

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING

MAY 1, 2007

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, Arrington, Faraone, Ronald Johnson, Michel, O'Day, Singer, Nudo, Moore, Molinaro, Wisniewski, Jackson, Clark, West, Roger Johnson, Breunig, Haas, Elverman, Ekornaas.

Excused: Supervisors Carbone, Noble.

Present. 26 Excused. 2

CITIZEN COMMENTS

Estelle Katz spoke regarding Universal Health Care in Wisconsin. She stated that too many people have no health insurance. Everyone should have the same benefits and not be turned away from hospitals, clinics or doctors because they can't afford health insurance.

PRESENTATION

Ken Yonker, Deputy Director of the Regional Planning Commission, presented an up-date of the commuter rail extension study. The purpose of this study is to identify the cost and benefits of commuter rail so that a decision can be made locally. It also makes this project eligible for Federal Grants.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Rose congratulated Supervisor Roger Johnson on being elected as President for the Village of Silver Lake.

SUPERVISOR REPORTS

Supervisor Marrelli stated that she placed the University of Wisconsin Colleges and University of Wisconsin-Extension Annual 2006 Report on all the desks. Also, included are nomination forms for Kenosha County Youth in Governance.

Supervisor Moore stated that the Legislative Committee will be holding two public hearings for the purpose of seeking citizen input regarding the number of county board supervisory districts. May 16, 2007, 7:00 p.m. at the Kenosha County Center and May 17, 2007, 7:00 p.m. in the Kenosha County Board Room.

Supervisor Singer stated that Building & Grounds Committee received a report from Kemper Center and all is well.

NEW BUSINESS

Ordinance - first reading, two required.

ORDINANCE 1

1. From Building & Grounds and Judiciary and Law Committees regarding Amending Section 7.03(3) of the Municipal Code of Kenosha County regarding the Civic Center Designated Parking Areas.

Ordinances - one reading.

ORDINANCE 2

2. From Land Use Committee regarding Town of Bristol (Sponsor/Buyer), Contact Rubber Co. (Owner) requesting rezoning from M-2 Heavy Manufacturing District to I-1 Institutional District in the Town of Bristol.

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 #35-4-121-172-0240 located in the northwest quarter of Section 17, Township 1 North, Range 21 East, Town of Bristol be changed from M-2 Heavy Manufacturing District to I-1 Institutional District. For informational purposes only, this property is located on the west side of 196th Avenue approximately 290' north of the intersection of 87th Street.

Contact Rubber Co. (Owner)

Town of Bristol (Buyer)

Description:

A part of the NW ¼- NW ¼ and the NE ¼ - NW ¼ of Section 17, Township 1 North, Range 21 East, Town of Bristol, Kenosha County, Wisconsin, more fully described as follows:

Beginning at the NW ¼ corner of said Section 17; thence along the west line of the said SW ¼

S2°28'6"E, 449.00 feet; thence N87°31'54"E, 693.00 feet; thence S2°28'06"E, 199.95 feet; thence S2°28'30"E, 361.50 feet N87°33'03E, 513.82 feet to the point of beginning; thence N2°19'00"W, 147.58 feet; thence N87°33'03"E, 147.58 feet; thence S2°19'00"E, 147.58 feet; thence S87°33'03"W, 147.58 feet to the point of beginning.

Said parcel contains 0.500 acres, more or less.

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

Submitted by:

LAND USE COMMITTEE

Fred R. Ekornaas

John J. O'Day

Jennifer S. Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to approve Ordinance 2. Seconded by Supervisor O'Day.

Motion carried.

ORDINANCE 3

3. From Land Use Committee regarding Kevin and Jodi Zeoli requesting rezoning from R-1 Rural Residential District to C-1 Lowland Resource Conservancy District in the Town of Bristol.

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 #35-4-121-253-0311 located in the southwest quarter of Section 25, Township 1 North, Range 21 East, Town of Bristol be changed from R-1 Rural Residential District to C-1 Lowland Resource Conservancy District. This rezoning is considered a zoning map amendment to reflect actual field conditions. For informational purposes only, this property is located on the east side of County Trunk Highway "U" (136th Avenue) approximately 500' north of the intersection of 116th Street.

Kevin and Jodi Zeoli - Owners

Description: See exhibit #1 (attached).

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

Submitted by:

LAND USE COMMITTEE

Fred R. Ekornaas

John J. O'Day

Jennifer S. Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to approve Ordinance 3. Seconded by Supervisor Jackson.

Motion carried.

ORDINANCE 4

4. From Land Use Committee regarding Pikeville Group LLC requesting rezoning from A-1 Agricultural Preservation District to A-2 General Agricultural District in the Town of Bristol.

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 Tax Parcels #35-4-121-331-0400 and #35-4-121-342-0310 located in the northeast quarter of Section 33 and the northwest quarter of Section 34, Township 1 North, Range 21 East, Town of Bristol be changed from A-1 Agricultural Preservation District (54.85 acres) to A-2 General Agricultural District. For informational purposes only, these properties are located on the south side of County Trunk Highway "CJ" approximately 0.56 miles east of the intersection of U.S. Highway 45.

Pikeville Group LLC - Owner

Description: A-1 Agricultural Preservation District to A-2 General Agricultural District, part of the Southeast Quarter of the Northeast Quarter of Section 33, and part of the Southwest Quarter of the Northwest Quarter of Section 34, all in Township 1 North, Range 21 East of the 4th Principal Meridian, Town of Bristol, County of Kenosha, State of Wisconsin, described as follows: Commencing at a concrete monument with a brass cap at the southwest corner of the Southwest Quarter of the Northwest Quarter of Section 34, Township 1 North, Range 21 East of the 4th Principal Meridian; thence North 89 degrees 06 minutes 16 seconds East, grid bearing from North, Wisconsin Coordinate System, South Zone, along the south line of the Southwest Quarter of the Northwest Quarter of Section 34 a distance of 134.37 feet to the center line of the Dutch Gap Canal and the point of beginning of land to be described; thence North 03 degrees 49 minutes 40 seconds West along the center line of said canal 14.58 feet; thence northerly and westerly 265.52 feet along the arc of a non-tangential curve to the left and continuing along the center line of said canal, the arc of said curve having a central angle of 82 degrees 13 minutes 58 seconds, a radius of 185.00 feet, and a chord bearing North 41 degrees 39 minutes 03 seconds West 243.31 feet; thence North 85 degrees 06 minutes 00 seconds West, not tangent with the last described curve and continuing along the center line of said canal 460.94 feet; thence westerly and northerly 204.51 feet along the arc of a non-tangential curve to the right and continuing along the center line of said canal, the arc of said curve having a central angle of 61 degrees 40 minutes 15 seconds, a radius of 190.00 feet, and a chord bearing North 56 degrees 02 minutes 36 seconds West 194.78 feet; thence North 33 degrees 05 minutes 40 seconds West, not tangent with the last described curve and continuing along the center line of said canal 721.78 feet; thence North 10 degrees 05 minutes 47 seconds West parallel with the east line of a permanent transmission line easement on file and of record in the office of the Register of Deeds for Kenosha County, Wisconsin, recorded May 3, 1999 as Document Number 1148053 a distance of 143.57 feet to the center line of County Trunk Highway "CJ", also known as Horton Road; thence North 77 degrees 51 minutes 50 seconds East along the center line of said highway 893.41 feet; thence northeasterly 24.39 feet along the arc of a tangential curve to the left and continuing along the center line of said highway, the arc of said curve having a central angle of 02 degrees 26 minutes 01 seconds, a radius of 574.21 feet, and a chord bearing North 76 degrees 38 minutes 50 seconds East 24.39 feet to the west line of lands previously excepted by prior description, then and currently owned by Albert and Marie Bohn, as described by Warranty Deed on file and of record in the office of the Register of Deeds for Kenosha County, Wisconsin, in Volume 250 of Deeds, pages 443-445, as Document Number 264619; thence South 01 degrees 52 minutes 47 seconds East, not tangent with the last described curve and parallel with the east line of said Southeast Quarter of the Northeast Quarter 369.12 feet (previously recorded as North 374.6 feet); thence North 89 degrees 04 minutes 13 seconds East 129.00 feet to the east line of said Southeast Quarter of the Northeast Quarter; thence North 88 degrees 55 minutes 35 seconds East parallel with the north line of the Southwest Quarter of the Northwest Quarter of Section 34, Township 1 North, Range 21 East of the 4th Principal Meridian 959.55 feet (previously recorded as West 960 feet); thence South 01 degrees 56 minutes 03 seconds East parallel with the east line of said Southwest Quarter of the Northwest Quarter 922.81 feet to the south line of said Southwest Quarter of the Northwest Quarter (previously recorded as North 921 feet); thence South 89 degrees 06 minutes 16 seconds West along the south line of said Southwest Quarter of the Northwest Quarter 826.11 feet to the point of beginning. The parcel contains 37.802 acres, more or less.

In addition, part of the Southeast Quarter of the Northeast Quarter of Section 33, and part of the Southwest Quarter of the Northwest Quarter of Section 34, all in Township 1 North, Range 21 East of the 4th Principal Meridian, Town of Bristol, County of Kenosha, State of Wisconsin, described as follows: Beginning at a concrete monument with a brass cap at the southeast corner of the Southeast Quarter of the Northeast Quarter of Section 33, Township 1 North, Range 21 East of the 4th Principal Meridian; thence South 89 degrees 42 minutes 59 seconds West, grid bearing from North, Wisconsin Coordinate System, South Zone, along the south line of the Southeast Quarter of the Northeast Quarter of

said Section 33 as previously surveyed 1324.86 feet to the southwest corner of said Southeast Quarter of the Northeast Quarter, said corner is designated by a ¾" outside diameter found iron pipe inside a 1 ½ " outside diameter (1" inside diameter) found iron pipe, not witnessed by any accessories, but as shown on a survey by Robert L. Smith, S-190, and dated August 13, 1973; thence North 01 degrees 56 minutes 33 seconds West along the west line of said Southeast Quarter of the Northeast Quarter 1024.92 feet to the center line of County Trunk Highway "CJ", also known as Horton Road; thence North 75 degrees 13 minutes 58 seconds East along the center line of said highway 261.13 feet to the northeast corner of a permanent transmission line easement on file and of record in the office of the Register of Deeds for Kenosha County, Wisconsin, recorded June 11, 1999 as Document Number 1148053; thence North 77 degrees 51 minutes 50 seconds East continuing along the center line of said highway 39.54 feet; thence South 10 degrees 05 minutes 47 seconds East parallel with the east line of said permanent transmission line easement 143.57 feet to the center line of the Dutch Gap Canal; thence South 33 degrees 05 minutes 40 seconds East long the center line of said canal 721.78 feet; thence southerly and easterly 204.51 feet along the arc of a non-tangential curve to the left and continuing along the center line of said canal, the arc of said curve having a central angle of 61 degrees 40 minutes 15 seconds, a radius of 190.00 feet, and a chord bearing South 56 degrees 02 minutes 36 seconds East 194.78 feet; thence South 85 degrees 06 minutes 00 seconds East, not tangent with the last described curve and continuing along the center line of said canal 460.94 feet; thence easterly and southerly 265.52 feet along the arc of a non-tangential curve to the right and continuing along the center line of said canal, the arc of said curve having a central angle of 82 degrees 13 minutes 58 seconds, a radius of 185.00 feet, and a chord bearing North 41 degrees 39 minutes 03 seconds West 243.31 feet; thence South 03 degrees 49 minutes 40 seconds East not tangent with the last described curve and continuing along the center line of said canal 14.58 feet to the south line of the Southwest Quarter of the Northwest Quarter of Section 34, Township 1 North, Range 21 East of the 4th Principal Meridian; thence North 89 degrees 06 minutes 16 seconds West along the south line of said Southwest Quarter of the Northwest Quarter 134.37 feet to the point of beginning. This parcel contains 17,090 acres, more or less. This description is intended to extend to the center of all roads.

Submitted by:
LAND USE COMMITTEE
Fred R. Ekornaas
John J. O'Day
Jennifer S. Jackson
Roger Johnson
Gabe Nudo

It was moved by Supervisor Ekornaas to approve Ordinance 4. Seconded by Supervisor Nudo.
Motion carried.

ORDINANCE 5

5. From Land Use Committee regarding Town of Paris (Sponsor), 12th Street Investors (owner), John W. Knutson (Counsel) requesting rezoning from B-5 Wholesale Trade and Warehousing District to A-1 Agricultural Preservation District in the Town of Paris.

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 #45-4-221-131-0205 located in the northeast quarter of Section 13, Township 2 North, Range 21 East, Town of Paris be changed from B-5 Wholesale Trade and Warehousing District to A-1 Agricultural Preservation District. For informational purposes only, this property is located on the south side of County Trunk Highway "E" (12th Street) approximately ½ mile west of the intersection of 120th Avenue (West Frontage Road of I-94).

12th Street Investors (Owner)

Description: Part of the Northwest quarter of Section 13, Town 2 North, Range 21 East of the Fourth Principal Meridian, and being more particularly described as: Beginning at the Northeast corner of said quarter Section; thence West along the North line of said quarter Section; thence West along the North line

of said quarter (S89°38'21"W) 140.00 feet; thence South parallel to the East line of said quarter Section (S01°39'09"E) 661.00 feet; thence East parallel to the North line of said quarter Section (N89°38'21"E) 140.00 feet; thence North along said East line (N01°39'09"W) 661.00 feet to the point of the beginning, lying and being in the Town of Paris, County of Kenosha, State of Wisconsin. Said parcel containing (+/-) 2.12 acres.

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

Submitted by:

LAND USE COMMITTEE

Fred R. Ekornaas

John J. O'Day

Jennifer S. Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to approve Ordinance 2. Seconded by Supervisor O'Day.

It was moved by Supervisor Clark to table Ordinance 5. Seconded by Supervisor Molinaro.

Motion carried.

ORDINANCE 6

6. From Land Use Committee regarding Paul Jr. and Alice Hrupka Trust, Paul Jr. and Alice Hrupka Trustees requesting rezoning from A-1 Agricultural Preservation District to R-1 Rural Residential District in the Town of Paris.

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 #45-4-221-131-0205 located in the northeast quarter of Section 13, Township 2 North, Range 21 East, Town of Paris be changed from B-5 Wholesale Trade and Warehousing District to A-1 Agricultural Preservation District. For informational purposes only, this property is located on the south side of County Trunk Highway "E" (12th Street) approximately ½ mile west of the intersection of 120th Avenue (West Frontage Road of I-94).

12th Street Investors (Owner)

Description: Part of the Northwest quarter of Section 13, Town 2 North, Range 21 East of the Fourth Principal Meridian, and being more particularly described as: Beginning at the Northeast corner of said quarter Section; thence West along the North line of said quarter Section; thence West along the North line of said quarter (S89°38'21"W) 140.00 feet; thence South parallel to the East line of said quarter Section (S01°39'09"E) 661.00 feet; thence East parallel to the North line of said quarter Section (N89°38'21"E) 140.00 feet; thence North along said East line (N01°39'09"W) 661.00 feet to the point of the beginning, lying and being in the Town of Paris, County of Kenosha, State of Wisconsin.

Said parcel containing (+/-) 2.12 acres.

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

Submitted by:

LAND USE COMMITTEE

Fred R. Ekornaas

John J. O'Day

Jennifer S. Jackson

Roger Johnson

Gabe Nudo

It was moved by Supervisor Ekornaas to adopt Ordinance 6. Seconded by Supervisor Jackson.

Motion carried.

Resolutions - one reading.

RESOLUTION 1

1. From Judiciary and Law Enforcement Committee regarding a Regular Cabaret License for Tricoli's Birchwood Grill.

WHEREAS, the application of Stephanie Walkanoff for a probationary cabaret license for Tricoli's Birchwood Grill, 7515-125th Avenue, Kenosha, Wisconsin, in the Town of Bristol, was made during the month of July, was turned over to this office on July 5th, 2006, and

WHEREAS, the establishment known as Tricoli's Birchwood Grill was granted a Probationary Cabaret License per County Board Resolution on October 17th, 2006, and

WHEREAS, the establishment known as Tricoli's Birchwood Grill was found to be in conformity with County Ordinance #8.02 governing it's conduct for a probationary period of the last 6 months.

NOW, THEREFORE BE IT RESOLVED, that a Regular Cabaret License, in lieu of a Probationary Cabaret License, be granted to Stephanie Walkanoff, for Tricoli's Birchwood Grill.

Submitted by:

JUDICIARY & LAW ENFORCEMENT COMMITTEE

William Michel II

Ruth Delace Booth

David Arrington

Joseph Clark

Bob Haas

It was moved by Supervisor Michel to adopt Resolution 1. Seconded by Supervisor Booth.

Motion carried.

CLAIMS

1. Ronnie Wade - lost property while incarcerated.

2. Elizabeth Ann Grissmeyer - car hit by snowplow.

Chairman Rose referred Claims 1 & 2 to Corporation Counsel.

It was moved by Supervisor Kubicki to approve the April 17, 2007 minutes. Seconded by Supervisor Faraone.

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

Motion carried.

Meeting adjourned at 9:15 P.M.

Prepared by: Pam Young
Chief Deputy
Submitted by: Edna R. Highland
County Clerk