


Kenosha



County

BOARD OF SUPERVISORS

RESOLUTION NO. 59

Subject: Resolution to authorize appropriation of Park Development funds for Parks Division capital projects	
Original <input checked="" type="checkbox"/> Corrected <input type="checkbox"/> 2 nd Correction <input type="checkbox"/> Resubmitted <input type="checkbox"/>	
Date Submitted: 1/6/20	Date Resubmitted:
Submitted by: Matthew Collins	
Fiscal Note Attached <input checked="" type="checkbox"/>	Legal Note Attached <input type="checkbox"/>
Prepared by: Matthew Collins	Signature: 

WHEREAS, Kenosha County received \$1,301,830 from the American Transmission Company (ATC) as an “environmental impact fee distribution” related to ATC’s Mt. Pleasant (FoxConn) project; and

WHEREAS, per Wisconsin state statutes, municipalities that receive this type of distribution may use it for park, conservancy, wetland or other similar environmental programs; and

WHEREAS, the 2019 Budget Resolution authorizes the placement of funds provided by utilities agencies into the County’s Park Development fund to mitigate the need for future capital borrowing for Parks Division related capital projects; and

WHEREAS, the 2020 Parks Division capital budget authorizes the use of \$340,000 of these funds for park capital budgets, leaving a remaining fund balance of \$961,803; and

WHEREAS, Kenosha County created a comprehensive Pike River three-phase restoration plan to improve water quality, habitat and ecological functioning and control erosion in this urban green infrastructure hub within Petrifying Springs Park; and

WHEREAS, Kenosha County is seeking federal, state and private grant funding for Phase II restoration work, which calls for the restoration of 3,067 linear feet along the Pike River streambank and within Petrifying Springs Park; and

WHEREAS, the total cost of this project is \$1,600,000 which will be funded by a grant of \$1,100,000 and \$500,000 (approximately 30%) of matching funds from Kenosha County, and

Park Project Funding Resolution
 January 6, 2020
 Page 2

WHEREAS, additional Parks Division capital projects being evaluated include, but are not limited to, Petrifying Springs Pike River restoration, Petrifying Springs pedestrian bridge installation, playground equipment purchases and construction, improvements or additions to the countywide multi-use trail system and other new park features, and

WHEREAS, the use of these funds for Park capital projects will reduce the future need for bond financing, and

THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors authorizes the Kenosha County Executive or his designee to apply for and accept park-related grants, process paperwork, prepare any necessary documents related to these potential grants or the execution of related or future park projects, appropriate the remaining ATC environmental impact fee funds as the County's payment of matching grant funding or future park project expenses and for other Parks Division capital projects noted per the budget resolution which is attached and incorporated by reference.

Respectfully Submitted:

Committee:



 Dennis Elverman, Chairperson



 John Franco, Vice Chairperson




 Daniel Gaschke



 Laura Belsky



 Mark Nordigian



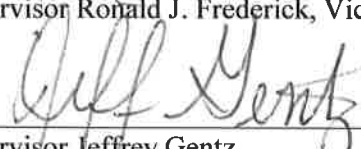
 Michael Skalitzky



 Monica Yuhas

Aye	Nay	Abstain	Excused
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FINANCE/ADMINISTRATION COMMITTEE

	Aye	Nay	Abstain	Excused
 Supervisor Terry W. Rose, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Ronald J. Frederick, Vice-Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Jeffrey Gentz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Ed Kubicki	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor John O'Day	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor John Poole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Supervisor Jeff Wamboldt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

KENOSHA COUNTY EXPENSE/REVENUE BUDGET MODIFICATION FORM

DEPT/DIVISION:

DPWDS/Parks

DOCUMENT #

G/L DATE

BATCH #

ENTRY DATE

PURPOSE OF BUDGET MODIFICATION (REQUIRED): Appropriate Park Development funds for Parks Division Capital projects.

(1) ACCOUNT DESCRIPTION EXPENSES	(2)			(3)		(4) EXPENSE DECREASE (-)	(5) 2020 ADOPTED BUDGET	(6) CURRENT BUDGET	(7) 2020 ACTUAL EXPENSES	(8)		(9) EXPENSE BAL AVAIL
	FUND	DIVISION	SUB DIVISION	MAIN ACCOUNT	EXPENSE INCREASE (+)					REVISSED BUDGET	AFTER TRANSFER	
Parks Land Improvements	411	760	7850	582100	961,803	-	340,000	340,000	-	1,301,803	1,301,803	-
EXPENSE TOTALS												
							-	-	-	-	-	-

REVENUES	SUB DIVISION			MAIN ACCOUNT	REVENUE DECREASE (+)	REVENUE INCREASE (-)	(5) 2020 ADOPTED BUDGET	CURRENT BUDGET	REVISSED BUDGET
	FUND	DIVISION	SUB DIVISION						
Parkland Development	420	760	7860	446565	-	961,803	465,000	465,000	1,426,803
REVENUE TOTALS									
							-	-	-

COLUMN TOTALS (EXP TOTAL + REV TOTAL)

- -

Please fill in all columns:

- (1) & (2) Account information as required
- (3) & (4) Budget change requested
- (5) Original budget as adopted by the board
- (6) Current budget (original budget w/past mods.)
- (7) Actual expenses to date
- (8) Budget after requested modifications
- (9) Balance available after transfer (col 8 - col 7).

SEE BACK OF FORM FOR REQUIRED LEVELS OF APPROVAL FOR BUDGET MODIFICATION.

PREPARED BY: Jan Kofron FINANCE DIRECTOR: Jan Kofron Date: 12-19-19

DIVISION HEAD: Jan Kofron (required) Date: 12-19-19

DEPARTMENT HEAD: Bob Date: 12-19-19

COUNTY EXECUTIVE: [Signature] Date: 12/20/19

increasing morale and provide efficient transition of staff, as long as the early hiring can be accomplished within the approved budget of the department; and

BE IT FURTHER RESOLVED, the County pay Assistant District Attorneys an hourly rate for drafting of criminal complaints on weekends commencing with the approval of the budget (not to exceed Temporary Salary Appropriation); and

BE IT FURTHER RESOLVED, that if it is determined that the level of inmate holds increase is sustainable and/or the daily rate paid for by the Federal Government increases, the Sheriff is hereby authorized to increase the budgeted Federal Housing revenue and increase various expenditures (including additional personnel if necessary) associated with the increase in inmate population and/or daily rate increase, in order to affect increased costs for operations as long as its levy neutral; and

BE IT FURTHER RESOLVED, that prior to any budget modification for an increase in revenues and expenditures, the Sheriff shall make a report to the Finance and Administration and the Judiciary and Law Committees; and

BE IT FURTHER RESOLVED, that the County Board authorizes the Administration the ability to establish a project specific sinking fund which will allow Park Division capital projects to be partially funded with future enterprise revenues to minimizing the need for capital financing through bonding; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby instruct the Highway Commissioner to require that all new or replacement aboveground utility lines be placed on only one side of the roadway unless, in his or her discretion, the Highway Commissioner deems it appropriate to provide, by permit or waiver, for alternative siting requirements, pursuant to and consistent with all applicable federal, state, and local laws and regulations; and

BE IT FURTHER RESOLVED, that the County Board hereby approves the IGA on the transfer of jurisdiction of a portion of County Trunk Highway H, as attached and incorporated by reference, fully transferring jurisdiction of and responsibility for the portion of County Trunk Highway H from 52nd Street to 65th Street, including the roadway and the traffic signals at the intersections of County Trunk Highway H and 60th and 65th Streets; and

BE IT FURTHER RESOLVED, that the Corporation Counsel is hereby directed to review the legal description when received with all appropriate staff to ensure that it fully and accurately describes the portion of County Trunk Highway H to be transferred and to take all steps necessary to correct it if needed; and

BE IT FURTHER RESOLVED, that the County Board hereby declares and memorializes that the portion of roadway described in that IGA is a recorded highway, as that term is used in Section 82.01 (8), Wis. Stats., and has been worked by the County as a public highway in its current roadbed continuously for over sixty years; and

 BE IT FURTHER RESOLVED, that the County Board authorizes the placement of funds provided by utilities agencies into the County's Park Development fund to mitigate the need for future capital borrowing for Parks Division related capital projects; and

BE IT FURTHER RESOLVED, that if the level of maintenance work requested by the State increases above the current budgeted levels, the Highway Commissioner is hereby authorized to

**HIGH-VOLTAGE TRANSMISSION LINE
ENVIRONMENTAL IMPACT FEE DISTRIBUTIONS**

GUIDELINES FOR ENVIRONMENTAL IMPACT FEE PROGRAMS

Under s. 16.969 (4) A county, town, village or city that receives a distribution under sub.(3) (b) may use the distribution only for park, conservancy, wetland or other similar environmental programs.

The use of High-Voltage Transmission Line environmental impact fees by municipalities is limited by the Statutes to environmental programs. The guiding principal to be used for eligible programs is that the fee is to be used to mitigate any adverse environmental impacts due to the presence of the new high voltage transmission line.

The Statutes references as examples: Park, Conservancy, and Wetland Programs. Specific examples of programs could include: Park improvement projects, purchase of property for conservancy of environmentally significant sites, improvement of Wetlands, purchase of additional Wetlands or return of land to Wetland designation. Additional programs could prevent the introduction of or limit the spread of invasive species of plants or animals or other such programs to limit adverse impacts of high voltage transmission lines or compensate for adverse impacts or such lines.

Wisconsin State Statute

16.969 Fees for certain high-voltage transmission lines.

(1) In this section:

(a) "Commission" means the public service commission.

(b) "High-voltage transmission line" means a high-voltage transmission line, as defined in s. 196.491 (1) (f), that is designed for operation at a nominal voltage of 345 kilovolts or more.

(2) The department shall promulgate rules that require a person who is issued a certificate of public convenience and necessity by the commission under s. 196.491 (3) for a high-voltage transmission line to pay the department the following fees:

(a) An annual impact fee in an amount equal to 0.3% of the cost of the high-voltage transmission line, as determined by the commission under s. 196.491 (3) (gm).

(b) A one-time environmental impact fee in an amount equal to 5% of the cost of the high-voltage transmission line, as determined by the commission under s. 196.491 (3) (gm).

(3) (a) The department shall distribute the fees that are paid by a person under the rules promulgated under sub. (2) (a) to each town, village and city that is identified by the commission under s. 196.491 (3) (gm) in proportion to the amount of investment that is allocated by the commission under s. 196.491 (3) (gm) to each such town, village and city.

(b) The fee that is paid by a person under the rules promulgated under sub. (2) (b) shall be distributed as follows:

1. The department shall pay 50% of the fee to each county that is identified by the commission under s. 196.491 (3) (gm) in proportion to the amount of investment that is allocated by the commission under s. 196.491 (3) (gm) to each such county.

2. The department shall pay 50% of the fee to each town, village and city that is identified by the commission under s. 196.491 (3) (gm) in proportion to the amount of investment that is allocated by the commission under s. 196.491 (3) (gm) to each such town, village and city.

(4) A county, town, village, or city that receives a distribution under sub. (3) (b) may use the distribution only for park, conservancy, wetland or other similar environmental programs, unless the commission approves a different use under this subsection. A county, town, village, or city that receives a distribution may request in writing at any time that the commission approve a different use. The commission shall make a decision no later than 14 days after receiving such a request. The commission shall approve a request if it finds that the request is in the public interest.

**Kenosha County
Administrative Proposal Form**

1. Proposal Overview

Division: Parks

Department: Public Works and Development
Services

Proposal Summary (attach explanation and required documents):

Resolution to appropriate funds for Park capital projects.

Dept./Division Head Signature: 

Date: 12.19.19

2. Department Head Review

Comments:

Recommendation: Approval Non-Approval

Department Head Signature: 

Date: 12-19-19

3. Finance Division Review

Comments:

Recommendation: Approval Non-Approval

Finance Signature: 

Date: 12/19/19

4. County Executive Review

Comments:

Action: Approval Non-Approval

Executive Signature: 

Date: 12/30/19