

**KENOSHA COUNTY BOARD OF SUPERVISORS
COUNTY BOARD CHAMBERS
COUNTY ADMINISTRATION BUILDING
September 15, 2021**

The **Regular County Board Meeting** was called to order by Chairman O'Day at 7:40 p.m., in the County Board Chambers located in the Administration Building.

Roll Call was taken.

Present: Supervisors Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Gulley, Kubicki, Lewis, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose and Yugas

Excused: Supervisors Belsky, Berg, Grady, Maurer and Wamboldt

Present: 18 Excused: 5

Citizen Comments

Five citizens spoke against Resolution 54: Brian Bashaw, Amanda Nedweski, Mary Magdalen Moser, Dan Campion and one unnamed individual. Additionally, John Cargille spoke neither for or against said resolution.

Announcements of the Chairman

He noted that Youth in Governance Member, John Cargille was in attendance.

Supervisor Reports

Supervisor Franco

Provided an update on the Pike River South Branch Rehabilitation Project which affects 1.5 miles of river between 60th Street & Highway S and aims to reduce flooding, treat storm water runoff, reduce erosion and improve water quality. The project will cost approximately \$16.6 million and will be complete in 2025. Highway projects: County Trunk Highway S improvements should be complete by the fall, KR is expected to be completed by fall of 2022, work on State Highway 50 continues and is making excellent progress, County Trunk U and the corner of Q & C improvements are ongoing. Two resolutions were passed at committee dealing with the temporary easements on Highway 158 for WisDot and a transfer of easement for Uline contiguous to County Trunk Q & U. Those resolutions will be presented to the County Board on Tuesday, September 21st. Phase one of Veteran's Memorial Park and the Honor Plaza is scheduled to be completed by October. Pet's Park pedestrian bridge is completed, and work is ongoing on the hiking trails. A resolution was passed at committee to apply for a grant which will be used to stock fish in the Veteran's Memorial Park Lake. Security modifications for the courthouse, public safety building and the new Civic Center parking lot are underway. Maintenance updates at KCDC, Brookside and Kemper Center are ongoing. Two successful tournaments were held: Kenosha County Open and the Kenosha County Executive Cup. Fall maintenance has begun: aerating the greens, tee and fairways; course drainage, Pet's cart path restoration and tree and shrub removal.

Supervisor Rodriguez

Indicated that today kicks off the start of Hispanic Heritage Month 2021 (September 15 – October 15) and provided information on its origin and significance which celebrates contributions of Hispanic Americans. He then requested a moment of silence for Diubis Laurencio Tejeda, a Cuban protestor who died while protesting aggressions by the Cuban government against freedoms of the people of Cuba. He indicated that the recent U.S. Census data shows that the largest population growth was due to Hispanic Americans at 51% (The three largest groups are Mexicans, Puerto Ricans and Cubans). September 15th is the anniversary for Independence for many Latin American Countries. He indicated that 4 out of 5 Latinos in the U.S. are U.S. Citizens, 72% of Latinos five and older speak English proficiently, and 3.6 million have a college education. He wanted to highlight those in our community (elected officials, teachers, doctors, stay at home moms) who account for so much of the hard work and dedication that goes in to building our community. He asked that we all celebrate with our Hispanic friends and families.

Supervisor Gaschke

Indicated that the Planning, Development & Extension Education Committee heard a presentation overview and he echoed the report from Supervisor Franco regarding the Pike River South Branch Rehabilitation Project. He spoke about the collaboration taking place with the Army Core of Engineers, and the Departments of Public Works and Planning & Development.

COUNTY EXECUTIVE APPOINTMENTS

Chairperson O'Day referred County Executive Appointments 31 through 33 to Judiciary and Law Enforcement Committee.

31. Joseph Labatore To Serve On The Kenosha County Local Emergency Planning Committee

32. Max Kluth To Serve On The Kenosha County Local Emergency Planning Committee

33. Christopher Lusiak To Serve On The Kenosha County Local Emergency Planning Committee

NEW BUSINESS

Ordinance - One Reading

9. From The Planning, Development & Extension Education Committee - An Ordinance Regarding HCP2 LLC (Owner), Jeff Badtke (Agent), Requesting An Amendment To The Adopted Land Use Plan Map For Kenosha County: 2035 (Map 65 Of The Comprehensive Plan) From "Farmland Protection", "PEC" & "Non-Farmed Wetland" To General Agricultural And Open Land", "PEC" & "Non-Farmed Wetland", Town Of Brighton

It was moved by Supervisor Gaschke, seconded by Supervisor Beth to adopt Ordinance 9. On a voice vote, motion carried.

10. From The Planning, Development & Extension Education Committee - An Ordinance Regarding HCP2 LLC (Owner), Jeff Badtke (Agent), Requesting A Rezoning From A-1 Agricultural Preservation Dist. To A-2 General Agricultural Dist. & C-1 Lowland Resource Conservancy Dist., Town Of Brighton

It was moved by Supervisor Gaschke, seconded by Supervisor Nudo to adopt Ordinance 10. On a voice vote, motion carried.

Resolution - One Reading

It was moved by Supervisor Yuhas, seconded by Supervisor Gentz to adopt Resolutions 44 through 50, after being read.

It was then moved by Supervisor Rose, seconded by Supervisor Decker to refer Resolutions 44 through 50 back to the County Executive. After some discussion and on roll call vote, motion failed (8-10), with Supervisors Rose, Gaschke, Rodriguez, O'Day, Nudo, Nordigian, Decker and Lewis voting aye.

Discussion continued and Chairperson O'Day ruled Supervisor Nudo "Out of Order".

It was then moved by Supervisor Nudo, seconded by Supervisor Rodriguez to Appeal the Decision of the Chairperson. Corporation Counsel, Joe Cardamone advised that a "yes" vote sustains the decision of the Chair and a "no" vote reverses the decision of the Chair. On roll call vote, the decision of the chair was reversed (ayes: 7, nays: 10, abstain: 1), with Supervisors Gentz, Celebre, Kubicki, O'Day, R. Frederick, Beth and Nordigian voting aye; and Supervisor Pomaville abstaining. Supervisor Nudo continued his remarks.

On roll call vote, original motion to adopt Resolutions 44 through 50 (m: Yuhas, s: Gentz) carried (15-2-1), with Supervisors Nudo and Nordigian voting nay and Supervisor Decker abstaining.

44. From The Executive Committee - A Resolution To Approve The Appointment Of Brian Martinez To The Kenosha County Racial And Ethnic Equity Commission

45. From The Executive Committee - A Resolution To Approve The Appointment Of Tyler Arentz To The Kenosha County Racial And Ethnic Equity Commission

46. From The Executive Committee - A Resolution To Approve The Appointment Of Bradden Backer To The Kenosha County Racial And Ethnic Equity Commission

47. From The Executive Committee - A Resolution To Approve The Appointment Of Justin Crosby To The Kenosha County Racial And Ethnic Equity Commission

48. From The Executive Committee - A Resolution To Approve The Appointment Of Elizabeth Garcia To The Kenosha County Racial And Ethnic Equity Commission

49. From The Executive Committee - A Resolution To Approve The Appointment Of Mimi Yang To The Kenosha County Racial And Ethnic Equity Commission

50. From The Executive Committee - A Resolution To Approve The Appointment Of Derrell Greene To The Kenosha County Racial And Ethnic Equity Commission

51. From The Executive Committee - A Resolution To Approve The Appointment Of Sharon Pomaville To The Kenosha County Racial And Ethnic Equity Commission

It was moved by Supervisor Yuhas, seconded by Supervisor Gentz to adopt Resolution 51. On roll call vote, motion carried (14-4), with Supervisors Rodriguez, Nudo, Nordigian and Decker voting nay.

52. From The Executive Committee - A Resolution To Approve The Appointment Of Daniel Gaschke To The Kenosha County Racial And Ethnic Equity Commission

It was moved by Supervisor Yuhas, seconded by Supervisor Gentz to adopt Resolution 52. On roll call vote, motion carried (16-2), with Supervisors Rodriguez and Nudo voting nay.

53. From The Planning, Development & Extension Education Committee - A Resolution Regarding HCP2 LLC (Owner), Jeff Badtke (Agent), Requesting An Amendment To The Adopted Land Use Plan Map For Kenosha County: 2035 (Map 65 Of The Comprehensive Plan) From "Farmland Protection", "PEC" & "Non-Farmed Wetland" To General Agricultural And Open Land", "PEC" & "Non-Farmed Wetland", Town Of Brighton

It was moved by Supervisor Gaschke, seconded by Supervisor Rodriguez to adopt Resolution 53. On a voice vote, motion carried.

54. From The Redistricting Committee - A Resolution To Approve The Proposed Tentative Kenosha County Supervisory District Plan – 2021

It was moved by Supervisor B. Frederick, seconded by Supervisor Kubicki to adopt Resolution 54. After a lengthy discussion, it was moved by Supervisor Nudo, seconded by Supervisor Rose to refer Resolution 54 back to the Redistricting Committee. On roll call vote, motion failed (7-11), with Supervisors Rose, Rodriguez, Gulley, Beth, Pomaville, Nordigian and Decker voting aye. *The next day, Supervisor Nudo contacted the County Clerk and asked that the record indicate he intended to vote aye to refer the Resolution back to Committee.

On roll call vote, original motion to adopt Resolution 54 (m: B. Frederick, s: Kubicki) carried (12-6), with Supervisors Rose, Rodriguez, Nudo, Gulley, Nordigian and Decker voting nay.

CLAIMS

Chairperson O'Day referred Claims 12 through 14 to Corporation Counsel.

12. Living Light Christian Church - Notice Of Appeal And Appeal Of Award

13. Tammy Cable - Vehicle Damage

14. Rodger Gregory - Notice Of Circumstances

Approval Of The County Board Meeting Minutes By Supervisor

It was moved by Supervisor B. Frederick, seconded by Supervisor Gentz to approve the minutes from the meeting held on August 17, 2021. On a voice vote, motion carried.

ADJOURN

It was moved by Supervisor Gentz, seconded by Supervisor Yuhas to adjourn at 9:49 p.m. On a voice vote, motion carried.

Prepared by: Michelle L. Nelson, Chief Deputy County Clerk

Submitted by: Regi Bachochin, County Clerk