

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS

COUNTY ADMINISTRATION BUILDING

July 22, 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, Bergo, Carbone, Faraone, Johnson, Pitts, Modory, Singer, Montemurro, Wisniewski, Carey-Mielke, Clark, West, Kerkman, Gorlinski, Smitz, Elverman, Huff, Ruffolo, Noble and Ekornaas, O'Day, Molinaro.

Excused: Supervisor Larsen, Marrelli.

Present: 26. Excused: 2.

CITIZEN COMMENTS

Virgil Gentz, Chairman for the Town of Paris stated that he is in favor of the denial of the Mark Sunday request for rezoning in the Town of Paris. The Town of Paris has a land Use Plan that is working very nicely. There were a lot of concerns from commissioners and residents over a number of issues. The vote to deny was five to one. The Town Board listened and voted unanimously to deny the petition.

Doug Weaton speaking on behalf of Kenosha realtors Association. Property taxes have a huge impact on housing affordability and government is going through difficult times. High property taxes will kill the dream of home ownership.

Pamela Mundling, 7327-11th Avenue, stated that three percent increase in property tax is very generous with her money.

Kay Johnson spoke on behalf of Local 5061. She is in favor of the agreement and feels that it is fair and equitable.

John Holloway, 15404 Burlington Road, Town of Paris. He serves as Chairman for the Plan Commission for the Town of Paris. He agrees with the Land Use Committee regarding the Denial of the request of Mark S. Sunday to rezone. Too many inconsistencies.

Wayne Coughlin, 131001 1st Street, Town of Paris. He stated that he had submitted a petition to Kenosha County Land Use Committee regarding the rezoning on Hwy KR and the West Frontage Road. The signees of the petition are in opposition to the rezoning of the 17 acres parcel for the purpose of relocating the Military Museum. Issues are traffic, water drainage, lighting and compatibility with the existing land uses.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Kessler expressed from the Whole County Board sympathy to the Family of Thomas Wasley for the loss of their son-in-law who was defending our Country.

Chairman Kessler was informed by Supervisor Don Smitz that his mother-in-law had died this past week.

Chairman Kessler stated that the tax equity study has to be looked over by the County Administration because information was omitted and other information was inaccurate. When completed each supervisor will receive a copy.

The staff members of the WCA will be coming here from Madison to present a 2-3 hour seminar pertaining to rules of order, decorum and procedure on Tuesday, August 26th starting at 6:30 p.m. This is for the entire County Board of Supervisors.

SUPERVISORS REPORTS

Supervisor Pitts spoke about the closing of Snap-On-Tools. He is very concerned about the 290 people that will be losing their jobs. He is asking the Chairman to set up a meeting with Allan Kehl, John Antaramian, Paul Ryan, all of our state legislatures, managers of Snap-On-Tools and the Union to see if we can save these jobs.

Supervisor Wisnefski stated that in the Courthouse the water coolers were not working properly and now two have been completely rebuilt. The parts are coming in for the rest. The Patio Restaurant at the Job Center has been completely eliminated and rebuilt. About the 14th of August the formal process of moving new people back into the Job Center and by November everyone should be moved in and the building on 52nd Street will go on the market.

Supervisor Elverman reported from Highway & Parks Committee. The ribbon cutting for the New West End Park will be on July 30th, at 6:30 p.m., Highway KD, Randall Township. Also some long awaited projects are finally happening. The paving of 17 miles is going quite well. A culvert in the Town of Bassett that they have been working on for 2 years as far as the engineering and funding is going to begin on August 18th. This type of project will be done before school begins. Highway F is a major highway. The grant was finally approved for 47th Avenue and Washington Road for turn lanes and lights for that intersection. Regarding the Golf Courses the rounds are down but the revenues are up. The new approaches did draw in certain elements like rounds up for non-residents, rounds up on the golf cart use.

Supervisor Montemurro reported that Kenosha Kiwanis sponsors a senior Babe Ruth baseball league and they have a traveling star team and last week the nineteen and under played in Dodgeville and won the State Championship. Great group of kids. Special thanks to the managers.

COUNTY EXECUTIVE APPOINTMENT

9. Sandra Hardt to serve as Administrator of the Brookside Care Center.

Chairman Kessler referred Appointment 9 to Human Services Committee.

NEW BUSINESS

Ordinance - first reading, two required.

ORDINANCE 18

18. From Administration and Judiciary & Law Committees regarding Repealing and Recreating Section 4.01 of the Municipal Code of Kenosha County Entitled "Civil Service Ordinance".

Resolutions - one reading.

RESOLUTION 40

40. From Administration and Finance Committees regarding Establishing the County Board Salaries for the Term 2004-2005.

**WHEREAS**, Section 3.01 (1) (b) of the Kenosha County Municipal Code provides that compensation for County Board Supervisors shall be determined via the adoption of a resolution by a majority of the entire board prior to the filing of nomination papers in the year preceding the election of supervisors, and

**WHEREAS**, the Administration and Finance Committees have met and discussed these compensation issues, and

**WHEREAS**, said discussion resulted in the Committees' recommendation of the following compensation rates:

Effective April 20, 2004	County Board Supervisors	\$ 6,000
	County Board Chairman	\$12,000
Effective April 19, 2005	County Board Supervisors	\$ 6,000
	County Board Chairman	\$12,000

**NOW, THEREFORE, BE IT RESOLVED** that the compensation rates for the position of County Board be adopted as presented; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that members of the County Board who opt to enroll in the Kenosha County health benefit be enrolled in the "C" level benefit plan.

Submitted by:

ADMINISTRATION COMMITTEE

David Singer

John Ruffolo

Joseph Clark

Thomas Kerkman

Mark Modory

FINANCE COMMITTEE

Robert Carbone

Terry Rose

John O'Day

Robert Pitts

Gordon West

It was moved by Supervisor Singer to adopt Resolution 40. Seconded by Supervisor Carbone.

Motion carried.

**RESOLUTION 41**

41. From Administration and Finance Committees regarding Approval of the Successor Labor Agreement Between the County of Kenosha and Kenosha County Federation of Nurses and Health Professionals, Local 5061.

**WHEREAS**, negotiations for a successor labor agreement between Kenosha County and Local 5061, were recently concluded, and

**WHEREAS**, the negotiations have culminated in a three-year labor agreement ending December 31, 2005, which agreement has since been ratified by the union; and

**WHEREAS**, Kenosha county is desirous of maintaining and promoting a sound and stable relationship with its employee organizations; and

**WHEREAS**, the Administration Committee and Finance Committee have reviewed said labor agreement;

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha county Board of Supervisors approve and adopt said labor agreement, the originals of which are herewith attached an on file in the County Clerk's Office.

Submitted by:

ADMINISTRATION COMMITTEE

David Singer

John Ruffolo

Joseph Clark

Thomas Kerkman

Mark Modory

FINANCE COMMITTEE

Robert Carbone

Terry Rose

John O'Day

Robert Pitts

Gordon West

It was moved by Supervisor Singer to adopt Resolution 41. Seconded by Supervisor Carbone. Supervisor Noble abstained. Motion carried.

**RESOLUTION 42**

42. From Finance Committee regarding Expenditure of Funds for Information Services/KALM project to provide greater public access to housing & land data via the Internet.

**WHEREAS**, the 2001-2003 Wisconsin State Biennial Budget, 2001 Wisconsin Act 16, enacted legislation relating to the recording fees retained by the county. Specifically, s 59.72 (5) (b) 3., Wis Stats., now provides as a condition for retaining those fees, that:

*"The county uses \$4 of each \$5 fee retained under this paragraph to develop, implement, and maintain the county wide plan for land records modernization, and \$1 of each \$5 fee retained under this paragraph to develop and maintain a computerized indexing of the county's land information records relating to housing, including the housing element of the county's land use plan under 66.1001(2)(b) in a manner that would allow for greater public access via the Internet."* , and

**WHEREAS**, the retained fees of \$5.00 which \$1.00 is to develop and maintain a computerized indexing of the county's land information records relating to housing data outlined in the county's land use plan in a manner that would allow for greater public access via the Internet, and

**WHEREAS**, the Kenosha Area Land Management (KALM) committee made up of the Office of Register of Deeds, Office of Treasurer, Office of County Clerk, Division of Land Information, Division of County Development, and Division of Information Services has begun to establish the land records modernization activities with respect to developing and maintaining computerized housing information including the housing element of the county's land use plan and making that data accessible to the public via the Internet, and

**WHEREAS**, \$1.00 of each \$5.00 fee that has been received to date and all future funds received from the State have been and will be set up in a non-lapsing account established for the purpose of funding the project of making data accessible via the Internet, and

**WHEREAS**, the Division of Information Services will be performing activities, contracting for professional services, acquiring software and hardware that are eligible project expenditures (see Exhibit A), and

**WHEREAS**, the Division of Information Services will be acquiring "SOARING" and "E-Record" software which is compatible and will integrate well with our current hardware and software to allow us to fulfill our obligation, and

**WHEREAS**, the Kenosha Area Land Management committee as part of making data accessible via the web recommends adopting the attached Internet Policy (see Exhibit B), and

**WHEREAS**, tax levy dollars will not be required to complete this project, NOW THEREFORE BE IT RESOLVED, that \$118,000 be appropriated for the purposes of completing this project, and

**BE IT FURTHER RESOLVED**, that the county budget be amended as reflected in the attached budget modification form which is hereby incorporated by reference, and

**BE IT FURTHER RESOLVED**, that the County Board hereby appropriate the future \$1 portion of the \$5 revenue received under ss59.72(5)(b) 3, for the purpose as allowed in accordance within the State law as approved by the Kenosha Area Land Management Committee.

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Terry Rose

John O' Day

Robert Pitts

Gordon West

It was moved by Supervisor Carbone to adopt Resolution 42. Seconded by Supervisor Rose.

It was moved by Supervisor Singer to amend Resolution 42 by have the last **BE IT FURTHER RESOLVED**, that the County Board shall hereby annually appropriate the future \$1 portion of the \$5 revenue received under SS59.72(5)(b) 3, for the purpose as allowed in accordance within the State law as approved by the Kenosha Area Land Management Committee. Seconded by Supervisor Clark.

Roll call vote on the amendment.

Ayes: Supervisors Grady, Boyer, Rose, Huff, Bergo, Modory, Singer, Ruffolo, Montemurro, Wisnefski, Noble, West, Kerkman, Elverman, Ekornaas.

Nays: Supervisors Kessler, Molinaro, Carbone, Carbone, Faraone, Johnson, Pitts, O'Day, Carey-Mielke, Clark, Gorlinski, Smitz.

Ayes. 15. Nays. 11.

Motion carried.

Roll call vote on Resolution 42 as amended.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Bergo, Carbone, Faraone, Modory, Singer, Montemurro, Wisnefski, Carey-Mielke, Clark, West, Kerkman, Gorlinski, Smitz, Elverman, Huff, Ruffolo, Noble and Ekornaas, O'Day, Molinaro.

Nays: Supervisors Johnson and Pitts.

Ayes. 24. Nays. 2

Motion carried.

#### **RESOLUTION 43**

43. 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, BE IT 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:

<u>DIVISIONS</u>	<u>PAYMENT GROUPS</u>
FINANCE GROUPING #1	\$2,350,098.31
PERSONNEL GROUPING #1	\$ 801,408.92
PERSONNEL GROUPING #2	\$ 112,349.65
DISABILITY GROUPING #1	\$1,075,797.35
PAYMENT GROUPS GRANT TOTAL:	\$4,339,654.23

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Terry Rose

Robert Pitts

John O'Day

Gordon West

It was moved by Supervisor Carbone to adopt Resolution 43. Seconded by Supervisor Rose. Supervisor Clark abstained from voting on the Spanish Center, Shalom Center, Community Impact Program and Professional Service. Motion carried.

**RESOLUTION 44**

44. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License for Grizzly Saloon.

**WHEREAS**, the applicant Gerald Sosnoski received approval by County Board action for a probationary cabaret license for the establishment known as the Grizzly Saloon, and

**WHEREAS**, the application of Gerald Sosnoski for a probationary cabaret license for Grizzly Saloon, 12711 Bristol Road, Kenosha, Wisconsin in the Town of Bristol, was made during the month of April, was turned over to this office on April 9, 2003, 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 Gerald Sosnoski, for the Grizzly Saloon.

Submitted by

JUDICIARY & LAW ENFORCEMENT COMMITTEE

James Huff

Anita Faraone

Terry Rose

Brenda Carey-Mielke

Joe Montemurro

It was moved by Supervisor Huff to adopt Resolution 44. Seconded by Supervisor Carey-Mielke. Motion carried.

**RESOLUTION 45**

45. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License for El Fracazo, Inc.

**WHEREAS**, the application of Salomon Hernandez for a probationary cabaret license for El Fracazo, Inc., 1778 Sheridan Road, Kenosha, Wisconsin, in the Town of Somers, was made during the month of August 2002, and was approved by County Board action on October 15, 2002, and

**WHEREAS**, the Kenosha Sheriff's Department has maintained a list of all reported incidents at El Fracazo during it's probationary period, and

**WHEREAS**, certain violent incidents and underage drinking at the establishment during the probationary period has created a lack of "general good order" and has caused concern over the operations to maintain control.

**NOW, THEREFORE BE IT RESOLVED**, that the request for a regular cabaret be denied and that the probationary license be extended for an additional six months to Salomon Hernandez, for the El Fracazo, Inc.

**BE IT FURTHER RESOLVED**, that the Sheriff's Department continue to monitor and document the establishment's activities and to advise the management how to attempt to reduce the number of problems they incur.

Submitted by

JUDICIARY & LAW ENFORCEMENT COMMITTEE

James Huff

Anita Faraone

Terry Rose

Brenda Carey-Mielke

Joe Montemurro

It was moved by Supervisor Huff to adopt Resolution 45. Seconded by Supervisor Faraone.

Roll call vote on Resolution 45.

Ayes: Supervisor Kessler, Grady, Boyer, Rose, Huff, Bergo, Carbone, Modory, Faraone, Johnson, Pitts, Montemurro, Wisnefski, Carey-Mielke, Clark, Noble, West, Kerkman, Smitz, Elverman, Ekornaas.

Nays: Supervisors Molinaro, O'Day, Singer, Ruffolo, Gorkinski.

Ayes. 21. Nays. 5  
Motion carried.

**RESOLUTION 46**

46. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License for Club Viper, Inc (Nitro's)

**WHEREAS**, the application of Leann J. McCarty for a probationary cabaret license for Club Viper (Nytro's), 32800 Geneva Road Hwy "50" and "W", Wheatland, Wisconsin, in the Town of Wheatland, was made during the month of August 2002 and was approved by County Board action January 14, 2003, and

**WHEREAS**, the Kenosha Sheriff's Department has maintained a list of all reported incidents at Nitro's during it's probationary period, and

**WHEREAS**, certain violent incidents at the establishment during the probationary period has created a lack of " general good order " and has caused concern over the operations to maintain control.

**NOW, THEREFORE BE IT RESOLVED**, that the request for a regular cabaret be denied and that the probationary license be extended for an additional six months to Leann J. McCarty, for Club Viper Inc. (Nytro's).

**BE IT FURTHER RESOLVED**, that the Sheriff's Department continue to monitor and document the establishment's activities and to advise the management how to attempt to reduce the number of problems they incur.

Submitted by:

JUDICIARY & LAW ENFORCEMENT COMMITTEE

James Huff

Brenda Carey-Mielke

Anita Faraone

Joe Montemurro

Terry Rose

It was moved by Supervisor Huff to adopt Resolution 46. Seconded by Supervisor Montemurro.

It was moved by Supervisor Clark to Call the Question. Seconded by Supervisor Ekornaas.

Roll call vote.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Bergo, Carbone, Modory, Faraone, Johnson, Pitts, Wisnefski, Carey-Mielke, Noble, Kerkman, Elverman, Ekornaas, O'Day, Clark, West, Gorlinski, Smitz.

Nays: Supervisors Huff, Molinaro, Singer, Ruffolo, Montemurro.

Ayes. 21. Nays. 5.

Motion carried.

Roll call vote on Resolution 46.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Huff, Bergo, Carbone, Modory, Faraone, Johnson, Pitts, Montemurro, Wisnefski, Carey-Mielke, Noble, Kerkman, Elverman, Ekornaas.

Nays: Supervisors Molinaro, O'Day, Singer, Ruffolo, Clark, West, Gorlinski, Smitz.

Ayes. 18. Nays. 8.

Motion carried.

**RESOLUTION 47**

47. From Land Use Committee regarding the Vertical Expansion of the Pheasant Run Recycling and Disposal Facility.

**WHEREAS**, Kenosha County has been notified by Waste Management Inc. that it intends to pursue a vertical expansion of its Pheasant Run Re-cycling and Disposal Facility, and

**WHEREAS**, the state law allows Kenosha County to participate on a local committee that will negotiate with Waste Management to establish requirements to protect the legitimate concerns of nearby property owners and residents and affected municipalities, including Kenosha County, and

**WHEREAS**, the ability of Kenosha County to participate on the local committee requires the adoption of a Siting Resolution and the naming of two members to represent the county on the local committee that will conduct negotiations regarding the proposed expansion of this facility, and

**WHEREAS**, on July 23, 2002 the Kenosha County Board of Supervisors passed Resolution 31 indicating its intent to negotiate and, if necessary, arbitrate with Waste Management, Inc. concerning the proposed vertical expansion of the Pheasant Run Re-cycling and Disposal Facility and appointed the Director of Planning and Development and Supervisor Tom Gorlinski of the Land Use Committee as members of the negotiating committee, and

**WHEREAS**, an investigation regarding the proposed vertical expansion was conducted by the Office of Planning and Development and whereas this minor expansion may be addressed by amending the current agreement between the County and Waste Management as appears on the attached Exhibit 1 thus resulting in no need for further negotiations, and

**WHEREAS**, a repeal of Resolution 31 would still require a conditional use permit and other pertinent approvals to be issued.

**NOW, THEREFORE, BE IT RESOLVED** by the Kenosha County Board of Supervisors that Resolution 31 passed by the Kenosha County Board on July 23, 2002 be repealed as it relates to the proposed vertical expansion of the Pheasant Run Re-cycling and Disposal Facility, and further that a certified copy of this resolution be sent to the State of Wisconsin Waste Facility Siting Board, 201 West Washington Avenue, Madison, WI 53703.

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 Resolution 47. Seconded by Supervisor Ekornaas.  
Motion carried.

**RESOLUTION 48**

48. From Land Use Committee regarding the Denial of the request of Mark S. and Joyce Sunday to rezone from A-2 General Agricultural District to I-1 Institutional District in the Town of Paris.

**WHEREAS**, on June 9, 2003 Mark S. Sunday and Joyce Sunday petitioned the Land Use Committee of the Kenosha County Board of Supervisors for a rezoning from A-2 General Agricultural District to I-1 Institutional District on Tax Parcel #45-4-221-011-0100 located in the northeast quarter of Section 1, Township 2 North, range 21 East, Town of Paris. For informational purposes only, this property is located on the southwest corner of the intersection of County Trunk Highway "KR" (1st Street) and 120th Avenue (West Frontage Road of I-94); and

**WHEREAS**, the proposed rezoning and use of the land is not compatible with the existing rural lands surrounding the property in the Town of Paris; and

**WHEREAS**, the proposed rezoning and use of the land is not compatible with the existing rural lands surrounding the property in the Town of Paris; and

**WHEREAS**, the granting of the request would be considered spot zoning; and

**WHEREAS**, the proposed rezoning and requested land use is not compatible with the adopted Town of Paris land use plan; and

**WHEREAS**, the Town of Paris planning board and the Town Board of Paris denied the rezoning request; and

**WHEREAS**, citizens in the area spoke in opposition to the request at the Land Use Committee's public hearing; and

**WHEREAS**, the proposed rezoning and requested land use is not compatible with the Southeastern Wisconsin Regional Planning Commission's Regional Land Use Plan for Southeastern Wisconsin - 2010 which was adopted by the Kenosha County Board of Supervisors via Policy Resolution No. 10 on May 9, 1993; and

**WHEREAS**, at a public hearing held on July 9, 2003 the Land Use Committee recommended denial of the request based on the aforementioned statements.

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors hereby denies the request of Mark S. Sunday and Joyce Sunday for rezoning from A-2 General Agricultural District to I-1 Institutional District on Tax Parcel #45-4-221-011-0100 for the aforementioned reasons.

Submitted by:

LAND USE COMMITTEE

Donald Smitz  
 Mark Molinaro  
 Thomas Gorlinski  
 Fred Ekornaas

It was moved by Supervisor Smitz to adopt Resolution 48. Seconded by Supervisor Ekornaas.  
 Roll Call vote.

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

Nays. Supervisors O'Day, West.

Abstain: Supervisor Clark.

Ayes. 23. Nays. 2. Abstain. 1.

Motion carried.

**RESOLUTION 49**

49. From Supervisor Joe Clark and Finance Committee regarding Advisory 2004 General Purpose Levy for Operations Cap.

**WHEREAS**, The Governor presented his proposed budget for the next two fiscal years (July 1, 2003 through June 30, 2005) on February 20, 2003.

**WHEREAS**, The Legislature has an approximate four month time frame to analyze the budget and exercise their legislative duty to the citizens of Wisconsin by analyzing and deliberating the budget.

**WHEREAS**, The Kenosha County Executive and the Administration begin preparing their proposed budget during July.

**WHEREAS**, The Kenosha County Executive is required by Kenosha County Municipal Code Ordinance 2.11(2) to present his proposed budget for the next fiscal year to the Kenosha County Board of Supervisors prior to October 15 of each year.

**WHEREAS**, Kenosha County Municipal Code Ordinance 2.11(3) requires that the proposed budget be presented at a public hearing and then shall be adopted by the Kenosha County Board of Supervisors at its annual meeting held each year. Kenosha County Municipal Code Ordinance 2.04(2) requires that the annual meeting be held on the Tuesday next succeeding the second Monday in November.

**WHEREAS**, The current ordinances as outlined above, have time constraints and limit the Kenosha County Board of Supervisors duty to the Citizens of Kenosha County to thoroughly analyze and deliberate the County Executives proposed budget.

**WHEREAS**, The general purpose county levy increased as follows:

2001	7.5%
2002	7.6%
2003	7.9%

**WHEREAS**, The percentage change in the consumer price index from the U. S. Department of Labor and Bureau of Labor Statistics for all items in the Midwest urban area from April 2002 to April 2003 is 1.78%

**WHEREAS**, As compared to 10 Counties in the State of Wisconsin that had a property tax levy of at least \$40 million for 2003, Kenosha County ranked highest in the percent change of levy increase from the prior year with 7.9% and ranked third in per capita spending at \$298.67. (Source Wisconsin Taxpayers Alliance)

<u>County</u>	<u>Total Levy</u>	<u>Percent Change</u>	<u>Rank</u>	<u>Per Capita</u>	<u>Rank</u>
Brown	\$ 67,585,187	7.1%	4	\$ 291.49	5
Dane	\$ 92,948,455	3.1%	8	\$ 211.79	10
Kenosha	\$ 45,699,133	7.9%	1	\$ 298.67	3
Milwaukee	\$220,369,179	0.4%	10	\$ 234.16	8
Outagamie	\$ 45,214,002	2.9%	9	\$ 273.08	6
Racine	\$ 47,002,288	6.7%	5	\$ 246.80	7
Rock	\$ 44,958,576	5.9%	6	\$ 291.94	4
Walworth	\$ 42,594,670	7.6%	3	\$ 450.58	1
Waukesha	\$ 80,580,137	3.9%	7	\$ 218.92	9
Winnebago	\$ 48,443,480	7.7%	2	\$ 304.37	2



WHEREAS, Kenosha County's undesignated unreserved fund balances in the general fund ("general fund") as of December 31, 2001 was \$5,787,752 and is projected to be \$8,100,000 as of December 31, 2002. The Kenosha County Annual Budget Policy Resolution 4 requires the reserves to be at least 10% ten percent of general fund spending or approximately \$4,500,000 as of December 31, 2002.

WHEREAS, This resolution is intended to follow Section 59.03(1), Wisconsin Statutes - wherein the administrative home rule is defined. "Every county may exercise any organizational or administrative power, subject to the constitution and to any enactment of the legislature which is of statewide concern and which uniformly affects every county".

WHEREAS, Public support exists to slow the growth of government taxation.

NOW, THEREFORE, BE IT RESOLVED that the Kenosha County Board of Supervisors goes on record of advising the County Executive that the 2004 general purpose levy for operations be limited to a 3.0% increase over the 2003 general purpose county levy for operations (estimated increase to be \$1,037,567)

BE IT FURTHER RESOLVED that it is not the intent of the Kenosha County Board of Supervisors that this advisory resolution apply to levies for debt service.

BE IT FURTHER RESOLVED that it is the intent of the Kenosha County Board of Supervisors that the 2004 budget be balanced without the use of undesignated unreserved fund balances in the general fund ("general fund reserves").

Submitted by:

Joseph D. Clark

Douglas J. Noble

Brenda Carey-Mielke

John J. O'Day

Anita F. Faraone

Terry W. Rose

Calculation of 2004 general purpose levy for operation increase.

**2003 General Purpose Levy**

2003 General Purpose Levy for Operations	\$ 34,585,550	(A)
2003 General Purpose Levy for Debt	<u>\$ 11,111,645</u>	
2003 Total General Purpose Levy	<u>\$ 45,697,195</u>	

**Advisory 2004 General Purpose Levy for Operations Cap**

2003 General Purpose Levy for Operations	for (A) \$ 34,585,550
--	-----------------------

Resolution 31 - 3% Advisory General Purpose Levy for Operations Cap Increase	<u>\$ 1,037,567</u>
--	---------------------

Advisory 2004 General Purpose Levy for Operations Cap	<u>\$ 35,623,117</u>
---	----------------------

Submitted by:

Joe Clark

Brenda Carey-Mielke

Anita Faraone

Douglas Noble

FINANCE COMMITTEE

Robert Carbone

Terry Rose

Robert Pitts

John O'Day  
Terry Rose

Gordon West

It was moved by Supervisor Clark to adopt Resolution 49. Seconded by Supervisor O'Day.

Roll call vote.

Ayes: Supervisors Kessler, Grady, Boyer, Rose, Huff, Bergo, Carbone, Modory, Faraone, Johnson, Pitts, Singer, Ruffolo, Montemurro, Wisnefski, Carey-Mielke, Noble, Kerkman, Gorlinski, Smitz, Elverman, Ekornaas, O'Day, West.

Nays. Supervisors Molinaro.

Ayes. 25. Nays. 1.

Motion carried.

COMMUNICATIONS

4. From George E. Melcher, Director of Planning and Development regarding future rezonings.

Chairman Kessler referred Communication 4 to Land Use Committee.

It was moved by Supervisor Montemurro to approval the July 1, 2003 minutes. Seconded by Supervisor Kerkman.

Motion carried.

It was moved by Supervisor Wisnefski to Adjourn. Seconded by Supervisor Noble.

Motion carried.

Meeting adjourned at 10:20 p.m.

Prepared by: Pam Young  
Chief Deputy Clerk  
Submitted by: Edna R. Highland  
County Clerk