes, Jeanne Wilson, Sandra Darrell, Patti Prestko, Roberta Bloner, Kathy Fliess, Donna Dickenson, Dave Domin, Nick Kasmer, Kurt Wilson, Mark Montague, Greg Reget, Charlotte Calhoun, Sam Sturino, Megan Murdock, Jennifer Shimon all spoke in support of Supervisor Kubicki's Resolution 110 to oppose the proposed Budget Repair Bill.

Louis Rugani spoke against the proposed Budget Repair Bill.

Ron Dahlbert, Theresa Michaelis, Robert Blomberg, Mike Skalitzky, Kevin Hutchinson all spoke in favor of Supervisor Clark's Resolution 108 in support of the Budget Repair Bill.

**ANNOUNCEMENTS OF THE CHAIRMAN**

Chairman Molinaro stated there is a letter from Gateway Technical College indicating they're in the process of opening up selection on three new members of the Gateway District Board. Anyone interested can check their website. Supervisor Breunig has been appointed to The Cooperative Extension in University of Wisconsin System Resource Advocacy Network. In the packets there was a proposal from the Golf Director indicating what his plan is going forward with regard to the golf courses.

**SUPERVISOR REPORTS**

Supervisor Elverman stated there have been some revisions in the golf courses rates that can give people real good deals. The plan Mr. Drier has put together goes month to month, and lays out how he is going to make the course profitable this year. Our Highway Department did a remarkable job in the clean-up efforts for the recent heavy snowstorm. We had dangerous and life-threatening conditions, and we need to thank our drivers and staff of the highway department and maintenance department. The Parks Department set the fees for the county parks and dog parks for the year. Also, an abandoned dog policy is now in place.

Supervisor Breunig stated Kenosha County Transit Planning Advisory Committee is meeting on March 10 to evaluate the existing transit systems. They will also be coming up with dates for public informational meeting and public participation efforts.

Supervisor Grady stated the Building and Grounds meeting was held at Brookside and had a tour of the Brookside facilities after the regular meeting. The items detailed at the meeting were: The Feb. 16 acceptance of the contract with Berglund to proceed with the restoration of the Courthouse and the Molinaro Building; the Public Safety Building Project is rapidly wrapping up; the Victim/Witness remodel project in the basement of the courthouse has been completed, although the D.A. still needs to furnish it and have an official opening; and the evaluation of the parking structure as well as the surface lots and street parking in order to adopt a policy that will make parking more efficient.

Supervisor Rose stated that he thought it was poor fiscal responsibility on the part of the Sheriff to send five deputies and one supervisor to Madison to assist in the demonstrations with Kenosha County paying the cost. In these times, we need to be conserving our money to deal with the obvious cuts coming. Supervisor Rose requested Judiciary & Law and Finance committees to look into this. Chairman Molinaro asked the chairman of Judiciary & Law Committee to have the Sheriff respond to their committee and report back to the County Board as to how he intends to pay for that.

Supervisor Noble noted that there had been three amendments to the weekly agenda this week. Additionally, he pointed out that there are 5 meetings prior to the County Board meeting; he questioned if it was best to try to hurry through meetings to be on time to the County Board meeting. He noted that there will be an Administration and the Legislative Committee meeting on Monday, February 28 at 6:30 PM to discuss and debate the resolutions. Chairman Molinaro joined in his concern about the number of committee meetings on County Board nights.

Supervisor Goebel made mention of a booklet given to each supervisor that listed county agencies and telephone numbers in order to assist constituent questions.

Supervisor R. Frederick requested to know a per day cost of the five deputies and one Supervisor being paid by Kenosha County to go to Madison. Chairman Molinaro restated that he has asked the chairman of Judiciary & Law to look into it and report back to the Board.

#### **COUNTY EXECUTIVE APPOINTMENTS**

50. Cynthia Johnson to serve on the Kenosha County Local Emergency Planning Committee.

Chairman Molinaro referred County Executive Appointment 50 to Judiciary & Law Committee.

51. Lillian Brown to serve on the Kenosha County Commission on Aging.

52. Timothy Thompkins to serve on the Kenosha County Aging and Disability Resource Center Board.

Chairman Molinaro referred County Executive Appointments 51 & 52 to the Human Services Committee.

#### **NEW BUSINESS**

With no objection from the board, Chairman Molinaro moved Resolution 120 to the first order of new business.

Resolution - one reading

120. From Legislative Committee a Resolution in Support of Efforts to Provide Additional State Funding to Forestall any VTF Insolvency.

It was moved by Supervisor Kubicki to adopt Resolution 120. Seconded by Supervisor Haas.

Motion carried.

Ordinance - first reading, two required

18. From Chairman Molinaro an Ordinance to repeal and recreate Section 2.05 of the Municipal Code of Kenosha County pertaining to County Board Committees.

Chairman Molinaro referred Ordinance 18 to the Finance and Legislative Committees.

Resolutions - one reading

108. From Supervisor Clark a Resolution in Support of State Legislation Amending Wisconsin Statutes Chapter 111 so that Employee Benefits are not Subject to Collective Bargaining.

Chairman Molinaro referred Resolution 108 to Finance and Legislative Committees.

It was moved by Supervisor Clark to suspend the rules on referral for Resolution 108. Seconded by Supervisor Hallmon. 2/3 vote required.

Roll call vote.

Aye: Supervisors Zerban, Celebre, Hallmon, Grulich, Arrington, Michel, Singer, B. Frederick, Kohlmeier, Molinaro, Esposito, Clark, Decker, Haas, Ekornaas.

Nay: Supervisors Grady, Rose, Goebel, Kubicki, J. Gentz, R. Frederick, Johnson, O'Day, G. Gentz, Noble, Underhill, Breunig, Elverman.

Aye: 15. Nay: 13.

Motion failed.

109. From Supervisor Clark a Resolution Recommending Employee contributions to Employer Health and Retirement Benefits.

Chairman Molinaro referred Resolution 109 to Administration Committee.

It was moved by Supervisor Clark to suspend the rules on referral for Resolution 109. Seconded by Supervisor Hallmon. 2/3 vote required.

Aye: Supervisors Molinaro, Zerban, Celebre, Hallmon, Grulich, Arrington, Clark, Noble, Decker, Haas, Ekornaas.

Nay: Supervisors Grady, Rose, Goebel, Kubicki, J. Gentz, R. Frederick, Johnson, Michel, O'Day, Singer, B. Frederick, Kohlmeier, G. Gentz, Esposito, Underhill, Breunig, Elverman.

Aye: 11. Nay: 17.

Motion failed.

110. From Supervisor Kubicki a Resolution to Register the Opposition of the County of Kenosha, Wisconsin to efforts by the Governor and/or the Legislature to adversely affect the Collective Bargaining Ability of Government Employees.

Chairman Molinaro referred Resolution 110 to Administration and Legislative Committees.

It was moved by Supervisor Zerban to appeal the referral by Chairman Molinaro under section 2.10(1) of the County Board Rules of Procedure. Chairman Molinaro ruled the motion out of order as the referral is supported under County Board Rules of Procedure 2.05 (3)(h) and would therefore require a motion to suspend the rules and a 2/3 majority vote is necessary to suspend the rules. Corporation Counsel upheld the decision of the Chairman.

It was moved by Supervisor Goebel to suspend the rules on referral for Resolution 110. Seconded by Supervisor Hallmon. 2/3 vote required.

Aye: Supervisors Zerban, Rose, Goebel, Celebre, Kubicki, Hallmon, Grulich, Arrington, R. Frederick, Johnson, Michel, Singer, B. Frederick, Kohlmeier, G. Gentz, Esposito, Clark, Underhill, Decker, Haas.

Nay: Supervisors Molinaro, Grady, J. Gentz, O'Day, Noble, Breunig, Elverman, Ekornaas.

Aye: 20. Nay: 8.

Motion carried.

It was moved by Supervisor Kubicki to adopt Resolution 110. Seconded by Supervisor Underhill.

It was moved by Supervisor Arrington to call the question on Resolution 110. Seconded by Supervisor R. Frederick.

Roll call vote.

Aye: Supervisors Grady, Zerban, Rose, Goebel, Celebre, Kubicki, Arrington, R. Frederick, Johnson, O'Day, Singer, B. Frederick, G. Gentz, Esposito, Noble, Underhill, Breunig, Haas, Ekornaas.

Nay: Supervisor Molinaro, Hallmon, Grulich, J. Gentz, Michel, Kohlmeier, Clark, Decker, Elverman.

Aye: 19. Nay: 9.

Motion carried.

Roll call vote on Resolution 110.

Aye: Supervisors Grady, Zerban, Rose, Goebel, Celebre, Kubicki, Hallmon, Grulich, Arrington, R. Frederick, Johnson, Michel, Singer, B. Frederick, G. Gentz, Esposito, Noble, Underhill, Haas.

Nay: Supervisors Molinaro, J. Gentz, O'Day, Kohlmeier, Clark, Decker, Breunig, Elverman, Ekornaas.

Motion carried.

111. From Administration and Finance Committees a Resolution to approve the Successor Labor Agreement between Kenosha County and AFSCME Local 1090 Parks Employees.

It was moved by Supervisor Noble to adopt Resolution 111. Seconded by Supervisor Clark.

Roll call vote.

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

Nay: Supervisors Rose, Kohlmeier.

Aye: 26. Nay: 2.

Motion carried.

112. From Finance Committee to Authorize Sale and Transfer of County Tax Deeded Property to the Village of Paddock Lake.

It was moved by Supervisor Clark to adopt Resolution 112. Seconded by Supervisor J. Gentz.

It was moved by Supervisor Elverman to refer Resolution 112 back to committee. Seconded by Supervisor Breunig.

Roll call vote.

Aye: Supervisors Grady, Zerban, Rose, Michel, O'Day, Singer, B. Frederick, Kohlmeier, G. Gentz, Esposito, Noble, Decker, Breunig, Haas, Elverman.

Nay: Supervisors Molinaro, Goebel, Celebre, Kubicki, Hallmon, Grulich, J. Gentz, Arrington, R. Frederick, Johnson, Clark, Underhill, Ekornaas.

Aye: 15. Nay: 13.

Motion carried.

113. From Judiciary & Law Committee regarding Regular Cabaret License for El Fracazo Tavern.

It was moved by Supervisor Michel to adopt Resolution 113. Seconded by Supervisor Haas.

It was moved by Supervisor Grady to refer Resolution 113 back to committee. Seconded by Supervisor Goebel.

Roll call vote.

Aye: Supervisors Grady, Goebel, O'Day, Breunig

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

Aye: 4. Nay: 24.

Motion failed.

Roll call vote on Resolution 113.

Aye: Supervisors Zerban, Rose, Goebel, Celebre, Kubicki, Grulich, J. Gentz, Arrington, R. Frederick, Johnson, Michel, Singer, B. Frederick, G. Gentz, Molinaro, Esposito, Clark, Noble, Underhill, Decker, Haas, Elverman, Ekornaas.

Nay: Supervisors Grady, Hallmon, O'Day, Breunig.

Abstain: Supervisor Kohlmeier.

Aye: 23. Nay: 4. Abstain: 1.

Motion carried.

114. From Judiciary & Law and Finance Committees regarding 2011 S.E.A.D.O.G. Multi-Jurisdiction Drug Task Force Grant.

It was moved by Supervisor Michel to adopt Resolution 114. Seconded by Supervisor Clark.

Roll call vote passed unanimously.

115. From Judiciary & Law and Finance Committees regarding Sole Source Contract for Siren Repair.

It was moved by Supervisor Michel to adopt Resolution 115. Seconded by Supervisor Clark.

Motion carried.

116. From Judiciary & Law and Finance Committees regarding Vigilant Guard Exercise collaboration Agreement between WHEPP and Kenosha County Sheriff's Department Division of Emergency Management.

It was moved by Supervisor Michel to adopt Resolution 116. Seconded by Supervisor Clark.

Roll call vote passed unanimously.

117. From Judiciary & Law and Finance Committees regarding Public/Private Partnership Grant.

It was moved by Supervisor Michel to adopt Resolution 117. Seconded by Supervisor Clark.

Roll call vote passed unanimously.

118. From Judiciary & Law and Finance Committees regarding Radio Interoperability Grant.

It was moved by Supervisor Michel to adopt Resolution 118. Seconded by Supervisor Clark.

Roll call vote passed unanimously.

119. From Judiciary & Law and Finance Committees regarding \$10,000 Award from Wisconsin Attorney General's Office for Kenosha Co. Drug Court.

It was moved by Supervisor Michel to adopt Resolution 119. Seconded by Supervisor Clark.

Roll call vote passed unanimously.

#### **COMMUNICATION**

14. Communication from George E. Melcher regarding future rezoning.

Chairman Molinaro referred Communication 14 to Land Use.

#### **CLAIMS**

25. Russell Mueller - mail Box Damage.

26. Eric Selburg - car damage.

27. Paul Rizzo - injured while incarcerated.

28. Brenda Py - denied medical medication/treatment while incarcerated.

29. Keith Dumesic - vehicle damaged by county vehicle.

Chairman Molinaro referred Claims 25 - 29 to Corporation Counsel.

**SUPERVISOR COMMENTS**

Vice Chairman Ekornaas stated on January 24th he and Supervisor O'Day attended the WCA seminar on redistricting in Stevens Point. For the 2012 election all existing districts and ward lines have been wiped clean. First lines to be drawn will be the district lines, a committee must be created for that purpose and our chairman has done that. The next thing that must be considered is the size of the county board. This must be accomplished by the March 15<sup>th</sup> County Board meeting; we must pass a resolution that establishes the size of the county board beginning with the April 2012 election. The committee will then set out to draw district lines using that number. Upon receiving the census bureau information on or about April 1<sup>st</sup> the committee will begin to establish district lines using the number districts mandated by the board in March. To facilitate and accommodate as many interested parties as possible meetings will be at the KCC. There are many issues that might have to be considered on the drawing of district lines: among them are the preservation of political subdivisions, preservation of communities of interest, preservation of for prior districts and even protection of incumbents. County Board must hold a public hearing to approve a tentative district plan no later than the end of May and forwarded to the municipalities by June 1. The municipality must develop ward lines and adopting prior to the end of July. Once the municipality adopts a ward plan it cannot be changed. The plan must be returned to the county by August to accommodate ward plan adjustments only. A final public hearing must be held in August. The board must approve the final plan at a September County Board meeting. It can be downsized one more time either by a referendum or by the board in the next 10 years, but not until after the next board is seated. Then it would be for the 2014 election. If we wait until after 2012 election to downsize then it can't be done for another 10 years.

It was moved by Supervisor Celebre to approve the January 18, 2011 minutes. Seconded by Supervisor Clark.

It was moved by Supervisor Rose to adjourn. Seconded by Supervisor Hallmon.

Motion carried.

Meeting adjourned at 11:55 p.m.

Prepared by: Edie LaMothe  
Deputy Clerk  
Submitted by: Mary Schuch-Krebs  
County Clerk