

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING

July 27, 2004

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

Present: Supervisors Elverman, Grady, Rossow, Rose, Kessler, Huff, Wipper, Booth, Faraone, R. Johnson, Michel, Singer, Deschler, Wisniewski, Clark, West, Kerkman, Carbone, Carey-Mielke, Smitz, Ekornaas, L. Johnson, Marrelli, Gorkinski, Modory.

Excused: Supervisors Noble, O'Day, Molinaro.

Present. 25. Excused. 3.

CITIZEN COMMENTS

Bob Danbeck, 7626-27th Avenue, stated that the golf courses are in great shape. We do not need to waste more money on having another referendum for the Casino. The people already said they wanted the Casino. The County Board cannot even afford to have their meetings televised live for \$2,100.00. But, there is enough money for another referendum?

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Elverman stated that there are two vacancies on the Gateway Technical College Board. There will be ads in the Kenosha Paper explaining the vacancies and the application process on August 9, 2004.

Chairman Elverman stated that there has been a request for people to apply to be on WCA Steering Committees. The deadline is August 27th. Also, applications are being requested for the WCA Board of Directors. The deadline is also August 27th. Anyone needing a copy of the applications please contact him.

Chairman Elverman stated that on August 3rd there will be a short presentation on the Casino Project and on August 17th the County Executive will be giving his State of the County Address.

SUPERVISORS REPORTS

Supervisor Clark stated that at the last county board meeting there was a request for the Chairman to automatically place on the agenda something for the committee chairman's to report on what was happening at their committee meeting. He hopes to see this on the next county board agenda.

Supervisor Singer stated that the Health Insurance Financial Status Report and Golf Division Cash Basis Report was in everyone's packet.

NEW BUSINESS

Ordinances - one reading.

ORDINANCE 9

9. From Land Use Committee regarding Kenosha County Land Use Committee (Sponsor), requesting the removal of the shoreland overlay designation on six parcels of land in the Town of Paris.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the shoreland overlay designation on the following Tax Parcels (with ownership identified) be removed based on the determination of the Wisconsin Department of Natural Resources that the subject waterway is not navigable:

<u>Owners</u>	<u>Tax Parcels</u>
Robert J. & Katherine Emery 2002 200 th Avenue Union Grove, WI 53182-9428	#45-4-221-184-0401 #45-4-221-191-0200
Paula J. Sturino Revocable Trust 5818 80 th Place	#45-4-221-184-0420

Kenosha, WI 53142

William T. & Diane Fliess #45-4-221-184-0200
2515 200th Avenue
Union Grove, WI 53182-9403

Thomas Uhlenhake #45-4-221-192-0100
1801 216th Avenue
Union Grove, WI 53182

Stojan & Stevenija Njegovan #45-4-221-184-0410
1700 200th Avenue
Union Grove, WI 53182-9428

These parcels are generally located on the west side of U.S. Highway "45" (200th Avenue) approximately 1/3 mile south of the intersection of State Trunk Highway "142" (Burlington Road), within the Town of Paris.

Description: The proposed shoreland area to be removed is presented in Exhibit #1, (attached).

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

ORDINANCE 10

10. From Land Use Committee regarding Peggy J. Veicht (Seller), David M. Heiring and Ann E. Henry (Buyers), requesting rezoning from A-1 Agricultural Preservation District to R-1 Rural Residential District in the Town of Paris.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #45-4-221-252-0110 located in the northwest quarter of Section 25, Township 2 North, Range 21 East, Town of Paris be changed from A-1 Agricultural Preservation District (5.30 acres) to R-1 Rural Residential District. For informational purposes only, this property is located on the east side of County Trunk Highway "UE" (136th Avenue) approximately ½ mile north of the intersection of County Trunk Highway "N" (38th Street).

Peggy J. Veicht - (Owner)

David M. Heiring and Ann E. Henry - (Buyers)

Description: That part of the northwest quarter of Section 25, Town 2 North, Range 21 East of the Fourth Principal Meridian, and being more particular described as follows: Beginning at the northwest corner of said quarter section; thence north 89°31'48" east along the north line of said quarter section 660.01 feet; thence south 01°54'28" east parallel to the west line of said quarter section 350.00 feet; thence south 89°31'48" west parallel to the north line of said quarter section 660.01 feet to the west line of said quarter section; thence north 01°54'28" west along said west line 350.00 feet to the point of beginning. Said land lying and being in the Town of Paris, County of Kenosha and State of Wisconsin.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

ORDINANCE 11

11. From Land Use Committee regarding Eugene and Arlene Badtke (Owners), Twelfth Street Investors, LLC (Buyer/Agent), requesting rezoning from A-1 Agricultural Preservation District to B-5 Wholesale Trade and Warehousing District in the Town of Paris.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #45-4-221-132-0111 located in the northwest quarter of Section 13, Township 2 North, Range 21 East, Town of Paris be changed from A-1 Agricultural Preservation District (2.12 acres) to B-5 Wholesale Trade and Warehousing District. For informational purposes only, this property is located on the south side of County Trunk Highway "E" (12th Street) approximately ½ mile west of 120th Avenue (West Frontage Road of I-94).

Eugene and Arlene Badtke - (Owners)
Twelfth Street Investors LLC – (Buyer)

Description: Part of the northwest quarter of Section 13, Town 2 North, Range 21 East of the Fourth Principal Meridian, and being more particularly described as: Beginning at the northeast corner of said quarter section; thence west along the north line of said quarter south 89°38'21" west 140.00 feet; thence south parallel to the east line of said quarter section south 01°39'09" east 661.00 feet; thence east parallel to the north line of said quarter section north 89°38'21" east 140.00 feet; thence north along said east line north 01°39'09" west 661.00 feet to the point of beginning, lying and being in the Town of Paris, County of Kenosha, State of Wisconsin. Said parcel containing 2.12 acres.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Smitz to adopt Ordinances 9, 10 & 11. Seconded by Supervisor Gorlinski. Motion carried.

ORDINANCE 12

12. From Land Use Committee regarding Thomas and Joan Hancock, requesting rezoning from A-1 Agricultural Preservation District to R-1 Rural Residential District in the Town of Paris.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #45-4-221-212-0300 located in the northwest quarter of Section 21, Township 2 North, Range 21 East, Town of Paris be changed from A-1 Agricultural Preservation District (5.02 acres) to R-1 Rural Residential District. For informational purposes only, this property is located on the west side of County Trunk Highway "D" (176th Avenue) approximately 1 mile north of the intersection of County Trunk Highway "N" (38th Street).

Thomas and Joan Hancock - (Owners)

Description: Part of the northwest quarter of Section 21, Town 2 North, Range 21 East of the Fourth Principal Meridian; lying and being in the Town of Paris, Kenosha County, Wisconsin and being more particularly described as: Beginning at the southeast corner of said quarter section; thence north 02°07'34" west along the east line of said quarter section 300.00 feet; thence south 88°07'20" west parallel to the south line of said quarter section 771.00 feet; thence

south 02°07'34" east parallel to the east line of said quarter section 300.00 feet to the south line of said quarter section; thence north 89°07'20" east along said south line 771.00 feet to the southeast corner of said quarter section and the point of beginning; containing 5.308 acres, more or less; including highway; containing 5.020 acres, more or less; excluding highway; subject to a public highway over and across the easterly portion thereof and subject to easements and restrictions or record.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

ORDINANCE 13

13. Land Use Committee (Sponsor), Thomas A. and Theresa Odell (Owners), requesting rezoning from A-2 General Agricultural District to R-2 Suburban Single-Family Residential District in the Town of Paris.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF

KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #45-4-221-022-0195 located in the northwest quarter of Section 2, Township 2 North, Range 21 East, Town of Paris be changed from A-2 General Agricultural District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the south side of County Trunk Highway "KR" (1st Street) approximately 571 feet west of the intersection of 144th Avenue.

Land Use Committee - (Sponsor)

Thomas A. and Theresa Odell - (Owners)

Description: Certified Survey Map No. 504, a plat of record and on file at the Kenosha County Land Registry, also including a parcel of land hereinafter described: Beginning at the northwest corner of said Certified Survey Map No. 504, which corner is also on the south line of County Trunk Highway "KR" (1st Street); thence south 88°33'40" west along and upon said south line, 2.00 feet; thence south 02°13'15" east parallel to the west line of the aforesaid Certified Survey Map No. 504, 323.00 feet; thence north 89°33'40" east parallel to the south line of said 1st Street, 2.00 feet and to the southwest corner of the aforesaid Certified Survey Map No. 504; thence north 02°13'15" west along and upon the west line of said Certified Survey Map, 323.00 feet and to the point of beginning.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

ORDINANCE 14

14. From Land Use Committee regarding James W. and Suzanne M. Rogers (Sellers), Harvest Homes, Jim Walters (Buyer/Agent), requesting rezoning from A-1 Agricultural Preservation District, C-2 Upland Resource Conservancy District and C-1 Lowland Resource Conservancy District to A-2 General Agricultural District, R-1 Rural Residential District, C-2 Upland Resource Conservancy District and C-1 Lowland Resource Conservancy District in the Town of Salem. The request also includes the application of a Rural Cluster Development Overlay.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF

KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #65-4-120-134-0100 and part of #66-4-120-241-0100 located in the southeast quarter of Section 13 and the northeast quarter of Section 24, Township 1 North, Range 20 East, Town of Salem be changed from A-1 Agricultural Preservation District, C-2 Upland Resource Conservancy District and C-1 Lowland Resource Conservancy District to A-2 General Agricultural District, R-1 Rural Residential District, C-2 Upland Resource Conservancy District and C-1 Lowland Resource Conservancy District. For informational purposes only, these parcels are located on the north side of the intersection of County Trunk Highway "C" and 98th Street.

James W. and Suzanne M. Rogers - (Sellers)

Harvest Homes, Jim Walters - (Buyer/Agent)

Descriptions: R-1 Rural Residential District: Part of the Southeast Quarter of Section 13 and part of the Northeast Quarter of Section 24, Town 1 North, Range 20 East of the Fourth Principal Meridian and lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Commencing at the southeast corner of the Southeast Quarter of said Section 13; which is also the northeast corner of the Northeast Quarter of said Section 24; thence S 88 degrees 30'33" W along the south line of the Southeast Quarter of said Section 13; which is also the north line of the Northeast Quarter of said Section 24, 1036.35 feet to the point of beginning of the lands to be herein rezoned; thence N 30 degrees 49'31" W 172.98 feet; thence S 49 degrees 57'46" W 220.00 feet; thence northwesterly 18.41 feet along the arc of a curve concave to the southwest; said curve having a central angle of 04 degrees 31'33", a radius of 233.00 feet and a chord which bears N 42 degrees 18'00" W 18.40 feet; thence N 52 degrees 42'19" W 66.00 feet; thence northwesterly 48.12 feet along the arc of a curve concave to the southwest; said curve having a central angle of 11 degrees 49'58", a radius of 233.00 feet and a chord which bears N 66 degrees 45'50" W 48.03 feet; thence N 17 degrees 19'11" E 220.00 feet; thence N 87 degrees 40'45" W 234.47 feet; thence S 62 degrees 19'24" W 234.47 feet; thence S 43 degrees 12'47" W 182.61 feet; thence S 37 degrees 08'18" W 220.70 feet; thence S 09 degrees 22'19" W 243.85 feet; thence N 83 degrees 45'30" E 220.00 feet; thence southeasterly 101.64 feet along the arc of a curve concave to the northeast; said curve having a central angle of 24 degrees 59'38", a radius of 233.00 feet and a chord which bears S 18 degrees 44'19" E 100.84 feet; thence S 58 degrees 45'52" W 220.00 feet; thence S 48 degrees 18'27" E 226.92 feet; thence S 63 degrees 29'32" E 195.14 feet; thence S 51 degrees 52'15" E 168.01 feet; thence S 52 degrees 59'34" E 100.99 feet; thence N 88 degrees 30'33" E 200.15 feet; thence N 07 degrees 13'35" E 141.03 feet; thence southeasterly 38.94 feet along the arc of a circular curve concave to the north; said curve having a central angle of 09 degrees 34'36", a radius of 233.00 feet and a chord which bears S 87 degrees 33'43" E 38.90 feet; thence N 79 degrees 30'26" E 66.00 feet; thence northeasterly 38.94 feet along the arc of a curve concave to the north; said curve having a central angle of 09 degrees 34'36", a radius of 233.00 feet and a chord which bears N 66 degrees 34'36" E 38.90 feet; thence S 28 degrees 12'42" E 180.91 feet; thence N 88 degrees 30'33" E 225.00 feet; thence N 42 degrees 15'19" E 103.72 feet; thence N 05 degrees 02'27" W 399.85 feet; thence N 43 degrees 24'02" W 199.69 feet; thence N 40 degrees 02'33" W 113.44 feet; thence N 15 degrees 22'57" W 174.46 feet; thence N 30 degrees 49'31" W 64.74 feet to the north line of the Northeast Quarter of aforesaid Section 24; which is also the south line of the Southeast Quarter of aforesaid Section 13 and the point of beginning; containing 26.21 acres, more or less; excepting therefrom all that portion of lands described as C2.

R-1 Rural Residential District: Part of the Southeast Quarter of Section 13, Town 1 North, Range 20 East of the Fourth Principal Meridian; lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Commencing at the southeast corner of said quarter section; thence S 88 degrees 30'33" W along the south line of said quarter section 1036.35 feet; thence N 04 degrees 44'29" W 742.61 feet to the point of beginning of the lands to be herein rezoned; thence S 21 degrees 05'16" E 250.00 feet; thence N 51 degrees 41'45" E 271.12 feet; thence N 17 degrees

15'37' E 271.17 feet; thence N 03 degrees 52'11" W 581.13 feet; thence S 85 degrees 51'23" W 250.00 feet; thence northwesterly 270.92 feet along the arc of a curve concave to the southwest; said curve having a central angle of 74 degrees 37'38", a radius of 208.00 feet and a chord which bears N 41 degrees 27'26" W 252.17 feet; thence N 02 degrees 06'01" E 7.97 feet; thence northeasterly 39.12 feet along the arc of a curve concave to the east, said curve having a central angle of 10 degrees 19'45", a radius of 217.00 feet and a chord which bears N 07 degrees 15'54" E 39.07 feet; thence S 77 degrees 34'13" E 200.00 feet; thence N 64 degrees 28'31" E 259.97 feet; thence N 01 degrees 59'18" W 464.52 feet; thence S 86 degrees 19'21" W 440.46 feet; thence S 49 degrees 04'24" W 181.82 feet; thence S 40 degrees 55'36" E 289.51 feet; thence southwesterly 232.01 feet along the arc of a curve concave to the southeast; said curve having a central angle of 46 degrees 58'23", a radius of 283.00 feet and a chord which bears S 25 degrees 35'13" W 225.57 feet; thence S 02 degrees 06'01" W 5.33 feet; thence N 87 degrees 53'59" W 17.31 feet; thence N 02 degrees 06'01" E 220.00 feet; thence S 80 degrees 27'16" W 246.15 feet; thence S 50 degrees 50'51" W 227.63 feet; thence S 24 degrees 42'02" W 251.39 feet; thence S 10 degrees 26'02" E 265.32 feet; thence S 27 degrees 16'11" E 151.68 feet; thence N 74 degrees 45'43" E 220.00 feet; thence S 15 degrees 14'17" E 58.52 feet; thence southeasterly 42.91 feet along the arc of a curve concave to the west; said curve having a central angle of 14 degrees 43'17", a radius of 167.00 feet and a chord which bears S 07 degrees 52'38" E 42.79 feet; thence S 00 degrees 30'59" E 38.50 feet; thence S 89 degrees 29'01" W 220.00 feet; thence S 08 degrees 46'19" E 238.35 feet; thence S 37 degrees 55'48" E 234.47 feet; thence S 67 degrees 55'39" E 234.47 feet; thence N 07 degrees 04'25" E 220.00 feet; thence southeasterly 8.08 feet along the arc of a curve concave to the north; said curve having a central angle of 02 degrees 13'32", a radius of 208.00 feet and a chord which bears S 84 degrees 02'21" E 8.08 feet; thence N 85 degrees 43'10" E 66.00 feet; thence northeasterly 27.87 feet along the arc of a curve concave to the north; said curve having a central angle of 07 degrees 40'42", a radius of 208.00 feet and a chord which bears N 72 degrees 45'05" E 27.85 feet to the point of beginning; containing 28.36 acres, more or less; excepting therefrom all that portion of lands described as C2.

A-1 Agricultural Preservation District to C-1 Lowland Resource Conservancy

District: Part of the Southeast Quarter of Section 13, Town 1 North, Range 20 East of the Fourth Principal Meridian; lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Commencing at the northwest corner of said quarter section; thence S 48 degrees 53'45" E 284.25 feet to the point of beginning of the lands to be herein rezoned; thence S 17 degrees 26'03" W 43.53 feet; thence S 07 degrees 33' 50' E 80.50 feet; thence S 27 degrees 16'42" E 30.23 feet; thence S 67 degrees 17' 26" E 65.39 feet; thence S 79 degrees 36'09" E 40.61 feet; thence N 61 degrees 11'46" E 119.99 feet; thence N 66 degrees 31'20" E 40.88 feet; thence N 48 degrees 10'24" E 52.51 feet; thence N 67 degrees 48'59" W 43.13 feet; thence S 81 degrees 52'40" W 40.34 feet; thence N 65 degrees 05'36" W 63.81 feet; thence N 47 degrees 08'58" W 31.13 feet; thence N 58 degrees 45'41" W 26.69 feet; thence N 73 degrees 37'33" W 28.89 feet; thence S 50 degrees 56'03" W 16.80 feet; thence N 79 degrees 50'04" W 32.30 feet; thence S 83 degrees 48'10" W 37.72 feet to the point of beginning; containing 0.80 acre, more or less.

A-1 Agricultural Preservation District to C-1 Lowland Resource Conservancy

District: Part of the Southeast Quarter of Section 13, Town 1 North, Range 20 East of the Fourth Principal Meridian; lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Commencing at the southeast corner of said quarter section; thence N 80 degrees 14'17" W 1167.63 feet to the point of beginning of the lands to be herein rezoned; thence N 20 degrees 26'45" W 32.07 feet; thence N 79 degrees 27 '33" W 15.52 feet; thence S 43 degrees 03'04" W 36.99 feet; thence S 31 degrees 31'18" W 35.98 feet; thence S 23 degrees 48'42" W 60.60 feet; thence S 33 degrees 56'17" W 20.10 feet; thence S 48 degrees 52'21" E 12.99 feet; thence S 82 degrees 19'05" E 11.66 feet; thence N 74 degrees 09'43" E 19.31 feet; thence N 47 degrees 17'45" E 40.41 feet; thence N 26 degrees 12'06" E 82.87 feet to the point of beginning; containing 0.16 acre, more or less.

C-1 Lowland Resource Conservancy District: Part of the Southeast Quarter of Section 13, Town 1 North, Range 20 East of the Fourth Principal Meridian; lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Commencing at the northwest corner of said quarter section; thence N 88 degrees 48'51" E along the north line of said quarter section 926.28 feet to the point of beginning of the lands to be herein rezoned; thence continue N 88 degrees 48'51" E along said north line 410.85 feet; thence S 18 degrees 00'48" E 93.61 feet; thence S 76 degrees 10'54" E 94.82 feet; thence N 74 degrees 42'54" E 61.01 feet; thence N 46 degrees 44'47" E 49.75 feet; thence N 59 degrees 08'47" E 49.30 feet; thence S 57 degrees 54'26" E 49.27 feet; thence S 28 degrees 53'31" E 61.53 feet; thence S 07 degrees 03'57" E 39.98 feet; thence S 46 degrees 33'10" W 86.32 feet; thence S 40 degrees 29'38" W 71.95 feet; thence S 47 degrees 03'15" W 44.12 feet; thence S 06 degrees 43'28" W 33.36 feet; thence S 33 degrees 36'57" W 38.31 feet; thence N 54 degrees 16'50" W 17.67 feet; thence S 56 degrees 48'28" W 48.34 feet; thence N 75 degrees 52'08" W 41.07 feet; thence S 68 degrees 07'08" W 174.98 feet; thence S 86 degrees 17'15" W 68.88 feet; thence S 66 degrees 19'15" W 33.90 feet; thence S 79 degrees 33'08" W 71.19 feet; thence S 23 degrees 02'46" E 12.21 feet; thence S 20 degrees 38'06" W 19.81 feet; thence S 32 degrees 59'39" W 54.53 feet; thence S 39 degrees 38'49" W 59.67 feet; thence S 25 degrees 08'02" E 36.69 feet; thence S 00 degrees 02'40" E 34.54 feet; thence S 32 degrees 39'56" W 75.37 feet; thence S 28 degrees 51'29" W 94.15 feet; thence S 58 degrees 06'28" W 32.06 feet; thence N 80 degrees 47'35" W 18.50 feet; thence N 57 degrees 40'45" W 46.99 feet; thence N 87 degrees 08'06" W 87.44 feet; thence S 04 degrees 36'03" W 68.92 feet; thence S 38 degrees 42'58" W 50.25 feet; thence S 56 degrees 28'20" W 69.43 feet; thence S 17 degrees 51'07" W 49.13 feet; thence S 01 degrees 40'58" E 11.57 feet; thence S 41 degrees 10'39" W 12.22 feet; thence S 06 degrees 28'28" W 15.36 feet; thence S 22 degrees 17'47" W 33.99 feet; thence S 04 degrees 00'44" W 24.44 feet; thence S 32 degrees 37'43" W 14.36 feet; thence S 71 degrees 16'01" W 29.78 feet; thence S 04 degrees 13'40" W 26.92 feet; thence S 29 degrees 58'41" W 32.52 feet; thence S 12 degrees 26'05" W 63.56 feet; thence S 70 degrees 28'05" W 26.73 feet; thence S 48 degrees 54'26" W 34.45 feet; thence S 20 degrees 41'28" W 30.04 feet; thence S 13 degrees 02'54" E 47.66 feet; thence S 38 degrees 54'26" W 63.06 feet; thence S 13 degrees 22'59" W 66.19 feet; thence S 18 degrees 46'33" E 42.80 feet; thence S 01 degrees 35'34" E 55.07 feet; thence S 05 degrees 54'43" W 44.59 feet; thence S 24 degrees 47'48" W 43.80 feet; thence S 12 degrees 42'33" W 80.09 feet; thence S 02 degrees 12'17" E 31.90 feet; thence S 46 degrees 29'50" E 33.84 feet; thence S 02 degrees 47'44" W 25.16 feet; thence S 19 degrees 43'04" W 58.31 feet; thence S 36 degrees 53'50" W 21.46 feet; thence S 58 degrees 50'25" W 27.25 feet; thence S 27 degrees 22'24" W 20.02 feet; thence S 40 degrees 03'29" W 20.02 feet; thence S 43 degrees 30'28" W 49.02 feet; thence S 17 degrees 53'43" W 19.97 feet; thence S 39 degrees 44'17" W 57.67 feet; thence S 66 degrees 19'06" W 27.47 feet; thence S 90 degrees 00'00" W 20.86 feet; thence S 76 degrees 41'17" W 23.96 feet; thence S 49 degrees 39'49" W 16.10 feet; thence S 27 degrees 42'16" W 42.23 feet; thence S 46 degrees 25'31" W 17.79 feet; thence S 65 degrees 20'41" W 24.98 feet; thence S 48 degrees 15'03" W 25.59 feet; thence S 29 degrees 35'05" W 24.33 feet; thence S 02 degrees 41'11" W 20.23 feet; thence S 27 degrees 55'00" E 32.42 feet; thence S 19 degrees 11'48" E 38.45 feet; thence S 15 degrees 32'19" W 11.80 feet; thence S 46 degrees 52'52" W 63.15 feet; thence S 25 degrees 45'47" W 27.46 feet; thence S 57 degrees 49'34" W 32.84 feet to the west line of said quarter section; thence N 01 degrees 31'00" W along said west line 51.63 feet; thence N 49 degrees 39'45" E 75.78 feet; thence N 15 degrees 20'10" W 62.89 feet; thence N 06 degrees 04'43" E 39.27 feet; thence N 30 degrees 59'20" E 48.46 feet; thence N 71 degrees 05'34" E 30.77 feet; thence N 39 degrees 45'28" E 53.45 feet; thence N 62 degrees 32'56" E 46.86 feet; thence N 75 degrees 34'11" E 56.68 feet; thence N 41 degrees 39'42" E 30.03 feet; thence N 30 degrees 41'38" E 83.09 feet; thence N 49 degrees 06'57" E 30.95 feet; thence N 28 degrees 05'46" E 28.25 feet; thence N 47 degrees 08'58" E 31.76 feet; thence N 26 degrees 35'16" E 57.60 feet; thence N 48 degrees 11'17" W 25.45 feet; thence N 14 degrees 52'22" W 42.45 feet; thence N 03 degrees 31'02" E 95.64 feet; thence N 32 degrees 51'16" E 30.90 feet; thence N 03

degrees 04'44" E 98.15 feet; thence N 08 degrees 28'46" W 56.54 feet; thence N 00 degrees 00'00" W 47.59 feet; thence N 30 degrees 31'42" E 102.58 feet; thence N 01 degrees 04'13" E 27.92 feet; thence N 22 degrees 38'25" E 33.73 feet; thence N 30 degrees 40'32" E 22.21 feet; thence N 72 degrees 51'15" E 16.80 feet; thence N 54 degrees 07'29" E 21.91 feet; thence N 76 degrees 33'52" E 11.17 feet; thence N 26 degrees 35'16" E 18.99 feet; thence N 05 degrees 56'12" E 22.85 feet; thence N 32 degrees 15'45" E 30.96 feet; thence N 01 degrees 45'19" E 42.38 feet; thence N 25 degrees 48'02" E 69.50 feet; thence N 16 degrees 52'50" W 69.03 feet; thence N 21 degrees 49'16" E 41.09 feet; thence N 28 degrees 39'02" E 39.96 feet; thence N 83 degrees 15'18" E 29.26 feet; thence N 14 degrees 56'44" E 14.62 feet; thence N 50 degrees 33'20" E 51.87 feet; thence N 27 degrees 46'54" E 10.11 feet; thence N 42 degrees 22'08" W 25.05 feet; thence N 22 degrees 06'27" W 40.39 feet; thence N 04 degrees 09'50' E 20.33 feet; thence N 38 degrees 19'04" E 17.85 feet; thence N 56 degrees 39'36" E 18.11 feet; thence N 40 degrees 26'44" E 49.62 feet; thence N 56 degrees 54'00" E 51.97 feet; thence N 10 degrees 08'04" E 41.94 feet; thence N 10 degrees 34'54" W 76.42 feet; thence N 04 degrees 38'25" E 27.36 feet; thence N 14 degrees 51'34" E 31.65 feet; thence N 72 degrees 10'37' E 20.76 feet; thence S 80 degrees 06'56" E 14.45 feet; thence S 65 degrees 00'55" E 87.59 feet; thence S 67 degrees 26'30" E 66.97 feet; thence S 56 degrees 44'10" E 32.87 feet; thence S 43 degrees 13'37" E 20.26 feet; thence N 60 degrees 29'19" E 20.95 feet; thence N 43 degrees 02'56" E 44.80 feet; thence N 20 degrees 38'09" E 31.45 feet; thence N 50 degrees 31'33" W 20.56 feet; thence S 74 degrees 59'52" W 60.45 feet; thence N 79 degrees 46'07" W 94.69 feet; thence N 65 degrees 17'40" W 32.75 feet; thence N 51 degrees 03'20" W 34.31 feet; thence N 00 degrees 00'00" W 14.47 feet; thence N 28 degrees 31'11" E 15.58 feet; thence N 46 degrees 32'09" E 21.04 feet; thence N 69 degrees 49'17" E 122.84 feet; thence N 53 degrees 55' 16" E 49.08 feet; thence N 05 degrees 44'11" E 145.17 feet; thence N 27 degrees 27'07" W 31.60 feet; thence N 17 degrees 09'53" W 60.89 feet; thence N 43 degrees 37'23" W 64.60 feet; thence N 18 degrees 35'42" W 49.05 feet to the north line of said quarter section and the point of beginning; containing 8.91 acres, more or less.

C-1 Lowland Resource Conservancy District: Part of the Southeast Quarter of Section 13 and part of the Northeast Quarter of Section 24, Town 1 North, Range 20 East of the Fourth Principal Meridian and lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Commencing at the southwest corner of the Southeast Quarter of said Section 13; which is also the northwest corner of the Northeast Quarter of said Section 24; thence N 88 degrees 30'33" E along the south line of the Southeast Quarter of said Section 13; which is also the north line of the Northeast Quarter of said Section 24, 42.07 feet to the point of beginning of the lands to be herein rezoned; thence N 40 degrees 04'34" W 48.83 feet; thence N 05 degrees 53'03" W 78.39 feet; thence S 89 degrees 20'59" E 33.21 feet; thence S 59 degrees 52'03" E 55.38 feet; thence S 51 degrees 35'14" E 54.16 feet; thence S 69 degrees 03'20" E 45.92 feet; thence S 37 degrees 02'08" E 39.03 feet; thence S 02 degrees 10'34" W 18.05 feet; thence S 16 degrees 29'13" W 47.44 feet; thence S 32 degrees 39'03" E 37.43 feet; thence S 24 degrees 53'21" E 36.62 feet; thence S 02 degrees 28'48' W 18.86 feet; thence S 35 degrees 22'58' E 36.53 feet; thence S 13 degrees 59'28" E 28.14 feet; thence S 22 degrees 10'37" E 32.66 feet; thence S 51 degrees 52'44" E 55.90 feet; thence S 47 degrees 43'04" E 55.71 feet; thence S 55 degrees 55'05" E 29.73 feet; thence S 72 degrees 31'48" E 32.14 feet; thence N 87 degrees 07'41" E 52.07 feet; thence S 52 degrees 36'14" E 43.86 feet; thence S 64 degrees 10'53" E 68.06 feet; thence S 81 degrees 10'18" E 24.62 feet; thence N 85 degrees 37'25" E 20.49 feet; thence S 67 degrees 31'05" E 11.26 feet; thence S 78 degrees 52'58" E 24.52 feet; thence S 27 degrees 45'38" E 12.81 feet; thence S 17 degrees 07'31" W 23.58 feet; thence N 78 degrees 00'19" W 61.87 feet; thence N 56 degrees 12'27" W 19.70 feet; thence S 73 degrees 27'38" W 72.24 feet; thence N 83 degrees 28'11" W 29.46 feet; thence N 50 degrees 39'57" W 38.57 feet; thence N 25 degrees 29'16" W 56.03 feet; thence N 62 degrees 55'05" W 70.75 feet; thence N 45 degrees 17'44" W 65.97 feet; thence N 61 degrees 48'20" W 37.28 feet; thence N 18 degrees 33'12" W 76.35 feet; thence N 51 degrees 55'43" W 29.10 feet; thence N 10 degrees 07'51" E 33.94 feet; thence N 28 degrees 55'23" W 41.56 feet; thence

N 36 degrees 41'25" W 36.55 feet; thence N 44 degrees 25'31" W 30.49 feet; thence N 50 degrees 56'39" W 45.00 feet; thence S 84 degrees 28'31" W 55.56 feet; thence N 40 degrees 04'34" W 17.66 feet to the north line of the Northeast Quarter of said Section 24; which is also the south line of the Southeast Quarter of said Section 13 and the point of beginning; containing 0.76 acre, more or less.

A-1 Agricultural Preservation District to C-2 Lowland Resource Conservancy

District: Part of the Northeast Quarter of Section 24, Town 1 North, Range 20 East of the Fourth Principal Meridian; lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Beginning at the northeast corner of said quarter section; thence S 01 degrees 29'27" E along the east line of said quarter section 585.00 feet; thence S 84 degrees 46'40" W 230.49 feet; thence N 73 degrees 03'21" W 31.62 feet; thence N 19 degrees 14'08" W 26.25 feet; thence N 07 degrees 29'59" W 95.52 feet; thence N 21 degrees 37'38" W 63.91 feet; thence N 29 degrees 49'30" W 115.88 feet; thence N 22 degrees 22'39" E 123.57 feet; thence N 37 degrees 10'08" E 160.08 feet; thence N 18 degrees 09'47" E 74.33 feet to the north line of said quarter section; thence N 88 degrees 30'33" E along said north line 180.00 feet to the northeast corner of said quarter section and the point of beginning; containing 3.83 acres, more or less.

A-1 Agricultural Preservation District to A-2 General Agricultural District:

All lands currently zoned A1 to be rezoned A2; except for lands currently zoned C2 and also except for lands described herein as C1 and R1; all lying and being in part of the Southeast Quarter of Section 13 and in part of the Northeast Quarter of Section 24, Town 1 North, Range 20 East of the Fourth Principal Meridian; lying and being in the Town of Salem, Kenosha County, Wisconsin. This description is intended to extend to the center of all roads.

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorklinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Smitz to adopt Ordinance 12, 13 & 14.

Seconded by Supervisor Ekornaas.

Motion Carried.

ORDINANCE 15

15. From Land Use Committee regarding Richard S. Manthy, Jr. requesting rezoning from B-2 Community Business District to R-3 Urban Single-Family Residential District in the Town of Salem.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #65-4-120-113-0720 located in the southwest quarter of Section 11, Township 1 North, Range 20 East, Town of Salem be changed from B-2 Community Business District to R-3 Urban Single-Family Residential District. For informational purposes only, this property is located on the north side of 84th Street approximately 0.1 miles east of the intersection of State Trunk Highway "83" (Antioch Road).

Richard S. Manthy, Jr. - (Owner)

Description: Part of the southwest ¼ of Section 11, Township 1 North, Range 20 East of the Fourth Principal Meridian, lying and being in the Town of Salem, Kenosha County, Wisconsin and being more particularly described as: Beginning at the southeast corner of Block 4 in First Addition of Salem, a plat of record in the Kenosha County Land Registry; thence south 13° east along the extension southerly of the easterly line of said block 132.77 feet and to the intersection with the center of 84th Street (formerly South Street); thence north 66°04' east along the center of 84th Street 132.53 feet to an angle point in said centerline; thence north 08° west at right angles to the southerly line of the aforesaid Block 4, 205.00 feet; thence north 32° east 67.00 feet, more or

less, and to the westerly shore of Hooker Lake; thence northwesterly along said Lake shore to the intersection with the southerly line of 83rd Street (formerly Lake Street), which intersection is north 21°40'30" west 115.09 feet from the end of the last above described course; thence south 76°41' west along the southerly line of 83rd Street, 178.00 feet more or less and to the northeast corner of the aforesaid Block 4; thence south 13° east along the easterly line of said Block 256.75 feet and to the point of beginning; containing 1.35 acres, more or less; subject to the rights of the public in and to 84th Street along the south boundary of the above described premises.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

ORDINANCE 16

16. From Land Use Committee regarding Armando and Theresa Covelli, requesting rezoning from A-2 General Agricultural District and R-2 Suburban Single-Family Residential District to R-3 Urban Single-Family Residential District in the Town of Somers.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #81-4-223-072-0242 located in the northwest quarter of Section 7, Township 2 North, Range 23 East, Town of Somers be changed from A-2 General Agricultural District and R-2 Suburban Single-Family Residential District to R-3 Urban Single-Family Residential District. For informational purposes only, this property is located on the east side of County Trunk Highway "Y" (22nd Avenue) approximately 1/3 mile south of the intersection of County Trunk Highway "A" (7th Avenue).

Armando and Theresa Covelli - (Owners)

Description: Part of the northwest quarter of Section 7, Town 2 North, Range 23 East of the Fourth Principal Meridian; lying and being in the Town of Somers, Kenosha County, Wisconsin and being more particularly described as: Commencing at the southwest corner of said quarter section; thence north 01°20'04" west along the west line of said quarter section 546.00 feet; thence north 87°42'02" east parallel to the south line of said quarter section to the southwest corner of Lot 2 of Certified Survey Map No. 2317, a plat of record; and to the point of beginning of lands to be herein rezoned; thence continue north 87°42'02" east parallel to said south line and along the south line of said Lot 2, 1487.49 feet; thence north 14°22'52" east 401.36 feet; thence north 14°39'38" west 51.50 feet; thence north 14°22'52" east 39.56 feet; thence south 87°51'47" west 1601.47 feet to the easterly right-of-way line of County Trunk Highway "Y" (22nd Avenue); thence south 01°30'44" east along said right-of-way line 99.42 feet; thence north 88°29'16" east 5.00 feet; thence south 01°30'44" east 2.90 feet; thence north 88°29'16" east 100.00 feet; thence southeasterly 91.72 feet along the arc of a curve concave to the south; said curve having a central angle of 22°28'48," a radius of 233.00 feet and a chord which bears south 80°16'20" east 90.83 feet; thence south 01°30'44" east 160.88 feet to the southeast corner of Lot 1 of aforesaid Certified Survey Map No. 2317; thence south 88°29'16" west along the south line of said Lot 1, 189.09 feet to the easterly right-of-way line of aforesaid County Trunk Highway "Y" (22nd Avenue); thence south 01°30'44" east along said right-of-way line 196.29 feet to the southwest corner of aforesaid Lot 2 and the point of beginning; containing 16.167 acres, more or less.

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

Submitted by:

Donald Smitz
Thomas J. Gorlinski
Mark Molinaro, Jr.
Fred R. Ekornaas
Janice Marrelli

ORDINANCE 17

17. From Land Use Committee Achille F. and Joyce M. Infusino, requesting rezoning from A-2 General Agricultural District to R-4 Urban Single-Family Residential District excluding lands currently zoned C-1 Lowland Resource Conservancy District and C-2 Upland Resource Conservancy District in the shoreland area in the Town of Somers.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the shoreland area of Tax Parcel #80-4-222-231-0400 located in the northeast quarter of Section 23, Township 2 North, Range 22 East, Town of Somers be changed from A-2 General Agricultural District to R-4 Urban Single-Family Residential District excluding lands currently zoned C-1 Lowland Resource Conservancy District and C-2 Upland Resource Conservancy District. For informational purposes only, this, property is located on the east side of 47th Avenue approximately ¼ mile south of the intersection of County Trunk Highway "L" (18th Street).

Achille F. and Joyce M. Infusino - (Owners)

Description: Exhibit #1 (attached).

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Smitz to adopt Ordinances 15, 16 & 17.
Seconded by Supervisor Marrelli.
Motion carried.

ORDINANCE 18

18. From Land Use Committee Land Use Committee (Sponsor), Kevin and Laurie McDonald (Owners), requesting rezoning from A-4 Agricultural Land Holding District, R-2 Suburban Single-Family Residential District and R-3 Urban Single-Family Residential District to R-2 Suburban Single-Family Residential District in the Town of Somers.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That Tax Parcel #80-4-222-162-0540 located in the northwest quarter of Section 16, Township 2 North, Range 22 East, Town of Somers be changed from A-4 Agricultural Land Holding District, R-2 Suburban Single-Family Residential District and R-3 Urban Single-Family Residential District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the east side of County Trunk Highway "H" (88th Avenue) approximately ¼ mile south of the intersection of County Trunk Highway "E" (12th Street).

Land Use Committee - (Sponsor)

Kevin and Laurie McDonald - (Owners)

Description: Certified Survey Map No. 1443, recorded in the Office of the Register of Deeds for Kenosha County, Wisconsin on February 27, 1991 in Volume 1430 of Records, Page 601, as Document No. 860522, and being part of the Northwest ¼ of Section 16, Township 2 North, Range 22 East and lying and being in the Town of Somers, Kenosha County, Wisconsin.

In addition: Part of the northwest ¼ of Section 16, Township 2 North, Range 22 East, lying and being more particularly described as: Beginning on the West

line of said ¼ section at a point north 01°06'53" west 1168.86 feet from the southwest corner of said ¼ section; thence north 01°06'53" west along said west line 76.20 feet to the southwest corner of Certified Survey Map No. 1443; thence north 88°53'07" east along the south line of said Certified Survey Map 188.00 feet to the southeast corner of said Certified Survey Map; thence north 01°06'53" west along the east line of said Certified Survey Map 130.34 feet to the northwest corner of said Certified Survey Map and to a point which is 49.50 feet to the north line of the southwest ¼ of said ¼ section; thence south 89°41'41" east parallel to said north line 206.30 feet; thence south 01°06'53" east parallel to the west line of said ¼ section 201.43 feet; thence south 88°53'07" west at right angles to the west line of said ¼ section 394.24 feet to said west line and to the point of beginning, and lying and being in the Town of Somers, Kenosha County, Wisconsin.

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

Submitted by:

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

ORDINANCE 19

19. From Land Use Committee Edward R. Kotrba, requesting rezoning from C-1 Lowland Resource Conservancy District to A-2 General Agricultural District in the Town of Wheatland.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #95-4-119-122-0351 located in the northwest quarter of Section 12, Township 1 North, Range 19 East, Town of Wheatland be changed from C-1 Lowland Resource Conservancy District to A-2 General Agricultural District. For informational purposes only, this property is located on the west side of County Trunk Highway "W" (Fox River Road) approximately ¼ mile south of the intersection of 73rd Street.

Edward R. Kotrba - (Owner)

Description: As presented in Exhibit #1, attached.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Smitz to adopt Ordinances 17 & 18. Seconded by Supervisor Gorlinski.

Motion carried.

Resolutions - one reading.

RESOLUTION 38

38. From Finance Committee regarding Authorizing Kenosha County's Participation in the Wisconsin Small Cities Community Development Block Grant-Emergency Assistance Housing Program.

WHEREAS, Federal monies are available under the Wisconsin Small Cities Community Development Block Grant-Emergency Assistance housing program (CDBG-EAP), administered by the State of Wisconsin, Department of Commerce, Bureau of Housing, for the purpose of housing activities; and

WHEREAS, after public meeting and due consideration, the Kenosha County Finance Committee has recommended that an application be submitted to the State of Wisconsin for the following project.

A CDBG-EAP application in an amount not to exceed \$5000,000. The grant would be used to: 1) acquire and demolish approximately five residential properties located in the 100-year recurrence interval floodplain of the

Fox River, 2) fund Kenosha County Housing Authority staff costs attendant to grant administration.

WHEREAS, it is necessary for the Kenosha County Board of Supervisors, to approve the preparation and filing of an application for the County to receive funds from this program; and

WHEREAS, the Kenosha County Board of Supervisors has reviewed the need for the proposed project and the benefits to be gained therefrom.

NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Board of supervisors does approve and authorize the County Executive to prepare and file an emergency application for funds under this program in accordance with this resolution.

BE IT FURTHER RESOLVED, that the Kenosha County Executive is hereby authorized to sign all necessary documents on behalf of the County

It was moved by Supervisor Carbone to adopt Resolution 38. Seconded by Supervisor Rose.

Motion carried unanimously.

RESOLUTION 39

39. From Finance Committee regarding Providing for the Sale of Not to Exceed \$3,100,000 General Obligation Promissory Notes.

WHEREAS, on November 13, 2003, the County Board of Supervisors of Kenosha County, Wisconsin (the "County") adopted a resolution entitled "Initial Resolution Authorizing the Issuance of General Obligation Promissory Notes in an Amount Not to Exceed \$3,100,000" (the "Initial Resolution") for the public purpose of paying the cost of constructing, improving and renovating various County buildings and sites; constructing, improving and extending highways and roads; and acquiring land and/or interests in land, equipment, vehicles, furnishings and fixtures (the "Project");

WHEREAS, the County Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such purposes; and,

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation promissory notes in an amount not to exceed \$3,100,000 for the purpose authorized in the Initial Resolution should be issued, and it is now necessary and desirable to authorize their sale.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Authorization of the Notes. For the purpose of paying costs of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, a principal amount not to exceed THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation promissory notes aggregating a principal amount not to exceed THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000) (the "Notes"). The County shall offer the Notes for public sale on or about August 3, 2004.

Section 3. Notices of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc.) shall cause a Notice of Sale to be prepared and distributed and may prepare or cause to be prepared an Official Statement or other form of offering circular setting forth the details of the Notes.

Section 4. Award of the Notes. Following receipt of bids for the Notes, the County Board of Supervisors shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefor; and to levy a direct annual irrepealable tax sufficient to pay the

principal of and interest on the Notes as the same becomes due as required by law.

Section 5. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law. Adopted and recorded this 27th day of July, 2004.

It was moved by Supervisor Carbone to adopt Resolution 39. Seconded by Supervisor Faraone.

Roll call vote.

Ayes: Supervisors Elverman, Grady, Rossow, Rose, Kessler, Huff, Wipper, Booth, Faraone, R. Johnson, Michel, Singer, Wisnefski, Clark, West, Kerkman, Carbone, Carey-Mielke, Smitz, Ekornaas, L. Johnson, Marrelli, Gorlinski, Modory.

Nays: None.

Abstain: Supervisor Deschler.

Ayes. 23. Nays. 0. Abstain. 1.

Motion carried.

COMMUNICATIONS

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

It was moved by Chairman Elverman to refer Communication 5 to Land Use Committee.

CLAIMS

9. Regarding Violet M. Decker - car damage.

10. Regarding Gary Ruud - car damage.

Chairman Elverman referred Claims 9 & 10 to Corporation Counsel.

It was moved by Supervisor Faraone to approve the July 6, 2004 minutes. Seconded by Supervisor Rose.

Motion carried.

It was moved by Supervisor Wisnefski to adjourn. Seconded by Supervisor Kessler.

Motion carried and the meeting adjourned at 8:00 P.M.

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