

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING

SEPTEMBER 26, 2006

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

Roll call was taken.

Present: Supervisors Grady, Rossow, Rose, Kessler, Huff, Kubicki, Marrelli, Booth, Carbone, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisnefski, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Present. 28

CITIZEN COMMENTS

Ron Frederick, 6038 34th Avenue, stated he has been a county employee for 31 years, the last 19 years as Division of Disability Services Director. He asked the board to amend Resolution 35 that is on tonight's agenda. He would like to see a 2% wage increase instead of the 1½% currently proposed. He is not asking this for personal gain, he is willing to forgo any salary increase for 2007, he will be retired in 2008. He is concerned for his colleges. It is an issue of fairness and equity.

Andy Buehler, 8201 43rd Avenue, stated he works in the Department of Planning and Development and asked the board to look at Resolution 35 with a critical eye and weigh it out. Is it something that is fair and equitable? Although this has come before two committees already, the board is the decision making body.

Carolyn Feldt, 7409 14th Avenue, stated she works for the Kenosha County Division of Aging Services. She spoke regarding the step increases in the non-rep pay plan. In 1999 when the plan was adopted, it was intended to correct classification and compensation inequities for non-rep employees. The compensation inequities were to be corrected over time through the step increases. Five years ago the step increases were frozen. She appreciates the reinstatement of the step increases. She urged the board to do right by the non-represented employees.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Rose introduced Michael Brey, the new Executive Director of the Kemper Center.

SUPERVISOR REPORTS

Supervisor Ekornaas announced the 2nd meeting of the Multi-Jurisdictional Planning Committee was held and he was elected chairman. Bill Morris from the Town of Somers was elected vice-chairman. The regular meetings will be held the last Tuesday of every month from two to four. He also spoke regarding the WCA Conference he attended last week. It was very informative but one workshop stood out from all the others, it was a discussion on down sizing county boards. This is a very complex issue and one that should not be undertaken just for the sake of reaching a number. He also attended a workshop for alternative transportation modes which yields a number of concerns for the future. There was also a discussion on how important planning is in the development of the county including smart growth.

Supervisor Faraone stated she placed on the supervisors desks a resolution from SEWRPC regarding wireless communication plan. It is the hope of the commission that the counties comprising the regional planning work together in forming the telecommunication program. She also requested a report be placed on the desks regarding the health care. The supervisors will see how well the E Level Insurance has been working.

Supervisor Singer reported on the Building and Grounds Committee. He stated the pre-cast for the parking structure is being delivered today. There are some storm water issues that are being worked out with the city. They had some discussion on the voting system and the committee indicated they want to look into it further. Brookside, over the next two years will be putting in new floors in two of the wings and at one of the nursing stations. Fifteen hundred feet of rubber roofing at the County Center needs to be repaired. Estimates are \$50,000 plus for these repairs. They will be coming with a resolution to take money from the general fund. It is essential these repairs are taken care of prior to snow.

Supervisor Noble reported on the Highway and Parks Committee. There are 9 requests for stop signs or speed limit reductions before the Director of Highways. This is quite a number and are being worked on in the order they came in.

Supervisor Elverman stated Resolution 35 that is on the agenda tonight was amended by the Administration Committee so there was an unsigned copy in the packet. The Administration Committee all voted in favor of the amended version.

Supervisor Grady stated he attended an informational meeting to bring people up to speed on how we're progressing with our communications.

Supervisor Michel stated he wanted to share with the board a report he received from Chief Deputy Smith on the Downtown Pre-Trial Facility. This report is made because of the Federal Inmates that are housed there. The Kenosha County Jail came back with flying colors.

COUNTY EXECUTIVE APPOINTMENTS

17. Judy Rossow to serve on the Kenosha County Long Term Care Council.

It was moved by Supervisor Faraone to suspend the rules on County Executive Appointment 17. Seconded by Supervisor Grady.

Motion carried.

It was moved by Supervisor Faraone to approve the appointment of Judith Rossow effective immediately. Seconded by Supervisor Grady.

Motion carried.

NEW BUSINESS

Ordinances - one reading

ORDINANCE 20

20. From the Land Use Committee, regarding Modern Homes, Inc., requesting rezoning from A-2 General Agricultural District and R-3 Urban Single-Family Residential District to R-3 Urban Single-Family Residential District, C-2 Upland Resource Conservancy District and C-1 Lowland Resource Conservancy District in the Town of Salem.

It was moved by Supervisor Ekornaas to adopt Ordinance 20. Seconded by Supervisor O'Day.

Motion carried

ORDINANCE 21

21. From the Land Use Committee, regarding Land Use Committee (Sponsor), John M. and Mary J. Lichter (Owners) requesting rezoning from C-1 Lowland Resource Conservancy District to R-3 Urban Single-Family Residential District in the Town of Somers.

It was moved by Supervisor Ekornaas to adopt Ordinance 21. Seconded by Supervisor Jackson.

Motion carried.

ORDINANCE 22

22. From the Land Use Committee, regarding Land Use Committee (Sponsor), Wayne and Margaret Schultz (Owners) requesting rezoning from A-2 General Agricultural District to C-1 Lowland Resource Conservancy District and from C-1 Lowland Resource Conservancy District to A-2 General Agricultural District in the Town of Salem.

It was moved by Supervisor Ekornaas to adopt Ordinance 22. Seconded by Supervisor Nudo.

Motion carried.

ORDINANCE 23

23. From the Land Use Committee regarding Jacob and Rozanne Drissel requesting rezoning from A-1 Agricultural Preservation District to A-2 General Agricultural District in the Town of Paris.

It was moved by Supervisor Ekornaas to adopt Ordinance 23. Seconded by Supervisor O'Day.

Motion carried.

ORDINANCE 24

24. From the Land Use Committee regarding Peter J. and Cheryl Pfeiffer (Owners), Duane and Karen Rasmussen (Buyers), Gregg N. Guttormsen (Counsel/Agent) requesting rezoning from A-3 Agricultural Related Manufacturing, Warehousing and Marketing District to B-3 Highway Business District in the Town of Bristol.

It was moved by Supervisor Ekornaas to adopt Ordinance 24. Seconded by Supervisor Jackson.

Motion carried.

ORDINANCE 25

25. From the Land Use Committee regarding Shyh-ing and Helen Wang (Owners), Stafford Residential LLC (Buyer/Agent) requesting rezoning from A-1 Agricultural Preservation District and C-1 Lowland Resource Conservancy District to R-2 Suburban Single-Family Residential District, PR-1 Park and Recreational District and C-1 Lowland Resource Conservancy District in the Town of Salem.

It was moved by Supervisor Ekornaas to adopt Ordinance 25. Seconded by Supervisor Roger Johnson.

Resolutions - one reading

RESOLUTION 35

35. From the Administration and Finance Committees Resolution to approve the wage and benefit package for non-represented employees.

It was moved by Supervisor Elverman to adopt Resolution 35. Seconded by Supervisor Marrelli.

It was moved by Supervisor Clark to Amend Resolution 35 to read: Apply a 2% wage scheduled increase in 2007 and 2008. Seconded by Supervisor Molinaro.

It was moved by Supervisor Noble to Amend the Amendment to Resolution 35 to remove the County's contribution to the flexible spending account.

Motion failed due to lack of a second.

Supervisor Noble made a motion which was seconded, to eliminate the County's contribution to the Flex Insurance Plan for all employees. Supervisor Molinaro asked for point of order. Corporation Counsel ruled this not germane.

After further discussion it was moved by Supervisor Singer to Amend the Amendment to Resolution 35 to eliminate the County's contribution to the flexible spending account. Seconded by Supervisor Noble.

It was moved by Supervisor Wisnefski to close debate on the amendment to the amendment to Resolution 35. Seconded by Supervisor Noble.

Roll call vote.

Ayes: Supervisors Rose, Grady, Rossow, Kessler, Kubicki, Booth, Carbone, Arrington, Ronald Johnson, Michel, O'Day, Singer, Moore, Wisnefski, Clark, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Supervisor Huff, Marrelli, Faraone, Nudo, Molinaro, Jackson, Noble, Elverman.

Ayes: 20. Nays: 8.

Motion carried.

Roll call vote on the amendment to the amendment on Resolution 35.

Ayes: Supervisors Rossow, Kessler, Marrelli, Arrington, Singer, Nudo, Jackson, Noble, Roger Johnson, Breunig.

Nays: Supervisors Rose, Grady, Huff, Kubicki, Booth, Carbone, Faraone, Ronald Johnson, Michel, O'Day, Molinaro, Wisnefski, Clark, West, Haas, Elverman, Ekornaas.

Abstain: Supervisor Moore.

Ayes: 10. Nays: 17. Abstain: 1

Motion failed.

It was moved by Supervisor Grady to close debate on the original amendment to Resolution 35. Seconded by Supervisor Jackson.

Roll call vote.

Ayes: Supervisors Rose, Grady, Rossow, Kessler, Kubicki, Booth, Carbone, Arrington, Ronald Johnson, Michel, O'Day, Singer, Nudo, Wisnefski, Jackson, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Supervisors Huff, Marrelli, Faraone, Moore, Molinaro, Clark, Noble, Elverman.

Ayes: 20. Nays: 8

Motion carried.

Roll call vote on the original amendment to Resolution 35.

Ayes: Supervisors Grady, Rossow, Rose, Kessler, Huff, Kubicki, Booth, Arrington, Ronald Johnson, Michel, O'Day, Singer, Nudo, Molinaro, Jackson, Clark, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Marrelli, Carbone, Faraone, Moore, Wisnefski, Noble, Elverman.

Ayes: 21. Nays: 7.

Motion carried.

It was moved by Supervisor Elverman to refer Resolution 35 back to the committee. Seconded by Supervisor Faraone.

Roll call vote.

Ayes: Supervisors Rose, Marrelli, Carbone, Michel, Singer, Nudo, Wisnefski, Noble, Breunig, Elverman.

Nays: Supervisors Grady, Rossow, Kessler, Huff, Kubicki, Booth, Arrington, Faraone, Ronald Johnson, O'Day, Moore, Molinaro, Jackson, Clark, West, Roger Johnson, Haas, Ekornaas.

Ayes: 10. Nays: 18

Motion failed.

It was moved by Singer to Amend Resolution 35 as follows: P-10.01-3, paragraph 2 to read, A non-represented employee who receives a less than satisfactory evaluation, or is deficient in a major area of their job performance, **will not** be granted a step increase. Seconded by Supervisor Marrelli.

Roll call vote.

Ayes: Supervisors Rose, Grady, Marrelli, Booth, Carbone, Ronald Johnson, O'Day, Singer, Nudo, Noble, Roger Johnson, Elverman, Ekornaas.

Nays: Supervisors Rossow, Kessler, Huff, Kubicki, Arrington, Faraone, Michel, Moore, Molinaro, Wisnefski, Clark, West, Breunig, Haas.

Abstain: Supervisor Jackson.

Ayes: 13. Nays: 14. Abstain: 1

Motion failed.

Roll call vote on Resolution 35 as amended.

Ayes: Supervisors Grady, Rossow, Rose, Kessler, Huff, Kubicki, Booth, Arrington, Ronald Johnson, Michel, O'Day, Singer, Nudo, Molinaro, Jackson, Clark, West, Roger Johnson, Breunig, Haas, Ekornaas.

Nays: Marrelli, Carbone, Faraone, Moore, Wisnefski, Noble, Elverman.

Ayes: 21. Nays: 7.

Motion carried.

RESOLUTION 36

36. From the Finance Committee regarding Tax Deed to City for Remediation.

It was moved by Supervisor Carbone to adopt Resolution 36. Seconded by Supervisor Faraone.

Motion carried.

RESOLUTION 37

37. From the Human Services Committee Resolution to approve the Appointment of Sandra Beth to the Kenosha County Commission on Aging.

It was moved by Supervisor Rossow to adopt Resolution 37. Seconded by Supervisor Grady.

Motion carried.

RESOLUTION 38

38. From the Judiciary & Law Committee Regarding Regular Cabaret License for Shadow Hill Ranch.

It was moved by Supervisor Michel to adopt Resolution 38. Seconded by Supervisor Haas.

Roll call vote.

Ayes: Supervisors Rossow, Rose, Kessler, Huff, Kubicki, Marrelli, Booth, Carbone, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisnefski, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Nays: Supervisor Grady.

Ayes: 27. Nays: 1.

Motion carried.

RESOLUTION 39

39. From Judiciary & Law and Finance Committees Resolution to Recognize Country Thunder/Hedgepeth Revenues to Support the Overtime Budget.

It was moved by Supervisor Michel to adopt Resolution 39. Seconded by Supervisor Carbone.

Roll call vote.

Ayes: Supervisors Grady, Rossow, Rose, Kessler, Kubicki, Marrelli, Booth, Carbone, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisnefski, Jackson, Clark, Noble, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Abstain: Supervisor Huff.

Ayes: 27. Abstain: 1.

Motion carried.

RESOLUTION 40

40. From Judiciary & Law and Finance Committees regarding Temporary FTE Increase in the Classification of Sergeant.

It was moved by Supervisor Michel to adopt Resolution 40. Seconded by Supervisor Carbone.

Motion carried.

RESOLUTION 41

41. From the Land Use Committee, Request to Approve the Appointment of John F. Roth, County Planning Manager, to serve as the Kenosha County Alternate to the Kenosha County Multi-Jurisdictional Comprehensive Planning Advisory Committee (MJAC) (Smart Growth).

It was moved by Supervisor Ekornaas to adopt Resolution 41. Seconded by Supervisor O'Day.

Motion carried.

RESOLUTION 42

42. From the Land Use Committee regarding Request to Approve the Appointment of Robert M. Stoll to the Kenosha County Zoning Board of Adjustments.

It was moved by Supervisor Ekornaas to adopt Resolution 42. Seconded by Supervisor Jackson.

Motion carried.

COMMUNICATIONS

9. From the County Executive an Emergency Order Re: Aid to Elderly Fire Victims.

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

Chairman Rose referred Communication 10 to Land Use

CLAIMS

12. Benjamin John Modder - car damage due to improper installation, marking and maintenance of road.

13. Steven Falkowski - Broken windshield from golf ball.

Chairman Rose referred Claim 12 & 13 to Corporation Counsel.

SUPERVISOR COMMENTS

Supervisor Molinaro spoke regarding a meeting he attended on the proposed expansion of the landfill in the Town of Paris. He left the meeting very concerned. He's not looking to stop the expansion, but he feels they are asking for some things the board needs to consider avoiding. They are talking about an 88 acre lateral expansion which will have a nine and one half year life expectancy at the current rate of eighteen and one half million cubic yards of waste. Depending on who you listen to, fifteen million cubic yards will not come from the State of Wisconsin. The variance request that is out there is to go from a 1200 foot setback which is current under the DNR guidelines to 900 feet. The 900 feet is not to the property line, but to the well. He is concerned the wells of the property owners could become contaminated.

Supervisor Huff spoke regarding the Election Facsimile (sample ballot) which by law is published before every election. There were a lot of complaints that it was published in the Labor Paper instead of the Kenosha News this last election. The reason being the Labor Paper won the contract bid to publish the County Board Minutes. It would cost around \$8,000 to publish in both news papers and he recommends that we do that to improve voter turn out.

It was moved by Supervisor Rossow to approve the September 5, 2006 minutes. Seconded by Supervisor Jackson carried.

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

Motion carried.

Meeting adjourned at 10:40 P.M.

Prepared by: Edie LaMothe
 Deputy
Submitted by: Edna R. Highland
 County Clerk