



COUNTY BOARD OF SUPERVISORS

NOTICE OF MEETING

NOTE: UNDER THE KENOSHA COUNTY BOARD OF RULES OF PROCEDURE ANY REPORT, RESOLUTION, ORDINANCE OR MOTION APPEARING ON THIS AGENDA MAY BE AMENDED, WITHDRAWN, REMOVED FROM THE TABLE, RECONSIDERED OR RESCINDED IN WHOLE OR IN PART AT THIS OR AT FUTURE MEETINGS.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 SEC. 210(2) OF THE COUNTY BOARD RULES. FURTHERMORE, ANY MATTER DEEMED BY A MAJORITY OF THE BOARD TO BE GERMANE TO AN AGENDA ITEM MAY BE REFERRED TO THE PROPER COMMITTEE. ANY ITEM SCHEDULED FOR THE FIRST OF TWO READINGS IS SUBJECT TO A MOTION TO SUSPEND THE RULES IN ORDER TO PROCEED DIRECTLY TO DEBATE AND VOTE. 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.

NOTICE IS HEREBY GIVEN the **Regular County Board Meeting** of the Kenosha County Board of Supervisors will be held on Tuesday, the **19th Day of June at 7:30PM., in** the County Board Room located in the Administration Building. The following will be the agenda for said meeting:

- A. Call To Order By Chairman Esposito
- B. Pledge Of Allegiance
- C. Roll Call Of Supervisors
- D. Citizen Comments
- E. Announcements Of The Chairman
- F. Supervisor Reports
- G. NEW BUSINESS

Ordinance - One Reading

7. From The Planning, Development & Extension Education Committee An Ordinance Regarding Jeff A. Badtke (Owner) Requests An Amendment To The Adopted Land Use Plan Map For Kenosha County: 2035 (Map 65 Of The Comprehensive Plan) From X , Town Of Paris

Documents:

[ORD CPA BADTKE.PDF](#)

8. From The Planning, Development & Extension Education Committee An Ordinance Regarding Jeff A. Badtke (Owner) Requests A Rezoning A-1 Agricultural Preservation Dist., C-2 Upland Resource Conservancy Dist. & C-1 Lowland Resource Conservancy Dist. To A-1 Agricultural Preservation Dist., R-1 Rural Residential Dist., C-2 Upland Resource Conservancy Dist. & C-1 Lowland Resource Conservancy Dist., Town Of Paris

Documents:

[ORD REZO BADTKE.PDF](#)

Resolution - One Reading

14. From Judiciary & Law Enforcement Committee A Resolution To Approve The Appointment Of Monica Yuhas To Serve On The Joint Services Board

Documents:

[RESOLUTION APPOINTMENT.PDF](#)

15. From Kenosha County Sherriff's Department A Resolution For Activity Control License - Country Thunder East, LLC.

Documents:

[RESOLUTION COUNTRY THUNDER.PDF](#)

16. From The Judiciary & Law And Finance & Administration Committees A Resolution Regarding 2018 WI Dept. Of Justice - COPS Anti-Methamphetamine Task Force Grant

Documents:

[RES WIDJ COPS GRANT.PDF](#)

17. From The Planning, Development & Extension Education Committee A Resolution Regarding Jeff A. Badtke (Owner) Requests An Amendment To The Adopted Land Use Plan Map For Kenosha County: 2035 (Map 65 Of The Comprehensive Plan) From X , Town Of Paris

Documents:

[RES CPA BADTKE.PDF](#)

18. From The Public Works & Facilities And The Finance & Administration Committees A Resolution Authorizing The County Executive To Authorize Lease Or Vendor Permit In Parks For An Aerial Adventure Park

Documents:

[RES LEASE-VENDOR PERMIT PARKS.PDF](#)

H. COMMUNICATIONS

3. Communications From Andy M. Buehler Regarding Future Items Scheduled Before The Planning, Development & Extension Education Committee

Documents:

[07-11-2018 COMMUNICATIONS SIGNED.PDF](#)

I. SUMMONS & COMPLAINT

5. Frederick Brissette Vs County Board Of Supervisors Et Al

Documents:

J. Approval Of The June 5, 2018 Minutes By Supervisor B. Frederick.

K. Adjourn

Kenosha



County

BOARD OF SUPERVISORS

ORDINANCE NO. _____

Subject: Jeff A. Badtke, 1520 136 th Ave., Union Grove, WI 53182 (Owner), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Farmland Protection", "SEC" and "Non-Farmed Wetland" to "Farmland Protection", "Rural-Density Residential", "SEC" and "Non-Farmed Wetland" on Tax Parcel #45-4-221-111-0302 located in the NE ¼ of Section 11, T2N, R21E, Town of Paris			
Original <input type="checkbox"/>	Corrected <input type="checkbox"/>	2nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: June 19, 2018		Date Resubmitted:	
Submitted By: Planning Development & Extension Education Committee			
Fiscal Note Attached <input type="checkbox"/>		Legal Note Attached <input type="checkbox"/>	
Prepared By: Andy M. Buehler, Director Division of Planning & Development		Signature:	

AN ORDINANCE TO AMEND
THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY:
2035 BEING CHAPTER 11 OF THE KENOSHA COUNTY MUNICIPAL CODE

That Tax Parcel #45-4-221-111-0302 located in the NE ¼ of Section 11, T2N, R21E, Town of Paris, be changed from "Farmland Protection", "SEC" and "Non-Farmed Wetland" to "Farmland Protection", "Rural-Density Residential", "SEC" and "Non-Farmed Wetland", as presented in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035.

For informational purposes only, this property is located on the west side of C.T.H. "MB" (136th Avenue) approximately ¼ mile south of the intersection with C.T.H. "A" (7th Street).



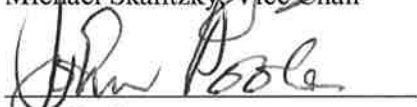

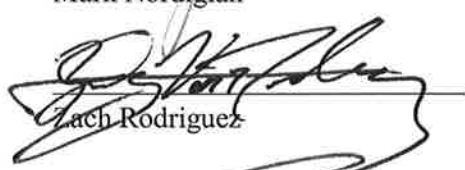
Jeff A. Badtke (Owner)

Description: See Exhibit #1 (attached).

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

Approved by:

PLANNING, DEVELOPMENT
& EXTENSION EDUCATION
COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
 Erin Decker, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Michael Skalizky, Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 John Poole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Mark Nordin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Zach Rodriguez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**COMPREHENSIVE PLAN
AMENDMENT SITE MAP
PETITIONER(S):**

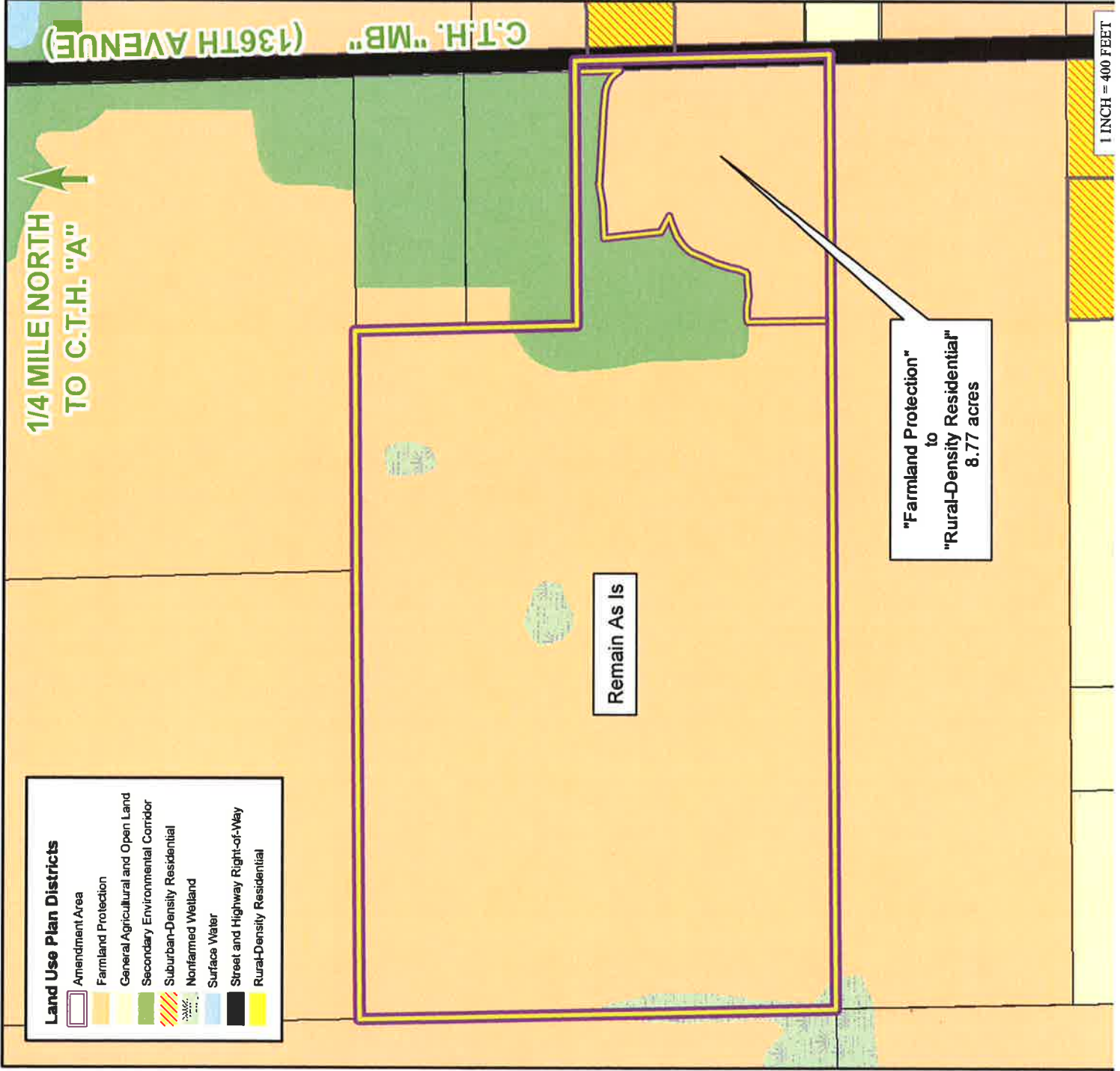
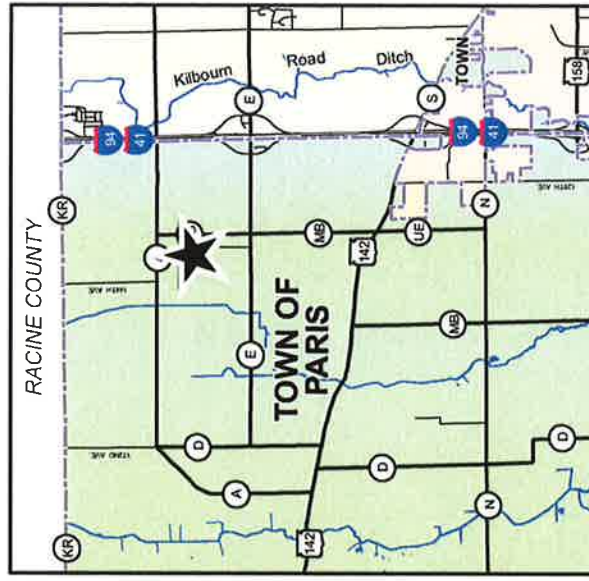
Jeff A. Badtke (Owner)

LOCATION: NE 1/4 of Section 11
Town of Paris

TAX PARCEL(S)#45-4-221-111-0302

REQUEST:

Requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Farmland Protection", "SEC" and "Non-Farmed Wetland" to "Farmland Protection", "Rural-Density Residential", "SEC" and "Non-Farmed Wetland"



Kenosha



County

BOARD OF SUPERVISORS

ORDINANCE NO. _____

Subject: Jeff A. Badtke, 1520 136th Ave., Union Grove, WI 53182 (Owner), requesting a rezoning from A-1 Agricultural Preservation Dist., C-2 Upland Resource Conservancy Dist. & C-1 Lowland Resource Conservancy Dist. to A-1 Agricultural Preservation Dist., R-1 Rural Residential Dist., C-2 Upland Resource Conservancy Dist. & C-1 Lowland Resource Conservancy Dist. on Tax Parcel #45-4-221-111-0302 located in the NE ¼ of Section 11, T2N, R21E, Town of Paris

Original ☐ Corrected ☐ 2nd Correction ☐ Resubmitted ☐

Date Submitted: June 19, 2018

Date Resubmitted:

Submitted By: Planning Development &
Extension Education Committee

Fiscal Note Attached ☐

Legal Note Attached ☐

Prepared By: Andy M. Buehler, Director
Division of Planning & Development

Signature:

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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the zoning of Tax Parcel #45-4-221-111-0302 located in the NE ¼ of Section 11, T2N, R21E, Town of Paris, be changed as follows:

from A-1 Agricultural Preservation Dist., C-2 Upland Resource Conservancy Dist.
& C-1 Lowland Resource Conservancy Dist. to A-1 Agricultural Preservation
Dist., R-1 Rural Residential Dist., C-2 Upland Resource Conservancy Dist. & C-1
Lowland Resource Conservancy Dist.

Jeff A. Badtke (Owner)

Description: See Exhibit #1 (attached).

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


Approved by:

PLANNING, DEVELOPMENT
& EXTENSION EDUCATION
COMMITTEE


Aye No Abstain Excused


Erin Decker, Chair


☒ ☐ ☐ ☐


Michael Skalitzky, Vice Chair

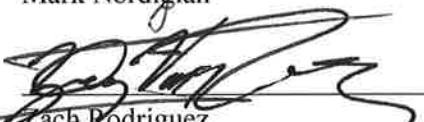
☒ ☐ ☐ ☐


John Poole

☒ ☐ ☐ ☐


Mark Nordigian

☒ ☐ ☐ ☐


Zach Rodriguez

☒ ☐ ☐ ☐

PETITIONER(S):

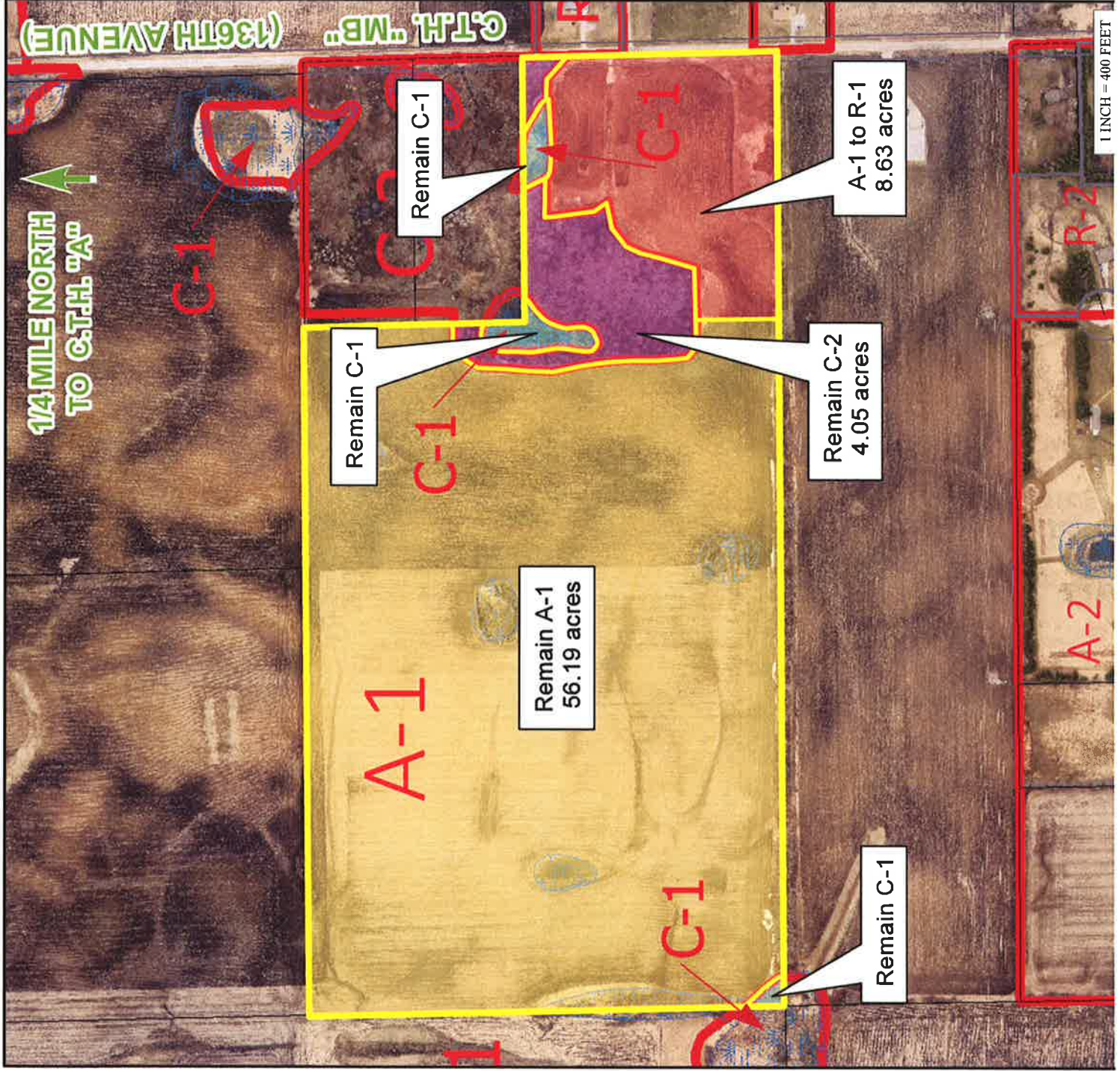
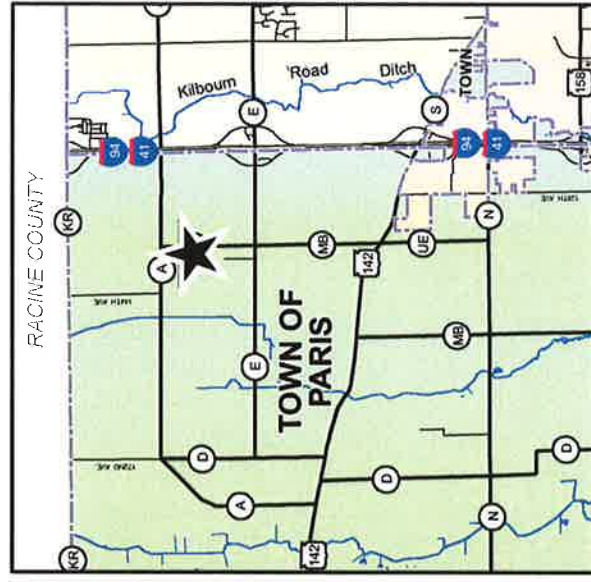
Jeff A Badtke (Owner)

LOCATION: NE 1/4 of Section 11,
Town of Paris

TAX PARCEL(S): #45-4-221-111-0302

REQUEST:

Requesting a rezoning from A-1 Agricultural Preservation District, C-2 Upland Resource Conservancy District & C-1 Lowland Resource Conservancy District to A-1 Agricultural Preservation District, R-1 Rural Residential District, C-2 Upland Resource Conservancy District & C-1 Lowland Resource Conservancy District.



County of Kenosha

Board of Supervisors

Resolution No. _____

Subject: RESOLUTION TO APPROVE THE APPOINTMENT
OF MONICA YUHAS TO SERVE ON THE JOINT SERVICES BOARD

Original X

Corrected

2nd Correction

Resubmitted

Date Submitted:

Date resubmitted:

Submitted by: Chair Daniel Esposito

Fiscal Note Attached:

Legal Note Attached:

Prepared By: Corporation Counsel Joseph M. Cardamone III

WHEREAS, Kenosha County Board Resolution 109 adopted on March 2, 2010, provides that two persons shall be appointed by the County Board Chair to the Joint Services Board, and further that such appointees shall be County Board Supervisors serving at the pleasure of the Chair; and

WHEREAS, Supervisor Monica Yuhas is hereby presented to the Board for confirmation by its Chair as his appointee to the Joint Services Board;

NOW THEREFORE BE IT RESOLVED, That the County Board of Supervisors hereby confirms the appointment of Supervisor Monica Yuhas to the Joint Services Board and to serve in such position at the pleasure of the Chair. or until the end of the existing term, May 15, 2021.

Respectfully submitted by:

Daniel Esposito


Chair, Kenosha County Board of Supervisors

Approved by:

Judiciary and Law Committee:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
 Boyd Frederick, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

 Jeffrey Wamboldt, 1 st Vice-Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Greg Retzlaff	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 David Celebre	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Monica Yuhas	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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COUNTY OF KENOSHA

BOARD OF SUPERVISORS

Daniel Esposito
Chairman

John O'Day
Vice Chairman

May 30, 2018

County Board Chair Appointment
Joint Services Board

Pursuant to the Intergovernmental Cooperation Agreement (IGA) between the County and City of Kenosha, established for the purpose of governing the operation of the Kenosha Joint Services Division,

I, Daniel Esposito, Chair, Kenosha County Board of Supervisors, hereby appoint:

Supervisor Monica Yuhas, 18th District Representative,

to serve a term, as established by paragraph 3.01-6 of the IGA, on the Joint Services Board. Supervisor Yuhas will be succeeding me. This term shall commence upon approval by the County Board and shall be for three years, expiring on May 15, 2021.


Daniel Esposito
Chair
Kenosha County Board of Supervisors

1st DISTRICT
WILLIAM GRADY
2ND DISTRICT
TERRY W. ROSE
3RD DISTRICT
JEFFREY GENTZ
4TH DISTRICT
MICHAEL GOEBEL
5TH DISTRICT
DAVID CEJEBRE
6TH DISTRICT
EDWARD KUBICKI
7TH DISTRICT
DAYVIN HALLAMON
8TH DISTRICT
ZACH RODRIGUEZ
9TH DISTRICT
JOHN J. O'DAY
10TH DISTRICT
ANDY BERG
11TH DISTRICT
RONALD J.
FREDERICK
12TH DISTRICT
GABE NUDO
13TH DISTRICT
JOHN FRANCO
14TH DISTRICT
BOYD FREDERICK
15TH DISTRICT
GREG RETZLAFF
16TH DISTRICT
DANIEL ESPOSITO
17TH DISTRICT
JEFF WAMBOLDT
18TH DISTRICT
MONICA YULHAS
19TH DISTRICT
MIKE SKALITZKY
20TH DISTRICT
JOHN POOLE
21ST DISTRICT
MARK NORDIGIAN
22ND DISTRICT
ERIN DECKER
23RD DISTRICT
DENNIS ELLERMAN

KENOSHA COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. _____

Subject: **ACTIVITY CONTROL LICENSE – Country Thunder East, LLC**

Original <input checked="" type="checkbox"/>	Corrected <input type="checkbox"/>	2 nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: June 19th, 2018		Date Resubmitted	
Submitted By: Judiciary & Law Enforcement Committee			
Fiscal Note Attached <input type="checkbox"/>		Legal Note Attached <input type="checkbox"/>	
Prepared By: Kenneth W. Weyker, Captain of Field Operations		Signature: 	

WHEREAS, pursuant to Chapter 8.01 of the Municipal Code of Kenosha County, the Sheriff's Department received the application from Kim Blevins for an Activity Control License for Country Thunder East LLC, 2305 Lance Drive, Twin Lakes, Wisconsin, in the Town of Randall, made during the month of January, 2018 and

WHEREAS, the Sheriff's Department has reviewed the documentation of the applicant, and

WHEREAS, the actual physical inspection of said property indicates that all items that could be, have been complied with pursuant to Chapter 8.01 of the Municipal Code of Kenosha County.

NOW, THEREFORE BE IT RESOLVED, by the Kenosha County Board of Supervisors that an Activity Control License for Country Thunder East, LLC be granted to Kim Blevins for the dates of July 19th – 22nd, 2018.

Respectfully Submitted,

JUDICIARY AND LAW ENFORCEMENT COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
 Supervisor Boyd Frederick, Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Jeff Wamboldt, Vice-Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Greg Retzlaff,	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Monica Yumas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor David Celebre	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MEMO

DATE: May 16, 2018
TO: Judiciary and Law Committee
FROM: Capt. Ken Weyker
RE: Country Thunder 2018

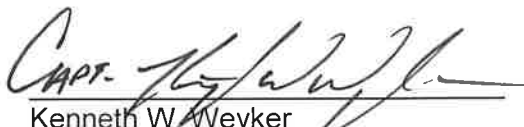
Country Thunder is scheduled for July 19th - 22nd, 2018 at the Shadow Hill Ranch in Twin Lakes Wisconsin. The ownership of the event has not changed since 2014. Its principal owner is Irving One, LLC law firm out of Odessa Texas, Agent Gary Martin. This firm is listed on the Class B Liquor License with the Town of Randall which will expire on June 30th, 2018. The Town of Randall has informed us that they intend to renew the license in the first part of July 2018.

The Kenosha County Dept. of Planning and Development received the Conditional Use Permit Application in January of 2018 and approved the permit at their March 14th, 2018 meeting. Andy Buehler of Planning and Development confirmed all restrictions would be met to the Planning and Developments satisfaction.

The operations of the event are under the direction of Kim Blevins of Country Thunder East LLC, Madison, TN. No major changes to the operation are anticipated. This year Country Thunder anticipates 35,000 in attendance per day. Country Thunder has posted \$225,000.00 bond for the Sheriff Dept. and associate agency costs.

The Sheriff's operation will increase from past years to enhance the Incident Command Operation and Special Response capabilities in case of a mass casualty incident. Additional Police manpower will be requested from neighboring agencies to cover needed assistance on the grounds and increases in traffic. Traffic control will be enhanced with traffic on Lance Dr. with restriction of west bound traffic from Lance Dr. (NB) at 110th & 119th Streets. Local traffic will be allowed to travel north and south on Lance Dr. throughout the event.

The Kenosha Sheriff's Dept continues to adapt to the growing activity and threats associated with such a large event. Costs for professional coverage of this event will rise as future technology, equipment and manpower are required.


Kenneth W. Weyker
Captain Field Operations

c/c Sheriff
Chief Deputy
Ex. Secretary

**KENOSHA SHERIFF****FIELD CASE REPORT**CASE# **2018-00323529**

EVENT	REPORTED DATE/TIME 05/15/2018 08:36	OCCURRED INCIDENT TYPE Service	
	OCCURRED FROM DATE/TIME 05/15/2018 08:36	OCCURRED THRU DATE/TIME 05/15/2018 08:36	LOCATION OF OCCURRENCE COUNTRY THUNDER FESTIVAL GROUNDS 2305 LANCE DR TWIN LAKES, WI

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	JACKET/SUBJECT TYPE Adult Other		NAME (LAST, FIRST, MIDDLE SUFFIX) Gearhart, Roger UNK				
	DOB 45 60		ADDRESS (STREET, CITY, STATE, ZIP) 6999 E Business I-20 Suit 1 BLVD Odessa, TX 79760				
	RACE White		SEX Male	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE
	IDENTIFICATION TYPE Verbal		PRIMARY PHONE (432)557-9920		PHONE #2	PHONE #3	

SUBJECT	JACKET/SUBJECT TYPE Adult Other		NAME (LAST, FIRST, MIDDLE SUFFIX) Blevins, Kimberly UNK				
	DOB 40 60		ADDRESS (STREET, CITY, STATE, ZIP) 730 N Gallatin Pike BLVD Madison, TN 37115				
	RACE White		SEX Female	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE
	IDENTIFICATION TYPE Verbal		PRIMARY PHONE (615)970-0980		PHONE #2	PHONE #3	

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)				
	DOB		ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE		SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE
	IDENTIFICATION TYPE		PRIMARY PHONE		PHONE #2	PHONE #3	

REPORTING OFFICER 155 lovineFrank	DATE 05/15/2018	REVIEWED BY lovine, Frank J	05/15/2018
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KENOSHA SHERIFF

FIELD CASE REPORT

CASE# 2018-00323529

NARRATIVE

I: Gearhart, Roger (Property Owner)
Irving One LLC, Odessa, TX

I: Martin, Gary
Irving One LLC, Odessa, TX (Class B Agent)

I: Blevins, Kimberly
Country Thunder East

Country Thunder East, 234-Space Park Drive South, Nashville TN, is the current operator of Country Thunder 2018 (CT2018) festival.

The current Class B liquor license will expire on 30 June 2018. Randall Township has received another application for a Class B liquor license from Licensing AZ-WI Ranch (LLC), 111514-Richmond Road, Randal Township, WI. Gary Martin is listed as the agent. This application is scheduled for review by the Randall Town Board on 24 May 2018 with a back up date of 14 June 2018. The application is expected to be approved. Upon approval this license will become active on 01 July 2018 and will expire on 30 June 2019.

Kenosha County Planning and Development received a Conditional Use Permit application on 25 January 2018 for the Country Thunder Festival. The application was submitted by a Kim Blevins who is the event general manager. This application was approved by Planning and Development on 14 March 2018. The terms and conditions of this agreement are consistent with the previous year.

Kenosha County has received both the payment for the Conditional Use permit and the \$225,000 payment for County services during the event.

The Village of Genoa City has received a Special Events Permit Request from Country Thunder East (LLC) for the festival property that resides within their jurisdiction. The permit request is to allow for patron parking and camping. This request was approved by Genoa City on 12 May 2018.

The festival layout is expected to remain consistent with the previous year.

No further action taken.

REPORTING OFFICER	DATE	REVIEWED BY	
155 lovineFrank	05/15/2018	lovine, Frank J	05/15/2018



COUNTY OF KENOSHA

OFFICE OF THE SHERIFF

5205

David G. Beth
Sheriff
1000 55th Street
Kenosha, WI 53140
(262) 605-5100
Fax: (262) 605-5130

INVOICE

April 26, 2018

Country Thunder Music Festivals
Attn: Allison Farden
730 Gallatin Pike N
Madison, TN 37115

COPY

DESCRIPTION	AMOUNT
2018 Country Thunder music festival estimated expenses for security, enforcement, dispatch services, traffic and parking control, sanitation and health services. Twin Lakes, Kenosha County, WI July 19 - July 22, 2018 This invoice serves as an estimate of the expenditures for law enforcement services, etc. Pre-payment is required based on this estimate. Once the end settlement of expenses is complete, any surplus will be returned. Kenosha County will invoice for actual expenses that exceed this pre-payment.	\$225,000.00
TOTAL DUE	\$225,000.00

Rec'd
check
5-4-18


Nancy Otis, Fiscal Services Mgr.

Make Check Payable to & Send to:
Kenosha Co Sheriff Dept
1000 - 55th Street
Kenosha, WI 53140
Attn: Accountant

KENOSHA COUNTY
County Clerk
1010 56th Street
Kenosha, WI 53140

000436-0010 Sherri S. 05/09/2018 09:59AM

COUNTY CLERK

Cabaret	
License-Probationary	
1.00 @ 200.00	
Cabaret	
License-Probationary	200.00
100.100200	200.00D
14100.444010	200.00C

200.00

Subtotal	200.00
Total	200.00

CHECK	200.00
-------	--------

Check Number 00010033

Change due	0.00
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Paid by: Country Thunder East LLC

Comments: Activity Control Country
Thunder

FOR CHECK PAYMENTS, RECEIPT IS NOT VALID
UNTIL THE CHECK HAS CLEARED ALL BANKS.

KENOSHA COUNTY COPY
DUPLICATE RECEIPT

⑈000010033⑈ ⑆0510000045⑆1000200789609⑈

COUNTRY THUNDER EAST LLC 730 GALLATIN PIKE N MADISON, TN 37115		SUNTRUST ACH RT 061000104 87-4/640		10033
PAY TO THE ORDER OF COUNTY CLERK 1010-56TH ST KENOSHA, WI 53140 USA		Two Hundred and 00/100 Dollars		
Memo: ACTIVE CONTROL LICENSE CTW18		DATE May 1, 2018	AMOUNT 200.00	
AUTHORIZED SIGNATURE 				
Security features. Details on back.				



COUNTY OF KENOSHA
Department of Planning and Development

December 2012

RECEIVED

JAN 25 2018

Kenosha County
Deputy County Clerk

CONDITIONAL USE PERMIT APPLICATION

(a) Property Owner's Name:

Irving One, LLC

Print Name: Roger Gearhart

Signature: 

Mailing Address: 6999 E Business I-20, Suite #1 City: Odessa

State: TX


Zip: 79762

Phone Number: 432-557-9920

E-mail (optional): roger@gbe7.com

(b) Agent's Name (if applicable):

Print Name: Kim Blevins

Signature: 

Business Name: Country Thunder East, LLC

Mailing Address: 730 Gallatin Pike N

City: Madison

State: TN Zip: 37115

Phone Number: 615-970-0980

E-mail (optional): kim@countrythunder.com

(c) Architect's Name (if applicable):

Print Name: _____ Signature: _____

Business Name: _____

Mailing Address: _____

City: _____

State: _____

Zip: _____

Phone Number: _____

E-mail (optional): _____

(d) Engineer's Name (if applicable):

Print Name: _____ **Signature:** _____

Business Name: _____

Mailing Address: _____

City: _____ **State:** _____ **Zip:** _____

Phone Number: _____ **E-mail (optional):** _____

CONDITIONAL USE PERMIT APPLICATION

(e) Tax key number(s) of subject site:

60-4-119-304-0405

60-4-119-304-0100

60-4-119-311-0200

Address of the subject site: Please see attached

(f) Plan of Operation (or attach separate plan of operation)

Type of structure:

Please see attached.

Proposed operation or use of the structure or site:

Please see attached.

Number of employees (by shift): Please see attached

Hours of Operation: Please see attached

Any outdoor entertainment? If so, please explain: Please see attached.

Any outdoor storage? If so, please explain: Please see attached.

Zoning district of the property: A-2, A-1, PR-1, B-5, C-1

(g) Attach a plat of survey prepared by a land surveyor registered by the State of Wisconsin or site plan drawn to scale and approved by the Department of Planning and Development showing all of the information required under section 12.05-1(h)3 for a zoning permit. In addition, the plat of survey or site plan layout shall show the location, elevation and use of any abutting lands and the location and foundation elevations of structures within 50 feet of the subject site; soil mapping unit lines; ordinary high water mark, historic high water marks and floodlands on or within 50 feet of the subject premises, and existing and proposed landscaping.

CONDITIONAL USE PERMIT APPLICATION

For conditional use permit applications that are made within shoreland and floodland areas, such description shall also include information that is necessary for the County Planning, Development & Extension Education Committee to determine whether the proposed development will hamper flood flows, impair floodplain storage capacity, or cause danger to human, animal or aquatic life. This additional information may include plans, certified by a registered professional engineer or land surveyor, showing existing and proposed elevations or contours of the ground; fill or storage elevation; basement and first floor elevations of structures; size, location, and spatial arrangement of all existing and proposed structures on the site; location and elevation of streets water supply and sanitary facilities; aerial photographs, and photographs showing existing surrounding land uses and vegetation upstream and downstream; soil types and any other pertinent information required by either the Planning, Development & Extension Education Committee or the Office of Planning and Zoning Administration:

(h) The Kenosha County Department of Planning and Development may ask for additional information.

(i) The fee specified in Section 12.05-8 of this ordinance.

Request for Conditional Use Permit..... \$780.00

(For other fees see the Fee Schedule)



COUNTY OF KENOSHA

Division of Planning & Development

Andy M. Buehler, Director
Division of Planning & Development
19600 75th Street, Suite 185-3
Bristol, WI 53104-9772
(262) 857-1895

March 21, 2018

Irving One, LLC (Owner)
6999 E. Business I-20 Suite #1
Odessa, TX 79762

Country Thunder East, LLC (Agent)
730 Gallatin Pike N
Madison, TN 37115

Richard & Sandra Diedrich (Owner)
2000 Richmond Road
Twin Lakes, WI 53181

Russell Brothers, LLC (Owner)
11909 Richmond Road
Twin Lakes, WI 53181

Dear Applicants:

On March 14, 2018, the Planning, Development & Extension Education Committee of the Kenosha County Board of Supervisors approved your request for a Conditional Use Permit to allow a country music festival (July 19-22, 2018) with an assembly over 5,000 people on the following Tax Parcels: #60-4-119-304-0405 (Irving One, LLC), #60-4-119-304-0100 (Diedrich) & part of #60-4-119-311-0200 (Russell) located in the SE & SW 1/4 of Section 30 & the NW 1/4 of Section 31, T1N, R19E, Town of Randall.

Your request is approved, subject to the conditions signed by Ivan Purnell and Allison Farden at the meeting; a copy of which is enclosed. Please note that it is your responsibility to ensure compliance with these conditions.

Should you have any questions or comments, please contact me at the phone number or address listed above.

Sincerely,

ANDY M. BUEHLER, Director
Division of Planning & Development

AMB:aw
Enclosure
cc: Randall Town Clerk



COUNTY OF KENOSHA

Division of Planning & Development

Andy M. Buehler, Director
Division of Planning & Development
19600 75th Street, Suite 185-3
Bristol, WI 53104-9772
(262) 857-1895

CONDITIONS OF APPROVAL

**IRVING ONE LLC, RICHARD AND
SANDRA DIEDRICH, RUSSELL BROTHERS LLC (OWNERS)
COUNTRY THUNDER EAST, LLC (LESSEE)**

**REQUESTING A CONDITIONAL USE PERMIT FOR
A COUNTRY MUSIC FESTIVAL WITH AN ASSEMBLY OVER 5,000 PEOPLE
AND OVERNIGHT CAMPING OF 100 OR MORE INDIVIDUALS
ON TAX PARCELS**

**#60-4-119-304-0405, #60-4-119-304-0100 AND PART OF #60-4-119-311-0200
TOWN OF RANDALL**

[NOTE: ALL DEADLINE DATES ARE SHOWN IN BOLD]

1. Subject to the conditional use permit application dated November 13, 2018 and stamped received by Planning & Development on January 25, 2018, which includes festival dates, times, general overview, event set-up and tear down schedule, camping overview, traffic summary, food and beverage operations, ticket information and attendance, general site information, rules and regulations, and emergency procedures. Implementation of improvements to the sites and adjacent areas may require permits from the State, Kenosha County, or the Town of Randall. In addition, permits may be required for signs in and along the right-of-way of Walworth County, and State, County and local highways in the State of Illinois. The applicant is responsible for obtaining these permits along with contacting and implementing the conditions as required by these units of government.
2. Subject to the February 22, 2018 approval by the Town of Randall Town Board (Exhibit A).
3. Subject to compliance with any conditions established by the Village of Genoa City as part of their Special Events Permit.
4. If the Country Music Festival is to be held next summer, the application for the Conditional Use Permit shall be filed by no later than **February 13, 2019** for the March 13, 2019 Planning, Development & Extension Education Committee ("PDEEC") meeting to ensure adequate time for the planning and permitting of the event.
5. This conditional use permit is being granted solely for a single event, which shall be operated July 18-23, 2018. Any additional festival events will require applying for and receiving a conditional use permit from PDEEC, as well as receiving approval from the other affected units of government having jurisdiction over events of this nature. If approval for this type of event is not granted in 2019, or the applicant chooses not to have an event in 2019, all lands that were rezoned from A-1 Agricultural Preservation District to A-2 General Agricultural shall be rezoned back to A-1 Agricultural Preservation District by the applicant(s) or its agent.

6. An event production schedule shall be provided for review to the Kenosha County Department of Planning & Development ("Planning & Development") by **July 2, 2018**.
7. Applicant shall provide proof of liability insurance to Planning & Development by no later than **July 2, 2018**.
8. A site plan showing the location of all temporary and permanent structures and their intended use for the duration of the Country Thunder event shall be provided to Planning & Development by **July 2, 2018**.
9. A list of amusement rides that will be present at the event and proof of liability insurance shall be provided to Planning & Development by **July 12, 2018**. All amusement rides shall be properly registered and operated in accordance with Wisconsin Administrative Code Chapter SPS 334 – Amusement Rides.
10. The County Thunder Disaster Preplans, prepared by the Town of Randall Fire Department in 2009 and revised as needed, shall be followed for any fire, rescue, emergency and evacuation needs during the event. National Oceanic and Atmospheric Association (NOAA) weather radios shall be on hand and used to monitor weather conditions from the National Weather Service offices in Sullivan, WI and Chicago, IL during the duration of the festival, as referred to in the emergency plan. Site managers shall be briefed on their use and must be familiar with the use of radio communication equipment for interfacing with response agencies as necessary.
11. The grounds, including areas not visible to the public, shall be kept neat and clean at all times. Staff shall be provided for the purposes of picking up litter whenever the public is on the site. In addition, it is the responsibility of the applicant to remove all litter that may be blown from the site onto abutting properties and/or road rights-of-way, with final on & off-site clean-up being completed no later than August 3, 2018.
12. All Country Thunder-related structures, tents, temporary fences and equipment shall be removed from the event properties no later than **August 3, 2018**.

TRAFFIC AND PARKING

13. Traffic patterns/traffic control for the event shall be based on a traffic plan as depicted in the attached Exhibit B. Any change to this plan shall be reviewed and approved by representatives of Country Thunder, the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works, Planning & Development and any other affected governmental agencies. The plan shall include the training and coordination of parking attendants and the affected county agencies. A series of coordination meetings including all affected agencies will be needed to solve traffic problems. Any costs associated with this traffic planning are the responsibility of the applicant. Any directional maps that are distributed by Country Thunder shall be reviewed and approved by the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works and Planning & Development.
14. A detailed site plan showing all parking areas, camping areas and traffic flow patterns shall be submitted to Planning & Development by no later than **July 2, 2018**. Parking shall take place only in the designated areas shown on the plan. Entrance and exit roads shall be graveled and maintained for a minimum distance of 100 feet from the edge of pavement of the public road and the remaining entrance and exit roads shall be maintained in a dust free

condition at all times. Efforts should be pursued to improve the condition of any internal festival roadways which historically become muddy and, therefore, difficult or impossible for patrons and staff to navigate. No off-site parking is allowed, including within public rights-of-way. "No Parking" signs must be installed by Kenosha County in the vicinity of the event at the cost of the applicant. Directional signage, pavement marking, and roadway patrol shall be in accordance with memorandums and approvals from the Kenosha County Sheriff's Department and/or the Kenosha County Department of Public Works.

15. Based on discussions between the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works and Planning & Development staff, it is recommended that the current drop-off area located on the south side of CTH "O" (110th St.) be enlarged to improve traffic flow and allow more space for the stacking of vehicles so that they are not backing up into the roadway. Separate entrance and exit drives should be provided at each end of the drop-off area to improve vehicle flow into and out of the area. Adequate directional signage should also be placed along CTH "P" (Richmond Rd.) and CTH "O" (110th St.). Any potential change in location of the drop-off area between approval of this Conditional Use Permit and the start of the event shall be reviewed and approved by the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works and Planning & Development.

ACTIVITY CONTROL LICENSE

16. The applicant is responsible for applying for and obtaining a Kenosha County Activity Control License with the Kenosha County Sheriff's Department and the Kenosha County Clerk's Office, to be approved by the Kenosha County Board of Supervisors prior to the event, and complying with any associated conditions as set forth in said Activity Control License.

It should be noted that where a conflict exists between the proposed number of facilities, security staffing, parking attendants, toilets, etc., the applicant shall provide the greater number, but shall, under no circumstances, provide less than the required number as set forth in the Kenosha County Activity Control Ordinance, being Chapter 8 of the Municipal Code of Kenosha County.

HEALTH

17. A State sanitary permit shall be obtained, along with appropriate fees & forms, for holding/pump tank installation for the employee catering building. POWTS replacement shall be completed prior to event opening/start for 2018 year.
18. A County sanitary permit shall be obtained for building sewer repair/correction for the existing shower building. Work for both POWTS items to be completed by a WI licensed installer having a valid MPRS, or MP license designation prior to event opening/start for 2018 year.
19. The Kenosha County Division of Health shall test both wells and the distribution system by **June 13, 2018**. Repairs, maintenance and chlorinating of the wells, if needed, must be completed prior to this date. Any temporary water lines in the camping areas shall be shown on a plan and approved by the Kenosha County Division of Health.

20. The County Environmental Sanitarian shall be contacted **30 days prior to the music festival** to inspect the existing private onsite wastewater treatment systems (POWTS) on the festival grounds to determine compliance with the State and County Sanitary Codes.

Any new or existing buildings served with water and having sanitary waste drains and not connected to an acceptable POWTS will be identified at the time of the Sanitarian's inspection. Based on the project and time permitting, a complete plan submittal and an application for a Sanitary Permit may be required to be submitted to the Sanitarian with installation and inspection by the county occurring before **July 9, 2018**.

21. It is the responsibility of the applicant to comply with all State and local regulations regarding public health. This includes proper and adequate toilet and hand washing facilities, showering facilities, proper food preparation and serving conditions, adequate tested potable water, proper disposal of refuse and food by-products on a timely basis. The Kenosha County Division of Health requires permits and inspections to assure the event is conducted within laws of proper sanitation and health. The applicant shall obtain all necessary health-related permits and assure that all necessary tests and inspections are conducted. Above-mentioned facilities must be in place for inspection by **July 16, 2018**.
22. Plans showing the location of the vendor areas, along with a list of vendors occupying booths shall be provided to the Kenosha County Sheriff's Department, Kenosha County Division of Health and Planning & Development by **July 2, 2018**. The plan shall be kept current, and updates shall be provided prior to the event.
23. Information regarding service and service provider of grease disposal shall be provided to the Kenosha County Division of Health and Planning & Development by **July 2, 2018**.
24. Information on solid waste removal service provider and schedule of service to be provided to Kenosha County Division of Health and Planning & Development by **July 2, 2018**.
25. The Kenosha County Division of Health shall be provided with a list of names of individuals who are responsible for servicing portable toilet units, servicing hand washing stations, shower waste disposal, and supervising the food court and VIP food service areas by **July 2, 2018**. All hand washing stations shall be in place and installed with soap dispensers and single-service towel dispensers before the festival opens. Hand washing stations must be provided for all food preparation/serving areas. Hand washing stations need to be monitored and maintained with water, soap, and towels. In areas where water is not available under pressure, a minimum of a five- (5) gallon insulated container with a spigot and approved liquid waste disposal shall be provided.
26. Any individual considering tattooing at the event must contact the Kenosha County Division of Health by **July 2, 2018**.
27. Payment and applications for temporary restaurant licenses shall be received by **July 16, 2018**. Payment must be made to the Kenosha County Division of Health in the form of a certified check.
28. Payment for special event campground licenses and water testing fees shall be received by **July 16, 2018**. Payment must be made to the Kenosha County Division of Health in the form of a certified check.

29. Separate enclosed toilets for males and females meeting all state and local specifications must be conveniently located throughout the grounds and in proximity to the campground, sufficient to provide facilities for the maximum number of people to be assembled at the rate of at least one toilet for every 200 persons, with said facilities to be evenly-divided between male and female together with an efficient, sanitary means of disposing of waste matter deposited, which is in compliance with all state and local laws and regulations.
30. There must be one lavatory for every 500 persons with running water under pressure and a continuous supply of soap and paper towels to be provided with each lavatory or in the alternative a sufficient number of chemically treated sanitary towels.
31. Prep kitchens and the VIP buffet tent shall be completely screened and other food booths shall be screened as needed.
32. Thermometers must be provided in all refrigeration units. A long stem thermometer shall be provided in all food tents/preparation areas to check hot food temperatures.
33. No bare hand contact of ready-to-eat food will be allowed. Employees shall use suitable utensils such as deli tissue, spatulas, tongs or single-use gloves.
34. One (1) hand-held radio unit must be provided to Kenosha County Division of Health staff to facilitate communication with Country Thunder staff.
35. Three (3) all access passes with VIP parking and an on-site all-terrain vehicle must be provided for Kenosha County Division of Health inspection staff.

GENERAL

36. To assure that proper facilities are provided to those attending and to assure that the festival has a minimum effect on the neighboring area, copies of service contracts as listed in the application shall be provided to Planning & Development by **July 2, 2018**.
37. No on- or off-premise signs, banners, or billboards shall be constructed, erected, or displayed without first obtaining proper permits from the State, County or local unit of government in which they are being located. The existing billboard sign located on the Country Thunder property along CTH P (Richmond Rd.) shall not be used to advertise for off-premise businesses or services and shall be used only for advertising the Country Thunder event or other events taking place on the premises.
38. No operation of amusement rides past Midnight.
39. No hot air balloon rides are permitted.
40. All speakers facing away from permanent dwellings, as stated in the submitted Conditional Use Permit Application dated November 13, 2017, must be enforced and observed.
41. A 2:00 a.m. curfew for excessive or loud noise must be strictly enforced and observed.
42. Information on electrical generators, number of units to be used and a site plan layout of their locations to be provided to Planning & Development by July 2, 2018
43. On-site security shall be based on a plan prepared by the applicant and submitted to the Kenosha County Sheriff's Department by **July 9, 2018** for review and approval prior to the event. This must include security guards, either regularly-employed, duly sworn off-duty Wisconsin peace officers or private guards, licensed in Wisconsin, sufficient to

provide adequate security for the maximum number of people to be assembled at the rate of at least one (1) security guard for every 750 people. Except that in the case of assemblies of less than 750 people, continuing between the hours of midnight and 8:00 a.m., there shall be at least one (1) security guard.

44. It has been determined that Kenosha County must assign staff and equipment to assure that this event is operated in accordance within the rules established by the state and the county and to ensure that this event has a minimal effect on the general public. In order to ensure that the taxpayers of Kenosha County are not burdened for cost(s) requiring staffing and equipment associated with this event, such as patrol and traffic control, highway maintenance, and the possibility of cleaning the public right-of-way, health inspections, golf carts, emergency services planning, along with review and verification by Planning & Development staff, approval of this request would be granted provided Kenosha County shall receive from the applicant or its agent a check. This check shall be in an amount as determined by the Kenosha County Sheriff's Department and payable to Kenosha County. Kenosha County may use the money solely for the purpose of reimbursing costs related to the event prior to, during, or after the event takes place. The County will provide a list of actual expenditures requiring reimbursement by the applicant. In addition, if Kenosha County determines that its actual costs related to the event exceeds the amount of the check, the applicant or its agent agrees by the signing of these conditions to reimburse Kenosha County for the additional costs related to the event. This check shall be received before review of the Activity Control License by the Judiciary & Law Enforcement Committee.
45. It is the responsibility of the petitioner to assure and guarantee that the above conditions are fully complied with. This includes, but is not necessarily limited to, meeting conditions established herein, providing letters of credit, providing and following approved plans, obtaining permits prior to construction, making improvements, participating in coordination meetings with governmental officials, following established time frames, meeting deadlines, and providing additional information where deemed necessary. Any unauthorized deviation from the approved plans and conditions shall result in the issuance of a citation and/or applicable stop work order by Planning & Development or other applicable agencies until the conditional use permit is brought back into compliance. Continued violation of the conditions as set forth herein shall result in a recommendation for revocation of the Conditional Use Permit.

I have read and understand the above conditions and hereby agree that I am willing to comply with them.

PRINT NAME: John Russell DATE: 3-14-18

SIGNATURE: [Signature]

PRINT NAME: Allison Farden DATE: 3-14-18

SIGNATURE: Allison Farden



Country Thunder Wisconsin 18

**Kenosha County Conditional Use Permit
Application**

**General Manager: Kim Blevins
November 13, ~~2017~~ 2018**

Event Information

Dates of Event:

July 19th – July 22rd, 2018

Times: Thursday	2pm – 2am
Friday	1pm – 2am
Saturday	1pm – 2am
Sunday	1pm – 2am

Campground Dates and Times:

Open: Wednesday, July 18th, 2018 – 9:00am

Closes: Monday, July 23th, 2018 – 12:00pm

2am to 9am : Event site is closed to ingress except security and grounds –cleaning personnel.

General Campground #1	643 campsites available
General Campground #2	925 campsites available
Preferred Campground	1,420 campsites available
Miller Campground	759 campsites available
Encore Campground	591 campsites available

Maximum number of tickets to be sold or distributed:

4-Day Tickets 35,000 maximum

All tickets are expected to be pre-sold prior to the festival, meaning there will be no more tickets sold at or on the days of the event. The majority of tickets sold are 4-day tickets, which should reduce the amount of daily traffic in and out of the venue. Limited number of day tickets will be sold.

Assuming that the festival sells out in advance as it has done in the past, Country Thunder will use its radio and print advertisers, website, social media and communication through its sponsors to get the message to the public that the event is sold out and no on-site ticket sales are available.

First Aid:

First Aid will be provided by the licensed medical trained staff with required number of attendants on duty at all times during the event. A 24-hour medical area will be established in the event grounds.

Lighting:

All entries, exits, and walk ways are covered with permanent lighting and/or generated light towers.

Parking:

General Parking – North bound traffic on Hwy P will turn left on 119th Street to Williams Rd. then turn right to Hwy O, then right to the event site. Entrance to parking will be at Main Entrance, Gate 6.

Gate 7 – 600' west of Main Entrance, allowing 1 exit lane.

RSVD/ADA Parking – North and South bound traffic to enter and exit directly off Hwy P (with official placard provided by Country Thunder, issued by the city clerk of Twin Lakes, WI), at Gate 1 on Hwy P.

Approximately 50 acres with capacity for up to 10,000 vehicles is reserved for parking. Additional locations for parking are currently being researched, and Country Thunder will update all information as it becomes available.

Parking attendants – Management and parking and traffic directors will be provided by a local vendor. All attendants will be equipped with orange-colored vests. In addition to vests, all night crew directional personnel will carry flashlights.

Camping:

Preferred and General Camping will enter at the Main Entrance, Gate 6. General Camping will exit through the gates off 119th street on the North and South side of roads. Preferred Camping will be allowed to exit from a separate egress point directly onto Hwy O. Once campers from General 1 and General 2 Camping have checked in at the front gate, they will be allowed access back into the venue through the gates off 119th Street in an effort to alleviate congestion through the front gate.

Security:

Security on festival grounds will be provided by Country Thunder through a contracted vendor.

Security in the campgrounds will be provided by Country Thunder and Kenosha County Sheriff's Department.

Fire Prevention:

A minimum of 30' wide roadways and 20' wide walkways surround the site, allowing for emergency and service vehicles. Portable fire extinguishers are provided in all cooking areas, at all stages, and in existing structures on property. A contracted Fire Department maintains a presence on-site through the duration of the festival with a truck and all needed fire prevention equipment.

Fencing and Barriers:

Entire event site is enclosed with 7' high permanent and rental fence structure with entrance and exit gates allowing for crowd control. Festival grounds have three main entrances and exits for attendees. Three additional service gates are available. All entrances and exits have security present during hours of operation.

Sound System:

Speakers are located on stages allowing full ground coverage without high volume. All speakers face away from permanent dwellings.

Food and Beverage Concessions:

All food and beverage will be provided by licensed vendors.

Alcoholic Beverages:

Alcoholic beverages sale locations are TBD and will be decided by July 1, 2018. All people entering are required to be pre-checked and wrist banded for proper age. All customers will be required to wear an ID wristband to purchase any alcoholic beverages. Customers will be sold a maximum of (3) three alcoholic beverages at a time.

Attractions:

Attractions and/or amusement rides will be supplied by a licensed amusement vendor to be located at the back of the venue, near the main entrance. The TBD amusement vendor will provide two to three (2-3) rides, including ones geared for a youth market. All rides will be permitted by the supplier.

Event Production Schedule:

An event production schedule will be provided for review by July 1, 2018.

Camping Overview

Campgrounds to be operated as temporary according to Wisconsin Administrative HSS 178**Anticipated Attendance at the Event:**

Capacity: 35,000 per day Expected Attendance: 25,000-35,000

Campgrounds Capacity: 4338

Toilet Facilities:

4338 Sites	975 Total units
(Approx)	1200 Unisex units
	682 Private units

Two (2) additional units will be provided for each 75 sites over 5,183. All units are portable with urinals included.

Portable Toilet Services:

Provider of toilet services is PATS Services.

Assuming that we follow the same procedure as 2017's festival, pumping of toilets begins at 4:00 a.m. daily with two services daily for campground and one for event grounds, with on-site emergency service from 4:00pm to closing. Number of personnel and trucks will be determined by ticket sales.

Solid Waste Removal

Solid Waste will be removed by John's Disposal during and after the festival.

Assuming we follow the same procedures as 2017's festival, the projected number of box containers:

- Garbage – 4 x 30 yd containers
 - 25 x 6 yd containers
 - curbside service

All roll-offs and dumpsters to be emptied each morning before event site opens. Final schedule to follow by July 1, 2018.

Water Supply:

Provided by two on-site wells with designated drinking and hand wash areas.

Miscellaneous Waste:

Charcoal: All used charcoal and coals are to be placed in designated barrels. Our Shower Waste Disposal provider is PortaKleen.

Campground Information

Hours of Operation:

Open – Wednesday, July 18th, 2018 at 9:00am

Close – Monday, July 23rd, 2018 at 12:00pm

Registration/Drive-in Main Gate:

Wednesday, July 18, 2018 9am – 10pm

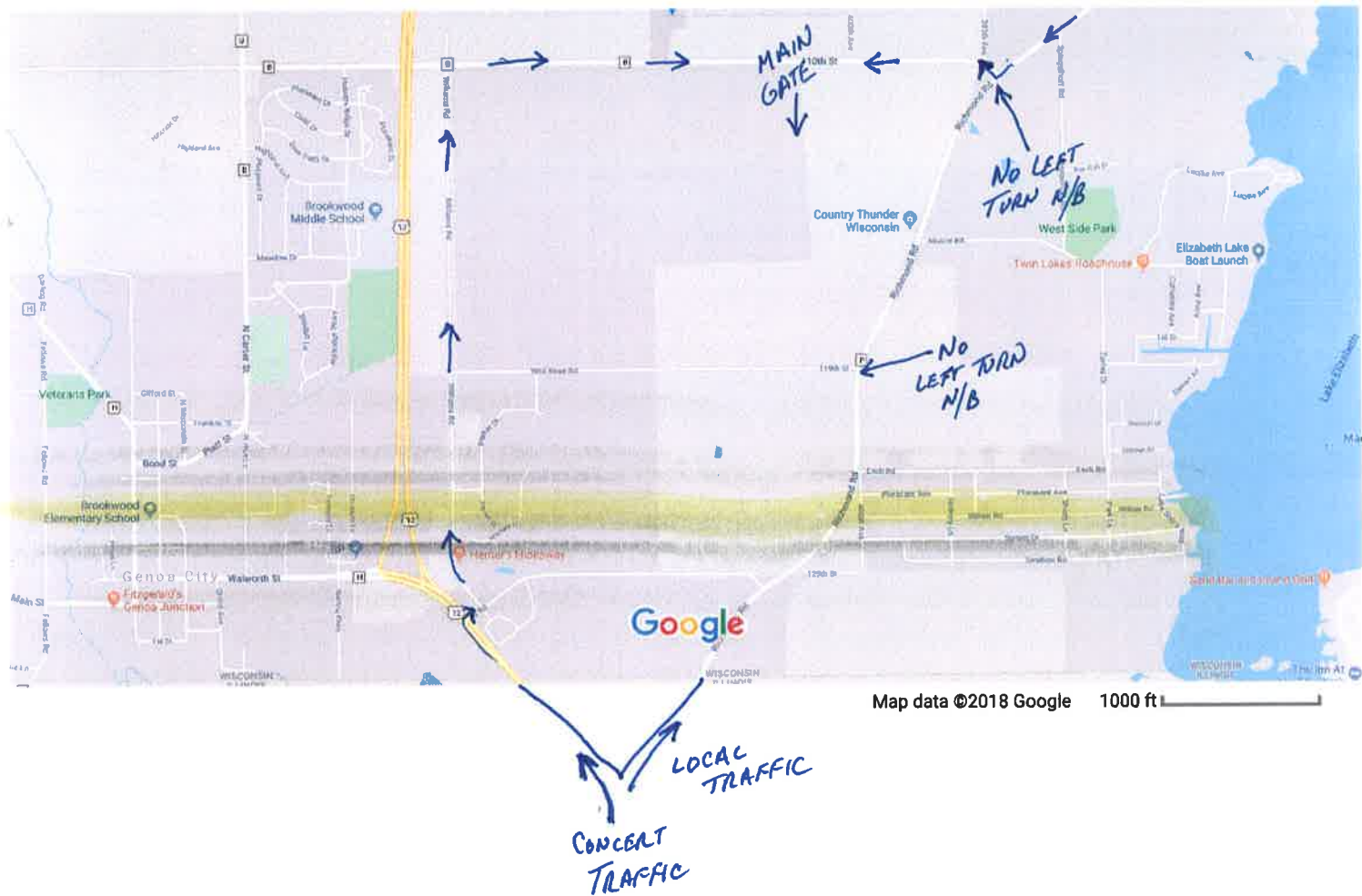
Thursday, July 19, 2018 9am – 10pm

Friday, July 20, 2018 9am – 10pm

Saturday, July 21, 2018 9am – 10pm



TRAFFIC PATTERN



**KENOSHA COUNTY
BOARD OF SUPERVISORS**

RESOLUTION NO. _____

Subject: 2018 WI Dept of Justice- COPS Anti-Methamphetamine Task Force Grant			
Original <input checked="" type="checkbox"/>	Corrected <input type="checkbox"/>	2 nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: June 19, 2018		Date Resubmitted	
Submitted By: Judiciary & Law Enf. Committee & Finance/ Admin Committee			
Fiscal Note Attached: X		Legal Note Attached <input type="checkbox"/>	
Prepared By: Robert Hallisy, Captain of Admin.		Signature <i>Capt. R. Hallisy</i>	

WHEREAS, the US Department of Justice, Office of Community Oriented Policing Services Anti-Methamphetamine Task Force Program has offered funding, for year two, to the WI Department of Justice (WI DOJ), Division of Criminal Investigation, for distribution to local Drug Task Force teams for reimbursement for preapproved equipment expenses and personnel overtime expenses associated with investigations focusing on the illicit trafficking of methamphetamine, and

WHEREAS, the WI DOJ, for the second year, has awarded Walworth County Sheriff's Department \$20,000 for 2018, who will allocate these funds among the five southeast Wisconsin County Task Forces. Kenosha County Sheriff's Department is allocated up to \$4,000 for the Kenosha Drug Operations Group Task Force, and

WHEREAS, the funds will provide reimbursement for Kenosha Co. Sheriff's Dept KDOG Unit and other agency (KPD & TLPD) detectives, cost of overtime hours worked for locating and investigating illicit activities involving methamphetamine trafficking, distribution, and possession, and

WHEREAS, the Kenosha Co. Sheriff's Dept, KDOG Task Force, will submit reimbursement claims, monthly, to the Walworth County Sheriff's Dept and statistics on the program will be recorded directly by each Task Force using the ACISS System, and

WHEREAS, the grant funding period begins January 1, 2018 through December 31, 2018.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept the 2018 adjustments of \$4,000 to both Revenue and Expenditure budgets for the Sheriff's Department as detailed in the attached budget modification form, which is incorporated herein by reference.

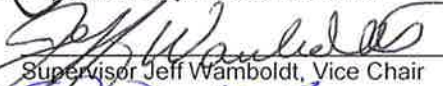
BE IT FURTHER RESOLVED, that any unobligated funds remaining at year end be hereby authorized for carryover to the subsequent year until such time as the funds are expended in accord with COPS requirements, and that the Administration be authorized to modify the grant appropriations among various budget and expenditure units within the Sheriff's Department in accordance with all federal and state regulations of the program and in compliance with generally accepted accounting principles and if COPS offers supplemental funding under this same program, during this funding period, that Administration be authorized to increase the appropriation for the revenue and expenditure as long as the original intent of the funding has not changed and the costs incurred will be fully funded by the supplemental award.

Note: This resolution requires NO additional funds from the general fund. It increases revenues by \$4,000 and increases expenditures by \$4,000.

Subject: 2018 WI Dept of Justice- COPS Anti-Methamphetamine Task Force Grant			
Original <input checked="" type="checkbox"/>	Corrected <input type="checkbox"/>	2 nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: June 19, 2018		Date Resubmitted	
Submitted By: Judiciary & Law Enf. Committee & Finance/Admin Committee			

Respectfully Submitted,
JUDICIARY AND LAW ENFORCEMENT COMMITTEE


Supervisor Boyd Frederick, Chair


Supervisor Jeff Wamboldt, Vice Chair

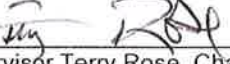

Supervisor David Celebre



Supervisor Greg Retzlaff


Supervisor Monica Yunas

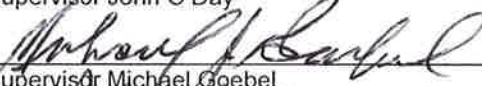
<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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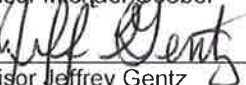
FINANCE/ADMINISTRATIVE COMMITTEE

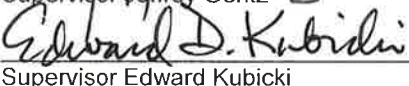

Supervisor Terry Rose, Chair


Supervisor Ron Frederick, Vice Chair

Supervisor John O'Day


Supervisor Michael Goebel


Supervisor Jeffrey Gentz


Supervisor Edward Kubicki

Supervisor Greg Retzlaff

<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

KENOSHA COUNTY EXPENSE/REVENUE BUDGET MODIFICATION FORM

DEPT/DIVISION:

SHERIFF YR2018

DOCUMENT # _____	G/L DATE _____
BATCH # _____	ENTRY DATE _____

PURPOSE OF BUDGET MODIFICATION (REQUIRED): This is year two of the grant award to the Fiscal Agent, Walworth County Sheriff's Dept. Kenosha County Sheriffs Dept is partnering with WI DOJ Division of Criminal Investigation focusing on trafficking of methamphetamine. KSD will utilize the funds to reimburse overtime wages incurred by KSD and other agency (KPD & TLPD) detectives assigned to the Sheriffs Drug Task Force (Other Prof Services). We are increasing the overtime budget for the Sheriffs KDOG business unit and increasing the expense budget for recording reimbursements to the City of Kenosha for their detectives overtime costs incurred who are assigned to KDOG Task Force.

(1) ACCOUNT DESCRIPTION EXPENSES	(2)				BUDGET CHANGE REQUESTED		(5) ADOPTED BUDGET	(6) CURRENT BUDGET	(7) ACTUAL EXPENSES	AFTER TRANSFER	
	FUND	BUSINESS UNIT	OBJECT	sub- sidiary	EXPENSE INCREASE (+)	EXPENSE DECREASE (-)				(8) REVISED BUDGET	(9) EXPENSE BAL AVAIL
Overtime	100	21170	511200		2,000		48,400	56,767	17,852	58,767	40,915
Other Professional Svs-Anti-Meth	100	21170	521900	METH	2,000		0	0	0	2,000	2,000
EXPENSE TOTALS					4,000	0	48,400	56,767	17,852	60,767	42,915

REVENUES	FUND	BUSINESS UNIT	OBJECT	sub- sidiary	REVENUE DECREASE (+)	REVENUE INCREASE (-)	ADOPTED BUDGET	CURRENT BUDGET	REVISED BUDGET
WI DOJ Anti-Meth Enf	100	21170	442552			(4,000)			(4,000)
REVENUE TOTALS					0	(4,000)	0	0	(4,000)

COLUMN TOTALS (EXP TOTAL + REV TOTAL)

4,000 (4,000)

PREPARED BY: _____ Andrea McKnight _____

DIVISION HEAD: _____

DATE: 5-11-18

DEPARTMENT HEAD: _____ DATE: 5-11-18

FINANCE DIRECTOR: _____
(required)

DATE: 5/15/18

COUNTY EXECUTIVE: _____ DATE: 5/16/18

Please fill in all columns:

- (1) & (2) Account information as required
- (3) & (4) Budget change requested
- (5) Original budget as adopted by the board
- (6) Current budget (original budget w/past mods.)
- (7) Actual expenses to date
- (8) Budget after requested modifications
- (9) Balance available after transfer (col 8 - col 7).

SEE BACK OF FORM FOR REQUIRED LEVELS OF APPROVAL FOR BUDGET MODIFICATION.

Kenosha County
Administrative Proposal Form

1. Proposal Overview

Division: Law Enforcement Department: Sheriff's Department

Proposal Summary (attach explanation and required documents):

2018 Resolution - request to accept \$4,000 of the COPS Anti-Methamphetamine Grant, for year two, from WI Department of Justice, which is intended to reimburse the Kenosha Co. Sheriff's Dept. for overtime hours worked on investigations focusing on the manufacturing, distribution and trafficking of methamphetamines.

Walworth Co. Sheriff's Dept is the fiscal grant agent of this grant program totalling \$20,000 which is allocated among five Drug Task Force teams in southeast Wisconsin. We are estimating that Kenosha Co. Sheriff's Dept. may utilize \$4,000 of the shared funds for overtime expenses incurred related to methamphetamine investigations.

Dept./Division Head Signature: _____



Date: 5-11-18

2. Department Head Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Department Head Signature: _____



Date: 5-11-18

3. Finance Division Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Finance Signature: _____



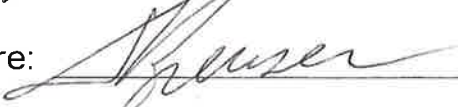
Date: 5/14/18

4. County Executive Review

Comments:

Action: Approval ☒ Non-Approval ☐

Executive Signature: _____



Date: 5/15/18

Kenosha



County

BOARD OF SUPERVISORS

RESOLUTION NO. _____

Subject: Jeff A. Badtke, 1520 136th Ave., Union Grove, WI 53182 (Owner), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from “Farmland Protection”, “SEC” and “Non-Farmed Wetland” to “Farmland Protection”, “Rural-Density Residential”, “SEC” and “Non-Farmed Wetland” on Tax Parcel #45-4-221-111-0302 located in the NE ¼ of Section 11, T2N, R21E, Town of Paris

Corrected <input type="checkbox"/>	Corrected <input type="checkbox"/>	2nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: June 19, 2018		Date Resubmitted:	
Submitted By: Planning, Development & Extension Education Committee			
Fiscal Note Attached <input type="checkbox"/>		Legal Note Attached <input type="checkbox"/>	
Prepared By: Andy M. Buehler, Director Division of Planning & Development		Signature:	

WHEREAS, in compliance with Wisconsin’s comprehensive planning law set forth in Section 66.1001 of the Wisconsin Statutes, Kenosha County adopted a Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 on April 20, 2010; and,

WHEREAS, Jeff A. Badtke, 1520 136th Ave., Union Grove, WI 53182 (Owner), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from “Farmland Protection”, “SEC” and “Non-Farmed Wetland” to “Farmland Protection”, “Rural-Density Residential”, “SEC” and “Non-Farmed Wetland” on Tax Parcel #45-4-221-111-0302 located in the NE ¼ of Section 11, T2N, R21E, Town of Paris; and,

WHEREAS, the Kenosha County Division of Planning & Development has published said request in accordance to State Statutes; and

WHEREAS, the Town Board of Paris recommended approval of the request; and,



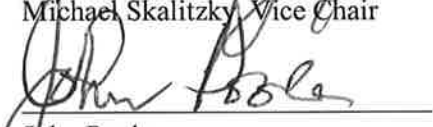
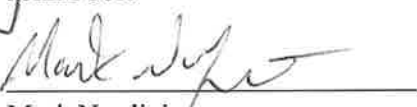
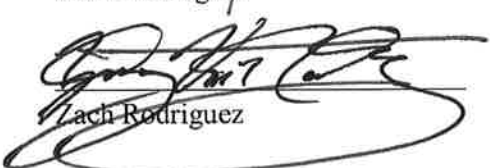
WHEREAS, the Kenosha County Planning, Development and Extension Education Committee held a public hearing on the request on June 13, 2018, and recommended approval of the request.

NOW, THEREFORE, BE IT RESOLVED that pursuant to Sections 59.69 and 66.1001(4) of Wisconsin Statutes, the Kenosha County Board of Supervisors hereby amends the comprehensive plan on Tax Parcel #45-4-221-111-0302 as described above.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Kenosha County Board of Supervisors enact an ordinance adopting the comprehensive plan change.

Approved by:

PLANNING, DEVELOPMENT
& EXTENSION EDUCATION
COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
 Erin Decker, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Michael Skalitzky, Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 John Poole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Mark Nordin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Zach Rodriguez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**COMPREHENSIVE PLAN
AMENDMENT SITE MAP**
PETITIONER(S):

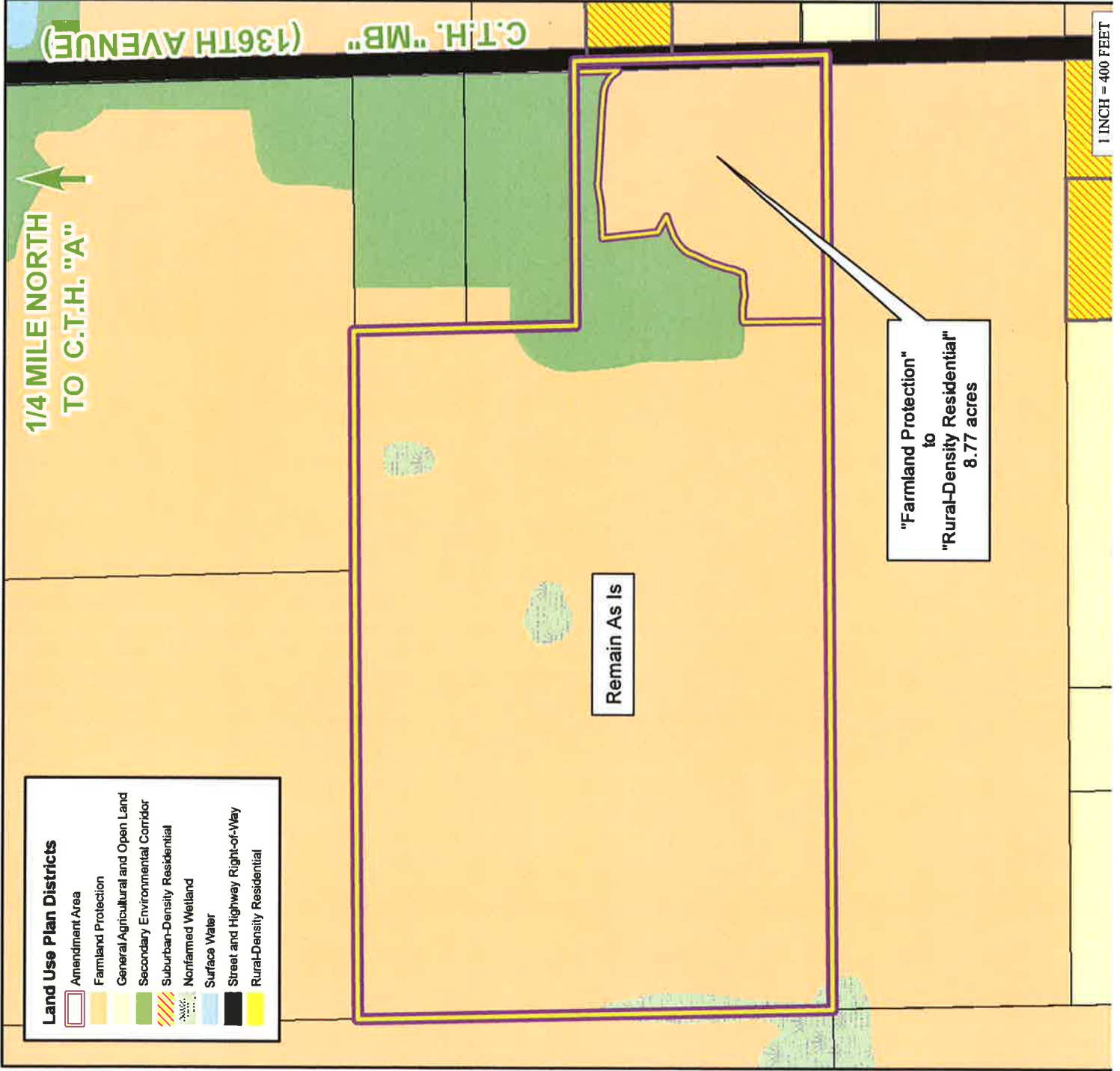
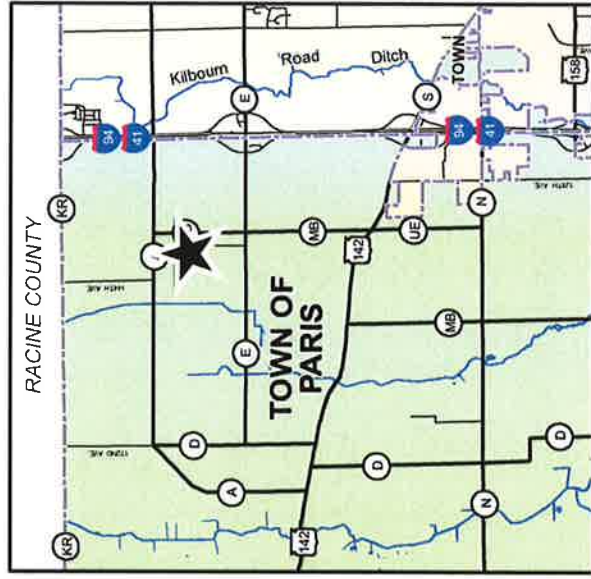
Jeff A. Badtke (Owner)

LOCATION: NE 1/4 of Section 11
Town of Paris

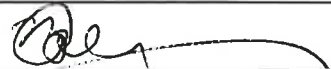
TAX PARCEL(S)#45-4-221-111-0302

REQUEST:

Requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Farmland Protection", "SEC" and "Non-Farmed Wetland" to "Farmland Protection", "Rural-Density Residential", "SEC" and "Non-Farmed Wetland"



**BOARD OF SUPERVISORS****RESOLUTION NO. _____**

Subject: Resolution authorizing County Executive to authorize lease or vendor permit in Parks for an Aerial Adventure Park.			
Original <input type="checkbox"/>	Corrected <input type="checkbox"/>	2nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: 6/19/18		Date Resubmitted:	
Submitted By: Matthew Collins			
Fiscal Note Attached <input type="checkbox"/>		Legal Note Attached <input type="checkbox"/>	
Prepared By: Matthew Collins, Director Division of Parks		Signature: 	

AN ORDINANCE TO

WHEREAS, Kenosha County has explored the possibility of leasing a portion of a park property or entering into a vendor permit agreement to allow a business to operate an aerial adventure park; and

WHEREAS, multiple municipalities throughout the country currently have arrangements of this type, have reported success with this type of operation and have grown park patronage and widespread community support; and

WHEREAS, Wisconsin statute 59.52(6) grants authority to a county board to lease property, real and personal, for public uses or purposes of any nature, including recreation; and

WHEREAS, Boundless Adventure, LLC has proposed an aerial adventure park consisting of cables, platforms and wooden structures connected to trees to create recreational obstacle courses within the confines of Bristol Woods County Park; and

WHEREAS, the activity would be wholesome, family-oriented and a fresh-air outdoor experience for people of all ages; and

WHEREAS, the lease, contemplates no County outlay for equipment or infrastructure specific to the construction of the aerial adventure park premises, contemplates County revenue-sharing, and will allow continued use of the Park property below the course while the activity is ongoing; and


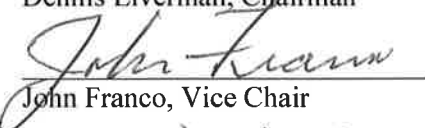
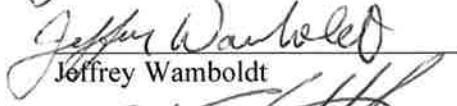
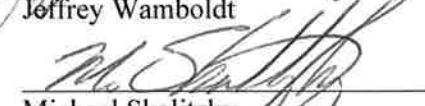
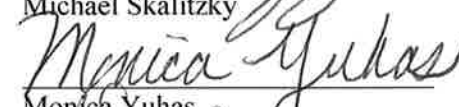

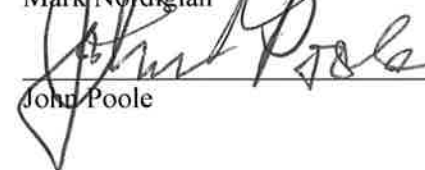
WHEREAS, it is likely that introducing this activity to the Bristol Woods Park will increase frequency of Park use and introduce many new patrons to the beauty and opportunity for healthful activity in the County Parks System; and

WHEREAS, the lease agreement contemplates a well-planned activity of varying skill levels which can be utilized by a variety of groups which will benefit from the opportunity to engage in this activity which is not readily available in the immediate surrounding area; and



NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors grant authority to the Kenosha County Executive to enter into a lease agreement and vendor permit agreement with Boundless Adventures within Bristol Woods Park.

Respectfully Submitted:

PUBLIC WORKS/FACILITIES COMMITTEE

	Aye	Nay	Abstain	Excused
 Dennis Elverman, Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 John Franco, Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Jeffrey Wamboldt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Michael Skalitzy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Monica Yuhaz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Mark Nordigian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 John Poole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FINANCE/ADMINISTRATION COMMITTEE

	Aye	Nay	Abstain	Excused
 Supervisor Terry W. Rose, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Ronald J. Frederick, Vice-Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Jeffrey Gentz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
 Supervisor Ed Kubicki	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Greg Retzlaff	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor John O'Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
 Supervisor Michael Goebel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Kenosha County
Administrative Proposal Form

1. Proposal Overview

Division: Parks

Department: Public Works

Proposal Summary (attach explanation and required documents):

Resolution authorizing County Executive to authorize lease or vendor permit in Parks for an Aerial Adventure Park.

Dept./Division Head Signature: 

Date: 5-29-18

2. Department Head Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Department Head Signature: 

Date: 5-30-18

3. Finance Division Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Finance Signature: 

Date: 5-29-18

4. County Executive Review

Comments:

Action: Approval ☒ Non-Approval ☐

Executive Signature: 

Date: 6/30/18



COUNTY OF KENOSHA

Division of Planning & Development

Andy M. Buehler, Director
Division of Planning & Development
19600 75th Street, Suite 185-3
Bristol, WI 53104-9772
(262) 857-1895

MEMORANDUM

Communication to Kenosha County Board of Supervisors
(For Informational Purposes Only)

As required by Section 59.69(2)(e), the following report is being made on the petitions to the **July 11, 2018** Planning, Development & Extension Education Committee meeting that have been filed in the Kenosha County Clerk & Kenosha County Planning & Development Offices for future consideration by the County Board.

1. Review and possible approval of ordinance amendments to the text of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance. The proposed text changes will modify existing sections and add new sections, to better reflect accepted standards and practices and to codify existing policies
2. Approval of Minutes
3. Citizens Comments
4. Any Other Business Allowed by Law
5. Adjournment

Sincerely,

ANDY M. BUEHLER, Director
Division of Planning & Development

AMB:aw

SC-18-18

STATE OF WISCONSIN

CIRCUIT COURT

KENOSHA COUNTY

For Official Use

Frederick Brissette
Plaintiff(s)

vs.

Kenosha County Board of Supervisors et al
Defendant(s)

CONFERENCE ORDER
AND NOTICE OF
SCHEDULING
CONFERENCE

Case No. 2018CV 000630
Judge Chad G. Kerkman

FILED

MAY 25 2018

REBECCA MATOSKA-MENTINK
CLERK OF CIRCUIT COURT

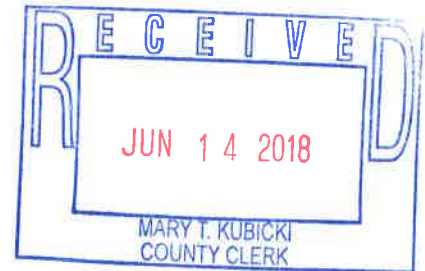
This case is scheduled for: Scheduling Conference pursuant to Sec. 802.10(3) Stats.

DATE: Thursday, October 4th, 2018

TIME: 9:30 AM

COURT OFFICIAL: Chad G. Kerkman

LOCATION: Room:228 Kenosha County Courthouse
912 56th Street, Kenosha, WI 53140



THE COURT ORDERS:

1. The plaintiff shall serve this notice upon all defendants to this action and provide proof of service to the court. Any party in this case who causes another party to be joined shall serve this notice upon the joined party and provide proof of service to the court.
2. All plaintiffs and defendants named in this case shall appear either in person OR by attorney of record; unless otherwise authorized by the court.
3. Any party who fails to comply with this order may have the court enter an order pursuant to Sec. 805.03 and 804.12, Stats. which may include a finding of contempt of court and entry of a default judgment against the offending party.
4. If you intend to challenge the allegations by the plaintiff in the complaint, you must file a written Answer within the number of days specified on the summons. If you do not file such an Answer you do not have to appear at the above date and time.

Dated : May 25, 2018

☒ **JUDGE CHAD G. KERKMAN**
Circuit Court Judge, Branch 8

STATE OF WISCONSIN CIRCUIT COURT COUNTY OF KENOSHA

FREDERICK J. BRISSETTE,

Plaintiff,

SUMMONS

v.

Case No. 18-CV-630

**KENOSHA COUNTY and KENOSHA COUNTY
BOARD OF SUPERVISORS, and its agents,
by COUNTY BOARD CHAIRMAN
DANIEL ESPOSITO;
KENOSHA DEPARTMENT OF
HUMAN SERVICES, and its agents,
by DIRECTOR JOHN JANSEN; and
WISCONSIN DEPT. OF HEALTH
SERVICES, by SECRETARY LINDA
SEEMEYER,**

Hon. Chad Kerkman

Defendants.

To: **KENOSHA COUNTY**
1010 56th Street
Kenosha, WI 53140

**KENOSHA COUNTY BOARD OF SUPERVISORS
DANIEL ESPOSITO, CHAIRMAN**
1010 56th Street
Kenosha, WI 53140

**KENOSHA DEPARTMENT OF HUMAN SERVICES
JOHN JANSEN, DIRECTOR**
8600 Sheridan Road
Kenosha, WI 53143

**WISCONSIN DEPARTMENT OF HEALTH SERVICES
SECRETARY LINDA SEEMEYER**
1 West Wilson Street
Madison, WI 53703

YOU ARE HEREBY NOTIFIED that the Plaintiff in the above entitled cause of action, have filed the annexed Complaint against you.

Within forty-five (45) days of receiving this Summons and Petition, you must respond with a written Answer, as that term is used in Chapter 802 of the Wisconsin Statutes, to the Complaint. The Court may reject or disregard an answer that does not follow the requirements of the statutes.

The Answer must be sent or delivered to the Court, whose address is: Clerk of Courts, Kenosha County Courthouse, 912 56th Street, Kenosha, WI 53140 and to the Plaintiffs' counsel, whose address is:

Attorney Robert F. Sfasciotti
Bar No. 1014868
5511 11th Avenue
Kenosha WI 53140
Phone: (262) 652-2150
Email: rfsfasciotti@wi.rr.com

You may have an attorney represent you.

If you do not provide a proper answer within forty-five (45) days, the Court may grant judgment against you for the award of money or other legal action requested in the Complaint and you may lose your right to object to anything that is or may be incorrect. A judgment may be enforced as provided by law.

Dated this 24th day of May, 2018

electronically signed by Robert F. Sfasciotti
Robert F. Sfasciotti

Prepared by:
Robert F. Sfasciotti
Attorney for Plaintiff
State Bar No. 1014868
5511 - 11th Avenue
Kenosha, WI 53140
Ph. (262) 652-2150/Fax (262) 652-6211
rfsfasciotti@wi.rr.com

STATE OF WISCONSIN

CIRCUIT COURT

COUNTY OF KENOSHA

FILED
08-24-2018
Circuit Court
Kenosha County
2018CV000630
Honorable Chad G.
Kerkman
Branch 8

FREDERICK J. BRISSETTE,

Plaintiff,

COMPLAINT

v.

Case No.

**KENOSHA COUNTY and KENOSHA COUNTY
BOARD OF SUPERVISORS, and its agents,
by COUNTY BOARD CHAIRMAN
DANIEL ESPOSITO;
KENOSHA DEPARTMENT OF
HUMAN SERVICES, and its agents,
by DIRECTOR JOHN JANSEN; and
WISCONSIN DEPT. OF HEALTH
SERVICES, by SECRETARY LINDA
SEEMEYER,**

Hon

Defendants.

PARTIES

1. Plaintiff, Frederick Brissette, is an adult resident of Kenosha County and is currently detained as a Chapter 980 Committee at Sand Ridge Treatment Center, 1111 North Road, Mauston, WI 53948.
2. Defendant Kenosha County is a governmental subdivision of the State of Wisconsin. Through the Kenosha County Board of Supervisors, among other responsibilities, it is required under Wis. Stats. § 980.08(4), in concert with the Defendant Wisconsin Department of Health Services, to establish and empower a county department or a community health committee to prepare reports, when ordered by a court, in matters concerning the supervised release of persons previously committed under Wis. Stats. § 980.06.
3. Defendant Daniel Esposito is the Chairman of the Defendant Kenosha County Board of Supervisors, with offices located at 1010 56th Street, Kenosha, WI and is made a party defendant in his official capacity as head of said Board.
4. Defendant John Jansen is the Director of the Defendant Kenosha County Department of Human Services, with offices located at 8600 Sheridan Road,

Suite 100, Kenosha, WI and is made a party defendant in his official capacity as head of the Defendant Kenosha County Department of Human Services.

5. Defendant Linda Seemeyer is the Secretary of the Defendant Wisconsin Department of Health Services, with offices located at 1 West Wilson Street, Madison, WI and is made a party defendant in her official capacity as head of the Defendant Wisconsin Department of Health Services.

GENERAL ALLEGATION OF FACT

6. Plaintiff Brissette was committed as a sexually violent person under Wis. Stats. § 980.06 and committed on March 12, 1998 to the Defendant Department of Health Services for treatment. Plaintiff Brissette has been receiving treatment at Sand Ridge Treatment Center in Mauston, WI.
7. Plaintiff Brissette is subject to periodic re-examination to determine whether he meets the criteria for supervised release or discharge.
8. On December 7, 2017, Plaintiff Brissette and the Defendant Department of Health Services, by and through the Kenosha County District Attorney's Office, entered into a Stipulation that, among other things, established, between the parties, that a sufficient factual basis existed from which the committing court would find that the criteria for supervised release have been met under Wis. Stat. § 980.08 (4)(cg).
9. The stipulation further provided that in the event the court were to find that the criteria for supervised release were met, a supervised release plan prepared in compliance with Wis. Stats. 980.08(4)(e) (now renumbered to Wis. Stats. § 980.08(4)(dm)) was to have been completed within 60 days of a signed order.
10. The Court Order finding that Plaintiff Brissette had met the criteria was signed by the Court on December 11, 2017.

FIRST CLAIM

11. Plaintiff realleges and incorporates as if fully alleged herein ¶ 1-10 of his Complaint as if fully alleged herein.
12. The Defendant Kenosha County Department of Health Services is the de facto county department responsible for providing mental health services under Wis. Stats. § 51.42.
13. A Chapter 980 Committee such as Plaintiff Brissette is accorded with certain civil rights that are statutory in nature, which are enumerated in Wis. Stats. § 51.61.
14. Committee Brissette is entitled, under Wis. Stats. § 51.61(1)(z), to have a county department submit a report within the time frame specified under Wis. Stats. § 980.08(4).
15. Under Wis. Stat. § 980.08(4), the county department in the county where the intended placement is to occur had 60 days to complete a report identifying prospective residential options for community placement and submit it to the Wisconsin Department of Health Services. The statute was subsequently modified by the Wisconsin Legislature, pursuant to 2017 Wisconsin Act 184, designating the county of residence as the designated county and expanding the time to complete the report to 120 days.
16. That under the former, or the current, statutory provisions, more than 60 or 120 days have passed since the committing court signed the order approving supervised release.
17. Under Wis. Stats. § § 980.09(4) and 51.61, Plaintiff Brissette's due process rights and patient rights were violated, and continue to be violated, by the failure to timely prepare a supervised release report.

SECOND CLAIM

18. Plaintiff realleges and incorporates as if fully alleged herein ¶ 1-17 of his Complaint as if more fully set forth herein.
19. The Defendant Wisconsin Department of Health Services, under Wis. Stats. § 51.42(7) is responsible for overseeing and insuring that counties in Wisconsin perform functions relative to mental health treatment such as those required by Wis. Stats. § 980.08(4) and § 51.61.
20. By failing to insure the timely preparation of a supervised release plan by Kenosha County, or its officers or agents, it has breached the stipulation with Plaintiff Brissette that has been filed and approved by the committing court.
21. That Plaintiff Brissette has been damaged by the delay by being denied the conditional liberty that supervised release would otherwise afford to him.

WHEREFORE, Plaintiff Brissette respectfully requests:

- A. An award in an unspecified amount as compensation for breach of the agreement with Defendant Department of Health Services.
- B. Under Wis. Stats. § 51.61(7), an award of damages, together with exemplary damages, and costs and reasonable attorney's fees for each day of a violation;
- C. For such other and further relief as this Court deems just and equitable.

Dated this 24th day of May, 2018

electronically signed by Robert F. Sfasciotti
Robert F. Sfasciotti

Prepared by:
Robert F. Sfasciotti
Attorney for Plaintiff
State Bar No. 1014868
5511 - 11th Avenue
Kenosha, WI 53140
Ph. (262) 652-2150/Fax (262) 652-6211
rfsfasciotti@wi.rr.com