

**KENOSHA COUNTY BOARD OF SUPERVISORS
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING
January 11, 2005**

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, Marrelli, Booth, Carbone, Modory, Faraone, R. Johnson, Michel, O'Day, Singer, L. Johnson, Deschler, Molinaro, Wisnefski, Carey-Mielke, Clark, Noble, Kerkman, Gorlinski, Smitz, Ekornaas.

Excused: Supervisor West.

Present. 27 Excused. 1

CITIZEN COMMENTS

Morey Smith, 10519 69th St., wanted to publicly thank County Executive Al Kehl, Supervisor Deschler, and everyone else who attended last Tuesdays meeting that the Mayor of Kenosha arranged with the neighbors who are opposed to the casino. At least 75 citizens had an opportunity to ask questions and hear answers regarding the casino. He asked the County Board to examine this proposal, and to continue to work with City Officials to remove or reduce the effect this 24/7, 364 days a year business will have on their neighborhood.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Elverman stated that he has been asked when discussion will begin on the Inter-Governmental Agreement. When the opinion from the firm the county hired to look over the IGA is received, copies will be made for all supervisors.

Chairman Elverman on the behalf of the County Clerk, stressed to the supervisors and the committee chairs to get mileage and per diem requests to the Clerk's office in a more timely manner. He also stated this year that anyone attending any seminars or meetings that require mileage or per diem they will have to be approved by the Committee Chairman or the Chairman of the County Board. We went slightly over the budget last year so this year we'll have to be careful.

SUPERVISOR REPORTS

Supervisor Wisnefski wanted to give the Kenosha County Highway Department a big pat on the back for the fantastic job they did keeping the roads in excellent shape during the snowstorms we had this past week.

Supervisor Carey-Mielke reported that the Extension Education offers a very valuable Youth Mentorship Program through the Youth and Family Educator. They are in short supply of mentors for the Youth Quest Program. There is a program available for presentation to community or business based organizations who could learn from an asset approach to healthy youth. If anyone is interested in volunteering their time to please contact John de Montmollin at the UW Extension.

County Executive Appointments

33. Nancy Principe to serve on the Kenosha County Brookside Board of Trustees.

Chairman Elverman referred County Executive Appointment 33 to the Human Service Committee.

34. Karen Lockwood to serve on the Kenosha County Specialized Transportation Committee.

Chairman Elverman referred County Executive Appointment 34 to the Human Service Committee.

35. Ronald Johnson to serve on the Kenosha County Library Committee.

Chairman Elverman referred County Executive Appointment 35 to the Finance Committee.

36. Ronald Markowski to serve on the Kenosha County Civil Service Commission.

Chairman Elverman referred County Executive Appointment 36 to the Human Service Committee.

37. Shawn Zwirgzdas to serve on the Kenosha County Long Term Care Council.

Chairman Elverman referred County Executive Appointment 37 to the Human Service Committee.

38. John Richards to serve on the Kenosha County Long Term Care Council.

Chairman Elverman referred County Executive Appointment 38 to the Human Service Committee.

39. Sandra Bisciglia to serve on the Kenosha County Human Services Board.

Chairman Elverman referred County Executive Appointment 39 to the Human Service Committee.

40. Margaret Gesner to serve on the Kenosha County Local Emergency Planning Commission.

Chairman Elverman referred County Executive Appointment 40 to the Judiciary & Law Committee

41. Theresa Gilliland to serve on the Kenosha County Specialized Transportation Commission.

Chairman Elverman referred County Executive Appointment 41 to the Human Service Committee.

42. Edo Maccari to serve on the Kenosha County Veterans Commission.

Chairman Elverman referred County Executive Appointment 42 to the Human Service Committee.

43. Earl Hawley to serve on the Kenosha County Long Term Care Council.

Chairman Elverman referred County Executive Appointment 43 to the Human Service Committee.

44. Mark Modory to serve on the Kenosha County Human Services Board.

Chairman Elverman referred County Executive Appointment 44 to the Human Service Committee.

OLD BUSINESS

Policy Resolution - second reading two required.

POLICY RESOLUTION 2

2. From the Administration & Legislative Committees regarding 2002/2003 Affirmative Action Plan and 2003/2004 Affirmative Action Plan.

WHEREAS, the County Board has previously authorized and directed the Division of Personnel Services to develop an Affirmative Action Plan for Kenosha County, and

WHEREAS, the Kenosha County Affirmative Action Plan required periodic updating, and

WHEREAS, the attached Affirmative Action Plan complies with all federal laws and regulations pertaining to such plans and is in conformity with the goals and guidelines of the Kenosha County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED that the attached revisions to the Affirmative Action Plans be and hereby are adopted by the Kenosha County Board of Supervisors and further, that said revisions of the Plans be incorporated into the Kenosha County Policy & Rules Manual in conformity with manual format.

Submitted by:

Administration Committee:

David Singer
Joseph Clark
Anita Faraone
Thomas Kerkman
Janice Marrelli

Legislative Committee:

Ronald Johnson
Richard Kessler
Joseph Clark
Christine Wipper
Mark Modory

It was moved by Supervisor Singer to adopt Policy Resolution 2. Seconded by Supervisor R. Johnson.

Motion carried.

NEW BUSINESS

Ordinance - one reading.

From the Land Use Committee:

ORDINANCE 47

47. Kyle Christensen, requesting rezoning from R-4 Urban Single-Family Residential District to C-1 Lowland Resource Conservancy District and From C-1 Lowland Resource conservancy District to R-4 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 #65-4-120-132-0645 located in the northwest quarter of Section 13, Township 1 North, Range 20 East, Town of Salem be changed from R-4 Urban Single-Family District to C-1 Lowland Resource Conservancy District and from C-1 Lowland Resource Conservancy District to R-4 Urban Single-Family Residential District.

Kyle Christensen - (Owner)

Description: 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 Ordinance 47. Seconded by Supervisor Gorlinski.

Motion Carried.

ORDINANCE 48

48. Stephen R. Mills (Owner/Developer), requesting a floodplain boundary adjustment in the Town of Salem.

AN ORDINANCE TO AMEND CHAPTER 12 OF THE KENOSHA COUNTY MUNICIPAL CODE, BEING THE KENOSHA COUNTY GENERAL ZONING AND SHORELAND/FLOODPLAIN ZONING ORDINANCE, WITH REFERENCE TO THE LARGE SCALE TOPOGRAPHIC MAPS, AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FLOOD INSURANCE STUDY

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:

WHEREAS, Stephen R. Mills, 4011 80th Street, Kenosha, WI 53142 has petitioned the Kenosha County Board of Supervisors for a floodplain boundary adjustment and amendment on part of Tax Parcel #65-4-120-142-0101 being part of the northwest quarter of Section 14, Township 1 North, Range 20 East, Town of Salem. For informational purposes only, this property is located on the south side of 84th Street approximately 0.65 miles east of the intersection of State Trunk Highway "83"; and

WHEREAS, on December 8, 2004 the Land Use Committee of the Kenosha County Board of Supervisors held a public hearing on the request; and

WHEREAS, an analysis completed by the Southeastern Wisconsin Regional Planning Commission (SEWRPC) of the engineering data provided indicates that the proposed floodplain boundary adjustment and amendment will not result in a change in flood elevation in excess of 0.01 foot as amended and set forth in the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance and such change will comply with NR116 of the Wisconsin Administrative Code; and

WHEREAS, the proposal consists of filling a portion of the 100 year recurrence floodplain on Lots 11 and 12 and replacing the floodplain on Lots 17, and 18 of the Meadows of Mill Creek Subdivision. This floodplain boundary adjustment complies with the requirements of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance for establishing equal area and volume of filling; and

WHEREAS, the Kenosha County Land Use Committee recommended approval of the floodplain boundary adjustment and amendment;

NOW THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors do hereby ordain that the floodplain boundary for the unnamed tributary to Hooker Lake delineated in the adopted Des Plaines Watershed Study and presented on the large scale topographic map for Section 14, of the Town of Salem, Township 1 North, Range 20 East, referred to in Appendix "C" of the Ordinance, as well as the Federal Emergency Management Agency (FEMA) be amended as proposed by the petitioner.

It was moved by Supervisor Smitz to adopt Ordinance 48. Seconded by Supervisor Molinaro.

Roll call vote.

Ayes: Supervisors Elverman, Grady, Rossow, Rose, Kessler, Huff, Wipper, Marrelli, Booth, Carbone, Modory, Faraone, R. Johnson, Michel, O'Day, Singer, L. Johnson, Deschler, Molinaro, Wisnefski, Carey-Mielke, Noble, Kerkman, Gorlinski, Smitz, Ekornaas.

Abstain: Supervisor Clark.

Ayes: 26. Abstain: 1

Motion carried.

ORDINANCE 49

49. Land Use Committee (Sponsor), Dennis and Diane Hasting (Owners), requesting rezoning from C-1 Lowland Resource Conservancy District and C-2 Upland Resource Conservancy District to B-3 Highway Business District in the annexed shoreland area in the Village of Paddock Lake, 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 part of Tax Parcel #40-4-120-102-0401 (formerly #65-4-120-102-0400 prior to annexation) be changed within the shoreland area according to State Statutes from C-1 Lowland Resource Conservancy District and C-2 Upland Resource Conservancy District to B-3 Highway Business District. This rezoning is considered a zoning map amendment to reflect actual field conditions. It is further located in the shoreland area of land that was annexed into the Village of Paddock Lake. For informational purposes only, this property is located on the south side of State Trunk Highway "50" (75th Street) approximately ¼ mile west of the intersection of County Trunk Highway "F" (256th Avenue).

Land Use Committee - (Sponsor)

Dennis and Diane Hasting - (Owners)

Description: 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 Ordinance 49. Seconded by Supervisor Ekornaas.

Motion carried.

Resolution - one reading.

RESOLUTION 78

78. From the Land Use Committee Resolution regarding Final Condominium Plat of the Meadows of Mill Creek Condominiums in the Town of Salem.

WHEREAS, at a regularly held public hearing of the Kenosha County Land Use Committee meeting on December 8, 2004 review as given to the Final Condominium Plat of the Meadows of Mill Creek Condominiums located on Tax Parcel #65-4-120-142-0101 in the southwest quarter of Section 11, Township 1 North, Range 20 East, Town of Salem. For informational purposes only, this property is located immediately south of the proposed Meadows of Mill Creek Subdivision located on the south side of 84th Street approximately 0.65 miles east of the intersection of State Trunk Highway "83."

WHEREAS, the plat is in conformance with the Kenosha County Subdivision Control Ordinance and the developer agreed to all county conditions for approval (*Exhibit 1, on file in the Department of Planning and Development*); and

WHEREAS, the Town of Salem recommended approval of Final Plat of Meadows of Mill Creek Condominiums subject to the conditions presented in (*Exhibit 1, on file in the Department of Planning and Development*) and the developers agreement being prepared by the Town and the developer. Said agreement will be signed by both parties prior to recording the final plat.

WHEREAS, the Southeastern Wisconsin Regional Planning Commission (SEWRPC) reviewed the subject plat with regards to stormwater management and erosion control and recommended approval of the plat.

NOW THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors approve the Final Plat of the Meadows of Mill Creek Condominiums subject to the conditions as approved by the Land Use Committee.

It was moved by Supervisor Smitz to adopt Resolution 78. Seconded by Supervisor Marrelli.

Roll call vote.

Ayes: Supervisors Elverman, Rossow, Rose, Kessler, Huff, Wipper, Marrelli, Booth, Carbone, Modory, Faraone, R. Johnson, Michel, O'Day, Singer, L. Johnson, Deschler, Molinaro, Wisnefski, Carey-Mielke, Noble, Smitz.

Nays: Supervisors Grady, Kerkman, Gorlinski, Ekornass.

Abstain: Clark

Ayes: 22 Nays: 4 Abstain: 1

Motion carried.

RESOLUTION 79

79. From the Land Use Committee Resolution regarding Final Plat of the Meadows of Mill Creek Subdivision, located in the Town of Salem.

WHEREAS, at a regularly held public hearing of the Kenosha County Land Use Committee meeting on December 8, 2004 review was given to the Final Plat of the Meadows of Mill Creek Subdivision located on Tax Parcel #65-4-120-113-1201 in the southwest quarter of Section 11, Township 1 North, Range 20 East, Town of Salem. For informational purposes only, this property is located on the south side of 84th Street approximately 0.65 miles east of the intersection of State Trunk Highway "83"; and

WHEREAS, the plat was submitted in accordance with the requirements of Chapter 236 of Wisconsin State Statutes and the developer agreed to comply with those land platting laws; and

WHEREAS, the plat is in conformance with the Kenosha County Subdivision Control Ordinance and the developer agreed to all county conditions for approval (*Exhibit 1, on file in the Department of Planning and Development*); and

WHEREAS, the Town of Salem recommended approval of Meadows of Mill Creek Subdivision subject to the conditions presented in (*Exhibit 1, on file in the Department of Planning and Development*) and subject to the signing of the developer's agreement between the developer and the Town; and

WHEREAS, the Southeastern Wisconsin Regional Planning Commission (SEWRPC) reviewed the subject plat with regards to stormwater management and erosion control and recommended approval of the plat.

NOW THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors approve the Final Plat of Meadows of Mill Creek Subdivision subject to the conditions as approved by the Land Use Committee.

It was moved by Supervisor Smitz to adopt Resolution 79. Seconded by Supervisor Molinaro.

Roll call vote.

Ayes: Supervisors Elverman, Rossow, Rose, Kessler, Huff, Wipper, Marrelli, Booth, Carbone, Modory, Faraone, R. Johnson, Michel, O'Day, Singer, L. Johnson, Deschler, Molinaro, Wisnefski, Carey-Mielke, Noble, Smitz.

Nays: Supervisors Grady, Kerkman, Gorlinski, Ekornass.

Abstain: Clark

Motion carried.

COMMUNICATION

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

Chairman Elverman referred Communication 12 to the Land Use Committee.

CLAIMS

18. Rosa Leta Genack - fell on Courthouse steps.

19. Stephanie Hughes - mailbox damage

20. Jacob Leigh Fanelli - injured in jail.

Chairman Elverman referred Claims 18-20 to Corporation Counsel.

It was moved by Supervisor Molinaro to Approve the December 7, 2004 minutes. Seconded by Supervisor Kessler.

Motion carried.

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

Motion carried.

Meeting adjourned at 8:10 P.M.
Prepared by: Edie LaMothe
Deputy Clerk
Submitted by: Edna R. Highland
County Clerk