



Legislation Committee
Agenda
Kenosha County Administration Building
2nd Floor Committee Room
July 18, 2017, Tuesday, 6:00 p.m.

NOTE: UNDER THE KENOSHA COUNTY BOARD RULES OF PROCEDURE ANY REPORT, RESOLUTION, ORDINANCE OR MOTION APPEARING ON THIS AGENDA MAY BE AMENDED, WITHDRAWN, REMOVED FROM THE TABLE, RECONSIDERED OR RESCINDED IN WHOLE OR IN PART AT THIS OR AT FUTURE MEETINGS. NOTICE OF SUCH MOTIONS TO RECONSIDER OR RESCIND AT FUTURE MEETINGS SHALL BE GIVEN IN ACCORDANCE WITH SECTION 2 C OF THE COUNTY BOARD RULES. FURTHERMORE, ANY MATTER DEEMED BY A MAJORITY OF THE BOARD TO BE GERMANE TO AN AGENDA ITEM MAY BE DISCUSSED AND ACTED UPON DURING THE COURSE OF THIS MEETING AND ANY NEW MATTER NOT GERMANE TO AN AGENDA ITEM MAY BE REFERRED TO THE PROPER COMMITTEE. ANY PERSON WHO DESIRES THE PRIVILEGE OF THE FLOOR PRIOR TO AN AGENDA ITEM BEING DISCUSSED SHOULD REQUEST A COUNTY BOARD SUPERVISOR TO CALL SUCH REQUEST TO THE ATTENTION OF THE BOARD CHAIRMAN

1. Call To Order
2. Citizen Comments
3. Chairperson Comments
4. Supervisor Comments
5. Communications
6. Approval Of Minutes
 - a. May 16, 2017 Minutes

Documents:

[MAY 16, 2017 MINUTES.PDF](#)

7. Possible Discussion With State Legislator
8. A Resolution Calling On The Wisconsin Legislators To Protect Homeowners From "Dark Store" Assessing Practices

Documents:

[RESOLUTION DARK STORE.PDF](#)

9. A Resolution Supporting The Ruling Invalidating State Legislative Maps And Ordering New Ones

Documents:

[RESOLUTION SUPPORTING REDISTRICTING RULING.PDF](#)

10. Other Matters As May Be Appropriately Brought Before The Committee
11. Adjourn

There may be a quorum of other Committees of the County Board.

MINUTES
LEGISLATIVE COMMITTEE

MAY 16, 2017

Present: Boyd Frederick, Andy Berg, Erin Decker, Michael Skalitzky, Dayvin Hallmon

YIG: Emma Heller-Cavener, Alexandra Harrah

Excused: John Franco, John Poole

Also present: LaVerne Jaros, Joseph Cardamone

6:05PM

1. The meeting was called to order by Chairperson Boyd Frederick in the 2nd floor Auditor's room at the Administration Building. Emily Bruno did roll call.

6:05PM

2. Citizen Comments: None

6:05PM

3. Chairperson Comments: Chairperson Frederick thanked the Youth in Governance members and stated that the Dark Stores resolution will be discussed at then next committee meeting.

6:06PM

4. Supervisor Comments: Supervisor Decker stated that she is working on a resolution and thanked the Youth in Governance members.

6:06PM

5. Communications: None

6:06PM

6. Approval of April 10th minutes: **Supervisor Berg made a motion to approve. Seconded by Supervisor Hallmon. All aye. Motion carried.**

6:07PM

7. Resolution calling on the Wisconsin State Legislature to Allocate Funds that would increase the Number of Psychiatrists and Psychiatric Advanced Nurse Practitioners Practicing in Wisconsin:
6:06pm LaVerne Jaros introduced the resolution and stated that it encourages action by legislature. Supervisor Decker asked if there was any thought on having the County do something to attack this problem. Jaros stated that the Human Services committee has discussed it, submitted grant requests and hired advanced nurse practitioners. Discussion ensued. **Supervisor Decker made a motion to approve. Seconded by Supervisor Berg. YIG: all aye. Supervisors: all aye. Motion carried.**

6:13PM

8. Resolution calling on the Wisconsin State Legislature to Retain Funding for Aging and Disability Resource Centers' Dementia Care Specialists: Laverne Jaros introduced the resolution. With the funding, Kenosha County has offered counseling, community education and memory screening. Jaros stated that the State's Speaker's Task Force on Alzheimer's and Dementia recommended the continuation of the Dementia Care Specialists. Discussion ensued. **Supervisor Decker made a motion to approve. Seconded by Supervisor Skalitzy. YIG: all aye. Supervisors: all aye. Motion carried.**

6:16PM

9. Resolution in Support of the Preservation of Tax-Exempt Financing: Joseph Cardamone introduced resolution. This resolution was before you last month, it was pass unanimously. It went to the Board floor and questions came up on why other issues weren't addressed such as property tax deductions and deductions for mortgage interest. The Finance Committee stated that the issues could be separated into different resolutions. Discussion ensued. **Supervisor Decker made a motion to approve. Seconded by Supervisor Berg. YIG: all aye. Supervisors: all aye. Motion carried.**

6:21PM

10. Resolution in Support of the Preservation of Mortgage Interest and Property Tax Deductions: Joseph Cardamone introduced resolution and stated that this resolution impacts the constituents when it comes tax time for credits for payments for property tax and payments on their mortgage interest. Discussion ensued. **Supervisor Berg made a motion to approve. Seconded by Supervisor Decker. Roll call: YIG: both aye; Supervisors: Aye- 2 (Hallmon, Berg), No- 2 (Decker, Frederick). Motion fails.**

6:31PM

11. Other matters: None

6:31PM

12. Adjourn: **Supervisor Decker made a motion to adjourn. Seconded by Supervisor Berg. All aye. Motion carried.**

Respectfully submitted,

Emily Bruno
Executive Assistant

County of Kenosha

Board of Supervisors

Resolution No. _____

RESOLUTION CALLING ON THE WISCONSIN LEGISLATORS TO PROTECT HOMEOWNERS FROM “DARK STORE” ASSESSING PRACTICES.

Original <u> X </u>	Corrected <u> </u>	2 nd Correction <u> </u>	Resubmitted <u> </u>
Date Submitted: May 15, 2017			
Date resubmitted: _____			
Submitted by: Supervisors Jill Gillmore & Jeff Wamboldt			
Fiscal Note Attached: <u> </u>			
Legal Note Attached: <u> </u>			
Prepared By: Supervisor Jill Gillmore			

WHEREAS, home owners in Wisconsin already pay approximately 70% of the total statewide property tax levy; and

WHEREAS, that property tax burden is about to get more disproportionate unless the legislature addresses tax avoidance strategies that national chain stores are using across the country to gain dramatic reductions in their property tax bills at the expense of homeowners and other taxpayers; and

WHEREAS, national chain stores are using what is known as the “Dark Store Theory” to argue that the assessed value of a new store in a thriving location should be based on comparing their buildings to sales of vacant stores in abandoned locations from a different market segment; and

WHEREAS, national chain stores in Wisconsin have argued in communities across Wisconsin that the assessed value of their property for property tax purposes should be less than half of their actual sale prices on the open market; and

WHEREAS, lawsuits filed by national chain stores in Wisconsin are forcing assessors to dramatically reduce the market value of thriving national retail stores, shifting their tax burden to local businesses and homeowners; and

WHEREAS, in many cases the courts have sided with their national chain stores, requiring communities to refund tax revenue back to the stores.

NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors call on the Wisconsin State Legislature and Governor to protect homeowners and local businesses from having even more of the property tax burden shifted to them by passing legislation clarifying that: leases are appropriately factored into the valuation of leased properties; and when using the comparable sale method of valuation, assessors shall consider as comparable only those sales within the same market segment exhibiting a similar highest and best use rather than similarly sized but vacant properties in abandoned locations; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors call on the Wisconsin State Legislature and Governor to pass legislation prohibiting assessors from valuing new retail stores the same as nearby abandoned stores from a different market segment; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors urges our Legislators and the Governor to support LRB-0373 known as the Dark Store Bill and LRB-0372 which reverses the 2008 Walgreens vs. City of Madison decision; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Kenosha County's legislative delegation, Governor Scott Walker, the Wisconsin Counties Association, and to all other Wisconsin counties.

Respectfully Submitted,

Jill Gillmore

Jeff Wamboldt

Approved by:

Legislative Committee:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
<hr/> Boyd Frederick, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Dayvin Hallmon, Vice-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Andy Berg	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Erin Decker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> John Franco	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> John Poole	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Michael Skalitzy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

County of Kenosha

Board of Supervisors

Resolution No. _____

Subject: A RESOLUTION SUPPORTING THE RULING INVALIDATING STATE LEGISLATIVE MAPS AND ORDERING NEW ONES			
Original <u> X </u>	Corrected <u> </u>	2 nd Correction <u> </u>	Resubmitted <u> </u>
Date Submitted:		Date resubmitted:	
Submitted by: Supervisor Leah Blough and the Legislative Committee			
Fiscal Note Attached: <u> </u>		Legal Note Attached: <u> </u>	
Prepared By: Supervisor Leah Blough			

WHEREAS, The act of voting is at the heart of a representational government; and

WHEREAS, For a representational government to be appropriately functional and responsive, voters must be active citizens with meaningful choices; and

WHEREAS, This requires not only an opportunity to exercise their voices but also a fair and equitable chance to have those with whom they agree garner a majority; and

WHEREAS, Both political parties must be held accountable to ensure legislative districts have a fairly equal amount of voters and that all voters in all districts have an equal say in the political process; and

WHEREAS, The recent 2 to 1 ruling by the United States District Court for the Western District of Wisconsin in the case of *Gill v. Whitford*, said the Wisconsin Legislature's 2011 re-drawing of the Wisconsin State Assembly districts violated both the First Amendment and the Equal Protection Clause of the Fourteenth Amendment because it aimed to deprive Democratic voters of their right to be represented; and

WHEREAS, As a result of the 2 to 1 ruling, the Federal Court ordered the Wisconsin State Legislature to draw new maps by November 1, 2017, to be ready in time for the November 2018 election cycle; and

WHEREAS, The State of Wisconsin, representing the Elections Commission, has appealed this ruling and the Republicans in the Wisconsin Legislature has voted to retain outside counsel to represent them as "friends of the court" at taxpayer expense in any such appeal; and

WHEREAS, The State of Wisconsin has already spent over 2 million dollars of taxpayer money to defend the maps found to be unconstitutional; and

WHEREAS, The Kenosha County Board of Supervisors, as elected representatives of the people, have a responsibility to ensure that all voters should be able to choose their representatives and not the other way around; and

WHEREAS, The Kenosha County Board of Supervisors also has a responsibility to call upon elected officials at all levels of government to be conscientious stewards of taxpayer money;

NOW THEREFORE BE IT RESOLVED, That the County Board of Supervisors supports the 2 to 1 ruling of the United State District Court for the Western District of Wisconsin to have the State Legislature draw new maps by November 1, 2017, to be ready for the November 2018 election cycle and opposes any further appeal of the same; and

BE IT FURTHER RESOLVED, That the County Board of Supervisors calls for the process of drawing new maps to promote more accountability and transparency and that it prohibit the consideration of voting patterns, party information and incumbents' resident information or demographic information in drawing the maps, except as necessary to ensure minority participation as required by the U.S. Constitution; and

BE IT FURTHER RESOLVED, That the County Board of Supervisors finds that adoption and support of this ruling will ensure that all voters have an equal say in the political process and will save the needless expenditure of taxpayer dollars on expensive legal fees; and

BE IT FURTHER RESOLVED That the County Clerk is instructed to send a copy of this resolution to Governor Scott Walker, Attorney General Brad Schimel, the Wisconsin Counties Association, and Kenosha County's representatives in the Wisconsin State Assembly and Senate.

Respectfully Submitted,

Leah Blough

Approved by:

Legislative Committee:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
<hr/> Boyd Frederick, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Dayvin Hallmon, Vice-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Andy Berg	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Erin Decker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<hr/> Michael Skalitzky	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>