



Legislation Committee  
Agenda  
Kenosha County Administration Building  
2nd Floor Committee Room  
September 18, 2018, 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COUNTY BOARD RULES OF PROCEDURE ANY REPORT, RESOLUTION, ORDINANCE OR MOTION APPEARING ON THIS AGENDA MAY BE AMENDED, WITHDRAWN, REMOVED FROM THE TABLE, RECONSIDERED OR RESCINDED IN WHOLE OR IN PART AT THIS OR AT FUTURE MEETINGS.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. Reports From Chairperson
4. Reports From Committee Members
5. Communications
6. Approval Of Minutes
  - a. August 21, 2018 Minutes

Documents:

[AUGUST 21, 2018 MINUTES.PDF](#)
7. Discussion With Representative Samantha Kerkman
8. Ordinance Amending MCKC Chapter 3.01 (1) (G)- Filling Of Vacancies Occurring Within A Term

Documents:

[ORDINANCE MCKC 3.01 \(1\) \(G\).PDF](#)
9. Discussion On Possible Amendment Of MCKC Chapter 2.04 (1) (A) 4

Documents:

[ORDINANCE MCKC 2.04\(1\)\(A\) 4 \(NO. 1\).PDF](#)  
[ORDINANCE MCKC 2.04\(1\)\(A\) 4 \(NO. 2\).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  
August 21, 2018

Present: Gabe Nudo, Andy Berg, Zach Rodriguez, Mark Nordigian, John Franco

Excused: Boyd Frederick, Dayvin Hallmon

YIG: Katherine Bogdala, Elizabeth Vankammen

Others present: Joe Cardamone

6:06 PM

1. Call to order: The meeting was called to order by Chair Gabe Nudo in the 2<sup>nd</sup> floor committee room at the Administration Building. Emily Bruno did roll call.

6:06 PM

2. Citizen Comments: None

6:06 PM

3. Reports from Chairperson: Representative Peter Barca will be a little late for tonight's meeting. Representative Samantha Kerkman will be at the September meeting and Senator Stephen Nass will be at the November meeting.

6:07 PM

4. Reports from Committee Members: None

6:07 PM

5. Communications: None

6:07 PM

6. Approval of July 17, 2018 minutes: **Supervisor Nordigan made a motion to approve. Seconded by Supervisor Rodriguez. YIG: All aye. All aye. Motion passes.**

6:27 PM

7. Discussion with Representative Peter Barca: *Peter Barca did not arrive by the time we called this agenda item so we moved to agenda item 8.* Gave a brief update on what happened in the last session and what will potentially be addressed in the next session.

6:08 PM

8. Discussion on possible rule changes: Joe Cardamone reintroduced the two previous ordinance and asked the committee for input. Discussion ensued and it was decided that the two ordinances that were initially proposed will be brought back for the September committee meeting.

7:14 PM

9. Other matters: None

7:15PM

10. Adjourn: **Supervisor Nordigan made a motion to adjourn. Seconded by Supervisor Berg. All aye. Motion passes.**

A recording of the minutes is available.

Respectfully submitted,

Emily Bruno  
Executive Assistant

DRAFT

# KENOSHA COUNTY

## BOARD OF SUPERVISORS

### ORDINANCE NO.

Subject: Amendment of MCKC Chapter 3.01 (1) (g) – Filling of Vacancies Occurring Within a Term	
Original <input type="checkbox"/> Corrected <input type="checkbox"/> 2nd Correction <input type="checkbox"/> Resubmitted <input type="checkbox"/>	
Date Submitted:	Date Resubmitted:
Submitted By: Supervisor Zach Rodriguez,	
Fiscal Note Attached <input type="checkbox"/>	Legal Note Attached <input type="checkbox"/>
Prepared By: Joseph M. Cardamone III, Corp. Counsel	Signature:

THE KENOSHA COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN that the Municipal Code of Kenosha County Chapter 3.01 (1) (g), the County Board Rules of Procedure, is hereby amended as follows:

(g) Filling of Vacancies Occurring Within A Term. Vacancies in the office of County Supervisor shall be filled in the following manner: (6/7/16)

1. If the vacancy occurs after the Spring non-partisan election but prior to December 1 of an even numbered year the vacancy shall be filled by an election in the Spring non-partisan election of the odd-numbered year, such election being for the unexpired portion of the term; prior to such an election the County Board Chair shall appoint a successor, in accordance with the provision set forth in section ~~iv~~ 4, who shall be confirmed by the County Board and shall serve until his or her successor is elected at such non-partisan election in the odd numbered year;
2. Except as hereinafter provided, if the vacancy occurs after December 1 of an even numbered year, including at any time during an odd numbered year, the vacancy shall be filled by an election in the Spring non-partisan election of the next even-numbered year; prior to such an election the County Board Chair shall appoint a successor, in accordance with the provision set forth in section ~~iv~~ 4, who shall be confirmed by the County Board and shall serve until his or her successor is elected at such non-partisan election in the next even-numbered year;
3. If the vacancy occurs after the deadline for filing nomination papers for the Spring election in an even numbered year, the County Board Chair may, at his or her discretion, appoint a successor in accordance with the provision set forth in section ~~iv~~ 4 or leave the office vacant;
4. Prior to making an appointment pursuant to the provision set forth herein, the County Board Chair shall advertise for the position in the County's official publication for legal notices for not less than five business days; he or she shall interview all interested candidates and report the qualifications of all such

interested persons to the County Board, along with the qualifications of his or her appointee, no later than the first County Board meeting occurring at least twenty days after the final day the advertisement is published. Following this presentation, the vote on confirmation shall take place at the next County Board meeting. Persons appointed shall be qualified electors and residents of the supervisory district in which the vacancy occurred. All reasonable efforts shall be made to publish the advertisement for the vacant position within ten business days of the effective date of the vacancy.

5. Pursuant to Sec. 19.285, Wis. Stats., if the vacancy is caused by the expiration of the term of an incumbent and a successor has not been determined due to the pendency of a recount or an appeal from a recount determination, the County Board Chair may fill such a vacancy on a temporary basis or leave it vacant. The procedure outlined in section ~~ix~~ 4 for advertising the vacancy and interviewing all applicants need not be followed in such a case; the County Board Chair may simply appoint an individual, who shall be confirmed by the County Board, to serve until such time as a successor is qualified.

Respectfully Submitted,

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Zach Rodriguez

Approved by:  
Legislative Committee

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
<hr/> Gabe Nudo, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Andy Berg, Vice-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Joseph Cardinali	<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/> Boyd Frederick	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Dayvin Hallmon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Mark Nordigian	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

# KENOSHA COUNTY

## BOARD OF SUPERVISORS

ORDINANCE NO.

Subject: Amendment of MCKC Chapter 2.04 (1)(a)4 - County Board Rules of Procedure relating to elections of Chair and Vice-Chair	
Original <input type="checkbox"/> Corrected <input type="checkbox"/> 2nd Correction <input type="checkbox"/> Resubmitted <input type="checkbox"/>	
Date Submitted:	Date Resubmitted:
Submitted By: Legislative Committee	
Fiscal Note Attached <input type="checkbox"/>	Legal Note Attached <input type="checkbox"/>
Prepared By: Joseph M. Cardamone III Corporation Counsel	Signature:

THE KENOSHA COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN that  
Municipal Code of Kenosha County Chapter 2.04 (1)(a)4,  
the County Board Rules of Procedure, is hereby amended as  
follows:

### 2.04 Meetings. Time and Place.

#### (1) ORGANIZATIONAL MEETING

(a) The county board at the first meeting after each regular election at which members are elected for full terms shall:

1 Meet for the purpose of organizing and for transacting general business, and

2 Elect a member chair. The chair shall assume the emergency powers bestowed upon the county executive in the absence of the county executive. Beginning with the 1990-1992 term, the Kenosha County Board of Supervisors approves the deletion of past protocol in the election of its leadership and is morally free to elect leadership on the basis of desirability and qualification regardless of the area of residence, previous office or seniority. The chair shall appoint members to the standing committees of the County Board and shall call upon the chairs of such standing committees to advise him or her from time to time as the need arises as members of the chair's advisory committee.

3 Elect one of its members vice-chair. Beginning with the 1990-1992 term, the Kenosha County Board



of Supervisors approves the deletion of past protocol in the election of its leadership and is morally free to elect leadership on the basis of desirability and qualification regardless of the area of residence, previous office or seniority. (7/11/89)

- 4 ~~Repealed (10/15/96)~~ In relation to the elections for Chair and Vice-Chair described in sections 2 and 3 above, whenever there are more than two candidates for the office, if a single candidate does not receive a simple majority on the first ballot, the candidate receiving the lowest numbers of votes shall be eliminated from the ballot. This process shall be repeated as many times as necessary until such time as one candidate receives a majority. If at any time it cannot be determined which candidate received the lowest number of votes, as a result of candidates receiving the same number, an election shall be conducted between those candidates to determine who shall be forwarded to the next ballot by receiving a simple majority of votes in that election.
- 5 In the absence of the County Board Chair and the County Board Vice-Chair and where their presence is necessary to carry out the responsibilities of their office, the Kenosha County Board of Supervisors does hereby delegate to the most recent past chair present the responsibility of the chair of the county board. In the absence of a past chair, such responsibilities of the chair shall be delegated to the most senior member of the county board of supervisors. (10/7/86)
  - (b) The county board shall also hold an organizational meeting on the third Tuesday in April in non-election years for the purpose of transacting business that is permitted at the annual meeting and for the further purpose of organizing or reorganizing as may be deemed necessary.
  - (c) The organizational meeting may be adjourned in the same manner as prescribed for the adjournment of the annual meeting as set forth in section 59.11 (1) of the Wisconsin Statutes.

Approved by:

Legislative Committee

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
<hr/> Gabe Nudo, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Andy Berg, Vice-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<hr/> Dayvin Hallmon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Mark Nordigian	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

# KENOSHA COUNTY

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Date Submitted:	Date Resubmitted:
Submitted By: Supervisor Jeff Gentz	
Fiscal Note Attached <input type="checkbox"/>	Legal Note Attached <input type="checkbox"/>
Prepared By: Joseph M. Cardamone III Corporation Counsel	Signature:

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2 Elect a member chair. The chair shall assume the emergency powers bestowed upon the county executive in the absence of the county executive. Beginning with the 1990-1992 term, the Kenosha County Board of Supervisors approves the deletion of past protocol in the election of its leadership and is morally free to elect leadership on the basis of desirability and qualification regardless of the area of residence, previous office or seniority. The chair shall appoint members to the standing committees of the County Board and shall call upon the chairs of such standing committees to advise him or her from time to time as the need arises as members of the chair's advisory committee.

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of Supervisors approves the deletion of past protocol in the election of its leadership and is morally free to elect leadership on the basis of desirability and qualification regardless of the area of residence, previous office or seniority. (7/11/89)

- 4 ~~Repealed (10/15/96)~~ In relation to the elections for Chair and Vice-Chair described in sections 2 and 3 above, whenever there are more than two candidates for the office, if a single candidate does not receive a simple majority on the first ballot, only the two candidates who receive the first and second most votes shall proceed to the second ballot. If at any time it cannot be determined which candidate received the second most votes, as a result of candidates receiving the same number, an election shall be conducted between those candidates to determine who shall be forwarded to the second ballot by receiving a simple majority of votes in that election.
  - 5 In the absence of the County Board Chair and the County Board Vice-Chair and where their presence is necessary to carry out the responsibilities of their office, the Kenosha County Board of Supervisors does hereby delegate to the most recent past chair present the responsibility of the chair of the county board. In the absence of a past chair, such responsibilities of the chair shall be delegated to the most senior member of the county board of supervisors. (10/7/86)
- (b) The county board shall also hold an organizational meeting on the third Tuesday in April in non-election years for the purpose of transacting business that is permitted at the annual meeting and for the further purpose of organizing or reorganizing as may be deemed necessary.
  - (c) The organizational meeting may be adjourned in the same manner as prescribed for the adjournment of the annual meeting as set forth in section 59.11 (1) of the Wisconsin Statutes.

Respectfully submitted,

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Jeffrey Gentz

Approved by:

Legislative Committee

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
<hr/> Gabe Nudo, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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