Kenosha County

Legislation Committee
Agenda
Kenosha County Administration Building
2nd Floor Committee Room
March 21, 2023, 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COUNTY BOARD RULES OF PROCEDURE ANY REPORT, RESOLUTION, ORDINANCE OR MOTION APPEARING ON THIS AGENDA MAY BE AMENDED, WITHDRAWN, REMOVED FROM THE TABLE, RECONSIDERED OR RESCINDED IN WHOLE OR IN PART AT THIS OR AT FUTURE MEETINGS.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
7. Resolution To Request The State Of Wisconsin To Revise The Law On Authorizing The Issuance Of Bonds Of Promissory Notes

   Documents:

   A RESOLUTION TO REQUEST THE STATE OF WISCONSIN TO REVISE THE LAW ON AUTHORIZING THE ISSUANCE OF BONDS OF PROMISSORY NOTES.PDF

8. Resolution To Request The State Of Wisconsin To Revise The Law On Amending Adopted Municipal Budgets

   Documents:

   A RESOLUTION TO REQUEST THE STATE OF WISCONSIN TO REVISE THE LAW ON AMENDING ADOPTED MUNICIPAL BUDGETS.PDF

9. Resolution Regarding Substitute Care Collections

   Documents:

   A RESOLUTION REGARDING SUBSTITUTE CARE COLLECTIONS.PDF

10. Resolution In Support Of Increased County Child Support Funding

Documents:

A RESOLUTION IN SUPPORT OF INCREASED COUNTY CHILD SUPPORT FUNDING.PDF

11. Resolution To Adopt A Policy Regarding In-Person Meeting Attendance

    Documents:

    INPERSONMEETINGATTENDANCERESOLUTION.PDF

12. Amendment Of MCKC Chapter 2.05 (4) – Standing Committees

    Documents:

    23-2-21 ORDINANCE MCKC 2.05(4) BASHAW FRANCO PROPOSAL.PDF

13. Other Matters As May Be Appropriately Brought Before The Committee
14. Adjourn

There may be a quorum of other Committees of the County Board.

KENOSHA COUNTY

BOARD OF SUPERVISORS

Resolution No. _____

Subject: **A Resolution to Request the State of Wisconsin to Revise the Law on Authorizing the Issuance of Bonds of Promissory Notes**			
Original [x]	Corrected [ ]	2nd Correction [ ]	Resubmitted [ ]
Date Submitted: Date Submitted:			Date Resubmitted:
Submitted by: Supervisor Rose and the Legislative Committee			
Fiscal Note Attached [ ]			Legal Note Attached [ ] Agreement
Prepared by: Supervisor Terry Rose			Signature:

WHEREAS, Section 67.045 (1), Wis. Stats., sets forth the requirements necessary for a County to issue bonds or promissory notes, and;

WHEREAS, one of those requirements is a resolution adopted by a vote of at least three-fourths of the members elect of the County Board; and

WHEREAS, requiring anything more than a simple majority to take any given action is anti-democratic and contrary to the principle that a majority should be empowered to act on behalf of its constituents, and;

WHEREAS, requiring a simple majority would also increase efficiencies; and

WHEREAS, no other municipality has such a super majority requirement, rendering the process fundamentally unfair to Counties.

NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors hereby requests that the Wisconsin State Legislature amend Section 67.045 (1) (f), Wis. Stats., to require only a simple majority of the members-elect of a County Board to authorize the issuance of bonds or promissory notes by a County, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to Governor Evers, to Kenosha County's legislative delegation, all other Wisconsin counties, and to the Wisconsin Counties Association.

Supervisor Rose

LEGISLATIVE COMMITTEE:	Aye	Nay	Abstain	Excused
Brian Thomas, Chair	☐	☐	☐	☐
John Poole, Vice Chair	☐	☐	☐	☐
Amanda Nedweski	☐	☐	☐	☐
Zack Stock	☐	☐	☐	☐
Andy Berg	☐	☐	☐	☐
Daniel Gaschke	☐	☐	☐	☐
Monica Yuhas	☐	☐	☐	☐

KENOSHA COUNTY

BOARD OF SUPERVISORS

Resolution No. _____

Subject: **A Resolution to Request the State of Wisconsin to Revise the Law on Amending Adopted Municipal Budgets**			
Original [x]	Corrected [ ]	2nd Correction [ ]	Resubmitted [ ]
Date Submitted: Date Submitted:			Date Resubmitted:
Submitted by: Supervisor Rose and the Legislative Committee			
Fiscal Note Attached [ ]			Legal Note Attached [ ] Agreement
Prepared by: Supervisor Terry Rose			Signature:

WHEREAS, Section 65.90 (5) (ar) requires a vote of two-thirds of the members-elect of a municipality's governing body in order to authorize and;

WHEREAS, requiring anything more than a simple majority to take any given action is anti-democratic and contrary to the principle that a majority should be empowered to act on behalf of its constituents, and;

WHEREAS, requiring a simple majority would also increase efficiencies.

NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors hereby requests that the Wisconsin State Legislature amend Section 65.90 (5) (ar), Wis. Stats., to permit the change of the amount of tax to be levied or certified, or the amounts of the various appropriations and the purposes for such appropriations stated in a budget that has been previously adopted to be authorized by a vote of a simple majority of the members-elect of the governing body of the municipality, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to Governor Evers, to Kenosha County's legislative delegation, all other Wisconsin counties, and to the Wisconsin Counties Association.

Supervisor Rose

LEGISLATIVE COMMITTEE:	Aye	Nay	Abstain	Excused
Brian Thomas, Chair	☐	☐	☐	☐
John Poole, Vice Chair	☐	☐	☐	☐
Amanda Nedweski	☐	☐	☐	☐
Zack Stock	☐	☐	☐	☐
Andy Berg	☐	☐	☐	☐
Daniel Gaschke	☐	☐	☐	☐
Monica Yuhas	☐	☐	☐	☐

KENOSHA COUNTY

BOARD OF SUPERVISORS

Resolution No. _____

Subject: **A Resolution Regarding Substitute Care Collections**			
Original [x]	Corrected [ ]	2nd Correction []	Resubmitted [ ]
Date Submitted:		Date Resubmitted:	
Submitted by: Supervisors Decker, Geertsen, and Stocker			
Fiscal Note Attached [ ]		Legal Note Attached [ ] Agreement	
Prepared by: Supervisor Erin Decker		Signature:	

WHEREAS, on February 25, 2022, the Wisconsin Department of Children and Families issued Child Support Bulletin 22-03 regarding Child Support Orders for Children in Out-of-Home Care; and

WHEREAS, this bulletin stated child support obligations that are ordered in a case under Wisconsin Chapter 48 or Wisconsin Chapter 938 are not enforceable by a county child support agency (CSA); and

WHEREAS, this bulletin furthermore stated Wis. Stat. s. 59.53(6)(b) instructs the attorneys who are responsible for support enforcement to "institute, commence, appear in, or perform other prescribed duties in actions or proceedings under sub. (5) and ss. 49.22(7), 767.205(2), 767.501, and 767.80 and ch. 769." There is no instruction to institute, commence, appear in, or perform other duties in actions under ch. 48 or ch. 938; and

WHEREAS, per the July 29, 2022, Office of Child Support Enforcement (OCSE) Dear Colleague Letter, the Administration for Children and Families encourages child welfare agencies to implement across-the-board policies that require an assignment of the rights to child support for children who receive title IV-E foster care maintenance payments (FCMPs) only in very rare circumstances; and

NOW THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors respectfully requests the State of Wisconsin allow counties greater flexibility in methods of collecting reimbursement from parents for substitute care costs for children in out of home care; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors respectfully requests the State of Wisconsin allow referrals from child welfare offices to child support agencies in most circumstances to establish a child support order for children in out-of-home care; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors respectfully requests the State of Wisconsin allow referrals be delayed for the initial six months to promote reunification but be reevaluated for referral after the initial six-month period as often, reunification occurs in the first six months and the delay would defray unnecessary administration costs and promote reunification during the that timeframe; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors respectfully requests the State of Wisconsin allow immediate referrals from child welfare offices to child support agencies to establish paternity for children in out of home care; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors respectfully requests the State of Wisconsin allow for child support cases that already have an established order to collect child support be immediately redirected to the County for children in out of home care; and

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors respectfully requests the State of Wisconsin establish a state workgroup comprised of stakeholders in child welfare, child support, and county and human services representatives to review the child welfare referral process to child support agencies; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to Kenosha County's legislative delegation, Governor Evers, the Secretary of the Wisconsin Department of Children and Families, all other Wisconsin counties, and the Wisconsin Counties Association.

_____	_____
Tim Stocker	David Geertsen
_____	_____
Erin Decker	

KENOSHA COUNTY

BOARD OF SUPERVISORS

Resolution No. _____

Subject: **A Resolution in Support of Increased County Child Support Funding**			
Original [x]	Corrected [ ]	2nd Correction []	Resubmitted [ ]
Date Submitted:		Date Resubmitted:	
Submitted by: Supervisors Decker, Geertsen, and Stocker			
Fiscal Note Attached [ ]		Legal Note Attached [ ] Agreement	
Prepared by:		Signature:	

WHEREAS, Kenosha County administers the Child Support Enforcement Program on behalf of the State of Wisconsin, providing a holistic set of services to Kenosha County children and their parents, including paternity establishment, assistance with finding employment, obtaining child support, and establishing, enforcing, and modifying health insurance orders for children; and

WHEREAS, child support is one of the most effective anti-poverty programs in Wisconsin, with county child support agencies serving approximately 347,000 children and collecting roughly $906 million in financial support for Wisconsin families in 2021; and

WHEREAS, child support is proven to reduce childhood poverty rates, lead to better educational and behavioral outcomes for children, and have a positive effect on health, food security, and housing stability; and

WHEREAS, county child support agencies work closely with both parents to ensure that they have the help they need to be successful, including assistance with finding employment, referrals to other social service programs, and right-sizing orders for individuals impacted by substance abuse, or other challenges; and

WHEREAS, state funding for county child support services has failed to keep up with county agency costs, which have steadily increased due to a high number of caseloads per worker, increased complexity of cases, inflation, and new regulations; and

WHEREAS, an abrupt federal interpretation change in June 2019 eliminated $4.2 million in federal birth cost recovery matching funds for Wisconsin; and

WHEREAS, Wisconsin's strong performance in child support is at risk without additional funding, and Wisconsin has already dropped from second in the nation for the collection of current support in 2016 to sixth in the nation in 2021; and

WHEREAS, without additional state funds, county child support agencies may need to eliminate positions, further increase caseloads, or reduce services, further impacting federal performance measures, which would result in the loss of additional federal funds; and

WHEREAS, the individuals most impacted by insufficient funding for child support are the children and families served by county child support agencies, who may need to seek out public assistance programming absent the financial security provided by the child support program; and

WHEREAS, state investments in child support are amplified by a generous federal match; every $1 of Wisconsin GPR invested in the Child Support Program generates roughly $2 in federal matching funds; and

WHEREAS, Wisconsin's Child Support Enforcement Program is incredibly cost-effective, collecting an average of $6.43 in support for every dollar invested in the program; and

NOW THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors respectfully requests that state funding for county child support agencies be increased by $5 million GPR in each fiscal year of the 2023-25 Wisconsin state budget, which will generate approximately $9.7 million in additional federal funding each year, ensuring Wisconsin counties can continue to effectively provide economic support to our children; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to Kenosha County's legislative delegation, Governor Evers, the Secretary of the Wisconsin Department of Administration, all other Wisconsin counties, and the Wisconsin Counties Association.

_____ _____

Tim Stocker David Geertsen

_____ _____

Erin Decker

KENOSHA COUNTY

BOARD OF SUPERVISORS

Policy Resolution No. _____

Subject: **A Resolution to Adopt a Policy Regarding In-person Meeting Attendance**			
Original [x]	Revised [ ]	2nd Correction [ ]	Resubmitted [ ]
Date Submitted: 2/6/2023		Date Resubmitted:	
Submitted by: Vice Chair Decker and Supervisor Rodriguez			
Fiscal Note Attached [ ]		Legal Note Attached [ ] Agreement	
Prepared by: Vice Chair Decker and Supervisor Rodriguez		Signature:	

WHEREAS, Chapter 19.81 of Wisconsin State Statutes, the Wisconsin Open Meeting Law, promote democracy by ensuring that all state, regional and local governments conduct their business with transparency; and

WHEREAS, it is imperative that the Kenosha County Board of Supervisors recognize that transparency is the cornerstone of democracy and citizens cannot hold elected officials accountable in a representative government unless government is performed in the open; and

WHEREAS, citizens have a right to know how their government is spending their tax dollars and exercising the powers granted by the people:

NOW THEREFORE, BE IT RESOLVED the Kenosha County Board of Supervisors does hereby adopt the following policy:

> Notwithstanding any actions previously taken by the County Board, the requirement that a duly appointed member be physically present to vote shall apply to all affiliated boards, committees, and commissions. Further, a member must be physically present at such a meeting to be considered present for purposes of attendance.

_____ _____

Erin Decker Zachary Rodriguez

KENOSHA COUNTY

BOARD OF SUPERVISORS

ORDINANCE NO.

Subject: Amendment of MCKC Chapter 2.05 (4) – Standing Committees	
Original ☐ Corrected ☐ 2nd Correction ☐ Resubmitted ☐	
Date Submitted:	Date Resubmitted:
Submitted By: Supervisors Bashaw and Franco	
Fiscal Note Attached ☐	Legal Note Attached ☐
Prepared By: Supervisors Bashaw and Franco	Signature:

THE KENOSHA COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN that Municipal Code of Kenosha County Chapter 2.05 (4)(b), the County Board Rules of Procedure, is hereby amended as follows:

2.05 Standing Committees

(4) Committee Operations.

(b) The chair shall set the time and place for all meetings of the committee, shall check and list committee meeting dates with the County Clerk to avoid conflicts with other committee meetings, and shall report committee attendance to the County Clerk who shall maintain a record thereof. In order to provide transparent and accessible government, regular meetings of standing committees shall not begin any earlier than 6:00 p.m. This shall not be interpreted as prohibiting individual meetings from being scheduled earlier when, in the determination of the committee chair, in consultation with the Board Chair, such an earlier time is necessary to facilitate business or presentations, including, but not limited to, instances where persons appearing before the committee are unable to attend a regularly scheduled meeting. Further, this shall not be interpreted to hinder the ability of the Planning, Development and Education Extension

Committee or its successor committee to hold working sessions when no action will be taken.

Respectfully submitted,

_____	_____
Brian Bashaw	John Franco

Approved by:

LEGISLATIVE COMMITTEE:	Aye	Nay	Abstain	Excused
_____ Brian Thomas, Chair	☐	☐	☐	☐
_____ John Poole, Vice Chair	☐	☐	☐	☐
_____ Amanda Nedweski	☐	☐	☐	☐
_____ Zach Stock	☐	☐	☐	☐
_____ Andy Berg	☐	☐	☐	☐
_____ Daniel Gaschke	☐	☐	☐	☐
_____ Monica Yuhas	☐	☐	☐	☐