

**KENOSHA COUNTY BOARD OF SUPERVISORS**

**COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING**

**March 15, 2005**

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

Roll call was taken.

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

Excused: Supervisor West.

Present. 27 Excused. 1

**CITIZEN COMMENTS**

Irv Larsen 1247 Sheridan Rd., complimented the Highway and Parks Committee and the Board on the golf situation which seems to be doing much better. He also complimented the County Executive and the Board on the budget, they held the line nicely on taxes. He is concerned about the re-evaluation of property which is a silent killer. He would like the Legislative Committee to approach the law makers in Madison about finding an alternative way of funding other than property taxes. He stated that the Board did a very good job in negotiating the casino and is confident that the Board will make an agreement which is in the best interest of the county.

Dr. Jim Moore, 9218 74<sup>th</sup> Pl., stated on November 2<sup>nd</sup>, 30,428 constituents went to the polls and voiced their opposition to the proposed casino. He thanked the Board for giving everyone the opportunity to vote on an issue that has gargantuan implications for our community. It's now March 15<sup>th</sup> 2005 and this is still a bad idea for our community.

Dennis Troha, 1709 32<sup>nd</sup> Ave., introduced the former chair and vice-chair and the new chair and vice-chair of the Menomonee Indian Tribe, to show that the unity of the tribe is here supporting the casino project. He thanked the Board for their consideration of the Inter-Governmental Agreement.

Bob Danbeck, 7626 27<sup>th</sup> Ave., stated that at last months meeting a \$25 increase was approved for passes on the golf courses. He found 3 golf courses in Kenosha County which was at or below the increase that was passed for residents. He hoped that the increases will be reconsidered and repeal at least part of it.

**ANNOUNCEMENTS OF THE CHAIRMAN**

Chairman Elverman thanked all the supervisors that attended the joint meeting last Thursday of the Legislative and Finance committees. He stated that a thank you was received from Fred Patrie for the card and gift that was sent to a church in remembrance of his father who passed away recently. Chairman Elverman commented that recent events have reminded us all for the need to provide safe public space for our employees, judges and citizens. He would like the Judiciary and Law Committee to review our current procedures and make recommendations to the County Board for any improvements that can be done. He would like the committee to include input from the Judges, Sheriff's Department, District Attorney, the Chair of the Building and Grounds Committee and Ben Schliesman, Director of Emergency Government.

**SUPERVISOR REPORTS**

Supervisor Singer reported that he attended the NACo Conference in Washington D.C. He attended a number of breakout sessions, such as how to handle radio interviews, how to influence congress without leaving home, the future of Social Security, pensions and retirement savings and the consequences for counties. He presented to the board a video on what NACo is all about.

Supervisor R. Johnson stated he also attended NACo. The meetings he attended pertained to cleaning up the ozone, mercury in the lakes, and smart growth.

**NEW BUSINESS**

Ordinance - one reading

**ORDINANCE 60**

60. From Land Use Committee regarding Wilmot Union High School District, requesting rezoning from A-2 General Agricultural District to C-1 Lowland Resource Conservancy District in the Town of Randall. In addition, the school district is requesting rezoning from C-1 Lowland Resource Conservancy District to I-1 Institutional District, R-4 Urban Single-Family Residential District to I-1 Institutional District and from R-4 Urban Single-Family Residential District to C-1 Lowland Resource Conservancy District in the Town of Salem.

**AN ORDINANCE TO AMEND CHAPTER 12 OF THE MUNICIPAL CODE OF KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING**

That the map referred to in Section 12.02(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #35-4-121-121-0172 located in the northeast quarter of Section 12, Township 1 North, Range 21 East, Town of Bristol be changed from A-1 Agricultural Preservation District to B-4 Planned Business District. For informational purposes only, this property is located on the northeast corner of the intersection of 125<sup>th</sup> Avenue and 77<sup>th</sup> Street.

**I-94 Partners - (Owners)**  
**Kenosha Holdings LLC - (Buyer)**  
**George Pratikakis - (Agent)**

**Description:** Part of the northeast ¼ of Section 12, Town 1 North, Range 21 East of the Fourth Principal Meridian, being more particularly described as follows: Commencing at the northwest corner of said ¼ section; thence north 88°55'00" east along the north line of said ¼ section a distance of 1234.50 feet; thence south 01°05'00" east 378.00 feet; thence south 88°55'00" west 130.00 feet; said point being the point of beginning; thence south 01°05'00" east 655.88 feet to the north line of 77<sup>th</sup> Street; thence south 87°58'00" west along the north line of 77<sup>th</sup> Street a distance of 248.67 feet; thence north 46°33'30" west along 77<sup>th</sup> Street a distance of 63.11 feet to the east line of 125<sup>th</sup> Avenue; thence north 02°05'00" west along the east line of 125<sup>th</sup> Avenue a distance of 615.75 feet; thence north 88°55'00" east 293.63 feet to the point of beginning, lying and being in the Town of Bristol, County of Kenosha and State of Wisconsin.

This description is intended to extend to the center of all roads.

Submitted by:  
Land Use Committee:  
Donald Smitz  
Thomas J. Gorlinski  
Mark Molinaro, Jr.  
Fred R. Ekornaas  
Janice Marrelli

It was moved by Supervisor Smitz to adopt Ordinance 60. Seconded by Supervisor Gorlinski.  
Motion carried.

**ORDINANCE 61**

61. From Land Use Committee regarding I-94 Partners (Owners)/Kenosha Holdings LLC (Buyer)/George Pratikakis (Agent) requesting rezoning from A-1

Agricultural Preservation District to B-4 Planned Business District in Town of Bristol.

**ORDINANCE 62**

62. From Land Use Committee regarding Robert and Julia A. Pringle, Jr. (Owners)/Lon Wienke (Agent), requesting rezoning from A-2 General Agricultural District to R-1 Rural Residential District in the Town of Bristol.

It was moved by Supervisor Smitz to adopt Ordinances 61 and 62. Seconded by Supervisor Molinaro.

Motion carried.

**ORDINANCE 63**

63. From Land Use Committee regarding Carl Bryzek Farms LLC, requesting rezoning from A-2 General Agricultural District to B-3 Highway Business District in the Village of Paddock Lake.

**ORDINANCE 64**

64. From Land Use Committee regarding Hawkins Farms, Inc., requesting rezoning from A-2 General Agricultural District to C-1 Lowland Resource Conservancy District in the Town of Bristol.

It was moved by Supervisor Smitz to adopt Ordinance 63 and 64. Seconded by Supervisor Ekornaas.

Motion carried, Supervisor Molinaro abstained from voting on Ordinance 63.

Resolution - one reading

**RESOLUTION 114**

114. From Finance and Legislative Committees a Resolution in Support of an Intergovernmental Agreement Pertaining to the Application by the Menominee Indian Tribe of Wisconsin to the Bureau of Indian Affairs to Place Approximately 223 Acres of Land Located at the Site of the Dairyland Greyhound Race Track in the City and County of Kenosha, Wisconsin into Trust for the Menominee Indian Tribe of Wisconsin for the Purpose of Conducting Class III and Class II Gaming and, Furthermore, a Resolution in Support of an Intergovernmental Agreement by and between the Menominee Indian Tribe of Wisconsin, the Menominee Gaming Authority and the County of Kenosha, Wisconsin Pertaining to the Imposition of a Tribal Sales Tax to assist in Funding Certain Kenosha County Highway Projects, and Furthermore, a Resolution in Support of an Intergovernmental Revenue Sharing Agreement by and Between the City and County of Kenosha.

It was moved by Supervisor Carbone to adopt Resolution 114. Seconded by Supervisor R. Johnson.

It was moved by Supervisor Noble to amend Resolution 114 to strike the language "a train station providing service to the greater Chicago area". Seconded by Supervisor Kerkman.

Roll call.

Ayes: Supervisors Noble, Kerkman.

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

Ayes. 2. Nays. 25.

Motion failed.

Roll call vote on Resolution 114.

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

Nays: Supervisors Grady, Rossow, Deschler, Kerkman, Gorlinski.

Ayes: 22. Nays. 5

Motion carried.

**RESOLUTION 115**

115. From Administration, Human Services and Finance Committees regarding Non-Represented Position Placement.

It was moved by Supervisor Clark to adopt Resolution 115. Seconded by Supervisor O'Day.

Roll call vote passed unanimously.

**RESOLUTION 116**

116. From Administration, Human Services and Finance Committees regarding Non-Represented Position Placement.

It was moved by Supervisor Clark to adopt Resolution 116. Seconded by Supervisor Carbone.

Roll call vote.

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

Nays: Supervisor Wisnefski.

Ayes. 26. Nays. 1

Motion carried.

**RESOLUTION 117**

117. From Finance and Administration Committees regarding a Resolution to increase SIR Deposit with WMMIC to cover Worker's Compensation.

It was moved by Supervisor Carbone to adopt Resolution 117. Seconded by Supervisor Faraone.

Motion carried.

**RESOLUTION 118**

118. From Judiciary & Law and Finance Committees regarding BOTS- Traffic Enforcement Grant.

It was moved by Supervisor Huff to adopt Resolution 118. Seconded by Supervisor Carbone.

Roll call vote passed unanimously.

**RESOLUTION 119**

119. From Judiciary & Law Enforcement Committee Resolution to Approve the Appointment of Margaret Gesner to Serve as a Member of the Local Emergency Planning Committee.

**RESOLUTION 120**

120. From Judiciary & Law Enforcement Committee Resolution to Approve the Appointment of Scott Ferguson to Serve as a Member of the Local Emergency Planning Committee.

**RESOLUTION 121**

121. From Judiciary & Law Enforcement Committee Resolution to Approve the Appointment of Sonji Carter to Serve as a Member of the Local Emergency Planning Committee.

It was moved by Supervisor Huff to adopt Resolutions 119, 120 and 121. Seconded by Supervisor Deschler.

Motion carried.

**RESOLUTION 122**

122. From Judiciary & Law Enforcement regarding Probationary Cabaret License - Tarbender's Bar and Grill.

It was moved by Supervisor Huff to adopt Resolution 122. Seconded by Supervisor Rose.

Motion carried.

**RESOLUTION 123**

123. From Judiciary & Law Enforcement regarding Cabaret License - Finish Line Bar.

Resolution was submitted by Judiciary & Law Enforcement without approval.

No action taken.

COMMUNICATIONS

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

Chairman Elverman referred Communication 17 to the Land Use Committee

CLAIMS

29. Sheila Lambert - Fell in restroom at the Kenosha County Job Center.

Chairman Elverman referred claim 29 to Corporation Counsel.

It was moved by Supervisor Singer to Approve the March 1<sup>st</sup> minutes. Seconded by Supervisor Clark.

Motion carried.

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

Meeting adjourned at 8:46 P.M.

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