

**KENOSHA COUNTY BOARD OF SUPERVISORS  
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING**

**August 19, 2014**

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

Roll call was taken.

Present: Supervisors, Grady, Rose, Gentz, Goebel, Dodge, Kubicki, R. Hallmon, Johnson, Arrington, R. Frederick, Blough, Kohlmeier, B. Frederick, Retzlaff, Noble, A. Johnson, Skalitzky, Poole, Breunig, Decker, Elverman.

Excused: Supervisors O'Day, Esposito.

Present: 21. Excused: 2.

**CITIZEN COMMENTS**

Megan Jekot, 7314 7<sup>th</sup> Ave., stated she is a former YIG Member. She developed and implemented a Social Justice Project to raise awareness of Kenosha's homeless situation. There is a homeless problem in Kenosha and she hopes that this project can continue so people can stop, look and listen to restore the humanity and dignity that is lost with negative views of the homeless.

Joseph Clark, 4862 105<sup>th</sup> Pl., stated he is here regarding an article in the paper "City sets bailout for struggling TIF Districts". He stated there are TIFs from the 70's still opened which should be closed. The County could receive at least \$800,000 if the city would close these TIFs. He is urging the Finance Committee to take a look at these TIF issues.

**ANNOUNCEMENTS OF THE CHAIRMAN**

Chairman Kubicki stated the board is invited to the Brookside Care Center annual picnic on August 20<sup>th</sup>

**SUPERVISOR REPORTS**

Supervisor Rose stated he is pleased to announce that the two bonding agencies, Standard and Poor's and Fitch have given Kenosha County a AA rating which is two notches from the top rating of AAA. They also stated Kenosha County's outlook is stable. The reports are on the supervisor's desks. The good ratings say a lot of the County's Financial Administration and the County Board.

**COUNTY EXECUTIVE APPOINTMENTS**

21. Richard Gossling to serve on the Kenosha County Housing Authority Board.

Chairman Kubicki referred County Executive Appointment 21 to Finance/Administration Committee.

**NEW BUSINESS**

**Ordinances – one reading**

**ORDINANCE 14**

14. From Planning, Development & Extension Education Committee regarding Randall & Janice Borri, (Owner/Agent) requesting a rezoning from A-1 Agricultural Preservation Dist. to B-2 Community Business Dist 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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the zoning for Tax Parcel#65-4-120-044-0200 located in the SE 1/4 of Section 4, T1N, R20E, Town of Salem, be changed from:

A-1 Agricultural Preservation District to B-2 Community Business District;

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 14. Seconded by Supervisor Skalitzky.

Motion carried.

**ORDINANCE 15**

15. From Planning, Development & Extension Education Committee regarding Proposed Comprehensive Plan Amendment, Terri Walter (Owner), Robert J. & Kay P. Drissel Revocable Trust,

(Owner), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Rural-Density Residential" to "General Agricultural and Open Land" in the Town of Brighton.

AN ORDINANCE TO AMEND  
THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY: 2035 BEING  
CHAPTER 11 OF THE KENOSHA COUNTY MUNICIPAL CODE

That on all of Tax Parcel #30-4-220-011-0340 (Walter) be changed from "Rural-Density Residential" to "General Agricultural and Open Land" and on part of Tax Parcel #30-4-220-011-0203 (Drissel) located in the NE 1/4 of Section 1, T2N, R20E, Town of Brighton be changed from "Farmland Protection" to "General Agricultural and Open Land" as presented in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035.

For informational purposes only, this property is located on the east side of 224<sup>th</sup> Avenue approximately 1000 feet south of 1<sup>st</sup> Street

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 15. Seconded by Supervisor Retzlaff.

Motion carried.

**ORDINANCE16**

16. From Planning, Development & Extension Education Committee regarding Terri Walter, (Owner), Robert J. & Kay P. Drissel Revocable Trust, (Owner), requesting a rezoning from A-1 Agricultural Preservation Dist. to A-2 General Agricultural Dist. in the Town of Brighton.

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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the zoning for Tax Parcel#30-4-220-011-0340 (Walter) and part of #30-4-220-011-0203 (Drissel) located in the NE 1/4 of Section 1, T2N, R20E, Town of Brighton, be changed from:

A-1 Agricultural Preservation District to A-2 General Agricultural District;

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 16. Seconded by Supervisor Goebel.

Motion carried.

**ORDINANCE17**

17. From Planning, Development & Extension Education Committee regarding Proposed Comprehensive Plan Amendment, Lillian Van Liere, Trustee of Lillian M. Van Liere Trust (Owner), Thomas L. Satter requests and amendment to the Adopted Land Use Plan map for Kenosha County: from "Farmland Protection" to "General Agricultural and Open Land" in the Town of Brighton.

AN ORDINANCE TO AMEND  
THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY: 2035 BEING  
CHAPTER 11 OF THE KENOSHA COUNTY MUNICIPAL CODE

That Tax Parcel #30-4-220-332-0100 located in the NW 1/4 of Section 33, T2N, R20E, Town of Brighton, be changed from "Farmland Protection" to "General Agricultural and Open Land" as presented in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035.

For informational purposes only, this property is located on the north side of CTH "NN" (52<sup>nd</sup> St) approximately 0.7 miles west of Town Road.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 17. Seconded by Supervisor Skalitzky.

Motion carried.

**ORDINANCE18**

18. From Planning, Development & Extension Education Committee regarding Lillian Van Liere, Trustee of Lillian M. Van Liere (Owner), Thomas L. Satter (Agent), requesting a rezoning from A-1 Agricultural Preservation Dist., C-1 Lowland Resource Conservancy Dist., & C-2 Upland Resource Conservancy Dist. to A-1 Agricultural Preservation Dist., A-2 General Agricultural Dist., C-1 Lowland Resource Conservancy Dist., & C-2 Upland Resource Conservancy Dist. located in the Town of Brighton.

**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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the zoning for Tax Parcel #30-4-220-332-0100 located in the NW 1/4 of Section 33, T2N, R20E, Town of Brighton, be changed from: A-1 Agricultural Preservation District, C-1 Lowland Resource Conservancy District, & C-2 Upland Resource Conservancy District to A-1 Agricultural Preservation District, A-2 General Agricultural District, C-1 Lowland Resource Conservancy District, & C-2 Upland Resource Conservancy District

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Douglas Noble  
Mike Skalitzky  
Greg Retzlaff  
Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 18. Seconded by Supervisor Retzlaff.  
Motion carried.

**ORDINANCE19**

19. From Planning, Development & Extension Education Committee regarding Kenneth Hassler, Hassler Properties LLC, (Owner/Agent) requesting a rezoning from R-3 Urban Single-Family Dist. to R-2 Suburban Residential Dist. on in the Town of Somers.

**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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the zoning of Tax Parcel #80-4-222-342-0131 located in the NW 1/4 of Section 34, T2N, R22E, Town of Somers, be changed as follows: from R-3 Urban Single-Family District to R-2 Suburban Residential District

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Douglas Noble  
Mike Skalitzky  
Greg Retzlaff  
Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 19. Seconded by Supervisor Goebel.  
Motion carried.

**ORDINANCE 20**

20. From Planning, Development & Extension Education Committee regarding Neal S. & Deepak Gill, Trustees of Gill Trust (Owner), Amir Singh, 8246 Antioch Rd., Salem, WI 53168 (Agent) requesting a rezoning from R-5 Urban Single-Family Residential Dist. To R-5 Urban Single-Family Residential Dist. & B-3 Highway Business Dist. 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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That the zoning of Tax Parcel #67-4-120-354-1516 located in the SE 1/4 of Section 35, T1N, R20E, Town of Salem, be changed as follows: from R-5 Urban Single-Family Residential Dist. To R-5 Urban Single-Family Residential District & B-3 Highway Business District

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Douglas Noble  
Mike Skalitzky  
Greg Retzlaff  
Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 20. Seconded by Supervisor Skalitzky.  
Motion carried.

**ORDINANCE21**

21. From Planning, Development & Extension Education Committee regarding Woodhaven Meadows LLC, (Owner), Brad Zautcke, Town of Salem, (Agent), requesting a rezoning from A-2 General Agricultural Dist. to PR-1 Park-Recreational Dist 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 12.02-10 of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows: That the zoning on part of Tax Parcels #65-4-120-134-0246 & 65-4-120-134-0249 located in the SE 1/4 of Section 13 & NE 1/4 of Section 24, T1N,R20E, Town of Salem, be changed as follows: from A-2 General Agricultural District to PR-1 Park-Recreational District

SUBMITTED BY:

Planning, Development & Extension Education Committee  
Douglas Noble  
Mike Skalitzky  
Greg Retzlaff  
Michael Goebel

It was moved by Supervisor Noble to adopt Ordinance 21. Seconded by Supervisor Retzlaff.  
Motion carried.

**Resolutions – one reading**

**RESOLUTION 36**

36. From Finance/Administration Committee a Resolution Authorizing and Providing for the Sale and Issuance of \$11,925,000 General Obligation Promissory Notes, Series 2014A, and All Related Details.

**RECITALS**

The County Board of Supervisors (the “**Governing Body**”) of Kenosha County, Wisconsin (the “**County**”) makes the following findings and determinations:

1. On November 10, 2010 the Governing Body adopted initial resolution #78 for the purpose and in the maximum amount authorized as set forth in paragraph 4(e) below (the “**2010 Initial Resolution**”). The 2010 Initial Resolution was (i) adopted by an affirmative vote of at least three-fourths of the members-elect (as defined in Section 59.001 (2m) of the Wisconsin Statutes) of the Governing Body in accordance with Section 67.045(1)(f) of the Wisconsin Statutes, and (ii) approved and signed by the County Executive in accordance with Section 59.17(6) of the Wisconsin Statutes.

2. The County previously borrowed (i) \$1,350,000 of the maximum amount authorized by the 2010 Initial Resolution in connection with the issuance of the County’s \$10,030,000 General Obligation Promissory Notes, Series 2011A, dated August 9, 2011, (ii) \$3,158,670 of the maximum amount authorized by the 2010 Initial Resolution in connection with the issuance of the County’s \$ 15,750,000 General Obligation Promissory Notes, Series 2012B, dated July 11, 2012, and (iii) \$3,955,741 of the maximum amount authorized by the 2010 Initial Resolution in connection with the issuance of the County’s \$9,765,000 General Obligation Promissory Notes, Series 2013A, dated September 10, 2013. As of the date of this resolution, \$5,635,589 of the maximum amount authorized by the 2010 Initial Resolution remains unused.

3. On November 6, 2013, the Governing Body adopted a separate initial resolution for each of the purposes and in the maximum amount authorized as set forth in paragraphs 4(a) through (d) below (collectively, the “**2013 Initial Resolutions**”). The 2013 Initial Resolutions were (i) adopted by an affirmative vote of at least three-fourths of the members-elect (as defined in Section 59.001 (2m) of the Wisconsin Statutes) of the Governing Body in accordance with Section 67.045(1)(f) of the Wisconsin Statutes, and (ii) approved and signed by the County Executive in accordance with Section 59.17(6) of the Wisconsin Statutes.

4. The County needs funds for the following purposes and in the proposed borrowing amounts set forth below (collectively, the “**Project**”):

	Maximum Amount Authorized	Proposed Borrowing Amount	Initial Resolution Number and Purpose
(a)	\$ 7,465,000	\$7,465,000	#62 - Budgeted Capital Projects and Road and Highway Improvements;
(b)	1,700,000	205,000	#63 - Public Safety Software;
(c)	2,600,000	720,000	#64 - County Building Improvements;
(d)	1,500,000	1,500,000	#65 - Kenosha Area Business Alliance Grants; and

	Maximum Amount Authorized	Proposed Borrowing Amount	Initial Resolution Number and Purpose
(e)	14,100,000	2,035,000	#78 - Road and Highway Improvements.

5. On July 15, 2014, the Governing Body adopted a resolution authorizing, among other things, the purposes of the Project to be combined into a single note issue (the “**Authorizing Resolution**”). The Authorizing Resolution also set forth certain details relating to the \$11,925,000 General Obligation Promissory Notes, Series 2014A (the “**Obligations**”) authorized to be issued by this resolution.

6. The Clerk of the County caused notice of the sale of the Obligations (the “**Notice to Bidders**”) to be given to media typically monitored by potential bidders in the manner and form directed by the Authorizing Resolution. The Notice to Bidders is made of record in these proceedings, and the Governing Body ratifies the Notice to Bidders.

7. In accordance with the Notice to Bidders and the bidding terms that were included in the document that was used for offering the Obligations for sale by competitive bid (the “**Notice of Sale**”), written bids for the sale of the Obligations were received and delivered to the Governing Body.

8. The Governing Body has considered all the bids it received. The Governing Body has decided to accept the bid of \_\_\_\_\_, or a group that it represents (the “**Purchaser**”), to purchase the Obligations specified in the Purchaser’s bid. The Purchaser bid the price of \$\_\_\_\_\_ for the entire issue of Obligations (the “**Purchase Price**”), plus any accrued interest, and specified that the Obligations maturing on September 1 in the years shown below will bear interest at the respective interest rates shown below:

Year	Principal Amount	Interest Rate	Year	Principal Amount	Interest Rate
2015	\$ 250,000	_____%	2020	\$1,440,000	_____%
2016	255,000	_____	2021	1,500,000	_____
2017	300,000	_____	2022	1,575,000	_____
2018	1,240,000	_____	2023	1,975,000	_____
2019	1,390,000	_____	2024	2,000,000	_____

9. The Purchaser’s bid complies with all terms of the Notice to Bidders and the Notice of Sale.

10. The County has taken all actions required by law and has the power to sell and issue the Obligations.

11. The Governing Body is adopting this resolution to sell the Obligations and provide for their issuance upon the terms and conditions set forth in this resolution.

**RESOLUTIONS**

The Governing Body resolves as follows:

**Section 1. Definitions.**

In addition to the terms defined in the recitals to this resolution, the following capitalized terms have the meanings given in this section, unless the context clearly requires another meaning.

“**Book-Entry System**” means a system in which no physical distribution of certificates representing ownership of the Obligations is made to the owners of the Obligations but instead all outstanding Obligations are registered in the name of a securities depository appointed by the County, or in the name of such depository’s nominee, and the depository and its participants record beneficial ownership and effect transfers of the Obligations electronically.

“**Code**” means the Internal Revenue Code of 1986, as amended.

“**Continuing Disclosure Agreement**” means the Continuing Disclosure Agreement, dated as of the Original Issue Date, to be executed by the County and delivered on the closing date of the Obligations.

“**Debt Service Fund**” means the fund created by the County pursuant to Section 67.11 of the Wisconsin Statutes to provide for the payment of debt service on its general obligations.

“**Depository**” means DTC or any successor appointed by the County and acting as securities depository for the Obligations.

“**DTC**” means The Depository Trust Company.

“**Financial Officer**” means the County Treasurer.

“**Fiscal Agent**” means the Treasurer, or any successor fiscal agent appointed by the County to act as paying agent and registrar for the Obligations pursuant to Section 67.10 (2) of the Wisconsin Statutes.

“**Governing Body**” means the County Board of Supervisors.

“**Initial Resolution**” means collectively, the 2010 Initial Resolution and the 2013 Initial Resolutions, each having the meaning set forth in the recitals to this resolution.

“**County**” means Kenosha County, Wisconsin.

“**Municipal Officers**” means the County Board Chairperson and the County Clerk. These are the officers required by law to execute general obligations on the County’s behalf.

“**Notice of Sale**” has the meaning set forth in the recitals to this resolution.

“**Obligations**” means the \$11,925,000 Kenosha County, Wisconsin General Obligation Promissory Notes, Series 2014A, which will be issued pursuant to this resolution.

“**Original Issue Date**” means September 10, 2014.

“**Project**” has the meaning given in the recitals to this resolution.

“**Purchase Price**” has the meaning given in the recitals to this resolution.

“**Purchaser**” has the meaning given in the recitals to this resolution.

“**Record Date**” means the 15th day (whether or not a business day) of the calendar month just before a regularly scheduled interest payment date for the Obligations.

“**Recording Officer**” means the County Clerk.

“**Register**” means the register maintained by the Fiscal Agent at its designated office, in which the Fiscal Agent records:

- (i) **The name and address of the owner of each Obligation.**
- (ii) **All transfers of each Obligation.**

“**Treasurer**” means the County Treasurer.

**Section 2. Exhibits.**

The attached exhibits are also a part of this resolution as though they were fully written out in this resolution:

- (i) **Exhibit A — Form of Obligation.**
- (ii) **Exhibit B — Notice to Electors of Sale.**

**Section 3. Purposes of Borrowing; Issuance of Obligations.**

The Governing Body authorizes the Obligations and orders that they be prepared, executed, and issued. The Obligations will be fully registered, negotiable, general obligation promissory notes of the County in the principal amount of \$11,925,000. The Obligations will be issued pursuant to the provisions of Section 67.12(12) of the Wisconsin Statutes to pay the costs of the Project and certain expenses of issuing the Obligations (including printing costs and fees for financial consultants, bond counsel, fiscal agent, rating agencies, insurance, and registration, as applicable).

**Section 4. Terms of Obligations.**

The Obligations will be named “Kenosha County, Wisconsin General Obligation Promissory Notes, Series 2014A.” The Obligations will be dated the Original Issue Date, even if they are actually issued or executed on another date. Each Obligation will also be dated the date on which it is authenticated by the Fiscal Agent. That date is its registration date.

The face amount of each Obligation will be \$5,000 or any multiple thereof up to the principal amount authorized for that maturity.

The Obligations will bear interest from the Original Issue Date. Interest will be payable semiannually on each March 1 and September 1, beginning on March 1, 2015, until the principal of the Obligations has been paid. Interest on each Obligation will be (i) computed on the basis of a 360-day year of twelve 30-day months and (ii) payable to the person in whose name the Obligation is registered on the Register at the end of the day on the applicable Record Date. The Obligations will be numbered consecutively as may be required to comply with any applicable rules or customs or as determined by the Municipal Officers executing the Obligations. The County and the Fiscal Agent may treat the entity or person in whose name any Obligation is registered on the Register as the absolute owner of the Obligations for all purposes whatsoever under this resolution. The following table shows when the Obligations will mature and the rate of interest each maturity will bear:

<u>Maturity Date</u> <u>(September 1)</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2015	\$ 250,000	_____ %
2016	255,000	_____
2017	300,000	_____
2018	1,240,000	_____
2019	1,390,000	_____
2020	1,440,000	_____
2021	1,500,000	_____
2022	1,575,000	_____
2023	1,975,000	_____
2024	2,000,000	_____

The principal of, and interest on, the Obligations will be payable in lawful money of the United States of America.

### **Section 5. Fiscal Agent.**

The County appoints the Fiscal Agent to act as paying agent and registrar for the Obligations. Among other things, the Fiscal Agent shall maintain the Register.

### **Section 6. Appointment of Depository.**

The County appoints DTC to act as securities depository for the Obligations. An authorized representative of the County has previously executed a blanket issuer letter of representations with DTC on the County's behalf, and the County ratifies and approves that document.

### **Section 7. Book-Entry System.**

On the date of their initial delivery, the Obligations will be registered in the name of DTC or its nominee and maintained in a Book-Entry System. If the County's relationship with DTC is terminated, then the County may appoint another securities depository to maintain the Book-Entry System.

The County may decide at any time not to maintain the Obligations in a Book-Entry System. If the County decides not to maintain a Book-Entry System, then it will do the following:

- (i) **At its expense, the County will prepare, authenticate, and deliver to the beneficial owners of the Obligations fully-registered, certificated Obligations in the denomination of \$5,000 or any multiple thereof in the aggregate principal amount then outstanding. The beneficial owners will be those shown on the records of the Depository and its direct and indirect participants.**
- (ii) **The County will appoint a fiscal agent to act as paying agent and registrar for the Obligations under Section 67.10 (2) of the Wisconsin Statutes.**

### **Section 8. Redemption.**

The Obligations maturing on and after September 1, 2023 are subject to redemption before their stated maturity dates, at the County's option, in whole or in part, in the order of maturity selected by the County, on September 1, 2022 and on any date thereafter. The redemption price will be 100% of the principal amount redeemed, plus accrued interest to the redemption date, and no premium will be paid. If payment of an Obligation called for redemption has been made or provided for, then interest on the Obligation stops accruing on the stated redemption date. If less than all the principal amount of a specific maturity is redeemed, then the Obligations will be redeemed in \$5,000 multiples in accordance with Sections 9 and 10 hereof.

### **Section 9. Manner of Payment/Transfers/Redemption Notices Under Book-Entry System.**

So long as the County maintains the Obligations in a Book-Entry System, the following provisions apply:

*Payment.* The Fiscal Agent is directed to pay the principal of, and interest on, the Obligations by wire transfer to the Depository or its nominee in accordance with the Depository's rules that are then in effect.

*Transfers.* The Obligations are transferable, only upon the Register and only if the Depository ceases to act as securities depository for the Obligations and the County appoints a successor securities depository. If that happens, then upon the surrender of the Obligations to the Fiscal Agent, the County will issue new fully registered Obligations in the same aggregate principal amounts to the successor securities depository, and the Obligations will be recorded as transferred to the successor securities depository in the Register.

The Fiscal Agent will not be required to make any transfer of the Obligations (i) during the 15 calendar days before the date of the sending of notice of any proposed redemption of the Obligations, or (ii) with respect to any particular Obligation, after such Obligation has been called for redemption.

*Partial Redemption.* If less than all the principal amount of a specific maturity is to be redeemed, then the Depository and its direct and indirect participants will select the beneficial owners of the Obligations to be redeemed. If an Obligation has been called for redemption but less than all the principal amount of a specific maturity is redeemed, then on the redemption date and upon surrender to the Fiscal Agent of the Obligation, the County will issue one or more new Obligations in the principal amount outstanding after the redemption.

*Notice of Redemption.* Notice of the redemption of any of the Obligations will be sent to the Depository, in the manner required by the Depository, not less than 30, and not more than 60, days prior to the proposed redemption date. A notice of redemption may be revoked by sending notice to the Depository, in the manner required by the Depository, not less than 15 days prior to the proposed redemption date.

### **Section 10. Manner of Payment/Transfers/Redemption Notices Not Under Book-Entry System.**

If at any time the County decides *not* to maintain the Obligations in a Book-Entry System, then the following provisions apply:

*Payment.* The Fiscal Agent will pay the principal of each Obligation upon its presentation and surrender on or after its maturity or earlier redemption date at the designated office of the Fiscal Agent, and the Fiscal Agent will pay, on each interest payment date, the interest on each Obligation by wire or other electronic

transfer or by check of the Fiscal Agent sent by first class mail to the person in whose name the Obligation is registered on the Register at the end of the day on the applicable Record Date.

*Transfers.* Each Obligation is transferable, only upon the Register, for a like aggregate principal amount of the same maturity and interest rate in denominations of \$5,000. A transfer may be requested by the registered owner in person or by a person with a written power of attorney. The Obligation shall be surrendered to the Fiscal Agent, together with a written instrument of transfer satisfactory to the Fiscal Agent signed by the registered owner or by the person with the written power of attorney. The County will issue one or more new fully registered Obligations in the same aggregate principal amount to the transferee or transferees, as applicable, in exchange for the surrendered Obligations and upon the payment of a charge sufficient to reimburse the County or the Fiscal Agent for any tax, fee, or other governmental charge required to be paid with respect to such registration.

The Fiscal Agent will not be required to make any transfer of the Obligations (i) during the 15 calendar day period before the date of the sending of notice of any proposed redemption of the Obligations, or (ii) with respect to any particular Obligation, after the Obligation has been called for redemption.

*Partial Redemptions.* If less than all the principal amount of a specific maturity is to be redeemed, then the County or the Fiscal Agent will randomly select the Obligations to be redeemed. If less than the entire principal amount of a particular Obligation has been called for redemption, then upon surrender to the Fiscal Agent of the Obligation to be redeemed, the County will issue one or more new Obligations in the principal amount outstanding after the redemption.

*Notice of Redemption.* Notice of the redemption of any of the Obligations shall be sent by first class mail, not less than 30, and not more than 60, days before the redemption date to the registered owners of the Obligations to be redeemed at the addresses set forth in the Register. A notice of redemption may be revoked by sending a notice, by first class mail, not less than 15 days prior to the proposed redemption date to the registered owners of the Obligations which have been called for redemption.

#### **Section 11. Form of Obligations.**

The Obligations shall be in substantially the form shown in Exhibit A. Omissions, insertions, or variations are permitted if they are deemed necessary or desirable and are consistent with this resolution or any supplemental resolution. The County may cause the approving opinion of bond counsel to be printed or reproduced on the Obligations.

#### **Section 12. Execution of Obligations.**

The Obligations shall be signed by the persons who are the Municipal Officers on the date on which the Obligations are signed. The Obligations shall be sealed with the County's corporate seal (or a facsimile), if the County has one, and they shall also be authenticated by the manual signature of the Fiscal Agent.

The Obligations will be valid and binding even if before they are delivered any person whose signature appears on the Obligations is no longer living or is no longer the person authorized to sign the Obligations. In that event, the Obligations will have the same effect as if the person were living or were still the person authorized to sign the Obligations.

A facsimile signature may be used as long as at least one signature of a Municipal Officer is a manual signature or the Fiscal Agent's certificate of authentication has a manual signature. If a facsimile signature is used, then it will be treated as the officer's own signature.

#### **Section 13. Continuing Disclosure.**

The appropriate officers of the County are directed to sign the Continuing Disclosure Agreement, and the County agrees to comply with all its terms.

#### **Section 14. Sale of Obligations.**

The County awards the sale of the Obligations to the Purchaser at the Purchase Price, plus any accrued interest from the Original Issue Date to the date of delivery of the Obligations. The County approves and accepts the purchase agreement, which may be in the form of a bid form, signed and presented by the Purchaser to evidence the purchase of the Obligations (the "**Purchase Agreement**"). The Municipal Officers are directed (i) to sign the Purchase Agreement in the County's name and (ii) to take any additional actions needed to complete the sale of the Obligations, including arranging for a specific date, time, and location of closing of the sale.

The Financial Officer is directed to comply with the terms of the Notice of Sale with respect to any good-faith deposit requirements.

The officers of the County are directed to sign the Obligations and to arrange for delivery of the Obligations to the Purchaser through the facilities of DTC in accordance with the Notice of Sale, the Purchase Agreement, and this resolution. The Obligations may be delivered to the Purchaser upon payment by the Purchaser of the Purchase Price, plus any accrued interest, as required by the Notice of Sale.

Unless waived by the Purchaser, the delivery of the Obligations is conditioned upon the County furnishing the following items to the Purchaser:

- (i) **The Obligations, together with the written, unqualified approving opinion of the law firm of Foley & Lardner LLP, bond counsel, evidencing the legality of**



- (ii) **the Obligations and that interest on the Obligations will be excluded from gross income for federal income tax purposes.**
- (ii) **A transcript of the proceedings relating to the issuance of the Obligations.**
- (iii) **A certificate showing that no litigation has been threatened or is pending that would affect the legality of the Obligations or the right of the County to issue them at the time of their delivery.**

**Section 15. General Obligation Pledge; Tax Levy.**

For the prompt payment of the principal of, and interest on, the Obligations, the County irrevocably pledges its full faith and credit. The County hereby levies upon all taxable property in its territory a direct, annual, and irrevocable tax in an amount sufficient to pay, and for the express purpose of paying, the interest on the Obligations as it falls due and also to pay and discharge the principal of the Obligations on their maturity dates.

This tax shall be carried from year to year into the County's tax roll. It shall be collected in addition to all other taxes and in the same manner and at the same time as all other taxes. The amount of this tax that is carried into the County's tax roll may be reduced in any year by the amount of any surplus money in the account within the Debt Service Fund (as described below) available to pay debt service on the Obligations for such year. This tax for each year the levy is made will be in the following amounts:

<u>Levy Year</u>	Debt Service Amount Due in Following Year	<u>Levy Year</u>	Debt Service Amount Due in Following Year
2014	\$ _____	2019	\$ _____
2015	_____	2020	_____
2016	_____	2021	_____
2017	_____	2022	_____
2018	_____	2023	_____

**Section 16. Debt Service Fund.**

The Treasurer is directed to keep the proceeds of the taxes levied under this resolution, when they are collected, in the Debt Service Fund. The Debt Service Fund shall be maintained and administered as provided in Section 67.11 of the Wisconsin Statutes. The County shall create a separate account within the Debt Service Fund solely for the Obligations. Any accrued interest received on the date of delivery of the Obligations and the premium, if any, paid to the County by the Purchaser in excess of the stated principal amount of the Obligations shall be deposited into the Debt Service Fund and used to pay interest on the Obligations. If the money in the Debt Service Fund is insufficient to make a payment of principal of, or interest on, the Obligations on a date on which such a payment is due, then the County will promptly provide the necessary funds to make the payment from other available sources.

**Section 17. Borrowed Money Fund.**

The sale proceeds of the Obligations (not including any accrued interest or premium received) shall be deposited in and kept by the Treasurer in a separate fund. The fund shall be designated with both the name of the Obligations and the name Borrowed Money Fund (herein referred to as the "**Borrowed Money Fund**"). Money in the Borrowed Money Fund, including any earnings, shall be (a) used to pay the costs of the Project and issuing the Obligations, or (b) transferred to the Debt Service Fund as provided by law.

**Section 18. Official Statement.**

The County approves and ratifies the preliminary offering document prepared and distributed in connection with the sale of the Obligations, and the County authorizes and approves the final version of such document (the "**Official Statement**") to be prepared prior to the issuance of the Obligations; *provided, however*, that the Official Statement shall be substantially in the form submitted to this meeting, with such modifications as the Municipal Officers approve. The Municipal Officers are directed to deliver copies of the Official Statement to the Purchaser and, if the Purchaser requests, execute one or more copies on behalf of the County. Execution and delivery of the Official Statement will conclusively evidence the approval of the Municipal Officers.

**Section 19. Publication of Notice.**

The Recording Officer is directed to publish notice that the County has agreed to sell the Obligations. The notice shall be published in the County's official newspaper as a class 1 notice under Chapter 985 of the Wisconsin Statutes promptly after the adoption of this resolution. The notice shall be in substantially the form shown in Exhibit B. The Recording Officer shall obtain proof, in affidavit form, of the publication, and

shall compare the notice as published with the attached form to make sure that no mistake was made in publication.

**Section 20. Authorization of Officers.**

The appropriate officers of the County are directed to prepare and furnish the following items to the Purchaser and the attorneys approving the legality of the Obligations:

- (i) **Certified copies of proceedings and records of the County relating to the Obligations and to the financial condition and affairs of the County.**
- (ii) **Other affidavits, certificates, and information that may be required to show the facts about the legality of the Obligations, as such facts appear on the books and records under the officer's custody or control or as are otherwise known to the officer.**

**All certified copies, affidavits, certificates, and information furnished for such purpose will be representations of the County as to the facts they present.**

**Section 21. Tax Law Covenants.**

The County covenants that it will comply with all requirements of the Code and the Treasury Regulations promulgated thereunder, that shall be satisfied so that interest on the Obligations will be excluded from gross income for federal income tax purposes.

**Section 22. Further Authorization.**

The County authorizes its officers, attorneys, and other agents or employees to do all acts required of them to carry out the purposes of this resolution.

**Section 23. Conflict with Prior Acts.**

In case any part of a prior action of the Governing Body conflicts with this resolution, that part of the prior action is hereby rescinded.

**Section 24. Severability of Invalid Provisions.**

If a court holds any provision of this resolution to be illegal or invalid, then the illegality or invalidity shall not affect any other provision of this resolution.

**Section 25. Effective Date.**

This resolution takes effect upon its adoption and approval in the manner provided by law.

SUBMITTED BY:

Finance/Administration Committee

Terry Rose

Ronald Frederick

John O'Day

Kimberly Breunig

Jeff Gentz

Rick Dodge

It was moved by Supervisor Rose to adopt Resolution 36. Seconded by Supervisor R. Frederick.

Roll call vote.

Aye: Supervisors, Grady, Rose, Gentz, Goebel, Dodge, Kubicki, R. Hallmon, Johnson, Arrington, R. Frederick, Blough, Kohlmeier, B. Frederick, Noble, A. Johnson, Breunig, Decker, Elverman.

Nay: Supervisors Retzlaff, Skalitzky, Poole.

Aye: 18. Nay: 3.

Motion carried.

**RESOLUTION 37**

37. From Finance/Administration Committee, Request to approve the Appointment of David M. Geertsen to serve as the Director of the Kenosha County Department of Finance and Administrative Services.

**WHEREAS**, pursuant to County Executive Appointment 2014/15-15, the County Executive has appointed David M. Geertsen to serve as the Director of Finance and Administrative Services; and

**WHEREAS**, Mr. Geertsen was hired by Kenosha County in 1985. He has held the positions of Coordinator of Business Services, Assistant Director of Finance, Director of Finance, Division Director of Financial Services and is currently the Director of the Department of Finance and Administrative Services.

**WHEREAS**, the Finance & Administration Committee of the Kenosha County Board of Supervisors has reviewed the request of the County Executive for confirmation of the above-named to serve as the Director of Finance and Administrative Services and is recommending to the County Board the approval of the appointment.

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors confirms the appointment of David M. Geertsen to serve as the Director of Finance and Administrative Services.

It was moved by Supervisor Rose to adopt Resolution 37. Seconded by Supervisor Kohlmeier.

Motion carried.

SUBMITTED BY:

Finance/Administration Committee

Terry Rose

Ronald Frederick

John O'Day

Kimberly Breunig

Jeff Gentz

Rick Dodge

**RESOLUTION 38**

38. From Finance/Administration Committee, Request to approve the Appointment of Michael Pitts to the Kenosha County Housing Authority Board.

**WHEREAS**, pursuant to County Executive Appointment 2014/15-9, the County Executive has appointed Michael Pitts to serve on the Kenosha County Housing Authority Board; and

**WHEREAS**, the Finance/Administration Committee of the Kenosha County Board of Supervisors has reviewed the request of the County Executive for confirmation of the above-named to serve on the Kenosha County Housing Authority Board and is recommending to the County Board the approval of the appointment,

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors confirms the appointment of Michael Pitts to the Kenosha County Housing Authority Board. Mr. Pitts' appointment shall be effective immediately and continue until the 30<sup>th</sup> day of April, 2017 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Mr. Pitts will serve without pay. Mr. Pitts will be succeeding Mark Karow.

SUBMITTED BY:

Finance/Administration Committee

Terry Rose

Ronald Frederick

John O'Day

Kimberly Breunig

Jeff Gentz

Rick Dodge

It was moved by Supervisor Rose to adopt Resolution 38. Seconded by Supervisor Gentz.

Motion carried.

**RESOLUTION39**

39. From Human Services Committee, Resolution to approve the Appointment of Nicholas Galich to the Kenosha County Workforce Development Board.

**WHEREAS**, pursuant to County Executive Appointment 2014/15-14, the County Executive has appointed Nicholas Galich to serve on the Kenosha County Workforce Development Board; and

**WHEREAS**, the Human Services Committee has reviewed the request of the of the County Executive for confirmation of his appointment of the above-named to serve on the Kenosha County Workforce Development Board and is recommending to the County Board the approval of the appointment,

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors confirms the appointment of Nicholas Galich to the Kenosha County Workforce Development Board. Mr. Galich's appointment shall be effective immediately and continue until the 30<sup>th</sup> day of June, 2017 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Mr. Galich will serve without pay and will be succeeding Mary Becker.

SUBMITTED BY:

Human Services Committee

Dayvin Hallmon

Michael Goebel

Anita Johnson

Erin Decker

**RESOLUTION 40**

40. From Human Services Committee, Resolution to approve the Appointment of Supervisor Boyd Frederick to the Racine/Kenosha Community Action Agency Board.

**WHEREAS**, pursuant to County Executive Appointment 2014/15-11, the County Executive has appointed Supervisor Boyd Frederick to serve on the Racine/Kenosha Community Action Agency Board; and

**WHEREAS**, the Human Services Committee has reviewed the request of the of the County Executive for confirmation of his appointment of the above-named to serve on the Racine/Kenosha Community Action Agency Board and is recommending to the County Board the approval of the appointment,

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors confirms the appointment of Supervisor Boyd Frederick to the Racine/Kenosha Community Action Agency Board. Mr. Frederick's appointment shall be effective immediately and continue until the 30<sup>th</sup> day of April, 2016 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Supervisor Frederick will serve without pay and will be succeeding Gabe Nudo.

SUBMITTED BY:

Human Services Committee

Dayvin Hallmon

Michael Goebel

Anita Johnson

Erin Decker

It was moved by Supervisor Hallmon to adopt Resolution 39 & 40. Seconded by Supervisor Goebel.  
Motion carried.

#### **RESOLUTION 41**

41. From Judiciary & Law Committee regarding Probationary Cabaret License for Jimmy's Hawg Heaven.

**WHEREAS**, the application of James L. Chumbley for a probationary cabaret license for Jimmy's Hawg Heaven, 10306 Antioch Rd. Salem, Wisconsin, in the Town of Salem, was made during the month of July, 2014 was turned over to this office on July 11, 2014, and

**WHEREAS**, the Kenosha Sheriff's Department has conducted an inspection of the premises, and

**WHEREAS**, the premises were found to be in conformity with the Cabaret Ordinance Number 8.02, and

**NOW, THEREFORE BE IT RESOLVED**, that because this is the initial application by the license holder, a probationary license be granted to James L. Chumbley and Jimmy's Hawg Heaven.

SUBMITTED BY:

Judiciary and Law Committee

Daniel Esposito

Anita Johnson

Boyd Frederick

Ronald Johnson

Leah Blough

John Poole

It was moved by Supervisor A. Johnson to adopt Resolution 41. Seconded by Supervisor R. Frederick.  
Motion carried.

#### **RESOLUTION 42**

42. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License for Players Park South.

**WHEREAS**, the application of Ragan Whitmore for a probationary cabaret license for Players Park South, 9251 Antioch Rd. Salem, Wisconsin, in the Town of Salem, was made during the month of July, 2014 was turned over to this office on July 7, 2014, and

**WHEREAS**, the Kenosha Sheriff's Department has conducted an inspection of the premises, and

**WHEREAS**, the premises were found to be in conformity with the Cabaret Ordinance Number 8.02, and

**NOW, THEREFORE BE IT RESOLVED**, that because this is the initial application by the license holder, a probationary license be granted to Ragan Whitmore and Players Park South.

SUBMITTED BY:

Judiciary and Law Committee

Daniel Esposito

Anita Johnson

Boyd Frederick

Ronald Johnson

Leah Blough

John Poole

It was moved by Supervisor A. Johnson to adopt Resolution 42. Seconded by R. Johnson.  
Motion carried.

#### **RESOLUTION 43**

43. From Planning, Development & Extension Education Committee, Request to Approve the Re-Appointment of Robert M. Stoll to the Kenosha County Zoning Board of Adjustments.

**WHEREAS**, pursuant to County Executive Appointment 2014/15-18, the County Executive has appointed Robert M. Stoll to serve on the Kenosha County Zoning Board of Adjustments; and

**WHEREAS**, the Planning, Development & Extension Education Committee has reviewed the request of the County Executive for confirmation of his appointment of the above-named to serve on the Kenosha County Zoning Board of Adjustments and is recommending to the County Board the approval of the appointment.

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors confirms the appointment of Robert M. Stoll to the Kenosha County Zoning Board of Adjustments. Mr. Stoll's appointment shall be effective immediately and continue until the 30<sup>th</sup> day of June, 2019 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Mr. Stoll will receive a per diem along with mileage reimbursements and will be succeeding himself.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Resolution 43. Seconded by Supervisor Goebel.

Motion carried.

#### **RESOLUTION 44**

44. From Planning, Development & Extension Education Committee, Request to approve the Re-Appointment of Joe Huck to the Land Information Council.

**WHEREAS**, pursuant to County Executive Appointment 2014/15-19, the County Executive has reappointed Joe Huck to serve on the Kenosha County Land Information Council; and

**WHEREAS**, the Planning, Development & Extension Education Committee of the Kenosha County Board of Supervisors has reviewed the request of the County Executive for confirmation of the above-named to serve on the Kenosha County Land Information Council and is recommending to the County Board the approval of the reappointment.

**NOW, THEREFORE BE IT RESOLVED**, that the Kenosha County Board of Supervisors confirms the reappointment of Joe Huck to the Kenosha County Land Information Council. Mr. Huck's reappointment shall be effective immediately and continue until the 1<sup>st</sup> day of July, 2018 or until a successor is appointed by the County Executive and confirmed by the Kenosha County Board of Supervisors. Mr. Huck will serve without pay. Mr. Huck will be succeeding himself.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Resolution 44. Seconded by Supervisor Retzlaff.

Motion carried.

#### **RESOLUTION 45**

45. From Planning, Development & Extension Education Committee regarding Proposed Comprehensive Plan Amendment, Terri Walter, (Owner), Robert J. & Kay P. Drissel Revocable Trust, (Owner), requests an amendment to the Adopted Land Use Plan map for Kenosha County: from "Rural-Density Residential" to "General Agricultural and Open Land" in the Town of Brighton.

**WHEREAS**, in compliance with Wisconsin's comprehensive planning law set forth in Section 66.1001 of the Wisconsin Statutes, Kenosha County adopted a Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 on April 20, 2010; and,

**WHEREAS**, Terri Walter, 1355 Main St., Union Grove, WI 53182 (Owner), Robert J. & Kay P. Drissel Revocable Trust, 15941 Durand Ave. #37D, Union Grove, WI 53182 (Owner), requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Rural-Density Residential" to "General Agricultural and Open Land" on all of Tax Parcel #30-4-220-011-0340 (Walter) and from "Farmland Protection" to "General Agricultural and Open Land" on part of #30-4-220-011-0203 (Drissel) located in the NE 1/4 of Section 1, T2N, R20E, Town of Brighton; and,

**WHEREAS**, the Town of Brighton and the Department of Planning and Development have published said request in accordance to State Statutes; and

**WHEREAS**, the change is consistent with the *Town of Brighton Smart Growth Comprehensive Plan*; and,

**WHEREAS**, the Town Board of Brighton recommended approval of the request; and,

**WHEREAS**, the Kenosha County Planning, Development and Extension Education Committee held a public hearing on the request on August 13, 2014, and recommended approval of the request.

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to Sections 59.69 and 66.1001(4) of Wisconsin Statutes, the Kenosha County Board of Supervisors hereby amends the comprehensive plan on Tax Parcel #30-4-220-011-0340 (Walter) and part of Tax Parcel #30-4-220-011-0203 (Drissel), as described above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Kenosha County Board of Supervisors enact an ordinance adopting the comprehensive plan change.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Resolution 45. Seconded by Supervisor Skalitzky.

Motion carried.

#### **RESOLUTION 46**

46. From Planning, Development & Extension Education Committee Proposed Comprehensive Plan Amendment, Lillian Van Liere, Trustee of Lillian M. Van Liere (Owner), Thomas L. Satter (Agent), requests and amendment to the Adopted Land Use Plan map for Kenosha County: 2035 from "Farmland Protection" to "General Agricultural and Open Land" in the Town of Brighton.

**WHEREAS**, in compliance with Wisconsin's comprehensive planning law set forth in Section 66.1001 of the Wisconsin Statutes, Kenosha County adopted a Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 on April 20, 2010; and,

**WHEREAS**, Lillian Van Liere, Trustee of Lillian M. Van Liere Trust Dated 10/19/1999, c/o John Van Liere, P.O. Box 254, Rockton, IL 61072 (Owner), Thomas L. Satter, 272 Origen St., Burlington, WI 53105 (Agent), requests and amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Farmland Protection" to "General Agricultural and Open Land" on part of Tax Parcel #30-4-220-332-0100 located in the NW 1/4 of Section 33, T2N, R20E, Town of Brighton; and,

**WHEREAS**, the Town of Brighton and the Department of Planning and Development have published said request in accordance to State Statutes; and

**WHEREAS**, the change is consistent with the Town of Brighton Smart Growth Comprehensive Plan; and,

**WHEREAS**, the Town Board of Brighton recommended approval of the request; and,

**WHEREAS**, the Kenosha County Planning, Development and Extension Education Committee held a public hearing on the request on August 13, 2014, and recommended approval of the request.

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to Sections 59.69 and 66.1001(4) of Wisconsin Statutes, the Kenosha County Board of Supervisors hereby amends the comprehensive plan on part of Tax Parcel #30-4-220-332-0100 as described above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Kenosha County Board of Supervisors enact an ordinance adopting the comprehensive plan change.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Resolution 46. Seconded by Supervisor Goebel.

Motion carried.

#### **RESOLUTION 47**

47. From Planning, Development & Extension Education Committee Request for an Amendment to the Final Plat of Woodhaven Meadows Subdivision regarding the removal and revision of the preservation easement from certain areas of the existing subdivision outlot and to show the outlot area to be deeded to the Town of Salem in the Town of Salem.

**WHEREAS**, on January 18, 2005, the Kenosha County Board of Supervisors approved the Final Plat of Woodhaven Meadows Subdivision following a public hearing of the Kenosha County Land Use Committee on January 12, 2005 with said plat being part of the southeast quarter of Section 13 and the northeast quarter of Section 24, Township 1 North Range 20 East, Town of Salem; and

**WHEREAS**, the plat was approved by the Kenosha County Board of Supervisors with a noted deed restriction stating that areas labeled as "Outlot" shall be preserved through use of open space and/or natural resource preservation easement areas and with a noted deed restriction stating that no more than 20% of a single wooded lot can be cleared for the construction of a dwelling, driveway, garage, storage building or well; and

**WHEREAS**, the current developer Woodhaven Meadows LLC have petitioned to amend the final plat to revise the note stating that "Areas labeled heron as "Outlot" shall be preserved through use of open space and/or natural resource preservation protection easement" to apply only to that area of the Outlot not to be sold to the Town of Salem and to remove the restriction note stating that "No more than 20% of a single

wooded lot can be cleared for the construction of a dwelling, driveway, garage , storage building or well" affecting Tax Parcels #80-4-222-142-0201, 80-4-222-142-0202, 80-4-222-142-0203, 80-4-222-142-0204, 80-4-222-142-0205, & 80-4-222-142-0206, being part of the southeast quarter of Section 13 and the northeast quarter or Section 24, Township 1 North, Range 20 East, Town of Salem. For informational purposes only, these lots are located approximately 1/2 mile northwest of the intersection of 219th Avenue and CTH "C" (Wilmot Rd.); and

**WHEREAS**, the Town of Salem recommended approval of the revised plat restrictions on the aforementioned lots; and

**WHEREAS**, the Planning, Development & Extension Education Committee discussed the issue at their August 13, 2014 public hearing and recommended that the amendment to the Final Plat of Woodhaven Meadows Subdivision be approved to allow the revised plat restrictions (described above);

**NOW, THEREFORE, BE IT RESOLVED** that the Kenosha County Board of Supervisors approve the amendment to the Final Plat of Woodhaven Meadows to allow the revised plat restrictions on the above described lots.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Douglas Noble

Mike Skalitzky

Greg Retzlaff

Michael Goebel

It was moved by Supervisor Noble to adopt Resolution 47. Seconded by Supervisor Retzlaff.

Motion carried.

#### **RESOLUTION 48**

48. From Public Works/Facilities and Finance/Administration to modify 2014 Capital Budget – Public Safety Building Parking Lot Gates.

**WHEREAS**, the 2014 Capital Projects Budget included \$60,000 for the installation of security gates for Public Safety Building parking lot number 3, and

**WHEREAS**, the Kenosha County Board of Supervisors has determined that security gates are not the most cost-effective way of controlling parking in Public Safety Building parking lot 3, and

**WHEREAS**, the \$60,000 for the project was to be funded with bonding, and

**WHEREAS**, parking at the Public Safety Building parking lot 3 will be managed by Joint Services per the Intergovernmental Agreement between Kenosha County and the City of Kenosha

**THEREFORE, BE IT RESOLVED**, that the \$60,000 revenue and expenditure be removed from the 2014 Budget per the budget modification attached and incorporated by reference.

SUBMITTED BY:

Public Works/Facilities Committee

William Grady

Mike Skalitzky

John Poole

Finance/Administration Committee

Terry Rose

Ronald Frederick

Aaron Kohlmeier

Jeff Gentz

Rick Dodge

It was moved by Supervisor Grady to adopt Resolution 48. Seconded by Supervisor Rose.

Roll call vote passed unanimously.

#### **COMMUNICATION**

4. Communication from Andy M. Buehler regarding future items scheduled before the Planning, Development & Extension Education Committee.

Chairman Kubicki received and filed Communication 4.

#### **CLAIMS**

16. Edgar Albarran – tire damage

17. Ryan Anthonsen – property damage

18. Matthew Scott Wolf – vehicle damage

Chairman Kubicki referred Claims 16-18 to Corporation Counsel.

It was moved by Supervisor Poole to approve the August 5, 2014 minutes. Seconded by Supervisor Arrington.

Motion carried.

It was moved by Supervisor Rose to adjourn. Seconded by Supervisor Arrington.

Motion carried.

Meeting adjourned at 8:20 p.m.

Prepared by: Edie LaMothe

Deputy Clerk

Submitted by: Mary Schuch-Krebs

County Clerk