Kenosha County

## COUNTY BOARD OF SUPERVISORS

## NOTICE OF MEETING

NOTE: UNDER THE KENOSHA COUNTY BOARD OF RULES OF PROCEDURE ANY REPORT, RESOLUTION, ORDINANCE OR MOTION APPEARING ON THIS AGENDA MAY BE AMENDED, WITHDRAWN, REMOVED FROM THE TABLE, RECONSIDERED OR RESCINDED IN WHOLE OR IN PART AT THIS OR AT FUTURE MEETINGS.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 SEC. 210(2) OF THE COUNTY BOARD RULES. FURTHERMORE, ANY MATTER DEEMED BY A MAJORITY OF THE BOARD TO BE GERMANE TO AN AGENDA ITEM MAY BE REFERRED TO THE PROPER COMMITTEE. ANY ITEM SCHEDULED FOR THE FIRST OF TWO READINGS IS SUBJECT TO A MOTION TO SUSPEND THE RULES IN ORDER TO PROCEED DIRECTLY TO DEBATE AND VOTE. 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.

**NOTICE IS HEREBY GIVEN** the **Regular County Board Meeting** of the Kenosha County Board of Supervisors will be held on **Tuesday**, the **7th day of June, 2022,** the at **7:30PM., in** the County Board Room located in the Administration Building. The following will be the agenda for said meeting:

A. Call To Order By Chairman Nudo

B. Pledge Of Allegiance

C. Roll Call Of Supervisors

D. Citizen Comments

E. Announcements Of The Chairperson

F. Supervisor Reports

G. COUNTY EXECUTIVE APPOINTMENTS

4. Christopher Brown To Serve On The Kenosha County Zoning Board Of Adjustments

Documents:

CHRISTOPER BROWN 2022 PACKET_REDACTED.PDF

5. Robert Stoll To Serve On The Kenosha County Zoning Board Of Adjustments

Documents:

ROBERT STOLL 2022 PACKET_REDACTED.PDF

H. OLD BUSINESS

Ordinance - Second Reading, Two Required

1. From The Judiciary & Law Enforcement And Finance & Administration Committees - An Ordinance For The Amendment Of MCKC 4.01, The Civil Service Ordinance

Documents:

RESOLUTION THE AMENDMENT OF MCKC 401 THE CIVIL SERVICE ORDINANCE.PDF

I. NEW BUSINESS

Policy Resolution - First Reading, Two Required

1. From Supervisor Decker And The Public Works & Facilities And Judiciary And Law Enforcement Committees - A Resolution To Amend The 2011 Resolution 63

Documents:

RES AMEND 2011 RES 63.PDF

Resolution - One Reading

4. From The Judiciary And Law Enforcement Committee - A Resolution To Approve The Activity Control License For Country Thunder East, LLC

Documents:

RESOLUTION ACTIVITY CONTROL LIC CNTRY THNDR E LLC.PDF

5. From The Public Works/Facilities Committee - A Resolution To Appoint Brian Bashaw To The Pringle Nature Center Board

Documents:

RESOLUTION TO APPOINT SUPERVISOR BRIAN BASHAW TO THE PRINGLE NATURE CENTER BOARD.PDF

6. From The Public Works/Facilities Committee - A Resolution To Appoint Laura Belsky To The Kemper Center Board

Documents:

05-04-2022 LAURA BELSKY RESOLUTION KEMPER BOARD.PDF

J. COMMUNICATIONS

7. Communication From Supervisor Thomas - A Resolution Prohibiting The Acceptance Of Grants Or Donations From Non-Governmental Entities For Purposes Of Funding The Administration Of Elections

Documents:

RESELECTIONFUNDS.PDF

8. Communication From Kenosha Sheriff's Department - A Resolution To Approve The Appointment Of Brooks Litz To Serve As A Member Of The Kenosha County Local Emergency Planning Committee (Group #4 - Community Group)

Documents:

RESOLUTION TO APPROVE B. LITZ TO LEPC.PDF

9. Communication From Kenosha Sheriff's Department Regarding A Resolution To Accept The 2022 Walmart Foundation Grant - Discharge Planner Program

Documents:

COMMUNICATION RESOLUTION WALMART FOUNDATION GRANT.PDF

K. Approval Of The May 17, 2022, Minutes By Supervisor Bashaw

L. Adjourn

# COUNTY OF KENOSHA

**OFFICE OF THE COUNTY EXECUTIVE**
Samantha Kerkman, County Executive

1010 – 56th Street, Third Floor
Kenosha, Wisconsin 53140
(262) 653-2600


# ADMINISTRATIVE PROPOSAL

## COUNTY EXECUTIVE APPOINTMENT 2022/23-04

**RE: KENOSHA COUNTY BOARD OF ADJUSTMENTS**

TO THE HONORABLE KENOSHA COUNTY BOARD OF SUPERVISORS

Placing special trust in his judgement and based upon his qualifications, I hereby submit to the Honorable Kenosha County Board of Supervisors for its review and approval the name of

Mr. Christopher Brown
39701 60th Street
Burlington, WI, 53105

to serve on the Kenosha County Zoning Board of Adjustments as the 1st Alternate member, beginning immediately upon confirmation of the County Board and continuing until the 30th day of June, 2025, or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors.

Mr. Brown will serve without pay, but will receive a per diem. Mr. Brown will be succeeding himself.

Respectfully submitted this 1st day of June, 2022.

Samantha Kerkman

Samantha Kerkman
Kenosha County Executive

COUNTY OF KENOSHA
OFFICE OF THE COUNTY EXECUTIVE
SAMANTHA KERKMAN

**APPOINTMENT PROFILE**
**KENOSHA COUNTY COMMISSIONS, COMMITTEES & BOARDS**

(Please type or print)
***Information marked with an * will be redacted before this form is publicly posted.***

Name: Christopher (First) Allan (Middle Initial (optional)) Brown (Last)

*Residence Address: Redacted

Occupation: Slades Corners Computer Repair, LLC (Company) Owner (Title)

*Business Address: Redacted

*Telephone Number: Residence Redacted *Business Redacted

*Daytime Telephone Number: Redacted

*Email Address: Redacted

Name of the Commission, Committee or Board for which you are applying:

Board of Adjustments

Personal Statement: Please indicate why you believe you would be a valuable addition to the Commission, Committee or Board for which you are applying. If more space is needed, please attach a separate sheet.

I have been on BoA for over 5 years, and have enjoyed my work I have done with the Board. I would like to continue to help the county with making proper legal decisions to ensure fair property management in the County.

Additional Information:

Nominee's Supervisory District: 22

Special Interests: Indicate organizations or activities in which you have a special interest but may not have been actively involved.

Do you or have you done business with any part of Kenosha County Government in the past 5 years? Yes ☐ No ☑ If yes, please attach a detailed explanation.

Affiliations: List affiliations in all service groups, public service organizations, social or charitable groups, labor, business or professional organization, and indicate if it was a board or staff affiliation.

Vice- President, Twin Lakes Area Chamber and Business Association - Board Member, Con of the Lakes Charity Gaming Convention

Governmental Services: List services with any governmental unit.

Former Captain of the Town of Randall Fire Department - Former Planning Commission member of Town of Randall

Conflict Of Interest: It would be inappropriate for you, as a current or prospective appointee, to have a member of your immediate family directly involved with any action that may come under the inquiry or advice of the appointed board, commission, or committee. A committee member declared in conflict would be prohibited from voting on any motion where "direct involvement" had been declared and may result in embarrassment to you and/or Kenosha County.

Christopher Allan Brown
Signature of Nominee

05/27/2022
Date

Please Return To: Kenosha County Executive
1010 – 56th Street
Kenosha, WI 53140

(For Office Use Only)

Appointed To: _____
Commission/Committee/Board

Term: Beginning _____ Ending _____

Confirmed by the Kenosha County Board on: _____

New Appointment _____ Reappointment _____

Previous Terms: _____
_____

# COUNTY OF KENOSHA

**OFFICE OF THE COUNTY EXECUTIVE**
Samantha Kerkman, County Executive

1010 – 56th Street, Third Floor
Kenosha, Wisconsin 53140
(262) 653-2600


## ADMINISTRATIVE PROPOSAL

## COUNTY EXECUTIVE APPOINTMENT 2022/23-05

**RE: KENOSHA COUNTY BOARD OF ADJUSTMENTS**

TO THE HONORABLE KENOSHA COUNTY BOARD OF SUPERVISORS

Placing special trust in his judgement and based upon his qualifications, I hereby submit to the Honorable Kenosha County Board of Supervisors for its review and approval the name of

Mr. Robert Stoll
33402 Bassett Road
Burlington, WI 53105

to serve on the Kenosha County Zoning Board of Adjustments beginning immediately upon confirmation of the County Board and continuing until the 30th day of June, 2025, or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors.

Since first being appointed in 2006, Mr. Stoll has attended 167 of the 185 meetings held. His absences were excused.

Mr. Stoll will serve without pay, but will receive a per diem. Mr. Stoll will be succeeding himself.

Respectfully submitted this 1st day of June, 2022.

Samantha Kerkman
Kenosha County Executive

COUNTY OF KENOSHA
OFFICE OF THE COUNTY EXECUTIVE
SAMANTHA KERKMAN

**APPOINTMENT PROFILE**
**KENOSHA COUNTY COMMISSIONS, COMMITTEES & BOARDS**

(Please type or print)
***Information marked with an * will be redacted before this form is publicly posted.***

Name: Robert M Stoll
First Middle Initial (optional) Last

*Residence Address: Redacted

Occupation: Retired
Company Title

*Business Address: _____

*Telephone Number: Residence _____ *Business _____

*Daytime Telephone Number: Redacted

*Email Address: Redacted

Name of the Commission, Committee or Board for which you are applying:

Zoning Board of Adjustments

Personal Statement: Please indicate why you believe you would be a valuable addition to the Commission, Committee or Board for which you are applying. If more space is needed, please attach a separate sheet.

As a candidate under consideration for reappointment, you will see I have faithfully attended meetings and would like to continue to do so on behalf of fellow Kenosha County residents.

Additional Information:

Nominee's Supervisory District: Supervisor Erin Decker

Special Interests: Indicate organizations or activities in which you have a special interest but may not have been actively involved.

Do you or have you done business with any part of Kenosha County Government in the past 5 years? Yes ☐ No ☑ If yes, please attach a detailed explanation.

Affiliations: List affiliations in all service groups, public service organizations, social or charitable groups, labor, business or professional organization, and indicate if it was a board or staff affiliation.

I am a captain with the Randall Volunteer Fire Department, and a member of the Twin Lakes Rescue Squad

Governmental Services: List services with any governmental unit.

Chairman of the town of Randall

Conflict Of Interest: It would be inappropriate for you, as a current or prospective appointee, to have a member of your immediate family directly involved with any action that may come under the inquiry or advice of the appointed board, commission, or committee. A committee member declared in conflict would be prohibited from voting on any motion where "direct involvement" had been declared and may result in embarrassment to you and/or Kenosha County.

Robert Stoll
Signature of Nominee

06/03/2022
Date

Please Return To: Kenosha County Executive
1010 – 56th Street
Kenosha, WI 53140

(For Office Use Only)

Appointed To: _____
Commission/Committee/Board

Term: Beginning _____ Ending _____

Confirmed by the Kenosha County Board on: _____

New Appointment _____ Reappointment _____

Previous Terms: _____
_____

# Kenosha County

## *BOARD OF SUPERVISORS*

**ORDINANCE NO._____**

| | | | |
|---|---|---|---|
| Subject: Amendment of MCKC 4.01, the Civil Service Ordinance | | | |
| Original ☐ | Corrected ☐ | 2nd Correction ☐ | Resubmitted ☐ |
| Date Submitted: April 28, 2022 | | Date Resubmitted: | |
| Submitted By: Director of Human Resources | | | |
| Fiscal Note Attached ☐ | | Legal Note Attached ☐ | |
| Prepared By: Clara-lin Tappa, Director of Human Resources | | Signature: Clara-lin Tappa | |

**THE KENOSHA COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN,** that Municipal Code of Kenosha County Chapter 4.01, the Civil Service Ordinance, is hereby amended as follows as represented in Exhibit A (attached):

Approved by:

JUDICIARY & LAW COMMITTEE

| | | | | |
|---|---|---|---|---|
| Zaeh Rodriguez, Chairman | ☑ | ☐ | ☐ | ☐ |
| Brian Bashaw, Vice Chair | ☒ | ☐ | ☐ | ☐ |
| Laura Belsky | ☐ | ☐ | ☐ | ☒ |
| Erin Decker | ☒ | ☐ | ☐ | ☐ |
| John Franco | ☑ | ☐ | ☐ | ☐ |
| Mark Nordigan | ☒ | ☐ | ☐ | ☐ |
| Jeff Wamboldt | ☒ | ☐ | ☐ | ☐ |

FINANCE/ADMINISTRATION COMMITTEE

| | | | | |
|---|---|---|---|---|
| Terry Rose, Chairman | ☒ | ☐ | ☐ | ☐ |
| Dave Geertsen, Vice Chair | ☒ | ☐ | ☐ | ☐ |
| Brian Bashaw | ☒ | ☐ | ☐ | ☐ |

| | | | | |
|---|---|---|---|---|
| Erin Decker | ☒ | ☐ | ☐ | ☐ |
| Bill Grady | ☑ | ☐ | ☐ | ☐ |
| John Poole | ☒ | ☐ | ☐ | ☐ |
| Tim Stocker | ☒ | ☐ | ☐ | ☐ |

CHAPTER 4
KENOSHA COUNTY SHERIFF'S DEPARTMENT

4.01 CIVIL SERVICE ORDINANCE (8/5/03)

(1) Purpose. It is the intention and purpose of this ordinance to provide an equitable system of recruitment, selection, promotion, and retention for Kenosha County Sheriff's Department Deputies. It is further intended to provide the necessary guidance for the operation of the Kenosha County Sheriff's Department in the areas that are applicable.

(a) There is established a County Civil Service Commission for the Sheriff's Department, hereinafter referred to as the "Commission", with duties, functions, and authorities as herein set forth, pursuant to Wisconsin Statutes.

(b) The Commission shall consist of five (5) members, all legal residents of Kenosha County. Appointments shall be made on the basis of recognized and demonstrated interest in, and knowledge of, problems of civil service. No person holding any elective or appointive public position or office of any sort in said Kenosha County government shall be appointed thereon. No present or former employee of the Kenosha County Sheriff's Department shall be eligible for membership on the Commission.

(c) The County Executive shall appoint members of the Commission subject to confirmation by the Board of Supervisors. Of the persons appointed, one shall hold office for one (1) year, one for two (2) years, one for three (3) years, one for four (4) years, and one for five (5) years, from January 1 next following such appointment, and until his successor is appointed and qualifies. In December immediately preceding the expiration of the term of office of any such Commissioner, the County Executive shall appoint, subject to confirmation by the Board of Supervisors, one (1) member of such Commission to hold office for five (5) years from January 1 next succeeding his appointment and until his successor is appointed and qualifies. The Office of the Commissioner shall become vacant upon the happening of any of the following:

1. The death of the incumbent.

2. The person's resignation, whether oral or written.

3. The person's removal.

4. The person's ceasing to be a resident of Kenosha County.

5. The person's neglect or refusal to take the official oath and/or file the official bond within thirty (30) days after appointment.

Such vacancy shall be filled by appointment of the County Executive at the first meeting of the County Board thirty (30) days after the vacancy occurs, confirmed by a majority of the County Board of Supervisors present.

(d) The membership and terms of the members of the present Commission shall continue on the same manner as though this section had never been adopted.

(e) Every person appointed a member of such Commission shall take and file the official oath.

(f) The members of the Commission shall be entitled to receive compensation from the County for services actually rendered in conducting the authorized business of the Commission, which compensation shall be determined by the Board of Supervisors, plus mileage at the prevailing rate when such services are rendered.

(g) The Commission shall promptly organize and elect a Chairman whose term of office shall be one year and a Secretary whose term of office shall be one year, each to serve for one year from the date of election until a successor has been duly elected. The Secretary shall approve the minutes of the proceedings of the Commission and said minutes shall be preserved and kept on file. All meetings of the Commission shall be at the call of the Chairperson, or upon written request of any two (2) members directing the Secretary to hold such meeting, and three (3) Commissioners shall constitute a quorum. The Commission shall make such rules and regulations as may be required for the ordinary conduct of its business.

~~Members of the Commission may participate in any meeting of the Commission, with the exception of deputy sheriff candidate interviews, by means of conference telephone/videoconference or similar communication equipment by means of which all persons participating in the meeting can hear each other. Participation in a meeting pursuant to this method shall constitute presence in person at such meeting and the person appearing through these means shall be entitled to vote and take all actions allowed by the Commission.~~

(h) The Board of Supervisors shall provide offices, furniture, stationery, light, heat, telephone, secretary, and other necessary supplies and conveniences to enable the Commission to perform its duties.

(2) Rules of the Kenosha County Civil Service Commission.

(a) The Civil Service Commission shall appoint the Director of Human Resources to act as chief examiner under its direction. As such, the Director of Human Resources shall supervise all examinations. The chief examiner shall be ex-officio secretary to the Commission and shall keep the minutes of its proceedings, preserve all reports made to it, keep a record (for a five-year period) of all examinations held under its direction, and perform such other duties as the Commission shall prescribe.

(b) The chief examiner shall certify eligible candidates to the Sheriff or, in the absence or incapacitation of the Sheriff, to the Chief Deputy Sheriff for the positions of Deputy Sheriff, Detective, Sergeant, Lieutenant, Captain, and Chief Deputy Sheriff.

(3) Candidates for Deputy Sheriff.

(a) Publication. In order to make all segments of Kenosha County aware of the fact that applications for the position of Deputy Sheriff are being accepted, notice shall be given in various

media no less than two weeks prior to the date set for the written test.

(b) Applications. Every candidate for the position of Deputy Sheriff shall submit all application materials required by Human Resources. Applications are filed exclusively through the Kenosha County website. No paper applications are accepted.

(c) Eligibility. No person shall be eligible to apply for or be appointed to the position of Deputy Sheriff unless:

1. The applicant is a citizen of the United States.

2. The applicant possesses certification by the Wisconsin Law Enforcement Training and Standards Board, a 2-year Associate Degree from an accredited institution, or a minimum of 60 fully accredited college level credits; or meets any more stringent standard set in the future by the Wisconsin Law Enforcement Training and Standards Board. Proof of meeting the established standards must be provided at the time of hire.

3. The applicant is not less than ~~twenty-one (21)~~ twenty and a half (20.5) years of age and will be not less than twenty-one (21) years of age upon date of hire as evidenced by a certified copy of a birth or naturalization certificate provided with the application.

4. The applicant has not been convicted at any time of a felony, unless the judgment or conviction has been reversed. The applicant must provide proof of such reversal at the time application is made.

5. The applicant possesses a valid driver's license recognized by the State of Wisconsin. Further, from a date three (3) years immediately preceding the date of the examination and continuing to the date of appointment, the applicant has not been convicted of any single violation equivalent to more than four (4) points and has accumulated no more than the equivalent of six (6) points as assessed by the State of Wisconsin demerit point system.

6. The applicant has furnished all the information required by the Commission at the time the application is submitted.

7. Applications will be reviewed and applicants who are not ~~21~~ 20.5 years of age and will be 21 years of age upon date of hire or have a felony on their record or are not U.S. citizens will be eliminated from consideration. All others will be invited to participate in the exam.

(d) Examinations. The Commission shall select and oversee a battery of examinations for the position of Deputy Sheriff. Examinations may include an evaluation of such facets as education, training, capacity, knowledge, manual dexterity, character, and physical and psychological fitness. Tests may be written, oral, physical, demonstration of skill, or an evaluation of training and experience. Examinations may consist of one or more tests in any combination. Applicants shall not be questioned in any

manner regarding matters of race, religion, political affiliation, or any other area protected by E.E.O.C. rules.

The chief examiner shall recommend to the Commission the testing/selection procedure to be used for the position of Deputy Sheriff. The Commission shall act on the recommendation of the chief examiner on changes to the procedure prior to the posting of any examination announcement.

1. Notification. The chief examiner shall post the job on the Kenosha County website and other job sites deemed appropriate. The posting shall provide all applicants with a notice stating the date, of the written exam.

2. Following the written exam, test scores will be ranked in descending order.

3. Veterans and other preference points. Pursuant to Wisconsin Statutes, preference points shall be given in the certification of eligible veterans. The applicant shall submit any evidence necessary to prove Veteran status.

   Any individual employed as a sworn law enforcement officer from another jurisdiction in the State of Wisconsin shall be awarded five (5) points and any individual employed as a Kenosha County Corrections Professional shall be awarded three (3) points. The applicant shall provide proof of employment Candidates will then be re-ranked.

   Eligibility List. The chief examiner shall report the final examination results and eligibility lists to the Commission for approval. Candidates shall be placed on the list in order of their relative excellence. The eligibility list shall be valid for twelve months (12) from the date it is established, unless exhausted earlier. The Commission may in its discretion cancel, replace or consolidate any list.

   After approving the eligibility list, the Commission shall direct the chief examiner to proceed with the qualifying portions of the examination process. Eligible candidates shall be taken in manageable groups through the qualifying portions. The following shall constitute the qualifying portions of the examination.

   Multiple Interview Assessment (MIA). The chief examiner shall schedule MIA's for groups of seven candidates each invited in rank order, before a panel consisting of sworn officers holding the rank of Sergeant or higher, a Human Resources representative, and/or other persons trained and competent in this procedure. Candidates who fail the MIA will be eliminated from consideration. Candidates who pass the MIA will be eligible to move on in the selection process.

4. Background Investigation. The Commission shall cause to be conducted a thorough background investigation of all Deputy Sheriff candidates on the eligibility list. The Sheriff's Department shall conduct such investigation to assist the Commission in determining the character,

reputation, morality, and general fitness of all candidates.

5. Oral Interviews/Evaluations. Upon successful completion of all scored portions of the Deputy Sheriff examination, the Commission shall conduct oral interviews/evaluations. These evaluations will consider the applicant's written test results, Multiple Interview Assessment results, background investigation results, and oral interview. These interviews shall determine the candidate's final eligibility. The Commission may conduct interviews as a whole body or in teams. If the Commission conducts interviews as a whole body, two Sheriff's Department representatives shall also be members of the interview panel. If the Commission selects the option of team interviews, each team shall consist of two Sheriff's Department representatives and at least two Commissioners. In both cases, one representative of the Sheriff's Department shall hold the rank of Lieutenant or above and the other shall hold the rank of Sergeant or above. The final decision shall be made solely by the Commission. Any Commissioner who was not present for a candidate's oral interview shall abstain from voting on that candidate.

6. Physical Readiness Test. To enter the law enforcement academy, candidates must pass a battery of physical readiness tests. Candidates must successfully achieve the required performance standards in order to continue in the selection process.

7. Job Trait Assessment. After a conditional offer of employment is made by the Sheriff, the Deputy Sheriff candidate must submit to a job trait assessment to determine such factors as personality integration, relationship to authority, impulse control, control of aggression.

8. Medical Examinations. If the results of the job trait assessment are deemed satisfactory, the Deputy Sheriff candidate must submit to a medical and physical examination, conducted by such physician or physicians as designated by the County, at County expense. Such physician or physicians must submit to Human Resources a complete examination record and statement that the candidate is able to immediately assume, with no conditional releases, the physical duties of Deputy Sheriff. Any candidate receiving a conditional release shall be passed over for certification for appointment until the candidate supplies evidence from two (2) physicians of the condition being eliminated or controlled.

(e) Reasons for Disqualification; Notice of Disqualification. The Commission shall refuse to examine a candidate or, after examination, to certify a candidate as eligible, who:

1. Lacks any of the established preliminary requirements for the position for which applied.

2. Is physically handicapped or otherwise so disabled as to unsatisfactorily perform the essential duties of the position sought.

3. Has been convicted of a felony.

4. Has a pending criminal or civil action that is substantially related to the job.

5. Has used or attempted to use any personal or political influence to further his/her eligibility or appointment.

6. Has intentionally made a false statement of any fact.

7. Has practiced or attempted to practice any deception or fraud in the application or examination, or in securing the eligibility of appointment.

8. Has a prior unsatisfactory work record, such as, but not limited to, excessive absenteeism, tardiness, discipline or discharge for cause, negligence, or violation of work or safety rules.

9. In the opinion of the Civil Service Commission, after considering the materials in the application file, the results of each of the scored portions of the examination procedure, the background investigation, and the oral interview, displays shortcomings which make disqualification necessary.

If information is received by the Commission concerning an applicant that would preclude the person from consideration as an appointee, the Commission shall forewarn the applicant of such knowledge in its possession and the applicant may withdraw the application without prejudice.

The Commission shall send a written notice, by certified mail, to all disqualified candidates informing them of the reason for their disqualification. Any candidate receiving such notice may apply in writing to the chief examiner within ten (10) days of receipt of said notice for a review and reconsideration of his/her qualifications.

(f) Appointments.

1. Appointments to the position of Deputy Sheriff shall be made by the Sheriff whenever a vacancy occurs. Each appointment shall be made from the list of applicants who are certified as eligible by the Commission. The chief examiner shall certify to the Sheriff the names of all persons with the three (3) highest scores on the examination, and shall provide to the Sheriff a copy of each certified candidate's file, to include application forms and the results of the examinations, M.I.A., and background investigation. The Sheriff shall make his selection from these names.

2. Pursuant to Wisconsin Statute § 59.26(10), and notwithstanding the provisions in 401 (3)(a) through (d), if law enforcement services are provided to a city or village and if the Sheriff appoints additional Deputies to provide the services, the Sheriff shall, to the greatest extent possible, fill the additional Deputy positions from the ranks of the former police officers who lost their positions when the department was abolished.

3. Upon notification from the Sheriff of the name of the selected candidate, the chief examiner shall extend a contingent offer of employment, conditional upon the candidate submitting to a job trait assessment and a pre-employment medical examination. If the results of the job trait assessment and medical examination are deemed satisfactory by Human Resources, the candidate shall be appointed. If the results of the job trait assessment or medical examination are deemed unsatisfactory by Human Resources, the candidate shall not be appointed.

4. If the Sheriff's Department has valid, job-related objections to the eligibility of a candidate, the Sheriff shall bring such to the attention of the Commission and request that the Commission reconsider the certification of the candidate.

5. For each candidate the Sheriff has appointed, or for each candidate that the Commission has reconsidered and determined to be unsatisfactory, the chief examiner shall certify the names of all persons with the next highest score on the examination.

6. Any candidate who has been decertified from an eligibility list and failed to progress in the recruitment process at any point may not sit again for the examination until one year has passed from the date of the previous examination.

7. The Sheriff, in appointing Deputies under this section, shall require a uniform bond of not less than $25,000.00. The premium on the bond shall be paid by Kenosha County.

8. All Deputies under this section shall be on probation during the first full year next succeeding their appointment, and may be discharged with cause by the Sheriff at any time before the termination of such probationary period.

9. Except for unit members assigned a vehicle that may be brought home and for whom residency in Kenosha County is required, the established residency boundary for all other unit members is twenty (20) ~~fifteen (15)~~ miles in any direction from the borders of Kenosha County. Any unit member who does not reside within twenty (20) ~~fifteen (15)~~ miles of the borders of Kenosha County within nine months of hire shall be deemed to have resigned.

10. Deputy Sheriffs appointed in conformity with the provisions of this chapter shall hold office on good behavior and efficiency and shall not be dismissed from such office or suspended except as provided in this section.

(4) Chief Deputy Sheriff.

(a) There is created the position of Chief Deputy Sheriff within the Sheriff's Department. Selection of a person to fill such a position shall be made on the basis of competitive examination; and he shall have civil service status in the same manner as

other Deputy Sheriffs in the department except as otherwise set forth herein.

(b) Publication. Notice of the date, time, and place for examination for such promotion shall be made in writing and posted on the bulletin board of the Sheriff's Department not less than 30 days prior to the date set for such examination. All interested personnel possessing the necessary qualifications must sign their intent to participate in such examination prior to the date the notice is scheduled to be taken down.

(c) Eligibility. Every candidate for the position of Chief Deputy Sheriff shall have not less than ten (10) years of service on the Kenosha County Sheriff's Department, the last four (4) of which have been at a rank above that of Detective, and the current classification of Lieutenant or Captain, having held that rank for at least one (1) year prior to the opening. Further, candidates must possess a Bachelor of Science degree or a Bachelor of Arts degree from an educational program or institution accredited by one of the organizations recognized by the United States Department of Education as accrediting agencies. Candidates for promotion must provide to the Chief Examiner proof of meeting the educational requirement prior to signing the examination notice for the position of Chief Deputy Sheriff.

(d) Examinations. The Commission shall oversee an examination process which is to be supplied and graded by an independent testing firm with a recognized expertise in such police and administration examinations. Examinations may include an evaluation of such facets as education, training, capacity, knowledge, manual dexterity, character, and physical and psychological fitness. Tests may be written, oral, physical demonstration of skill, job trait assessment, or an evaluation of training and experience. Examinations may consist of one or more tests in any combination that serves to objectively evaluate the relative skills of the candidates.

The Commission shall also oversee an oral examination to be conducted by a panel of Police and Sheriff's Department officials from outside Kenosha County holding a rank equal or superior to that of Chief Deputy Sheriff. Such a panel is to be mutually agreed upon by the Sheriff and the Commission.

If the number of candidates to be interviewed does not exceed three (3), the oral examination is waived and the three (3) or fewer names successfully completing the balance of the examination process shall be certified to the Sheriff.

1. Within fifteen (15) working days after receipt of the examination grades, the chief examiner shall certify to the Sheriff the names of all persons passing the promotional examination in the order of their final grade.

2. Within fifteen (15) working days after receiving the certified list of eligible candidates for promotion to Chief Deputy Sheriff, the Sheriff shall promote a candidate who places within the first three (3) highest candidates from the eligibility list, provided an opening exists.

3. The certified list shall be valid for one (1) year from the date of certification.

(e) The Chief Deputy Sheriff shall hold office in the same manner as other Deputy Sheriffs in the department.

(f) The Chief Deputy Sheriff shall outrank all other personnel of the department except the Sheriff. In addition to performing other duties of Deputy Sheriff, he shall be head administrative officer.

(g) The duties and authorities of the Chief Deputy Sheriff shall include, but not be limited to, the following:

1. Act for the Sheriff in the absence or incapacitation of the Sheriff.

2. Make complaints for disciplinary purposes to the Grievance Committee as established by the County Board against any Deputy believed to have conducted himself in a manner meriting suspension, demotion, or dismissal under the rules of the department or the provisions of Civil Service Ordinance pertaining to the Sheriff's Department.

3. Perform such duties and exercise such authorities not specifically enumerated herein which are usually performed or exercised by an undersheriff as set forth in the Wisconsin Statutes.

4. Provide continuity in law enforcement as it relates to the Sheriff's Department and provide each incoming Sheriff a well organized department and relieve the Sheriff of the details in connection with the responsibilities of the office of Sheriff. All general policy-making authority and final authority shall remain with the Sheriff; and the Chief Deputy Sheriff, under the duties and authorities herein set forth, will furnish the necessary continuity of leadership and administration so as to eliminate problems of morale and provide for a more efficient operation of the department.

5. The Chief Deputy, or his designee, shall be the law enforcement advisor to the Commission.

(h) The Chief Deputy Sheriff may be disciplined, suspended, dismissed, or demoted for all causes specified in the Civil Service Ordinance and the Wisconsin Statutes, and good cause shall also include inefficiency in administrative ability. However, good cause shall not include the fact that the Chief Deputy has made complaint against any other Deputy under the Chief Deputy in cases where the Chief Deputy has good reason to believe that the complaint so made is well founded, even though such complaint is not processed or may later be proven untrue. The procedures for discipline contained in Section 6 of this ordinance shall apply to the employee of the rank of Chief Deputy.

(i) The salary of this position shall be such as may from time to time be fixed by the County Board.

(5) Promotions and Appointments.

(a) Publication. Notice of the date, time, and place for examination for such promotion shall be made in writing and posted on the bulletin board of the Sheriff's Department not less than 30

days prior to the date set for such examination. All eligible Deputy Sheriffs must sign their intent to participate in such examination prior to the date the notice is scheduled to be taken down.

(b) Eligibility. A Deputy Sheriff must have at least four (4) years of service as a Deputy Sheriff with the Kenosha County Sheriff's Department in order to be eligible to take any promotional examination for the position of Sergeant or Detective. To be eligible to take any promotional examination for the position of Lieutenant, a Deputy Sheriff must have at least five (5) years of service with the Kenosha County Sheriff's Department and the current classification of Sergeant. For Detectives appointed after July 1, 2003, if there are not at least three (3) applicants from the rank of Sergeant, then Deputy Sheriffs having at least five (5) years of service with the Kenosha County Sheriff's Department and the current classification of Detective may apply. Detectives appointed prior to July 1, 2003 may apply for a Lieutenant's position provided they have at least five (5) years of service with the Kenosha County Sheriff's Department and the current classification of Detective. To be eligible to take any promotional examination for the position of Captain, a Deputy Sheriff must have at least seven (7) years of service with the Kenosha County Sheriff's Department and the current classification of Lieutenant. To be eligible to take any promotional examination for the position of Captain, the Deputy Sheriff must have successfully completed the probationary period as a Lieutenant. To be eligible to take any promotional examination for the position of Lieutenant, the Deputy Sheriff must have successfully completed the probationary period as a Sergeant or Detective.

Further, candidates must meet the following educational requirements to be eligible to take a promotional examination: for the position of Captain, a Bachelor of Science degree or Bachelor of Arts degree or at least four years of service with the Kenosha County Sheriff's department in the rank of Lieutenant; for the positions of Lieutenant and Sergeant, an Associate Degree; and for the position of Detective, a minimum of 60 fully accredited college level credits. The required degrees and/or credits for all promotional ranks addressed above must be obtained from an educational program or institution accredited by one of the organizations recognized by the United States Department of Education as accrediting agencies. Candidates for promotion must provide proof of meeting the educational requirement prior to signing the examination notice for the promotional position. An Education Sub-Committee shall be established with responsibility for approving and certifying that the degrees and/or credits provided meet the educational requirement for the promotional position. The Education Sub-Committee, which shall report to the Civil Service Commission, shall consist of five (5) members, as follows:

1. Sheriff
2. Chief Deputy Sheriff
3. Chief Examiner
4. Chairman of Civil Service Commission
5. Secretary of Civil Service Commission

(c) Examinations. The Commission shall select and oversee a battery of examinations for the promotion of Deputy Sheriffs within the Sheriff's Department to a rank above that of a

Deputy Sheriff. Examinations may include an evaluation of such facets as education, training, capacity, knowledge, manual dexterity, character, and physical and psychological fitness. Tests may be written, oral, physical demonstration of skill, or an evaluation of training and experience. Examinations may consist of one or more tests in any combination. Deputy Sheriffs shall not be questioned in any manner regarding matters of race, religion, political affiliation, or any other area protected by E.E.O.C. rules.

The chief examiner shall recommend to the Commission the testing/selection procedure to be used for each promotional rank in the Sheriff's Department. The Commission shall act on the recommendation of the chief examiner prior to the posting of any examination announcement.

1. Within fifteen (15) working days after receipt of the examination grades, the Chief Examiner of the Commission shall certify to the Sheriff or, in the absence or incapacitation of the Sheriff, to the Chief Deputy Sheriff, the names of all persons passing any promotional examination in the order of their final grade.

2. Within fifteen (15) working days after receiving the certified list of eligible candidates for promotion, the Sheriff or Chief Deputy Sheriff shall promote a candidate who places within the first three (3) highest candidates from the eligibility list to the position for which the examination is given, provided an opening exists; unless the Sheriff for good cause (budgetary considerations or department reorganization) requests that the position not be filled.

3. The certified list shall be valid for one (1) year from the date of certification.

4. All persons promoted shall hold such position in an "probationary capacity" for a period of one (1) year. At the end of the year, his/her continued service in that rank or classification shall be dependent upon a satisfactory rating by the existing senior administrative staff. If at any time during the year the "probationary appointee" shall be deemed not suited for the classification, the appointment may be terminated with cause by the Sheriff and the appointee shall be returned to the rank previously held.

5. Pursuant to Wisconsin Statutes, present classified personnel at the time of the enactment of this section shall be "grandfathered" to such position, and subject to all provisions of this section.

(d) Voluntary Reduction in Rank. Any civil service officer ranking higher than a Deputy Sheriff in the Sheriff's Department may exercise departmental seniority and return to a lower rank previously held by the officer, and upon so doing, that person shall relinquish his/her present rank. Any officer displaced as a result of an officer returning to a lower rank may compete for the opening created by such action provided he/she was eligible to compete for the position prior to his/her displacement.

(6) Suspension, Dismissal, or Other Disciplinary Provisions.

(a) Any member of the Sheriff's department may be suspended, demoted, or dismissed in accordance with Wisconsin Statutes when charged with any of the following offenses or with any violation of the Kenosha County Uniform Work Rules or Sheriff's Department Work Rules:

1. Commission of a crime under any law.

2. Reporting for duty under the influence of an intoxicant, intoxication, or the use of an intoxicating liquor or any controlled substance while on duty.

3. Refusal to submit to a chemical test to determine drug or alcohol content in the blood when there is reason to believe there has been a violation of 4.01(6)(a)2.

4. Insubordination.

5. Neglect or dereliction of duty.

6. Willful neglect or disobedience of any legal order of superior officers or legal departmental rule.

7. Absence from duty without leave.

8. Conduct that adversely affects the morale or efficiency of the Sheriff's Department.

9. Conduct that has a tendency to destroy public respect for law enforcement and/or confidence in the operations of the Sheriff's Department.

10. Conduct that has a tendency to destroy, or distract from the officer's credibility as a witness in court.

11. Failure to maintain established levels of performance.

12. Communicating information on criminal cases outside of the department without permission.

13. Making a false official statement or entry in official records.

14. Willful maltreatment of a prisoner.

15. Sleeping while on active duty.

16. Uncleanliness in person or dress while on active duty.

17. Destructive criticism of departmental orders, except in the course of a political discussion or a political campaign for a declared candidate.

18. Refusing to give name and employee number when requested.

19. Failure to report any person known to be engaged in felonious activities.

20. During the hours while on duty, engaging in any form of political activity calculated to favor or improve the chance of any political party or any person seeking or attempting to hold political office; or engaging in any

political activity when not on duty to an extent that results in impaired efficiency during working hours or tardiness or absence from work. Any violation of this paragraph shall be sufficient grounds for dismissal.

21. Any other act or omission contrary to good order and discipline, or constituting a violation of any of the rules and regulations of the department.

22. Failure to maintain residency within the required boundaries ~~of Kenosha County~~.

(b) In addition to the reasons listed in (a) of this section, the Sheriff and/or Chief Deputy Sheriff shall have the right to discipline, demote, suspend, or discharge any employee for just cause.

1. Any supervisor may be dismissed or demoted for all causes specified in the Civil Service Ordinance and the Wisconsin Statutes, and good cause shall also include inefficiency in administrative ability. However, good cause shall not include the fact that the supervisor has made a complaint against any other Deputy under the supervisor in cases where the supervisor has good reason to believe that the complaint so made is well founded, even though such complaint is not processed or may later be proven untrue.

2. Notice of discipline, demotion, suspension, or discharge shall be given by personal delivery of the written complaint, if the employee is available at the Sheriff's Department; if, however, the employee is not at once available at the Sheriff's Department, then such report shall be mailed by certified mail to the employee's last known post office address. Such notice shall contain information on the employee's appeal rights.

(c) Appeal.

1. Any Deputy Sheriff who belongs to a bargaining unit covered by a collective bargaining agreement and who has been disciplined under this section shall appeal that discipline under the terms and conditions of the labor agreement in force at the time of the incident.

2. If the Deputy Sheriff being disciplined holds the rank of Sergeant or above and is not covered by a collective bargaining agreement, such Deputy Sheriff may appeal such discipline to the Grievance Committee in writing for a formal hearing. Such appeal shall be made within 48 hours exclusive of Saturdays, Sundays, and legal holidays from the effective time of receipt of notice of such discipline by the employee or the right to appeal is waived. If timely appeal is made, the Sheriff and/or Chief Deputy Sheriff shall file written charges with the Grievance Committee and the procedure shall then follow as set forth herein.

3. Whenever the Sheriff and/or Chief Deputy Sheriff or a majority of the members of the Commission believes that a Deputy Sheriff who holds the rank of Sergeant or above has acted in a manner showing incompetence to perform the duties of Deputy Sheriff or to have merited suspension, demotion, or dismissal, the Sheriff or Chief Deputy

Sheriff or the Commission shall report in writing to the Grievance Committee setting forth specifically their complaint, and if the party making the complaint is the Sheriff or the Chief Deputy Sheriff, they may suspend, demote, or discharge the Deputy Sheriff at the time such complaint is filed.

4. The Grievance Committee shall be the Administration Committee of the County Board.

5. The Grievance Committee shall, if the Deputy Sheriff who holds the rank of Sergeant or above requests a hearing, within five (5) days of such request, appoint a time and place for the hearing of the charges; the time to be within three (3) weeks after filing of such request for a hearing. The Committee shall notify the Sheriff and/or Chief Deputy Sheriff or the Commission, whichever filed the complaint with the Committee, and the accused of the time and place of such hearing. If the accused Deputy Sheriff makes no request to the Committee, the Committee may take whatever action it deems justifiable on the basis of the charges filed and shall issue an order in writing as provided in section 4.01(6)(c)9 of this ordinance. If a hearing is requested, any testimony taken shall be recorded and transcribed. The Chairman of the Committee shall issue subpoenas for the attendance of witnesses as may be requested by the accused. Subpoenas shall be served in the same manner as in a court of record.

6. The employee shall have the right to be present at the hearing of the Grievance Committee personally and by a representative of his choice, who may be an attorney. The employee shall have the right to cross-examine any witness and to testify himself and present other witnesses and evidence on his behalf. The burden of proof shall be on the party filing charges and requesting discipline and the burden shall be proof by a preponderance of the credible evidence adduced at the hearing.

7. The first order of business upon convening the hearing shall be the election of a Chairman and Secretary to preside over the hearing. The hearing will then proceed with the case against the accused officer by the Department Advocate. The accused may personally or through his/her representative cross-examine all witnesses. After each witness has been examined and cross-examined, any member of the Committee may question the witness.

   At the conclusion of the department's case, the accused may present witnesses on his/her behalf subject to cross-examination by the Department Advocate and the Committee. All evidence presented must be relevant to the charges as specified. Prior work records shall be admitted to be considered in deciding the appropriateness of the penalty recommended by the Department Advocate.

8. At such hearing, the Chairman of the Committee shall maintain order and enforce obedience, and if any person at the hearing conducts himself in a disorderly manner, and after notice from the Chairman persists therein, the Chairman may order the person to withdraw from the hearing, and on the person's refusal may order the Sher-

iff, Chief Deputy Sheriff, or other person to take the person into custody until the hearing is adjourned for that day.

9. At the termination of the hearing, the Committee shall issue an order in writing, including their reasons whether or not the charge is well-founded, and shall take such action by way of discipline, suspension, demotion, discharge, or reinstatement as it may deem proper under the circumstances, and file same with the Secretary of the Commission. The Committee shall make a determination as to the loss or reinstatement of back wages when applicable to individual cases. The Committee shall send notice of its determination to the employee along with notice of his appeal rights by certified mail or by personal service.

10. The Deputy Sheriff may appeal from the order to the Circuit Court by serving written notice thereof on the Secretary of the Committee within ten (10) days after notice of the order of the Committee is served on him. Within five (5) days thereafter, the Committee shall certify to the Clerk of Circuit Court the record of the proceedings, including all documents, testimony, and minutes. The action shall then be at issue and shall have precedence over any other cause of a different nature pending in the Court, which shall always be open to the trial thereof, pursuant to Wisconsin Statutes.

    The Court shall, upon application of the Deputy Sheriff or the Grievance Committee, fix a date of trial which shall not be later than fifteen (15) days after such application, except by agreement.

    The trial shall be by the Court and upon the return of the Committee, except that the Court may require further return of the taking and return of further evidence by the Committee. The question to be determined by the Court shall be "Upon the evidence, was the order of the Committee reasonable?"

    No costs shall be allowed either party and the Clerk's fees shall be paid by the County. If the order of the Committee is reversed, the Deputy Sheriff shall be reinstated and entitled to such pay as though in continuous service. If the order of the Committee is sustained, it shall be final and conclusive.

(7) General Provisions.

(a) The Board of Supervisors shall fix the number of Deputy Sheriffs to be appointed and the salaries to be paid, but the number of Deputy Sheriffs shall not be less than required by the Wisconsin Statutes.

(b) Should it be determined by the Board of Supervisors, at any time, that the staff of the Sheriff's Department is too large and that a reduction in the number of Deputy Sheriffs is necessary, Deputy Sheriffs may and shall be terminated to bring about such reduction.

    The Deputy Sheriff or Deputy Sheriffs so terminated shall be the youngest in point of service, and shall be reappointed without examination if the number of personnel is increased or

any vacancy occurs within two (2) years after their termination, providing they meet the physical requirements of this ordinance.

(c) Temporary vacancies in the department, whether a result of sickness, leave of absence, or any other cause, shall be filled by appointment by the Sheriff of one of the three (3) persons having the highest rating certified as eligible for a position during the year next preceding the occurrence of the vacancy. Temporary increase of the Sheriff's force shall be made in the same manner. Such appointments shall be subject to dismissal without cause at the end of the term for which appointed.

(c) The Sheriff and/or Chief Deputy Sheriff shall prepare department rules for the general administration and efficient operation of the Sheriff's Department. Such rules are the department rules and Deputy Sheriffs shall conduct themselves in accordance with such.

(8) Classifications and Ranks.

(a) The following classifications and ranks are presently created within the Sheriff's Department and shall be the chain of command of the Sheriff's Department.

1. Sheriff

2. Chief Deputy Sheriff

3. Captains

4. Lieutenants

5. Sergeants

6. Detectives

7. Deputy Sheriffs

(b) The duties, responsibilities, and authority of the personnel on the Sheriff's Department shall include but not be limited to the following:

1. Sheriff. The Sheriff is the chief executive officer of the Kenosha County Sheriff's Department pursuant to the constitution and laws of the State of Wisconsin.

2. Chief Deputy Sheriff. The Chief Deputy Sheriff shall outrank all members of the Kenosha County Sheriff's Department except the Sheriff.

3. Captains. The Captains shall outrank all other members of the Kenosha County Sheriff's Department except the Sheriff and the Chief Deputy Sheriff. They shall be division commanders with all authority necessary to administer their assigned areas of responsibility. The Captains shall also act for the Sheriff in the absence of the Sheriff and Chief Deputy Sheriff.

4. Lieutenants. The Lieutenants shall have that authority necessary to fulfill their responsibility to provide the maximum efficiency and productivity of the personnel and operations under their control consistent with the

policies set forth by the Sheriff and the administrative staff of the Sheriff's Department.

5. Sergeants. The Sergeants shall supervise and control their respective shifts or divisions in order to direct the work of the department in accordance with the policies of the Sheriff and the administrative staff.

   Sergeants shall exercise that authority necessary to insure compliance with the established rules and regulations of the department.

   Sergeants shall maintain performance records of the personnel assigned to them, to be used as a consideration in making promotions or assignments, or in resolving grievances or disciplinary actions affecting department personnel.

6. Detectives. Detectives shall conduct investigations of criminal offenses within Kenosha County, including but not limited to the detection and arrest of criminal offenders, the location of missing persons, the recovery of stolen and lost property, the handling of juvenile matters, the prevention of crime, the proper conduct of fugitive requisition proceedings, and any other matters requiring their attention as ordered by the commanding officers of the Sheriff's Department.

7. Deputy Sheriffs. Deputy Sheriffs of the Kenosha County Sheriff's Department shall interchangeably carry out all lawful orders and directives issued by or on behalf of the Sheriff.

8. Any member of the Sheriff's Department may be called upon to perform the duties of another or a lower rank when necessary to fulfill the missions of the Sheriff's Department.

(9) Temporary Duty Assignments.

(a) The Sheriff and/or Chief Deputy Sheriff may announce and request applications for temporary duty assignments from the ranks of Deputy Sheriff, Detective, Sergeant, Lieutenant, and Captain. Selections for temporary duty assignments shall be made by the Sheriff and/or Chief Deputy Sheriff from among the people filing applications and shall be based upon the qualifications of those applying.

(b) Examples of temporary duty assignments include, but are not limited to, the following:

| | |
|---|---|
| Community Relations Officer | Acting Sergeant |
| Special Investigative Unit | Acting Lieutenant |
| Process Server | Acting Captain |
| Court Officer | Acting Chief Deputy Sheriff |
| Property Officer | |
| Drug Unit Investigator | |
| School Resource Officer | |

(c) Temporary duty assignments shall not be part of the standard Civil Service rank/classification structure; however, employees assigned to temporary duty assignments shall not forfeit their Civil Service standing in their current rank/classification.

Deputy Sheriffs assigned to temporary duty assignments may be utilized to perform other duties as needed.

(d) Temporary duty assignments may be for an initial period of twelve (12) months or less duration with unlimited renewal, and may be terminated at any time or may not be renewed by the Sheriff and/or Chief Deputy. Temporary duty assignments to the positions of Acting Sergeant, Acting Lieutenant, Acting Captain, or Acting Chief Deputy Sheriff may be for a period of twelve (12) months or less duration with no renewal. Employees whose temporary duty assignments have ended shall be returned to their regular work assignments. All temporary duty assignments will be reviewed by the Sheriff and/or Chief Deputy Sheriff every twelve (12) months or sooner to determine the continued need for the assignment.

(10) Rights.

(a) No person in the Sheriff's Department, nor any person seeking admission thereto, shall be appointed, reduced in pay, removed, demoted, nor in any way favored or discriminated against because of political or religious affiliations, race, sex, or minority classification.

(b) Rights of a Deputy Sheriff in military service shall be governed by applicable federal and state laws.

(c) The Board of Supervisors may repeal this chapter at any time in conformity with Wisconsin Statutes.

(11) Standards of Efficiency.

(a) The Sheriff and/or Chief Deputy Sheriff shall maintain a system of efficiency records for Deputy Sheriffs to be based, among other things, upon the quantity and quality of the work performed and the regularity and punctuality of attendance.

(b) The personnel records of an individual shall be reviewed with the individual upon request, at any time, and at the convenience of the Sheriff and/or Chief Deputy Sheriff.

(12) Leaves of Absence.

(a) Sheriff Candidates.

1. If a Deputy Sheriff is the Sheriff-Elect, his tenure as a Deputy Sheriff shall terminate upon his executing and filing the official bond and oath as Sheriff unless prior thereto he requests, in writing, to the County Board, a leave of absence for the period he holds the office of Sheriff.

2. The County Board shall grant such request.

3. Such Deputy Sheriff shall be reinstated with the same rank and position that he held at the time of his written request upon completion of duties as Sheriff. The time spent as Sheriff shall count as tenure as though such Deputy Sheriff had not been on such leave of absence; provided his tenure of the office of Sheriff is not terminated for reasons of conduct unbecoming an officer, or for improperly performing duties as an officer of the law. If

his tenure of the office of Sheriff is terminated for such reason, he shall be granted a hearing in the manner provided by the Wisconsin Statutes and shall not be reinstated as a Deputy Sheriff unless so ordered after such hearing.

(b) Deputy Sheriffs with the Rank of Sergeant or Above.

1. Request shall be made in writing to the Sheriff and/or Chief Deputy Sheriff, and shall set forth the reasons and desired length of time for such leave of absence.

2. If the Sheriff and/or Chief Deputy Sheriff approves such request, it shall be referred to the Administration Committee, which Committee may recommend, approve or disapprove.

3. The Administration Committee shall file its written approval with the County Board of Supervisors for action.

4. No leaves of absence shall be granted so as to permit the Deputy Sheriff to seek other employment.

5. The Sheriff may grant a leave of absence without further authority of the County Board for fourteen (14) calendar days or less.

(13) Duty Assignments.

(a) The duties of personnel on each shift shall be left to the discretion of the Sheriff and/or Chief Deputy Sheriff without regard to seniority.

(b) Any Deputy Sheriff or commanding officer wishing to change shifts temporarily, not to exceed 90 days within any twelve (12) month period, may do so with the permission of the Sheriff and/or Chief Deputy Sheriff. The Deputy Sheriff or commanding officer having the greatest seniority shall move into the vacancy left by such change, if they are agreeable thereto.

(c) Any Deputy Sheriff may be temporarily assigned to another shift for periods not to exceed 120 days during any twelve (12) month period. Such reassignments shall be made only to fill an articulable need of the department or to facilitate the fulfillment of a demonstrable training need.

(d) In reducing the number of personnel in any classification or rank, the last person promoted shall be the first person reduced in rank, and the last person reduced in rank shall be the first person restored to the rank previously held, should a vacancy occur within two (2) years.

(e) Any person reduced in rank or classification as the result of a personnel cutback shall return to the rank or classification held prior to his/her last promotion.

(f) Time in grade, for the purposes of this section, shall be defined as the length of time in rank or classification presently held by the employee. Time in grade for persons reduced in rank or classification because of a personnel reduction shall be computed from the date of promotion to the rank now held, including the length of service in the higher rank.

(14) Wages and Fringe Benefits.

(a) Wages and fringe benefits shall be determined by labor negotiations between the Kenosha County Deputy Sheriff's Association and Kenosha County, and shall be approved by the Kenosha County Board of Supervisors.

(b) The salary and fringe benefits of any civil service officer holding a supervisory rank not represented by the Kenosha County Deputy Sheriff's Association shall be determined by the Kenosha County Board. Such salary and fringe benefits, with the exception of unused vacation cash out (Section 15.5 Cash Out and/or Carry Over of Unused Vacation, Collective Bargaining Agreement, County of Kenosha, Wisconsin and the Kenosha County Deputy Sheriff's Association) shall not be less than those granted to the Kenosha County Deputy Sheriff's Association. Unused vacation cash out shall not be a benefit of civil service officers not represented by the Kenosha County Deputy Sheriff's Association, effective December 31, 2010. (11/10/10)

(15) Rewards, Gifts, and Gratuities.

(a) Other than their lawful salary, or payment for approved special off-duty or private employment, employees of the Sheriff's Department shall not accept any gifts, gratuities, or rewards in money or other consideration for services rendered in the line of duty to the community or to any person, business or agency.

(b) Should any gift, gratuity, or reward come into the possession of any employee, the employee shall not accept, but shall immediately forward same to the office of the Sheriff and/or Chief Deputy Sheriff, together with a written report explaining all the circumstances connected therewith. The Sheriff and/or Chief Deputy Sheriff shall thereupon deposit the gift, gratuity, or reward with the President and Treasurer of the Deputy Sheriff's Association for deposit in their Benevolent Fund for the benefit of all the members of the Kenosha County Sheriff's Department.

(16) Coverage.
This civil service chapter shall apply only to such Deputy Sheriffs that are regularly employed full time in the Sheriff's Department.

(17) Interpretation.
The provisions of this chapter are hereby declared severable. All provisions or sections which may hereinafter be declared to be illegal or unconstitutional shall be declared repealed and the remainder shall not be affected thereby. This ordinance shall be liberally construed to give full effect to its terms and purposes.

(18) Conflicts.
All ordinances or parts of ordinances in conflict with any provision of this chapter are hereby repealed. If any valid terms of a collective bargaining agreement are in conflict with any of the provisions of this ordinance, such valid collective bargaining agreement shall control for the employees who are subject to such agreement.

4.40 JAIL INMATE MAINTENANCE COSTS.

(1) The cost per day for the maintenance of the inmates in the County Jail shall be as follows:

(a) The charge for confinement of prisoners from municipalities or towns in Kenosha County shall be as follows:

2011 - $21
2012 - $28
2013 - $36
2014 - $44

For years 2015 and beyond, the rate will be adjusted annually using the CPI. (11/9/10)

(b) The charge for Huber Law commitments shall be $16.00 per day plus meals provided in the County Jail. Said charge shall be reviewed at budget time every year. (11/19/96)

(c) The charge for confinement of prisoners from municipalities, counties or towns outside of Kenosha County shall be $60.00 per day.

(d) The meals served in the County Jail charged to Huber commitments shall be as follows:

Breakfast: $2.00 Dinner: $3.50 Supper: $2.50

(e) The charge for electronic monitoring shall be $16 per day. (2/4/14)

(2) Charges for actual confinements shall be charged back to the municipalities or towns detaining such prisoners in the County Jail and charges for Huber Law or work release commitments shall be deducted from the earnings of the private employment of such inmates.

(3) Municipalities, counties and towns are responsible for the cost of medical services provided to an inmate placed upon their behalf in the Kenosha County Jail. In addition, municipalities, counties and towns are solely responsible for any salary expenses incurred in maintaining an inmate at a hospital who was initially placed in the Kenosha County Jail on their behalf.

4.50 COUNTY LIABILITY FOR ACTS OF SHERIFF AND/OR NON-CIVIL SERVICE APPOINTEES OF THE SHERIFF.

(1) Criminal Actions Against the Sheriff.

(a) Fines. The county shall not assume any liability for the payment of any fines imposed upon the sheriff as a result of any criminal action filed against him.

(b) Attorney fees, costs and disbursements. In any criminal action filed against the sheriff of Kenosha County, the county shall pay for reasonable attorney fees and reasonable and necessary costs and disbursements in the defense of the sheriff if the action is dismissed outright or the sheriff is found innocent in that action, and only when the criminal charges stem from acts performed in the official course of his duties as sheriff of Kenosha County. The county shall pay the aforementioned attorney fees, costs and disbursements only if within ten days of service of the complaint counsel for the sheriff gives written notice to the Finance Committee of the Kenosha County Board of Supervisors by delivery to the County Clerk indicating this method of billing and hourly rate for his services

(including appeals) and an estimate or approximation of his fees, costs and disbursements. In the event that the finance committee deems such legal fee or rate to be unreasonable, it may limit the county's potential liability for attorney fees to a given rate by giving written notice to counsel for the sheriff within sixty days after having received the aforementioned notice from counsel for the sheriff. The county shall in no event pay for any costs and disbursements arising out of such action unless evidence is presented to the finance committee substantiating the indebtedness for such costs and disbursements.

(2) Civil Actions Against the Sheriff.

(a) Damages. Pursuant to Article VI section 4 of the Wisconsin Constitution, the county shall not be liable for payment of any judgment damages incurred by the sheriff as a result of civil litigation commenced against him.

(b) Attorney fees, costs and disbursements.

1. In those instances in which the sheriff of Kenosha County has obtained the benefit of a policy of liability insurance in full force and effect covering acts or omissions arising out of the scope of his employment and has filed a copy of said insurance policy with the Kenosha County Clerk, legal representation of the sheriff shall be by the insurer in the first instance. In the event that the insurer refuses to provide such legal representation, or in the event the sheriff has elected not to procure such insurance, the corporation counsel's office shall offer to provide counsel to the sheriff for the purpose of challenging the decision of the insurer and/or representing the sheriff in the principal cause of action commenced against him for acts or omissions of the sheriff arising out of the scope of his employment.

Should the sheriff decline the offer of representation by the corporation counsel's office, the county shall assume no liability for legal fees incurred by the sheriff. In the event of representation by the corporation counsel's office, it shall be understood that the sheriff retains his right to seek outside counsel at his own expense, and furthermore, in so representing the sheriff, he shall hold harmless the county for providing his legal defense. Legal fees incurred by the sheriff in defending an action shall only be paid by the county should the corporation counsel's office refuse or be unable to defend the sheriff. Notice of such expenses shall be given to the Finance Committee as provided in section (1)(b). Reasonable and necessary costs and expenses (excluding attorney fees) not covered by a policy of insurance and incurred in the defense of civil actions commenced against the sheriff in his official capacity shall be paid by the county pursuant to the guidelines set forth in section 895.35 of the Wisconsin Statutes regardless of representation by the corporation counsel's office, provided, however, that the county shall in no event pay for any costs and disbursements arising out of such action unless evidence is presented to the finance committee substantiating the indebtedness for such costs and disbursements.

(3) Actions Against Non-Civil Service Appointees of the Sheriff. If a non-civil service appointee of the sheriff is a defendant in any action or special proceeding and is proceeded against in an official capacity or is proceeded against as an individual because of acts committed while carrying out duties as a non-civil service appointee of the sheriff and the jury or the court finds that the defendant was acting within the scope of employment, the judgment as to damages and costs entered against the non-civil service appointee of the sheriff in excess of any insurance applicable to the officer or employee shall be paid by Kenosha County. Regardless of the results of the litigation, the county, if it does not provide legal counsel to the non-civil service appointee of the sheriff, shall pay reasonable attorney fees and costs of defending the action, unless it is found by the court or jury that the defendant non-civil service appointee of the sheriff did not act within the scope of employment. Failure by the non-civil service appointee of the sheriff to give notice to the sheriff of an action or special proceeding commenced against the defendant non-civil service appointee of the sheriff as soon as reasonably possible is a bar to recovery by the non-civil service appointee of the sheriff from the county of reasonable attorney fees and costs of defending the action. The attorney fees and expenses shall not be recoverable if the county offers the non-civil service appointee of the sheriff legal counsel and the offer is refused by the non-civil service appointee of the sheriff. If the non-civil service appointee of the sheriff refuses to cooperate in the defense of the litigation, the non-civil service appointee of the sheriff is not eligible for any indemnification or for the provision of legal counsel by the County under this ordinance.

...

# KENOSHA COUNTY

## BOARD OF SUPERVISORS

**Resolution No. _____**

| | | | |
|---|---|---|---|
| Subject: **A resolution to amend 2011 Resolution 63** | | | |
| Original [ ] | Corrected [ ] | 2nd Correction [x] | Resubmitted [ ] |
| Date Submitted: 5/23/2022 | | Date Resubmitted: 6/6/2022 | |
| Submitted by: Erin Decker | | | |
| Fiscal Note Attached [ ] | | Legal Note Attached [ ] Agreement | |
| Prepared by: Supervisor Erin Decker | | Signature: | |

WHEREAS, the Wisconsin State Legislature, signed by Governor Scott Walker, enacted 2011 Wisconsin Act 35 on July 8, 2011, a statute that allows most adults to lawfully carry a concealed firearm in Wisconsin after November 1, 2011, if they obtain a "concealed carry" license, and;

WHEREAS, the right to bear arms is defined and protected by the Constitution of the United States and the 2nd Amendment of the Bill of Rights, and;

WHEREAS, on October 18, 2011, the Kenosha County Board of Supervisors passed 2011 Resolution 63, with a vote of 24 ayes and 1 nay, the one dissenting vote cast by Supervisor Erin Decker, and;

WHEREAS, 2011 Resolution 63 enacted a policy that no firearms may be possessed by any person in a building owned, leased or controlled by Kenosha County, except by a duly sworn government law enforcement officer and a person authorized by state statute 175.60(16)(b)2, and;

WHEREAS, 2011 Wisconsin Act 35 grants employers that do not prohibit one or more employees from lawfully carrying a concealed weapon immunity from any liability arising from its decision, and;

WHEREAS, 2011 Resolution 63 banned the possession of lawfully carried weapons on county property, thereby causing Kenosha County to lose immunity from liability risking taxpayer money if sued; and

WHEREAS, the City of Kenosha did not ban the lawful carrying of a firearm on City property, on advice of their insurance company, and;

WHEREAS, the City of Kenosha did not ban the lawful carrying of a firearm on City property, causing confusion to those lawfully carrying a concealed weapon due to the City and County buildings being in close proximity, and;

WHEREAS, banning the possession of a lawfully carried weapon forces a law-abiding individual to remove their weapon and store it off of their person in order to enter a county building, and;

WHEREAS, 2011 Wisconsin Act 35 specifically allows employees to store a weapon in their car regardless of whether or not the car is on county property, and;

WHEREAS, the City of Kenosha has repeatedly asked residents not to store firearms in vehicles due to car thefts and break-ins, and;

WHEREAS, with the exception of the Kenosha County courthouse, the county has no method of enforcement in place to ensure that all persons on county property are in compliance with the firearm ban,

NOW THEREFORE, BE IT RESOLVED that the possession of some concealed or openly displayed weapons in KC Buildings may be a danger to the public and should be regulated, and;

BE IT FURTHER RESOLVED, it is the policy of Kenosha County that illegal explosives, illegal weapons, objects which are capable of inflicting bodily injury or death, or damage to property, may not be possessed by any person in any building owned, leased or controlled by Kenosha County except by duly sworn government law enforcement officers in the course of their duties, and;

BE IT FURTHER RESOLVED, that the display of or brandishing of any weapon on Kenosha County building properties for the purposes of threat, intimidation or to cause harm shall be fully addressed by the fullest extent of the law, and;

BE IT FURTHER RESOLVED, it shall be the policy of the County of Kenosha that firearms and electronic weapons legally possessed and carried per Wisconsin state statutes are allowed in any building or on any grounds owned, leased or controlled by Kenosha County, excluding the Kenosha County courthouse, public safety building, jail, detention center, pre-trial building, and Molinaro building, and;

BE IT FURTHER RESOLVED, that Kenosha County administration and human resources will update its employee policies, procedures, and safety guidelines, to be consistent with this resolution and the laws and statutes of the State of Wisconsin, and;

BE IT FURTHER RESOLVED, the Kenosha County Executive shall cause the removal of signs previously posted under 2011 ordinance #63, and further, to place in effect procedures to enforce this revised policy within 6 months of adoption of this policy.

_____

Erin Decker

Respectfully Submitted:

| Committee: | Aye | Nay | Abstain | Excused |
|---|---|---|---|---|
| Mark Nordigian, Chairperson | X | | | |
| Zack Stock, Vice Chairperson | X | | | |
| Supervisor Laura Belsky | | | | X |
| Supervisor Aaron Karow | X | | | |
| Supervisor John O'Day | | | | X |
| Supervisor Tim Stocker | | | | X |
| Supervisor Brian Thomas | X | | | |

Respectfully Submitted,
JUDICIARY AND LAW ENFORCEMENT COMMITTEE

| | Aye | No | Abstain | Excused |
|---|---|---|---|---|
| Supervisor Zach Rodriguez, Chair | ☒ | ☐ | ☐ | ☐ |
| Supervisor Brian Bashaw, Vice Chair | ☒ | ☐ | ☐ | ☐ |
| Supervisor Laura Belsky, 2nd Vice Chair | ☐ | ☒ | ☐ | ☐ |
| Supervisor Mark Nordigian | ☒ | ☐ | ☐ | ☐ |
| Supervisor Erin Decker | ☒ | ☐ | ☐ | ☐ |
| Supervisor John Franco | ☐ | ☒ | ☐ | ☐ |
| Supervisor Jeff Wamboldt | ☒ | ☐ | ☐ | ☐ |

# KENOSHA COUNTY
# BOARD OF SUPERVISORS

**RESOLUTION NO.**

| **Subject: ACTIVITY CONTROL LICENSE – Country Thunder East, LLC.** | |
|---|---|
| | |
| Original ☒ | Corrected ☐ |
| Date Submitted: **June 7, 2022** | |
| Submitted By: **Judiciary & Law Enforcement Committee** | |
| Fiscal Note Attached ☐ | |
| Prepared By: **Tony Gonzalez Captain of Field Operations** | |

| 2nd Correction ☐ | Resubmitted ☐ |
|---|---|
| Date Resubmitted | |
| | |
| Legal Note Attached ☐ | |
| Signature: | |

WHEREAS, pursuant to Chapter 8.01 of the Municipal Code Kenosha, the Sheriff's Department received the application from Kim Blevins for an Activity Control License for Country Thunder East, LLC., 2305 Lance Drive, Twin Lakes, Wisconsin, in the Town of Randall, made during May 2022 and

WHEREAS, the Sheriff's Department has reviewed the documentation of the applicant, and

WHEREAS, theactual physical inspection of said property indicates that all items that could be, have been comnplied with pursuant to Chapter 8.01 of the Municipal Code of Kenosha County.

THEREFORE BE IT RESOLVED, by the Kenosha County Board of Supervisors thatan Activity Control License for Country Thunder East, LLC. be granted to Kim Blevins for the dates of July 21st – 24th, 2022.

Respectfully Submitted,
JUDICIARY AND LAW ENFORCEMENT COMMITTEE

| | Aye | No | Abstain | Excused |
|---|---|---|---|---|
| Supervisor Zach Rodriguez, Chair | ☒ | ☐ | ☐ | ☐ |
| Supervisor Brian Bashaw, Vice Chair | ☒ | ☐ | ☐ | ☐ |
| Supervisor Laura Belsky, 2nd Vice Chair | ☒ | ☐ | ☐ | ☐ |
| Supervisor Mark Nordigian | ☒ | ☐ | ☐ | ☐ |
| Supervisor Erin Decker | ☒ | ☐ | ☐ | ☐ |
| Supervisor John Franco | ☒ | ☐ | ☐ | ☐ |
| Supervisor Jeff Wamboldt | ☒ | ☐ | ☐ | ☐ |

# MEMO

**DATE:** May 26, 2022

**TO:** Judiciary and Law Committee

**FROM:** Captain Tony Gonzalez #252

**RE:** Country Thunder Music Festival 2022

The Country Thunder Music Festival is scheduled for July 21st through 24th, 2022, at the Shadow Hill Ranch in Twin Lakes, Wisconsin. The ownership of the event has not changed since 2014. Its principal owner is Irving One, LLC, from Odessa, Texas (agent Roger Gearhart). This firm is listed on the Class B Liquor License with the Town of Randall, which will expire on June 30th, 2022. The renewal application has been received and is pending approval at the forthcoming town board meeting in June of 2022. Town of Randall clerk Callie Rucker advised she anticipates the license to be renewed as in times past. The Kenosha County Department of Planning and Development received the Conditional Use Permit Application and approved it on February 9th, 2022.

The event's operations are under the direction of Kim Blevins of Country Thunder East, LLC, Madison, Tennessee. No significant changes to the function are anticipated, with approximately 25,000 attendees per day. Country Thunder will be posting a $275,000 bond for the Kenosha County Sheriff's Department and associate agency costs. This new amount reflects a $50,000 increase from the previous $225,000 amount requested in years past.

The Sheriff's operation will continue as in past years to enhance the Incident Command Operation and Special Response capabilities in case of a mass casualty incident. We will be requesting additional police resources from neighboring agencies to cover needed assistance on the grounds and increase traffic control. Traffic control will be enhanced with traffic signage on Lance Drive with restriction of westbound traffic from Lance Drive (northbound) at 110th Street and 119th Street. Local traffic will be allowed to travel north and south on Lance Drive throughout the event. The Kenosha County Sheriff's Department continues to adapt to the growing activity and hazards associated with such a large-scale event.

Respectfully,

Capt. Tony Gonzalez #252

Ecc:
Sheriff Beth
Chief Dep. Levin
Executive Secretary

DocuSign Envelope ID: E0AF85F6-3018-43EC-9821-7F14CE9A82CB

# COUNTY OF KENOSHA

**Division of Planning & Development**

Andy M. Buehler, Director
Division of Planning & Development
19600 75th Street, Suite 185-3
Bristol, WI 53104-9772
(262) 857-1895

February 11, 2022

Irving One, LLC (Owner)
1222 N Grant Avenue
Odessa, TX 79761

Russell Brothers, LLC (Owners)
11909 Richmond Road
Twin Lakes, WI 53181

Diedrich Family Farm LLC (Owners)
2000 Richmond Road
Twin Lakes, WI 53181

Country Thunder Music Festivals (Agent)
730 Gallatin Pike N
Madison, TN 37115

Dear Applicants:

On February 9, 2022, the Planning, Development & Extension Education Committee of the Kenosha County Board of Supervisors approved your request for a Conditional Use Permit to allow a country music festival (July 21-24, 2022) with an assembly over 5,000 people on the following Tax Parcels: #60-4-119-304-0405 (Irving One, LLC), #60-4-119-304-0100 (Diedrich Family Farm LLC) & part of #60-4-119-311-0200 (Russell Brothers LLC) located in the S 1/2 of Section 30 & the N 1/2 of Section 31, T1N, R19E, Town of Randall.

Your request is approved, subject to the conditions signed by Ken Weyker, Agent, at the meeting; a copy of which is enclosed. Please note that it is your responsibility to ensure compliance with these conditions.

Should you have any questions or comments, please contact me at the phone number or address listed above.

Sincerely,

DocuSigned by:
Andy M. Buehler
5E5F88199951407...

ANDY M. BUEHLER, Director
Division of Planning & Development

AMB:aw
Enclosure
cc: Randall Town Clerk

# COUNTY OF KENOSHA

Division of Planning & Development

Andy M. Buehler, Director
Division of Planning & Development
19600 75th Street, Suite 185-3
Bristol, WI 53104-9772
(262) 857-1895

## CONDITIONS OF APPROVAL

**IRVING ONE LLC, DIEDRICH FAMILY FARM LLC, RUSSELL BROTHERS LLC (OWNERS)**
**COUNTRY THUNDER EAST, LLC (LESSEE)**
REQUESTING A CONDITIONAL USE PERMIT FOR
**A COUNTRY MUSIC FESTIVAL WITH AN ASSEMBLY OVER 5,000 PEOPLE AND OVERNIGHT CAMPING OF 100 OR MORE INDIVIDUALS**
ON TAX PARCELS
#60-4-119-304-0405, #60-4-119-304-0100 AND PART OF #60-4-119-311-0200
TOWN OF RANDALL

**[NOTE: ALL DEADLINE DATES ARE SHOWN IN BOLD]**

1. Subject to the conditional use permit application dated December 7, 2021 and stamped received by Planning & Development on December 10, 2021, which includes festival dates, times, general overview, event set-up and tear down schedule, camping overview, traffic summary, food and beverage operations, ticket information and attendance, general site information, rules and regulations, and emergency procedures. Implementation of improvements to the sites and adjacent areas may require permits from the State, Kenosha County, or the Town of Randall. In addition, permits may be required for signs in and along the right-of-way of Walworth County, and State, County and local highways in the State of Illinois. The applicant is responsible for obtaining these permits along with contacting and implementing the conditions as required by these units of government.

2. Subject to that approved by the Town of Randall Town Board on January 27, 2022.

3. Subject to compliance with any conditions established by the Village of Genoa City as part of their Special Events Permit.

4. If the Country Music Festival is to be held next summer, the application for the Conditional Use Permit shall be filed by no later than **February 8, 2023** for the March 8, 2023 Planning, Development & Extension Education Committee ("PDEEC") meeting to ensure adequate time for the planning and permitting of the event.

5. This conditional use permit is being granted solely for a single event, which shall be operated July 20-25, 2022. Any additional festival events will require applying for and receiving a conditional use permit from PDEEC, as well as receiving approval from the other affected units of government having jurisdiction over events of this nature. If approval for this type of event is not granted in 2023, or the applicant chooses not to have an event in 2023, all lands that were rezoned from A-1 Agricultural Preservation District to A-2 General Agricultural shall be rezoned back to A-1 Agricultural Preservation District by the applicant(s) or its agent.

6. An event production schedule shall be provided for review to the Kenosha County Department of Planning & Development ("Planning & Development") by **July 6, 2022.**

7. Applicant shall provide proof of liability insurance to Planning & Development by no later than **July 6, 2022.**

8. A site plan showing the location of all temporary and permanent structures and their intended use for the duration of the Country Thunder event shall be provided to Planning & Development by **July 6, 2022.**

9. A list of amusement rides that will be present at the event and proof of liability insurance shall be provided to Planning & Development by **July 15, 2022.** All amusement rides shall be properly registered and operated in accordance with Wisconsin Administrative Code Chapter *SPS 334 – Amusement Rides.*

10. The County Thunder Disaster Preplans, prepared by the Town of Randall Fire Department in 2009 and revised as needed, shall be followed for any fire, rescue, emergency and evacuation needs during the event. National Oceanic and Atmospheric Association (NOAA) weather radios shall be on hand and used to monitor weather conditions from the National Weather Service offices in Sullivan, WI and Chicago, IL during the duration of the festival, as referred to in the emergency plan. Site managers shall be briefed on their use and must be familiar with the use of radio communication equipment for interfacing with response agencies as necessary.

11. The grounds, including areas not visible to the public, shall be kept neat and clean at all times. Staff shall be provided for the purposes of picking up litter whenever the public is on the site. In addition, it is the responsibility of the applicant to remove all litter that may be blown from the site onto abutting properties and/or road rights-of-way, with final on & off-site clean-up being completed no later than **August 5, 2022**.

12. All Country Thunder-related structures, tents, temporary fences and equipment shall be removed from the event properties no later than **August 5, 2022.**

TRAFFIC AND PARKING

13. Traffic patterns/traffic control for the event shall be based on a traffic plan as depicted in the attached Exhibit A. Any change to this plan shall be reviewed and approved by representatives of Country Thunder, the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works, Planning & Development and any other affected governmental agencies. The plan shall include the training and coordination of parking attendants and the affected county agencies. A series of coordination meetings including all affected agencies will be needed to solve traffic problems. Any costs associated with this traffic planning are the responsibility of the applicant. Any directional maps that are distributed by Country Thunder shall be reviewed and approved by the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works and Planning & Development.

14. A detailed site plan showing all parking areas, camping areas and traffic flow patterns shall be submitted to Planning & Development by no later than **July 6, 2022.** Parking shall take place only in the designated areas shown on the plan. Entrance and exit roads shall be graveled and maintained for a minimum distance of 100 feet from the edge of pavement of the public road and the remaining entrance and exit roads shall be maintained in a dust free condition at all times. Efforts should be pursued to improve the condition of any internal festival roadways which historically become muddy and, therefore, difficult or impossible for patrons and staff to navigate. No off-site parking is allowed, including within public rights-of-way. "No Parking" signs must be installed by Kenosha County in the vicinity of the event at the cost of the applicant. Directional signage, pavement marking, and roadway patrol shall be in accordance with memorandums and approvals from the Kenosha County Sheriff's Department and/or the Kenosha County Department of Public Works.

15. Taller and more visible signage at the main entrance gate and drop-off area shall be provided for this year's event. Signage shall be two-sided so as to be visible by traffic approaching from either direction and tall/large enough so as to not be obstructed from view by parked or queued vehicles entering the site. Plans for signage shall be submitted by no later than **June 6, 2022** to allow adequate time for review and approval prior to the event.

16. The drop-off area shall be designed for efficient vehicle flow into and out of the area, including providing prominent directional/informational signage and graveled or paved drive lanes in

areas of mud or potential mud. Any change of the location or configuration of the drop-off area between approval of this Conditional Use Permit and the start of the event shall be reviewed and approved by the Kenosha County Sheriff's Department, the Kenosha County Department of Public Works and Planning & Development.

ACTIVITY CONTROL LICENSE

17. The applicant is responsible for applying for and obtaining a Kenosha County Activity Control License with the Kenosha County Sheriff's Department and the Kenosha County Clerk's Office, to be approved by the Kenosha County Board of Supervisors prior to the event and complying with any associated conditions as set forth in said Activity Control License.

    It should be noted that where a conflict exists between the proposed number of facilities, security staffing, parking attendants, toilets, etc., the applicant shall provide the greater number, but shall, under no circumstances, provide less than the required number as set forth in the Kenosha County Activity Control Ordinance, being Chapter 8 of the Municipal Code of Kenosha County.

HEALTH

18. The Kenosha County Division of Health shall test both wells and the distribution system by **June 15, 2022.** Repairs, maintenance and chlorinating of the wells, if needed, must be completed prior to this date. Any temporary water lines in the camping areas shall be shown on a plan and approved by the Kenosha County Division of Health.

19. The County Environmental Sanitarian shall be contacted **30 days prior to the music festival** to inspect the existing private onsite wastewater treatment systems (POWTS) on the festival grounds to determine compliance with the State and County Sanitary Codes.

    Any new or existing buildings served with water and having sanitary waste drains and not connected to an acceptable POWTS will be identified at the time of the Sanitarian's inspection. Based on the project and time permitting, a complete plan submittal and an application for a Sanitary Permit may be required to be submitted to the Sanitarian with installation and inspection by the county occurring before **July 11, 2022.**

20. It is the responsibility of the applicant to comply with all State and local regulations regarding public health. This includes proper and adequate toilet and hand washing facilities, showering facilities, proper food preparation and serving conditions, adequate tested potable water, proper disposal of refuse and food by-products on a timely basis. The Kenosha County Division of Health requires permits and inspections to assure the event is conducted within laws of proper sanitation and health. The applicant shall obtain all necessary health-related permits and assure that all necessary tests and inspections are conducted. Above-mentioned facilities must be in place for inspection by **July 18, 2022.**

21. Plans showing the location of the vendor areas, along with a list of vendors occupying booths shall be provided to the Kenosha County Sheriff's Department, Kenosha County Division of Health and Planning & Development by **July 6, 2022.** The plan shall be kept current, and updates shall be provided prior to the event.

22. Information regarding service and service provider of grease disposal shall be provided to the Kenosha County Division of Health and Planning & Development by **July 6, 2022.**

23. Information on solid waste removal service provider and schedule of service to be provided to Kenosha County Division of Health and Planning & Development by **July 6, 2022.**

24. The Kenosha County Division of Health shall be provided with a list of names of individuals who are responsible for servicing portable toilet units, servicing hand washing stations, shower waste disposal, and supervising the food court and VIP food service areas by **July 6, 2022.** All hand washing stations shall be in place and installed with soap dispensers and single-service towel dispensers before the festival opens. Hand washing stations must be provided for all food preparation/serving areas. Hand washing stations need to be monitored and maintained with

water, soap, and towels. In areas where water is not available under pressure, a minimum of a five- (5) gallon insulated container with a spigot and approved liquid waste disposal shall be provided.

25. Any individual considering tattooing at the event must contact the Kenosha County Division of Health by **July 6, 2022.**

26. Payment and applications for temporary restaurant licenses shall be received by **July 18, 2022.** Payment must be made to the Kenosha County Division of Health in the form of a certified check.

27. Payment for special event campground licenses and water testing fees shall be received by **July 18, 2022.** Payment must be made to the Kenosha County Division of Health in the form of a certified check.

28. Separate enclosed toilets for males and females meeting all state and local specifications must be conveniently located throughout the grounds and in proximity to the campground, sufficient to provide facilities for the maximum number of people to be assembled at the rate of at least one toilet for every 200 persons, with said facilities to be evenly-divided between male and female together with an efficient, sanitary means of disposing of waste matter deposited, which is in compliance with all state and local laws and regulations.

29. There must be one lavatory for every 500 persons with running water under pressure and a continuous supply of soap and paper towels to be provided with each lavatory or in the alternative a sufficient number of chemically treated sanitary towels.

30. Prep kitchens and the VIP buffet tent shall be completely screened, and other food booths shall be screened as needed.

31. Thermometers must be provided in all refrigeration units. A long stem thermometer shall be provided in all food tents/preparation areas to check hot food temperatures.

32. No bare hand contact of ready-to-eat food will be allowed. Employees shall use suitable utensils such as deli tissue, spatulas, tongs or single-use gloves.

33. One (1) hand-held radio unit must be provided to Kenosha County Division of Health staff to facilitate communication with Country Thunder staff.

34. Three (3) all access passes with VIP parking and an on-site all-terrain vehicle must be provided for Kenosha County Division of Health inspection staff.

GENERAL

35. To assure that proper facilities are provided to those attending and to assure that the festival has a minimum effect on the neighboring area, copies of service contracts as listed in the application shall be provided to Planning & Development by **July 6, 2022.**

36. No on- or off-premise signs, banners, or billboards shall be constructed, erected, or displayed without first obtaining proper permits from the State, County or local unit of government in which they are being located. The existing billboard sign located on the Country Thunder property along CTH P (Richmond Rd.) shall not be used to advertise for off-premise businesses or services and shall be used only for advertising the Country Thunder event or other events taking place on the premises.

37. No operation of amusement rides past Midnight.

38. No hot air balloon rides are permitted.

39. All speakers facing away from permanent dwellings, as stated in the submitted Conditional Use Permit application dated December 7, 2021, must be enforced and observed.

40. A 2:00 a.m. curfew for excessive or loud noise must be strictly enforced and observed.

41. Information on electrical generators, number of units to be used and a site plan layout of their locations to be provided to Planning & Development by **July 6, 2022.**

42. On-site security shall be based on a plan prepared by the applicant and submitted to the Kenosha County Sheriff's Department by **July 11, 2022** for review and approval prior to the event. This must include security guards, either regularly-employed, duly sworn off-duty Wisconsin peace officers or private guards, licensed in Wisconsin, sufficient to provide adequate security for the maximum number of people to be assembled at the rate of at least one (1) security guard for every 750 people. Except that in the case of assemblies of less than 750 people, continuing between the hours of midnight and 8:00 a.m., there shall be at least one (1) security guard.

43. It has been determined that Kenosha County must assign staff and equipment to assure that this event is operated in accordance within the rules established by the state and the county and to ensure that this event has a minimal effect on the general public. In order to ensure that the taxpayers of Kenosha County are not burdened for cost(s) requiring staffing and equipment associated with this event, such as patrol and traffic control, highway maintenance, and the possibility of cleaning the public right-of-way, health inspections, golf carts, emergency services planning, along with review and verification by Planning & Development staff, approval of this request would be granted provided Kenosha County shall receive from the applicant or its agent a check. **This check shall be in an amount as determined by the Kenosha County Sheriff's Department and payable to Kenosha County**. Kenosha County may use the money solely for the purpose of reimbursing costs related to the event prior to, during, or after the event takes place. The County will provide a list of actual expenditures requiring reimbursement by the applicant. In addition, if Kenosha County determines that its actual costs related to the event exceeds the amount of the check, the applicant or its agent agrees by the signing of these conditions to reimburse Kenosha County for the additional costs related to the event. This check shall be received before review of the Activity Control License by the Judiciary & Law Enforcement Committee.

44. It is the responsibility of the petitioner to assure and guarantee that the above conditions are fully complied with. This includes, but is not necessarily limited to, meeting conditions established herein, providing letters of credit, providing and following approved plans, obtaining permits prior to construction, making improvements, participating in coordination meetings with governmental officials, following established time frames, meeting deadlines, and providing additional information where deemed necessary. Any unauthorized deviation from the approved plans and conditions shall result in the issuance of a citation and/or applicable stop work order by Planning & Development or other applicable agencies until the conditional use permit is brought back into compliance. Continued violation of the conditions as set forth herein shall result in a recommendation for revocation of the Conditional Use Permit.

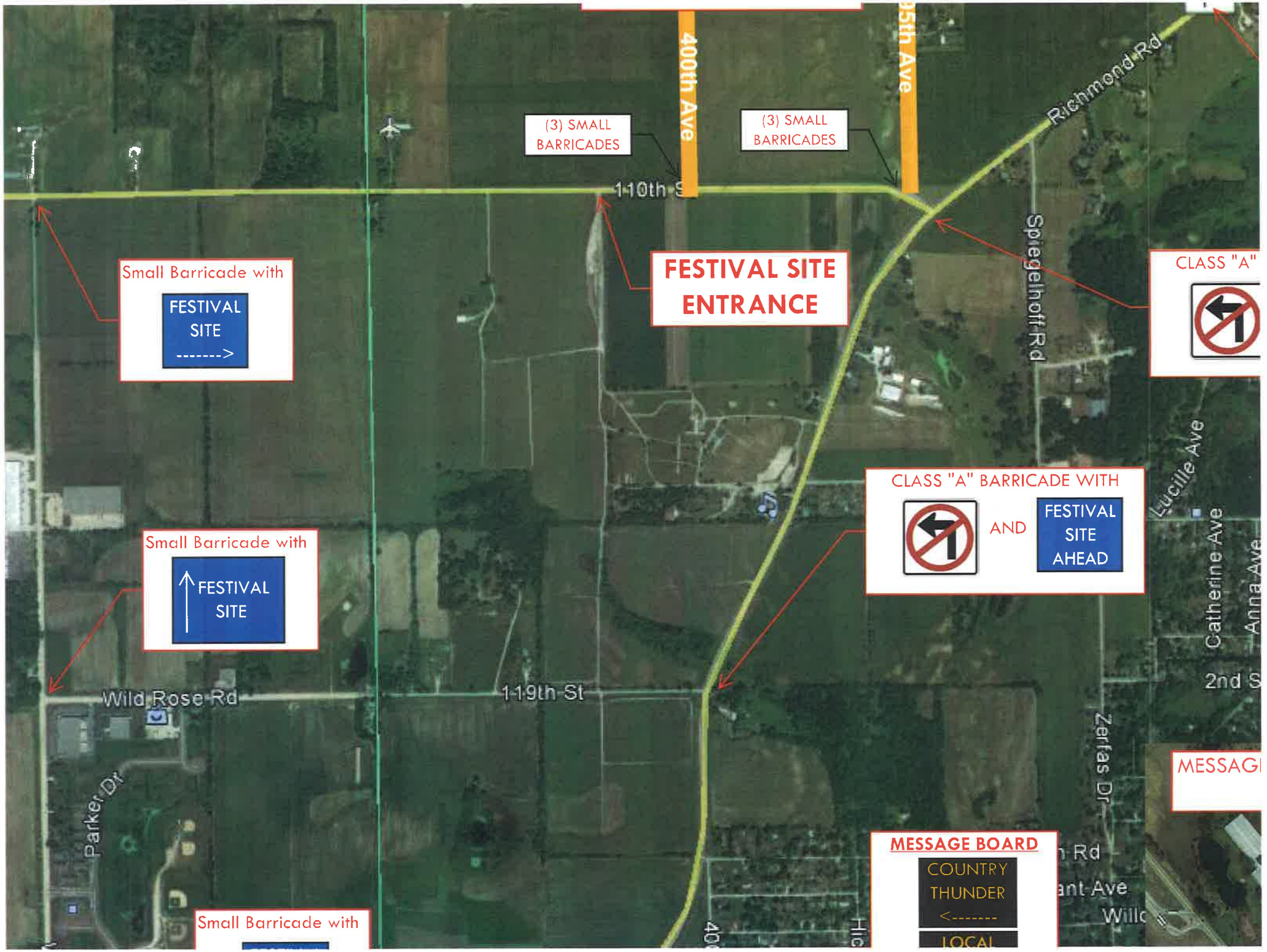
I have read and understand the above conditions and hereby agree that I am willing to comply with them.

PRINT NAME: KENNETH W. WEYLER DATE: 2/9/22

SIGNATURE: _____

PRINT NAME: _____ DATE: _____

SIGNATURE: _____


400th Ave
95th Ave
Richmond Rd
(3) SMALL BARRICADES
(3) SMALL BARRICADES
110th St
Spiegelhoff Rd
FESTIVAL SITE ENTRANCE
Small Barricade with
FESTIVAL SITE ------->
CLASS "A"
CLASS "A" BARRICADE WITH
AND
FESTIVAL SITE AHEAD
Small Barricade with
FESTIVAL SITE
Lucille Ave
Catherine Ave
Anna Ave
2nd St
Wild Rose Rd
119th St
Zerfas Dr
Parker Dr
MESSAGE BOARD
COUNTRY THUNDER
<-------
LOCAL
Small Barricade with

January 27, 2022

**Town Board and Plan Commission Meeting met in open session.**

Present were Bob Stoll, Julie Horbach, Paula Soderman, Randy Kaskin, Nancy Kemp, Callie Rucker, Amy Hookstead, George Bailitz, Bill Westerlund
Absent were Gary Franzen, Ken Mangold

1. Meeting was called to order by Chairman Stoll at 7:00 p.m.

2. Chairman Stoll lead those present with the pledge of allegiance. Chairman Stoll thanked Bruce Melling for his years of service on the Planning Commission as this is his final meeting.

Moved to Item 6. b. (Audio .42)

**Town Board/Plan Commission item(s):**

**6.b.**

**Irving One, LLC, 1222 N Grant Ave, Odessa, TX 79761; Diedrich Family Farm LLC,** 2000 Richmond Road, Twin Lakes, WI 53181; **Russell Brothers, LLC**, 11909 Richmond Road, Twin Lakes, WI 53181 (Owners), Country Thunder East, LLC, 730 Gallatin Pike N, Madison, TN 37115 (Agent), requesting a **Conditional Use Permit** for a country music festival (July 21-24, 2022) with an assembly over 5,000 people on the following Tax Parcels: #60-4-119-304-0405 (Irving One, LLC), #60-4-119-304-0100 (Diedrich Family Farm LLC) & part of #60-4-119-311-0200 (Russell Brothers LLC) located in the S 1/2 of Section 30 & the N 1/2 of Section 31, T1N, R19E, Town of **Randall**. Chairman Stoll read the request for the record. Allison Farden and Kim Blevins from Country Thunder were with us remotely. Per Kim there are no changes from July of last year. A motion by Soderman/Bailitz to send a favorable recommendation to the Town Board on the above Conditional Use Permit. Motion carried unanimously. A motion by Kaskin/Kemp to send a favorable recommendation to the County on the above Conditional Use Permit application was made. Motion carried unanimously.

3. Minutes from the December 9th 2021 meeting was discussed (Audio 6.48). A motion by Kemp/Horbach to approve the minutes as corrected. Motion carried unanimously

4. Reports:

a. Committees and reports from the floor. None

b. Clerk – none.

c. Treasurer issued the December Profit & Loss and Trial Balance reports and reported tax collections are ending. Supervisor Horbach questioned the streetlight money being moved into the tax levy and the fire truck refurbishing account reconciled. She suggested having a meeting to go over the ending 2021 budget. Supervisor Horbach would like to see the rescue squad payment be made in the year incurred and not cross budget periods. Ms. Kemp questioned the tax account checking account. Amy spoke with legal counsel at the Wis. Towns Association. We can continue to use a single deposit account as we are, or use a second separate account. Either way is acceptable.

d. Supervisors:

- Mrs. Horbach questioned the letter to the Transit Company. She questioned Mr. Kaskin about the dip in Bassett Road in front of the Sarbacker's garage. She would like to see new floor mats in the hall that do not move when walked on. She suggested calling a service like Packerland Service.

- Mrs. Soderman was informed by Rick Dimzoff there are signs stolen from Bayview Park and he continues to pick up garbage that is in the porta potties
- Ms. Kemp spoke with the Wis. Towns Association regarding the Tri-County meeting being on the same night as our Town Board meeting.
- Mr. Kaskin had a tree complaint. He also reported a number of people are pushing snow onto the road which is a violation of State and Town law. The County is giving warnings/tickets to the people putting snow onto the roads

e. Chairman Stoll attended the two District of Powers Lake meetings.

5. Citizens comments (Audio 56.07). Mr. Bailitz questioned the garbage being inconsistent with the pickup. Supervisor Soderman instructed him to leave the containers out for pick up the following day if it is not picked up on the appropriate day.

6. **Town Board/Plan Commission** (Audio 57.27)

a. Tabled from December 9, 2021 meeting. Pre-application review for property on 328th Ave., CTH JI, Tax Key Parcel #60-4-119-132-0100, (Owner) David P. and Dian I. Henderson. A motion by Kaskin/Kemp to remove from the table, motion carried. Mr. Henderson was present and reviewed his concept plan. No action was taken.

**Town Board item(s)** – none.

7. Other Business allowed by law - None

8. Bills (Audio 1.04.04): Motion by Kaskin/Kemp to approve the bills from 1/14/2022-1/27/2022 as presented in the amount of $65,484.06 check numbers 39986-40014 including Jan-2. Motion carried unanimously.

9. a. A motion to go into closed session, Chairman Stoll read the following (Audio 1.04.48):

The Town Board of the Town of Randall will now consider a motion on whether or not to conduct a Closed Session, and if said motion is adopted, then to hold a Closed Session immediately after approval of said motion: Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, all pursuant to Section 19.85(1)(c).

A motion by Soderman/Horbach to go into closed session was made (Audio 1.05.24). A roll call vote was made Kemp-aye, Soderman-aye, Horbach-aye, Kaskin-aye, and Stoll-aye. Motion carried.

b. Subsequent Open Session: The Town Board reconvened in Open Session, immediately after Motion to reconvene to open session for the purpose of taking action on closed session discussion made by Kaskin, seconded by Kemp. A roll call vote was made. Kemp-aye, Soderman-aye, Horbach-aye, Kaskin-aye, and Stoll-aye. Motion carried.

c. Motion from closed session discussion made by Soderman, seconded by Kemp to authorize Chairman Stoll to engage legal services for the purpose of drafting Employment Agreements and Job Descriptions for our appointed Clerk and Treasurer. A roll call vote was made Kemp-aye, Soderman-aye, Horbach-aye, Kaskin-aye, and Stoll-aye. Motion carried.

10. Adjourn: A motion by Kaskin seconded by Kemp to adjourn, motion carried. Meeting was adjourned at 10:08 PM

Callie Rucker
Town Clerk

KENOSHA COUNTY
County Clerk
1010 56th Street
Kenosha, WI 53140

005044-0002 Elizabeth 05/23/2022 11:59AM

**COUNTY CLERK**
CL20 Special Events
Cabaret License
1 @ 200.00 200.00
CL20 Special Events
Cabaret License

100-150-1510-444010-- 200.00C

**Subtotal** 200.00
**Total** 200.00

CHECK 200.00
Check Number004900

**Change due** 0.00

Paid by: Country Thunder East LLC

Comments: Activity Control License

FOR CHECK PAYMENTS, RECEIPT IS NOT VALID
UNTIL THE CHECK HAS CLEARED ALL BANKS.

CUSTOMER COPY

CASH ONLY IF ALL *CheckLock*™ SECURITY FEATURES LISTED ON BACK INDICATE NO TAMPERING OR COPYING

**COUNTRY THUNDER EAST, LLC**
730 Gallatin Pike N
Madison, TN 37115

**FIRST** TENNESSEE BANK NA
Nashville, TN
26-2/840

4900

05/16/2022

PAY TO THE ORDER OF KENOSHA COUNTY CLERK $ **200.00

Two hundred and 00/100********** DOLLARS

PROTECTED AGAINST FRAUD

KENOSHA COUNTY **CLERK**
KENOSHA COUNTY **CLERK**
1010 56th ST
KENOSHA, WI **53140**

MEMO COUNTRY THUNDER WI 2022 Cabaret License

⑈004900⑈ ⑆084000026⑆ 250000229684⑈

**COUNTRY THUNDER EAST, LLC**
**05/16/2022** **KENOSHA COUNTY CLERK** 4900

COUNTRY THUNDER WI 2021 Cabaret License 200.00

**Bank - First Tn** COUNTRY THUNDER WI 2022 Cabaret License 200.00

COUNTY OF KENOSHA --- STATE OF WISCONSIN



Expires: **August 1, 2022**

# CABARET LICENSE

**To All to Whom it may Concern, Greetings:**

WHEREAS, pursuant to Section 8.02 of the Municipal Code of the County of Kenosha, application has been received and is on file in the office of the County Clerk for a Cabaret License for the premises hereinafter described, and

WHEREAS, said applicant has paid to the Clerk of Kenosha County, the sum of **$150.00**, and

WHEREAS, pursuant to Section 8.02 of the Municipal Code of the County of Kenosha, the County Board of Supervisors of the County of Kenosha has authorized the granting of a Cabaret License to

**AZ - WI Ranch LLC.**

NOW, THEREFORE, a Cabaret License is hereby granted to **Gary Martin, Agent** at **11514 Richmond Rd, Town of Randal** to provide entertainment pursuant to the provisions of said Municipal Code,

BE IT FURTHER KNOWN, that this license is granted subject to the provisions and conditions of said Municipal Code and subject to revocation as therein provided.

Board Approval
7/26/2021

Given under my hand and the Official Seal of the County of Kenosha at my office, in the City of Kenosha, in County aforesaid, this **26th** day of **July** A.D. **2021**,

Kenji Backeschen

County Clerk

Kenosha County

## *BOARD OF SUPERVISORS*

RESOLUTION NO._____

| | |
|---|---|
| Subject: Resolution to approve the appointment of Supervisor Brian Bashaw to serve on the Pringle Nature Center Board | |
| Original ☒ Corrected ☐ 2nd Correction ☐ Resubmitted ☐ | |
| Date Submitted: 05/23/2022 | Date Resubmitted: |
| Submitted by: Public Works/Facilities Committee | |
| Fiscal Note Attached ☐ | Legal Note Attached ☐ |
| Prepared by: Wendy Epping | Signature: |

**WHEREAS**, pursuant to County Executive Appointment 2022/23-2, the County Executive has appointed Supervisor Brian Bashaw to serve on the Pringle Nature Center Board, and

**WHEREAS**, the Public Works/Facilities Committee has reviewed the request of the County Executive for confirmation of the appointment of the above named to serve on the Pringle Nature Center 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 Supervisor Brian Bashaw to the Pringle Nature Center Board. Supervisor Bashaw's appointment shall be effective immediately upon confirmation of the County Board and continuing until the 31st day of July 2025 or until a successor is appointed by the County Executive and confirmed by the County Board of Supervisors. Supervisor Bashaw will be succeeding Supervisor Monica Yuhas and will serve without pay.

Respectfully Submitted:

| Committee: | Aye | Nay | Abstain | Excused |
|---|---|---|---|---|
| Mark Nordigian, Chairperson | X | | | |
| Zach Stock, Vice Chairperson | X | | | |
| Laura Belsky | | | | X |
| Aaron Karow | X | | | |
| John O'Day | | | | X |
| Tim Stocker | | | | X |
| Brian Thomas | X | | | |

# KENOSHA COUNTY
## BOARD OF SUPERVISORS

**RESOLUTION NO._____**

| | |
|---|---|
| Subject:<br>Resolution to approve the appointment of **Laura Belsky to the Kemper Center Board of Directors** | |
| Original ☒ Corrected ☐ | 2nd Correction ☐ Resubmitted ☐ |
| Date Submitted: | Date Resubmitted: |
| Submitted By:<br>Public Works | |
| Fiscal Note Attached ☐ | Legal Note Attached ☐ |
| Prepared By:<br>Joseph M. Cardamone, III, Corporation Counsel | Signature: |

**WHEREAS**, County Board Chair Gabe Nudo has appointed Supervisor Laura Belsky to serve on the Kemper Center Board of Directors; and

**WHEREAS**, the Public Works Committee has reviewed the request of the County Board Chair for confirmation of this appointment 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 Supervisor Laura Belsky to the Kemper Center Board of Directors. Supervisor Belsky's appointment shall be effective immediately and will continue until a successor is appointed by the County Board Chair and confirmed by the Kenosha County Board of Supervisors. Supervisor Belsky will serve without pay.

| **PUBLIC WORKS COMMITTEE:** | Aye | Nay | Abstain | Excused |
|---|---|---|---|---|
| Mark Nordigian, Chairman | ☒ | ☐ | ☐ | ☐ |
| Zach Stock, Vice-Chair | ☒ | ☐ | ☐ | ☐ |
| Aaron Karow | ☒ | ☐ | ☐ | ☐ |
| Brian Thomas | ☒ | ☐ | ☐ | ☐ |
| Laura Belsky | ☐ | ☐ | ☐ | ☒ |
| Tim Stocker | ☐ | ☐ | ☐ | ☒ |
| John O'Day | ☐ | ☐ | ☐ | ☒ |

*Kenosha*  *County*



# MEMORANDUM

Communication to Kenosha County Board of Supervisors
(For Informational Purposes Only)

***COMMUNICATION TO APPEAR ON COUNTY BOARD MEETING AGENDA*: 06/07/2022**

***SUBJECT*: A Resolution Prohibiting The Acceptance Of Grants Or Donations From Non-Governmental Entities For Purposes Of Funding The Administration Of Elections**

***COMMITTEE*:**

***SUBMITTED BY*: Supervisor Brian T. Thomas**

***RESOLUTION TO BE PRESENTED AT*** ***COMMITTEE ON***

***ADDITIONAL INFORMATION (optional)*:** Full Resolution Text Attached

# KENOSHA COUNTY
# BOARD OF SUPERVISORS

Resolution No. _____

| | |
|---|---|
| Subject:<br><br>**A RESOLUTION PROHIBITTING THE ACCEPTANCE OF GRANTS OR DONATIONS FROM NON-GOVERNMENTAL ENTITIES FOR PURPOSES OF FUNDING THE ADMINISTRATION OF ELECTIONS** | |
| Original [ x ] Corrected [ ] 2nd Correction [ ]<br>Resubmitted [ ] | |
| Date Submitted: 6/1/2022 | Date Resubmitted: |
| Submitted by: Supervisor Thomas | |
| Fiscal Note Attached [ ] | Legal Note Attached [ ] Agreement |
| Prepared by: Supervisor Thomas | Signature: Brian T. Thomas |

**WHEREAS**, it has been established that the Center for Tech and Civic Life's (CTCL) transfer of about $8,800,000 of Zuckerberg money to the WI-5 Cities of Milwaukee. Madison, Racine, Kenosha, and Green Bay for election purposes have cast doubt on the propriety of the 2020 Presidential election in those cities; and

**WHEREAS**, nearly one-half of the $8.8 million distributed to the WI-5 cities was used by those cities in a get-out-the-vote campaign (GOTV) and election administration. It is not legal for elected officials (tax paid employees) to conduct GOTV campaigns: and

**WHEREAS**, the WI-5 Cities were required to sign an agreement with CTCL called the "Wisconsin Safe Voting Plan" (WSVP) which required those cities to adhere to the rules for the election as set by C1CL and Zuckerberg operatives, further there were claw-black provisions in the WSVP for TCL in the event the cities did not comply with the WSVP: and

**WHEREAS**, in March of 2021, the Wisconsin Legislature passed a law forbidding the acceptance of private money by counties which was summarily vetoed by Governor Evers leaving Wisconsin vulnerable to election manipulation by private money: and

**WHEREAS**, investigations by Wisconsin Institute for Law & Liberty, (WILL) and Foundation for Government Accountability (FGA) reported and concluded that "bottom line" Wisconsin can-and should-prohibit jurisdictions from accepting private money for election administration;" and

**WHEREAS**, Center for Tech and Civic Life continued after the 2020 Presidential elections with similar county and municipal funding for election purposes in U.S. Senate races (e.g., U.S. Senate races in Georgia)-and we have no reason to doubt they will not attempt to do the same in Wisconsin in 2022: and

**WHEREAS**, the citizens of Kenosha County are concerned that Kenosha County or election officials in Kenosha County might knowingly or unknowingly accept private or corporate funds from organizations such as the Center for Tech and Civic Life;

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors directs that the policy of the county shall be that no donation or grant shall be accepted from any person, or non-governmental entity, for the purposes of election administration, including, but not limited to, collection of ballots or voter registrations.

Supervisor Brian Thomas

# KENOSHA COUNTY
# BOARD OF SUPERVISORS

**RESOLUTION NO. _____**

| | | | |
|---|---|---|---|
| **Subject:** Resolution to Approve the Appointment of Brooks Litz to serve as a member of the Kenosha County Local Emergency Planning Committee (Group #4 – Community Group) | | | |
| **Original** ☒ | **Corrected** ☐ | **2nd Correction** ☐ | **Resubmitted** ☐ |
| **Date Submitted: June 7, 2022** | | **Date Resubmitted:** | |
| **Submitted By:** Judiciary & Law Committee | | | |
| **Fiscal Note Attached** ☐ | | **Legal Note Attached** ☐ | |
| **Prepared By:** Lt. Horace J. Staples, MSCJ<br>Director of Emergency Management | | **Signature:** | |

WHEREAS under County Executive Appointment #2020/21-24, the County Executive has appointed Brooks Litz to serve as a three-year term as a member of the Local Emergency Planning Committee, to succeed Mr. Rick Dodge (Group #4 – Community Group), and;

WHEREAS, the Judiciary & Law Committee has reviewed the County Executive's request for review and approval of his appointment of the above named to serve on this Committee and is recommending to the County Board the approval of this appointment, and;

BE IT FURTHER RESOLVED, that the Kenosha County Board of Supervisors approve the appointment of Brooks Litz to serve as a member of the Local Emergency Planning Committee beginning on July 1, 2022 after confirmation by the County Board and continuing until the 30th day of June 2025, or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors.

Respectfully submitted,

| **Judiciary & Law Committee** | **Aye** | **No** | **Abstain** |
|---|---|---|---|
| _____<br>Supervisor Zach Rodriguez, Chairperson | ☐ | ☐ | ☐ |
| _____<br>Supervisor Brian Bashaw, Vice-Chairperson | ☐ | ☐ | ☐ |
| _____<br>Supervisor Laura Belsky, 2nd Vice-Chair | ☐ | ☐ | ☐ |
| _____<br>Supervisor Mark Nordigian | ☐ | ☐ | ☐ |
| _____<br>Supervisor Erin Decker | ☐ | ☐ | ☐ |

| | | | |
|---|---|---|---|
| Supervisor John Franco | ☐ | ☐ | ☐ |
| Supervisor Jeff Wamboldt | ☐ | ☐ | ☐ |

Kenosha County

# MEMORANDUM

Communication to Kenosha County Board of Supervisors
(For Informational Purposes Only)

***COMMUNICATION TO APPEAR ON COUNTY BOARD MEETING AGENDA*: 06/07/2022**

***SUBJECT*: Resolution to Accept 2022 Walmart Foundation Grant – Discharge Planner Program**

***COMMITTEE*: Judiciary and Law**

***SUBMITTED BY*: Angela Khabbaz, Kenosha County Sheriff's Fiscal Services Manager**

***RESOLUTION TO BE PRESENTED AT* Judiciary and Law *COMMITTEE ON* 07/06/2022**

***ADDITIONAL INFORMATION (optional)*:** Full Resolution Text Attached

# Kenosha County
# Administrative Proposal Form

**1. Proposal Overview**

Division: Law Enforcement Department: SHERIFF

Proposal Summary (attach explanation and required documents):

A resolution to accept $1,500 of grant funds offered through the Walmart Foundation.

This grant was applied by DSO Edward Hartnell who is also the Discharge Coordinator for the department. The funds will be used to buy supplies inmates may need upon release from custody.

Dept./Division Head Signature: CAPTAIN HORACE STAPLES Date: 05/18/22

**2. Department Head Review**

Comments:

Recommendation: Approval ☑ Non-Approval ☐

Department Head Signature: SHERIFF DAVID BETH Date: 5-19-22

**3. Finance Division Review**

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Finance Signature: BARNA BENCS Patricia Merrill PATRICIA MERRILL Date: 5/20/22

**4. County Executive Review**

Comments:

Action: Approval ☒ Non-Approval ☐

Executive Signature: SAMANTHA KERKMAN Date: 5/20/22

Revised 01/11/2001 (5/10/01)

DISTRIBUTION

- Original Returned to Requesting Dept.
- Department attaches the Original to the Resolution to County Board
- Copy to Secretary of Oversight Committee to distribute in packets with Resolution
- Copy to Requesting Department File

# KENOSHA COUNTY
# BOARD OF SUPERVISORS
## RESOLUTION NO. _____

| | | | |
|---|---|---|---|
| Subject: **2022 Walmart Foundation Grant – Discharge Planner Program** | | | |
| Original ☒ | Corrected ☐ | 2nd Correction ☐ | Resubmitted ☐ |
| Date Submitted: 6/7/22 | | Date Resubmitted | |
| Submitted By: **Judiciary & Law Enforcement Committee & Finance/Administration Committee** | | | |
| Fiscal Note Attached X | | Legal Note Attached ☐ | |
| Prepared By: **Angela Khabbaz** | | Signature: | |

WHEREAS, the Kenosha County Sheriff's Department has been awarded $1,500.00 from the Walmart Foundation to assist the Discharge Planner program, and

WHEREAS, the Kenosha County Sheriff's Department Discharge Planner program helps individuals suffering from addictions and receive treatment through the County's Health Department including therapy and medically assisted treatment, and

WHEREAS, the funds will enable the program to buy supplies that the inmates may need upon release from custody, for example, clothing, snacks, etc., and

WHEREAS, the awarding agency is not requiring a hard match for this award, therefore, no additional tax levy dollars are requested to implement this grant award, and

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors accept the this grant and approve the revenue and expenditure budget modifications, to the 2022 budget, as per the budget modification form, which is incorporated herein by reference, and

BE IT FURTHER RESOLVED, that any unobligated grant funds remaining available at year end be hereby authorized for carryover to subsequent years until such time as the grant funds are expended in accord with the grant requirements.

Note: This resolution requires no funds from the general fund. It increases revenues by $1,500 and increases expenditures by $1,500.

| Subject: **2022 Walmart Foundation Grant – Discharge Planner Program** | | | |
|---|---|---|---|
| Original ☒ | Corrected ☐ | 2nd Correction ☐ | Resubmitted ☐ |
| Date Submitted: | | Date Resubmitted | |
| Submitted By: **Judiciary & Law Enforcement Committee & Finance/Administration Committee** | | | |

Respectfully Submitted,

**JUDICIARY AND LAW ENFORCEMENT COMMITTEE**

| | Aye | No | Abstain | Excused |
|---|---|---|---|---|
| Supervisor Zach Rodriguez, Chair | ☐ | ☐ | ☐ | ☐ |
| Supervisor Brian Bashaw, Vice Chair | ☐ | ☐ | ☐ | ☐ |
| Supervisor Erin Decker | ☐ | ☐ | ☐ | ☐ |
| Supervisor Mark Nordigian | ☐ | ☐ | ☐ | ☐ |
| Supervisor Laura Belsky | ☐ | ☐ | ☐ | ☐ |
| Supervisor John Franco | ☐ | ☐ | ☐ | ☐ |
| Supervisor Jeff Wamboldt | ☐ | ☐ | ☐ | ☐ |

**FINANCE/ADMINISTRATION COMMITTEE**

| | Aye | No | Abstain | Excused |
|---|---|---|---|---|
| Supervisor Terry Rose, Chair | ☐ | ☐ | ☐ | ☐ |
| Supervisor Dave Geertsen, Vice Chair | ☐ | ☐ | ☐ | ☐ |
| Supervisor John Poole | ☐ | ☐ | ☐ | ☐ |
| Supervisor Erin Decker | ☐ | ☐ | ☐ | ☐ |
| Supervisor Tim Stocker | ☐ | ☐ | ☐ | ☐ |

| | | | | | |
|---|---|---|---|---|---|
| Supervisor Brian Bashaw | ☐ | ☐ | ☐ | ☐ | |
| Supervisor Bill Grady | ☐ | ☐ | ☐ | ☐ | |

**KENOSHA COUNTY EXPENSE/REVENUE BUDGET MODIFICATION FORM**

| DOCUMENT # | | G/L DATE | |
|---|---|---|---|
| BATCH # | | ENTRY DATE | |

DEPT/DIVISION: **SHERIFF** **2022**

PURPOSE OF BUDGET MODIFICATION (REQUIRED): To modify Sheriff Detentions 2022 budget to recognize grant funding from the Walmart Foundation to assist the Discharge Planner Program

| (1) MAIN ACCOUNT DESCRIPTION **EXPENSES** | (2) FUND | DIVISION | SUB-DIVISION | MAIN ACCT | PROJECT | SUB-PROJECT | BUDGET CHANGE REQUESTED (3) EXPENSE INCREASE (+) | (4) EXPENSE DECREASE (-) | (5) ADOPTED BUDGET | (6) CURRENT BUDGET | (7) ACTUAL EXPENSES | AFTER TRANSFER (8) REVISED BUDGET | (9) EXPENSE BAL AVAIL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Grant Program Payment | 100 | 210 | 2130 | 571580 | | | 1,500 | | 0 | 0 | 0 | 1,500 | 1,500 |
| | | | | | EXPENSE TOTALS | | 1,500 | 0 | 0 | 0 | 0 | 1,500 | 1,500 |

| **REVENUES** | FUND | DIVISION | SUB-DIVISION | MAIN ACCT | PROJECT | SUB-PROJECT | REVENUE DECREASE (+) | REVENUE INCREASE (-) | ADOPTED BUDGET | CURRENT BUDGET | REVISED BUDGET |
|---|---|---|---|---|---|---|---|---|---|---|---|
| Sundry Dept Revenue | 100 | 210 | 2120 | 448520 | | | | 1,500 | 0 | 0 | 1,500 |
| | | | | | REVENUE TOTALS | | 0 | 1,500 | 0 | 0 | 1,500 |
| **COLUMN TOTALS (EXP TOTAL + REV TOTAL)** | | | | | | | 1,500 | 1,500 | | | |

PREPARED BY: [signature] 5/18/22 DIVISION HEAD: [signature] DATE: 05/18/22

DEPARTMENT HEAD: [signature] DATE: 5-9-22

FINANCE DIRECTOR: [signature] 5/20/22 DATE:
(required)

COUNTY EXECUTIVE: [signature] DATE: 5/20/2022

SEE BACK OF FORM FOR REQUIRED LEVELS OF APPROVAL FOR BUDGET MODIFICATION.

Please fill in all columns:
(1) & (2) Main Account information as required
(3) & (4) Budget change requested
(5) Original budget as adopted by the board
(6) Current budget (original budget w/past mods.)
(7) Actual expenses to date
(8) Budget after requested modifications
(9) Balance available after transfer (col 8 - col 7).

Walmart
702 S.W. 8th Street
Bentonville, AR 72716

KENOSHA COUNTY SHERIFFS DEPARTMENT
477788TH AVE
KENOSHA WI 53144

IN PAYMENT OF INVOICES TO

Walmart
702 S.W. 8th ST.
BENTONVILLE, AR 72716

* INCLUDES
AIDCO
SAM'S CLUB
BUD'S OUTLET STORES
CMA*USA
NORTH ARKANSAS WHOLESALE CO., INC.
BEAVER LAKE AVIATION, INC.
PHILLIPS COMPANIES, INC.
WAL*MART PHARMACY OF MICHIGAN, INC.
WAL*MART PUERTO RICO, INC.

CHECK DATE: 05-10-22
CHECK NUMBER: 1387281

| DATE | INVOICE NUMBER | STORE NUMBER | DOCUMENT NUMBER | TYPE CODE* | GROSS AMOUNT | DISCOUNT/ ALLOWANCES | NET AMOUNT |
|---|---|---|---|---|---|---|---|
| 05 06 22 | 76470795 | 05-09000 | 112057433 | | 1500.00 | 0.00 | 1500.00 |
| | | | | | 1500.00 | 0.00 | 1500.00 |

VENDOR: /9999999975 KENOSHA COUNTY SHERIFFS DEPARTMENT
* VENDOR: Deduction codes are described on the reverse side of this statement

↓ DETACH AT PERFORATION ↓

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER. THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

Walmart

Walmart

WELLS FARGO BANK, N.A.
CHARLOTTE, NC 28288-0013

66-156
531

702 S.W 8th St. BENTONVILLE, AR 72716

NON-NEGOTIABLE AFTER 180 DAYS

**1387281**

| Vendor Number | Check Date | Check Number |
|---|---|---|
| 9999999975 | 05-10-22 | 1387281 |

| DOLLARS | CENTS |
|---|---|
| $ *****1,500.00 | |
| NET AMOUNT OF CHECK | |

PAY
ONE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS

TO THE ORDER OF
KENOSHA COUNTY SHERIFFS DEPARTMENT
477788TH AVE
KENOSHA WI 53144

WALMART, INC.

Treasurer

VOID VOID VOID