

**KENOSHA COUNTY BOARD OF SUPERVISORS  
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING**

**October 15, 2013**

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

Roll call was taken.

Present: Supervisors Grady, Rose, Gentz, Montemurro, Dodge, Kubicki, Hallmon, R. Johnson, O'Day, Arrington, R. Frederick, Nudo, Kohlmeier, B. Frederick, Molinaro, Noble, Skalitzky, Underhill, Breunig, Decker, Elverman.

Absent: Supervisors Esposito, A. Johnson.

Present: 21. Absent: 2.

**There were no Citizen Comments**

**ANNOUNCEMENTS OF THE CHAIRMAN**

Chairman Gentz stated Joint Services got their timeline from Delta Works. They received 7 bids; he will keep the board informed as they continue on with the project.

**SUPERVISOR REPORTS**

Supervisor Hallmon reminded the board of the Human Service Budget meeting at the Job Center. Also at the Job Center there will be a Homeless Veterans & Veterans Benefit Expo. WCA is hosting a webinar of the fall legislative outlook. The Counties Ambassadors Program for WCA is also coming up.

Supervisor Dodge reported on a meeting he had with Sheriff Beth and Chairman Gentz. He has been inquiring about the account the sheriff has from civil forfeitures. Kenosha News reported deposits into the account of \$741,000 and expenditures of \$607,000. There is also an investment account with \$25,000 and a current checkbook balance of \$226,000. Although this isn't tax payer money it is government money and he feels there should be accountability for it and asked the Chairman of the Finance Committee to proceed to that end. He hopes they can work with the Sheriff on handling this money.

Supervisor Elverman stated final approval has been given and they started digging a hole for the 60<sup>th</sup> St. communications tower. The budget was discussed at their meeting the night before.

**OLD BUSINESS**

Resolutions – one reading

**RESOLUTION 52**

52. From Planning, Development & Extension Education, Finance/Administration and Public Works/Facilities Committees a Resolution to Provide funding for the cost of acquiring properties in the Fox River Floodplain.

**WHEREAS**, the County has used grant funding to acquire property located in the Fox River Floodplain, and,

**WHEREAS**, since 1995, ninety-eight (98) residences/parcels have been acquired through this program at no cost to the County, and,

**WHEREAS**, Kenosha County would like to continue to acquire property located in the Fox River Floodplain when available, and,

**WHEREAS**, approximately \$102,000 in grant funding remains and will no longer be available after the end of 2013, and,

**WHEREAS**, the cost to acquire and remove a currently available property is approximately \$132,000, and,

**WHEREAS**, current grant funding is approximately \$30,000 short to be able to acquire said property and any remaining grant funds are required to be returned to the State, and,

**WHEREAS**, it is unknown if grant funding will be available in the future, and,

**WHEREAS**, there is \$50,000 available in The Department of Public Works- KCC Administrative Services budget that can be used to cover the costs associated with acquiring Floodplain property,

**THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors hereby transfers funds to be used to cover the costs of acquiring Floodplain properties per the budget modification that is attached and incorporated by reference, and,

**THEREFORE BE IT FURTHER RESOLVED**, that any remaining funds be used to pay for the cost of acquiring (foreclosed, tax deeded, donated, etc.) and removing properties that become available by any means, in the Fox River Floodplain, and that these remaining funds are automatically carried over year-to-year to be used for Fox River Floodplain property acquisition purposes.

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Kimberly Breunig  
Erin Decker  
Michael Underhill  
Rick Dodge  
Michael Skalitzky

Finance/Administration Committee  
Terry Rose  
Ronald Frederick  
John O'Day  
William Grady  
Aaron Kohlmeier  
Edward Kubicki  
Mark Molinaro, Jr.

It was moved by Supervisor Breunig to adopt Resolution 52. Seconded by Supervisor Elverman.  
Roll call passed unanimously.

**NEW BUSINESS**

Resolutions – one reading

**RESOLUTION 56**

56. From Judiciary & Law Committee a Resolution to approve the Appointment of Lieutenant Gil Benn to the position of Director of the Division of Emergency Management.

**WHEREAS**, pursuant to County Executive Appointment 2013/14-19, the County Executive has appointed Carmen Castro to serve on the Kenosha County Workforce Development Board, and

**WHEREAS**, the Human Services Committee has reviewed the request of the County Executive for confirmation of his appointment of the above named to serve on the Kenosha County Workforce Development Board and is recommending to the County Board the approval of this appointment,

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors confirms the appointment of Carmen Castro to the Kenosha County Workforce Development Board. Ms. Castro's appointment shall be effective immediately and continuing until the 31st day of August, 2016, or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Ms. Castro will serve without pay and will be filling a vacancy.

SUBMITTED BY:

Human Services Committee

Dayvin Hallmon

Boyd Frederick

David Arrington

Gabe Nudo

Angelina Montemurro

It was moved by Supervisor B. Frederick to adopt Resolution 56. Seconded by Supervisor Montemurro. Motion carried.

**RESOLUTION 57**

57. From Judiciary & Law and Finance/Administration Committees regarding request to sell Sheriff's Department 1995 Mako boat and trailer and use the proceeds to purchase equipment for a 2003 Defender Safe Boat.

It was moved by Supervisor B. Frederick to adopt Resolution 57. Seconded by Supervisor Noble.

It was moved by Supervisor Underhill amend Resolution 57 by adding language that the boat motors must be purchased by a manufacturer in Wisconsin. Seconded by Supervisor Molinaro.

It was moved by Supervisor Molinaro to refer Resolution 57 back to committee. Seconded by Supervisor Montemurro.

Roll call vote.

Aye: Supervisors Grady, Rose, Montemurro, Dodge, Kubicki, Hallmon, R. Johnson, O'Day, Arrington, R. Frederick, Kohlmeier, B. Frederick, Molinaro, Skalitzky, Underhill, Breunig, Decker, Elverman.

Nay: Supervisors Gentz, Nudo, Noble.

Aye: 18. Nay: 3.

Motion carried.

**RESOLUTION 58**

58. From Judiciary & Law and Finance/Administration Committees a request to sell/trade/auction the Sheriff's Department's two 2003 Harley Motorcycles and use the proceeds to purchase Snowmobiles/Utility Terrain Vehicle.

**WHEREAS**, the Sheriff's Department currently owns two 2003 Harley Motorcycles purchased in 2003 for \$14,454 each, and

**WHEREAS**, the Sheriff has discontinued the use of motorcycles for law enforcement purposes, and

**WHEREAS**, the Sheriff's Department wishes to purchase Snowmobiles and/or an additional Utility Terrain Vehicle, and

**WHEREAS**, the Sheriff requests approval to sell, trade or auction the two Harley Motorcycles and use the proceeds to fund the purchase of snowmobile(s) and/or a Utility Terrain Vehicle, and

**WHEREAS**, the value of the 2-2003 Harley motorcycles is estimated at \$14,000, and

**WHEREAS**, County Ordinance 3.625 (4) (b) directs the Finance/Administrative Committee to authorize disposal of property exceeding \$1,000 but less than \$10,000, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Kenosha County Board of Supervisors approve the sell, trade or auction of the two 2003 Harley Motorcycles and use proceeds to purchase snowmobile(s) and/or a Utility Terrain Vehicle, accepting that revenue and expenditures modified as per the attached budget modification form, which are incorporated herein by reference.

Note: This resolution increases revenue by \$14,000 and increases expenditures by \$14,000.

SUBMITTED BY:

Judiciary & Law Committee

Daniel Esposito

Ronald Johnson

Boyd Frederick

Anita Johnson

Angelina Montemurro

Doug Noble

Finance/Administration Committee

Terry Rose

Ronald Frederick

John O'Day

William Grady

Aaron Kohlmeier

Edward Kubicki

Mark Molinaro, Jr.

It was moved by Supervisor B. Frederick to adopt Resolution 58. Seconded by Supervisor R. Johnson.

Roll call vote.

Aye: Supervisors Grady, Rose, Gentz, Montemurro, Dodge, Kubicki, Hallmon, R. Johnson, O'Day, Arrington, R. Frederick, Nudo, Kohlmeier, B. Frederick, Molinaro, Noble, Skalitzky, Breunig, Decker, Elverman.

Nay: Supervisor Underhill.

Aye: 20. Nay: 1

Motion carried.

#### **RESOLUTION 59**

59. From Public Works/Facilities and Finance/Administration Committees a Resolution to buy land at 961 Green Bay Rd., which borders Petrifying Springs Park.

**WHEREAS**, The Kenosha County Board of Supervisors created the Petrifying Springs County Park in 1927, and developed the park to into one of the most used and favorite parks of the community, offering a variety of outdoor experiences and opportunities, located in the Town of Somers and bordered by Highway 31, Highway JR and Highway A; and

**WHEREAS**, An opportunity has arisen to acquire one of two private dwellings that exist within adjacent land to this Park from an estate of the prior owner; and such adjacent land is composed of approximately 1.2 acres and an old residence in need of substantial repair, positioned within the surrounding Park and at the corner of Highway 31 and Highway JR; and this property has been listed with a real estate agent and is available for purchase by the public; and

**WHEREAS**, the timing of this sale is advantageous to Kenosha County because the negotiated price of this property in the attached offer to purchase is \$95,000, which is relatively low for a large wooded lot next to a beautiful park, however if a private buyer were to purchase this parcel and replace the house with a modern home, such a low purchase price would not be probable in the future; and

**WHEREAS**, the Seller has agreed to wait until January of 2014 to close the sale on this property, to allow Kenosha County to budget appropriate 2014 funding for this purchase, and related demolition expense of approximately \$31,000; and

**WHEREAS**, the County Board passed Resolution 127 on April 17, 2012 which included the proposed land in the SEWRPC Regional Park and Open Space Plan for 2035, wherein such land is planned to be obtained by the County as park land; Further, such land is currently zoned PR-1, meaning Park and Recreational.

**NOW THEREFORE BE IT RESOLVED**, The Board of Supervisors hereby approves of the purchase of the real estate commonly known as 961 Green Bay Road, in Somers, WI, bearing Tax Parcel No. 80-4-222-113-0100 for the price of \$95,000 under the terms and conditions as set forth in the Offer and Counter Offer signed on September 9, 2013, and the County Executive or his designee is authorized to sign all documents necessary for the completion of this transaction.

It was moved by Supervisor Elverman to adopt Resolution 59. Seconded by Supervisor Skalitzky.

Motion carried.

#### **RESOLUTION 60**

60. From Planning, Development and Extension Education Committee regarding Comprehensive Plan Amendment, Planning, Development & Extension Education Committee (Sponsor), requests approval of Draft Annual Report, "A Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035, 2012-2013 Annual Report"

**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**, the Towns of Brighton, Paris, Randall, Salem, Somers, and Wheatland also adopted said comprehensive plan; and,

**WHEREAS**, the Planning, Development & Extension Education Committee, 19600 – 75<sup>th</sup> Street, Suite 185-3, Bristol, WI 53104 (Sponsor), requests approval of Draft Annual Report, "A Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035, 2012-2013 Annual Report" and,

**WHEREAS**, the Department of Planning and Development has published said request in accordance to State Statutes; and

**WHEREAS**, the Kenosha County Multi-Jurisdictional Comprehensive Plan Advisory Committee held a meeting on September 4, 2013, and recommended approval of the request; and,

**WHEREAS**, the Kenosha County Planning, Development & Extension Education Committee held a public hearing on the request on October 9, 2013, 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 approve/accept the Draft Annual Report, "A Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035, 2012-2013 Annual Report".

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

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Erin Decker

Michael Underhill

Rick Dodge

Michael Skalitzky

It was moved by Supervisor Breunig to adopt Resolution 60. Seconded by Supervisor Decker.

Motion carried.

**COMMUNICATION**

9. Communication from Andy M. Buehler regarding future items scheduled before the Planning, Development & Extension Education Committee

Chairman Gentz received and filed Communication 9.

**CLAIMS/SUMMONS AND COMPLAINTS**

- 14. Gregory G. Whiteside – personal injury
- 15. Gerald Paupore – personal injury
- 16. Justin Charles Mass Sr. – civil rights complaint
- 17. Justin Charles Mass Sr. – civil rights complaint
- 18. Lillian Chillus – deprivation of federal constitutional rights
- 19. Tamara Escobar – wrongful death

Chairman Gentz referred Claim/Summons and Complaints 14 – 19 to Corporation Counsel.

It was moved by Supervisor Skalitzky to approve the minutes from the October 1, 2013 County Board meeting. Seconded by Supervisor Decker .

Motion carried.

**SUPERVISOR COMMENTS**

Supervisor Hallmon statebe recently had a Town Hall regarding Affordable Health Care Act and there were 80 attendees some coming from as far as Burlington. He has many ideas on regarding this matter and will keep the board posted.

It was moved by Supervisor Decker to adjourn. Seconded by Supervisor Skalitzky.

Motion carried.

Meeting adjourned at 8:22 p.m.

Prepared by: Edie LaMothe  
Deputy Clerk

Submitted by: Mary Schuch-Krebs  
County Clerk