

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS

COUNTY ADMINISTRATION BUILDING

September 23, 2003

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

Present: Supervisors Kessler, Grady, Boyer, Rose, Molinaro, Bergo, Carbone, Faraone, Johnson, Pitts, Ruffolo, Montemurro, Wisnefski, Clark, Noble, West, Gorlinski, Smitz, Elverman, Huff, Modory, Carey-Mielke, Larsen, Singer, Ekornaas.

Excused: Supervisors Marrelli, O'Day, Kerkman.

Present. 25. Excused. 3.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Kessler stated that Supervisor Pitt's mother-in-law passed away last Wednesday evening so on be-half of the County Board he expressed condolences for Supervisor Pitts and his family.

Chairman Kessler stated that this coming Saturday, September 27th, the Council of Governments meeting will be held at Highway 45 & 50 at 8:30 a.m.

Chairman Kessler stated that Supervisor Carbone was re-appointed to NACo Justice and Public Safety Hearing Committee.

Chairman Kessler stated that Monday, September 29th, at 5:00 p.m. there will be a meeting of all County Board Committee Chairpersons pertaining to the budget. The meeting will be in the County Executive's Office. Department heads are also expected to attend.

SUPERVISOR REPORTS

Supervisor Wisnefski stated that this coming Friday will be the final closing on the 60th Street Garage and Silver Lake will be taking the 13 acres that also housed the Highway Department.

Supervisor Elverman reported that the bridge on Hwy F in Bassett, was completed within a four day working period. This was one of the first bridge projects that Kenosha County took on as the general contractor and he was thoroughly impressed. The project at 47th Avenue and Washington Road will be a four-way traffic control and should be completed within a month. Highway K at Waste Management will be closed. A detour will go around the area and this is also a bridge project. Many golfers have been attending the meetings and some of the golfers are involved in keeping things on track. They will keep everyone informed. This Sunday there will be a Packer-Bear promotion at Brighton Dale with a tail-gate party to follow. The promotions have been paying off.

Supervisor Larsen thanked everyone for their kind thoughts, cards and letters. He is doing better.

Supervisor Gorlinski stated that he is so pleased to see Irv back. He has missed Irv's candy drawer! Also, the Kenosha News had a short article regarding a Go Go place in Johnson Creek. The plan to convert the old Gobbler Restaurant into a 1970's Era Gobbler a Go Go. The village panel said "No Go"

Supervisor Smitz stated that he is a member of the Kenosha County Safety Committee and at the last meeting they were informed that there has been 11 deaths in the county for the prior three months. Last year we had 802 deaths in the State. Also, last year at this time we had 545 traffic deaths and this year we have 587 traffic deaths in the State. We are already 42 traffic deaths over last year in the same time period. The safety belt is extremely important. Wisconsin is below average for wearing seat belts.

Supervisor Carey-Mielke stated that she attended a public hearing in Racine regarding the Oak Creek Issue. She picked up three volumns of the presentation made by the Public Service Commission and the Department of Natural Resources. Anyone interested should just let her know.

Supervisor Pitts stated that he did a survey on all the counties in Wisconsin to see what if anything is being done regarding x-raying the mail. Forty-five counties responded back and stated that they do not x-ray any mail. Milwaukee County stated that they had only two instances and nothing really happened so it is low priority for them.

Supervisor Molinaro complemented the Highway & Parks Committee for the ways they are promoting the golf courses.

OLD BUSINESS

Ordinance - second reading, two required.

ORDINANCE 27

27. From Legislative Committee regarding Amending 2.04(4)(d) of the Municipal Code of Kenosha County Pertaining to Meeting Minutes.

The Kenosha County Board of Supervisors does hereby ordain that section 2.05(4)(d) of the Municipal Code of Kenosha County be, and hereby is, amended to read as follows:

(d) The Committee Secretary shall keep minutes and transmit a draft copy of meeting minutes to the Division of Information Services for web site posting within five business days from the date of the meeting; final approved minutes and the committee agenda shall be forwarded to the Clerk and Information Services within 5 business days of Committee approval of such minutes for filing by the County Clerk, and posting by Information Services.

The County Clerk shall keep minutes of County Board meetings and shall post a draft of such minutes on the county's web site; final approved minutes and the Board agenda shall be kept on file with the Clerk, be posted on the county's web site and published in the proceedings of the County Board as required by law.

Submitted by:

LEGISLATIVE COMMITTEE

Ronald Johnson

Ava Marrelli

Thomas Kerkman

Anita Faraone

Fred Ekornaas

It was moved by Supervisor Johnson to adopt Ordinance 27. Seconded by Supervisor Ekornaas.

It was moved by Supervisor Molinaro to amend Ordinance 27 by eliminating the posting of draft committee and county board minutes on the web site before being approved. Seconded by Supervisor Noble.

Roll vote on amendment.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Molinaro, Carbone, Faraone, Pitts, Ruffolo, Montemurro, Wisnefski, Noble, West, Gorlinski, Smitz, Elverman, Huff, Modory, Carey-Mielke, Larsen, Singer, Ekornaas.

Nays: Supervisors Bergo, Clark and Johnson.

Ayes. 22. Nays. 3.

Motion carried.

Roll vote on Ordinances 27 as amended.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Molinaro, Carbone, Faraone, Pitts, Ruffolo, Montemurro, Wisnefski, Noble, West, Gorlinski, Smitz, Elverman, Huff, Modory, Carey-Mielke, Larsen, Singer, Ekornaas, Clark.

Nays: Supervisors Bergo and Johnson.

Ayes. 23. Nays. 2.

Motion carried.

Resolution - referred to Building & Grounds on September 2, 2003.

RESOLUTION 59

59. Support of Committing and Utilizing \$320,850.00 from the General Fund as Matching Funds for a \$4.4 Million Grant to Construct a Parking Garage in the Vicinity of the Kenosha County Civic Center.

WHEREAS, there is a need for additional parking spaces in the vicinity of the Kenosha County Civic Center for County employees as well as the general public, and

WHEREAS, Kenosha County has applied for and is eligible for up to \$4.4 Million in federal and state grants to assist in the construction of a parking structure, and

WHEREAS, such grants would require that Kenosha County contribute certain dollars toward the construction of such a structure, and

WHEREAS, there are sufficient monies in the General Fund to cover such an expense, and whereas the use of such monies from the General Fund would be consistent with the intent and purpose of the General Fund and would reaffirm the County's commitment to construct such a structure.

NOW, THEREFORE, BE IT RESOLVED that Kenosha County apply for both Federal and State grants to assist in paying for the costs of construction of a parking structure in the vicinity of the Kenosha County Civic Center, and

BE IT FURTHER RESOLVED that Kenosha County, contingent upon receiving the aforementioned grants, contribute up to \$320,850 toward the costs of such construction, with said monies to be taken from the General Fund.

BE IT FURTHER RESOLVED that Kenosha County reduce the total CIP budget for calendar year 2004 by the amount of said monies to be taken from the general fund as set forth herein.

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Terry Rose

Robert Pitts

Gordon West

John O'Day

BUILDING AND GROUNDS COMMITTEE

Mark Wisnefski

Mark Molinaro Jr.

Anne Bergo

Douglas Noble

Gordon West

It was moved by Supervisor Carbone to adopt Resolution 59. Seconded by Supervisor Wisnefski.

Motion carried unanimously.

NEW BUSINESS

Ordinances - first reading, two required.

ORDINANCE 28

28. From Highway and Parks Committee regarding Repealing and Recreating an Ordinance on Parking Regulations Prohibiting Parking on CTH "F" in Powers Lake. Ordinances - one reading.

ORDINANCE 29

29. From Land Use Committee regarding Frank M. and Irene J. Kratowicz, Trustees of Frank M. and Irene J. Kratowicz Revocable Trust, requesting rezoning from R-1 Rural Residential District to R-2 Suburban Single-Family Residential District in the Town of Bristol.

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 #35-4-121-144-0431 located in the southeast quarter of Section 14, Township 1 North, Range 21 East, Town of Bristol be changed from R-1 Rural Residential District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the north side of County Trunk Highway "C" (Wilmot Road) approximately 0.16 miles west of the intersection of County Trunk Highway "U" (136th Avenue).

Frank M. and Irene J. Kratowicz

Trustees of Frank M. and Irene J. Kratowicz Revocable Trust- (Owners)

Description: Part of Lot 1 of Certified Survey Map No. 2037, a plat of record; lying and being in part of the southeast quarter of Section 14, Town 1 North, Range 21 East of the Fourth Principal Meridian and lying and being in the Town of Bristol, Kenosha County, Wisconsin and being more particularly described as: Beginning at the southeast corner of said Lot 1; thence south 76°48'30" west along the southerly line of said lot, 172.50 feet; thence north 00°05'10" west parallel to the east line of said lot, 705.18 feet to the north line of said lot; thence south 88°47'54" east along said north line 168.05 feet to the northeast corner of said lot; thence south 00°05'10" east along the east line of said lot, 662.27 feet to the southeast corner of said lot and the point of beginning; containing 114.870 square feet, more or less; subject to easements and restrictions of record.

This description is intended to extend to the center of all roads.

Submitted by:

LAND USE COMMITTEE
Donald Smitz
Mark Molinaro, Jr.
Thomas J. Gorlinski
Irving Larsen
Fred R. Ekornaas

ORDINANCE 30

30. From Land Use Committee regarding Marvin D. and Sharon L. Nevelier, Trustees of Marvin D. and Sharon L. Nevelier Revocable Trust, requesting rezoning from R-3 Urban Single-Family Residential District and A-2 General Agricultural District to R-2 Suburban Single-Family Residential District in the Town of Somers.

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 Parcels #80-4-222-293-0120 and #80-4-222-293-0140 located in the southwest quarter of Section 29, Township 2 North, Range 22 East, Town of Somers be changed from R-3 Urban Single-Family Residential District and A-2 General Agricultural District to R-2 Suburban Single-Family Residential District. For informational purposes only, these properties are located on the south side of 38th Street approximately 200 feet west of the intersection of County Trunk Highway "S" (Burlington Road).

Marvin D. and Sharon L. Nevelier

Trustees of Marvin D. and Sharon L. Nevelier Revocable Trust - (Owners)

Descriptions: R-3 Urban Single-Family Residential District to R-2 Suburban Single-Family Residential District:

Part of the east half of the east half of the west half of the west half of Section 29, Town 2 North, Range 22 East of the Fourth Principal Meridian, beginning in the center line of County Trunk Highway "N" at a point of intersection of said center line with the west line of the east half of the east half of the west half of said section and running thence south along and upon the west line of the east half of the east half of the west half of said section 275.41 feet and to the point of beginning of the parcel to be herein described, said point being, also, the southwest corner of parcel No. 3 as described in that certain well agreement recorded in Volume "1016" at page 682; thence running east at right angles to the last described line and along the southerly line of said parcel 3 and the southerly line of parcel No. 1 as set forth in said agreement 120.00 feet; thence south 00°14'49" seconds east 326.70 feet; thence south 89°45'11" west 120.00 feet and to the west line of the east half of the east half of said quarter section; thence northerly on said west line 326.70 feet, more or less, and to the point of beginning, lying and being in the Town of Somers, County of Kenosha and State of Wisconsin.

A-2 General Agricultural District to R-2 Suburban Single-Family Residential

District: Part of the east half of the east half of the west half of Section 29, Town 2 North, Range 22 East, beginning in the center line of County Trunk Highway "N" at a point which is 100.07 feet east as measured along the center line of said highway, from the intersection of said center line with the west line of the east half of the east half of the west half of Section 29, Town 2 North, Range 22 East, and running thence south, parallel with the west line of the east half of the west half of said section 271.60 feet; thence running east, at right angles to the last described line 100.00 feet; thence running north parallel with the west line of the east half of the east half of the west half of said section 267.81 feet to the center line of County Trunk Highway "N;" thence running west along and upon the center line 100.07 feet to the place of beginning, lying and being in the Town of Somers, County of Kenosha and State of Wisconsin.

This description is intended to extend to the center of all roads.

Submitted by:

LAND USE COMMITTEE
Donald Smitz
Mark Molinaro, Jr.

Thomas J. Gorlinski
Irving Larsen
Fred R. Ekornaas

It was moved by Supervisor Smitz to adopt Ordinances 29 and 30. Seconded by Supervisor Gorlinski.

Motion carried.

RESOLUTIONS - one reading.

RESOLUTION 62

62. From Finance Committee regarding Bills over \$5,000.00.

WHEREAS, the Wisconsin state Statutes provides that the County Board may act on all bills over \$10,000.00 and

WHEREAS, the County Resolution requires that the Finance Committee must act on all bills over \$5,000.00 and

NOW, THEREFORE, LET IT BE RESOLVED that the following bills be approved for payment:

KENOSHA COUNTY PAYMENT GROUPS BILLS OVER \$5,000.00

APPROVAL BY FINANCE COMMITTEE AND COUNTY BOARD ARE REQUIRED:

DIVISIONS

PAYMENT GROUPS

Finance Grouping #1 & #2	\$1,675,274.60
Personnel Grouping #1	42,523.86
Personnel Grouping #2	385,931.42
Disability Services	\$3,289,021.43

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Terry Rose

Robert Pitts

John O'Day

Gordon West

It was moved by Supervisor Carbone to adopt Resolution 62. Seconded by Supervisor Rose. Supervisor Clark abstained from voting on Professional Service Group, Spanish Center and Shalom Center.

Motion carried.

RESOLUTION 63

63. From Human Services and Finance Committees regarding Modifying the 2003 Division of Aging Budget to reflect allocation changes in the Community Options Program and the Meals Programs.

WHEREAS, The Kenosha County Department of Human Services Division of Aging Services has received 2002 carryover and an increased federal matching percentage in the Community Options Program, and

WHEREAS, the Division of Aging Services has received a net increase in the NSIP Meals program allocations, and

WHEREAS, County Levy remains unaffected by this resolution;

NOW, THEREFORE, BE IT RESOLVED, that the 2003 budget of the Department of Human Services Division of Aging Services be modified as follows:

Expenditures and Revenues be increased by \$418,086 as indicated in the attached budget modification form, which is incorporated into this resolution by reference.

Submitted by:

HUMAN SERVICES COMMITTEE

FINANCE COMMITTEE

Eunice Boyer

Robert Carbone

Don Smitz

Gordon West

Anne Bergo

Terry Rose

John O'Day

John O'Day

William Grady

Robert Pitts

It was moved by Supervisor Boyer to adopt Resolution 63. Seconded by Supervisor Carbone.

2/3 vote required.

Motion carried unanimously.

RESOLUTION 64

64. From Human Services and Finance Committees regarding Kenosha County Division of Workforce Development and Children & Family Services for 3rd Quarter Budget Modification.

WHEREAS, the Kenosha County Department of Human Services, Division of Workforce Development and Division of Children & Family Services developed a 2003 budget based on contract information projected by the State of Wisconsin, and

WHEREAS, the Division of Workforce Development is receiving additional \$1,890,900 in State and Federal funds through the Department of Workforce Development for WIA (Workforce Investment Act) as the Tri-County fiscal agent, and

WHEREAS, the Division of Workforce Development is receiving additional \$35,000 in State and Federal funds through the Department of Workforce Development for Child Support Reconciliation Project, and

WHEREAS, the Division of Children & Family Services is requesting to transfer \$10,000 from Purchased Services - Administration to Utilities budget, and

WHEREAS, the Division of Children & Family Services is requesting to transfer budget of \$165 from Staff Development to Veteran's Staff Development, and

WHEREAS, the Division of Children & Family Services is receiving additional \$10,000 in State and Federal funds for the CFSR (Children & Family Service Review), and

WHEREAS, County levy remains unaffected by this resolution;

NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Department of Human Services, Division of Workforce Development and Children and Family Services budget be modified as follows:

Authorize the increase of expenditures by \$1,946,065, to increase revenues by \$1,935,900, and transfer of budget expenditures in the amount of \$10,165, per the attached budget modification incorporated herein by reference.

Submitted by:

HUMAN SERVICES COMMITTEE

Eunice Boyer

Anne Bergo

Don Smitz

John O'Day

William Grady

FINANCE COMMITTEE

Robert Carbone

Terry Rose

Robert Pitts

Gordon West

John O'Day

It was moved by Supervisor Boyer to adopt resolution 63. Seconded by Supervisor Carbone.

2/3 vote required.

Motion carried unanimously.

COMMUNICATION

26. From George E. Melcher regarding future rezonings.

Chairman Kessler referred Communication 26 to the Land Use Committee.

CLAIMS

43. Verizon - damaged cable.

44. Harold Kennedy - car damage.

45. Cornelius Fowler - fell in Courthouse.

Chairman Kessler referred Claims 43 thru 45 to Corporation Counsel.

It was moved by Supervisor Noble to approve the September 2, 2003 minutes. Seconded by Supervisor Grady.

Motion carried.

It was moved by Supervisor Wisnefski to adjourn. Seconded by supervisor Faraone.

Motion carried.

Meeting adjourned at 8:45 p.m.

Prepared by: Pam Young
Chief Deputy Clerk

Submitted by: Edna R. Highland
County Clerk

