

KENOSHA COUNTY BOARD OF SUPERVISORS

COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING

July 19, 2005

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

Present: Supervisors Elverman, Grady, Rossow, Rose, Kessler, Wipper, Marrelli, Booth, Carbone, Modory, Faraone, R. Johnson, Michel, O'Day, Singer, L. Johnson, Molinaro, Wisnefski, Clark, West, Gorlinski, Ekornaas.

Excused: Supervisors Huff, Deschler, Carey-Mielke, Noble, Kerkman, Smitz.

Present: 22. Excused: 6.

CITIZEN COMMENTS

Doria Evans, 1512 60th Street, Kenosha. She stated that the Homeless Shelter needs to be built in Kenosha because there is no place for our homeless families.

Jean Sanchez-Bell, 7311 10th Avenue, Kenosha. She asked that Resolution 28 regarding a Homeless Shelter please be referred to Human Services Committee.

Mary Kay Schleiter, 31232 75th Street, Salem. She stated that the resolution has served it's purpose by getting the community talking about this urgent matter.

Jim Shaddock, 524 72nd Street, Kenosha. Pastor of St. Mary's Lutheran Church. He asked that the County Board not restrict the funds that have been pledged to this project.

Kathleen Nuzzo, 4912 Washington Road, Kenosha. Associate Pastor of First United Methodist Church. First United Methodist Church has hosted the INNS program for thirteen years on Friday nights and it is time for us to move forward and find a permanent home for our homeless.

Debra Johnson, 524 74th Street, Kenosha. She appreciates Terry Rose's work on Resolution 28 concerning a \$250,000 grant for a homeless shelter but we should not just let one neighborhood carry the burden. The Sheridan location will attract many more volunteers. It just looks like a more gentile place to be.

Brad Winstock, 8844 34th Avenue, Kenosha. Having all of the programs including a homeless shelter housed under one roof is ideal for operation of the Shalom Center. Without the cooperation of both County and City officials nothing will happen.

ANNOUNCEMENTS OF THE CHAIRMAN

Chairman Elverman stated that the WCA is looking for steering committee members and they are: County Organization of Personnel, Environment and Land Use, Health & Human Services, Judicial & Public Safety, Taxation and Finance, Transportation & Public Works and Agriculture. The steering committees would serve a one year term beginning in October. August 19th is the deadline to apply. Also, the WCA is looking for three members for their Board of Directors that would also be serving a one year term. These appointees would be compensated for their service. The WCA Board meets approximately eight (8) times a year. Deadline is also Friday, August 19, 2005.

SUPERVISOR REPORTS, ANNOUNCEMENTS AND REFERRALS

Supervisor West spoke about the free concerts at Anderson Arts Center. Tuesday, July 26TH 7-9 p.m. Music by Michael LaMacchia. Twilight jazz Series.

Supervisor O'Day asked if Resolution 28 could be taken out of order and acted upon it now. There were no objections.

RESOLUTION 28

28. From Supervisor Terry Rose regarding a \$250,000 Grant for a Homeless Shelter in the City of Kenosha.

Chairman Elverman referred Resolution 28 to Human Services Committee.

COUNTY EXECUTIVE APPOINTMENT

1. Ms. Mary Lichter to serve as Director of the Kenosha County Division of Parks and Golf.

Chairman Elverman stated that the normal procedure would be to refer County Executive Appointment to Administrative and Highway & Parks Committees. Due to both committees already acting on the Appointment and Resolution he asked Supervisor Kessler Vice-Chairman of Highway & Parks Committee to move Appointment 1. Appointment 1 also became Resolution 29 (Resolution 29 was not on the agenda).

It was moved by Supervisor Kessler to approve the appointment of Ms. Mary Lichter to serve as Director of the Kenosha County Division of Parks and Golf. Seconded by Supervisor Faraone.
Roll call vote.
Motion carried unanimously.

NEW BUSINESS

Ordinances - one reading.

ORDINANCE 8

8. From Land Use Committee regarding Richard W. and Marie A. Terry, Peter J. and Diane M. Terry, requesting rezoning from A-1 Agricultural Preservation District to A-2 General Agricultural District and R-2 Suburban Single-Family Residential District 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(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #30-4-220-271-0306 and Tax Parcel #30-4-220-271-0310 located in the northeast quarter of Section 27, Township 2 North, Range 20 East, Town of Brighton be changed as follows, part of Tax Parcel #30-4-220-271-0306 from A-1 Agricultural Preservation District to A-2 General Agricultural District and R-2 Suburban Single-Family Residential District. In addition, Tax Parcel #30-4-220-271-0310 be changed from A-2 General Agricultural District to R-2 Suburban Single-Family Residential District. For informational purposes only, these properties are located on the west side of State Trunk Highway "75" approximately ¼ mile south of the intersection of County Trunk Highway "JB" (31st Street).

Richard W. and Marie A. Terry - (Owners)

#30-4-220-271-0306

Peter J. and Diane M. Terry - (Owners)

#30-4-220-271-0310

Descriptions: A-1 Agricultural Preservation District to A-2 General

Agricultural District: Part of the southeast ¼ of the northeast ¼ of Section 27, Town 2 North, Range 20 East, Township of Brighton, Kenosha County, Wisconsin described as follows: Commence at the north ¼ corner of said Section 27; thence south 01°50'09" east along the west line of said ¼ section, 1326.54 feet to the point of beginning; thence north 88°36'40" east along the north line of the southeast ¼ of said ¼ section 1265.66 feet; thence south 02°12'38" east along the west right-of-way line of State Trunk Highway "75," 344.50 feet; thence south 88°36'40" west 1267.91 feet; thence north 01°50'09" west along the west line of said ¼ section, 344.48 feet to the point of beginning.

A-1 Agricultural Preservation District and A-2 General Agricultural District to R-2 Suburban Single-Family Residential District:

Part of the southeast ¼ of the northeast ¼ of Section 27, Township 2 North, Range 20 East, Township of Brighton, Kenosha County, Wisconsin, Described as follows: Commence at the north ¼ corner of said Section 27; thence north 88°33'44" east along the north line of said ¼ section, 1316.97 feet; thence south 02°12'38" east along the centerline of State Trunk Highway "75," 2000.00 feet; thence south 87°47'22" West 60.00 feet to a point on the west right-of-way line of said State Trunk Highway "75" and the point of beginning; thence south 02°12'38" east 110.00 feet; thence south 87°47'22" west, 267.00 feet; thence north 01°12'38" west, 150.00 feet; thence north 87°47'22" east 267.00 feet; thence south 02°12'38" east, 40.00 feet along said right-of-way to the point of beginning. Containing 40,050 square feet of land. _

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz, Chairman
Thomas J. Gorlinski
Mark Molinaro, Jr.
Fred R. Ekornaas
Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Ordinance 8. Seconded by Supervisor Marrelli.
Motion carried.

ORDINANCE 9

9. From Land Use Committee regarding Bristol Estates Inc., c/o Lehman's Manufactured Homes, Inc. (Owner), Red Wing Land Company (Buyer), requesting rezoning from A-2 General Agricultural District and C-1 Lowland Resource Conservancy District to R-4 Urban Single-Family Residential District and C-1 Lowland Resource Conservancy District in the Town of Bristol.

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

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

That Tax Parcels #35-4-121-181-0100 and #35-4-121-181-0200 located in the northeast quarter of Section 18, Township 1 North, Range 21 East, Town of Bristol be changed from A-2 General Agricultural District and C-1 Lowland Resource Conservancy District to R-4 Urban Single-Family Residential District and C-1 Lowland Resource Conservancy District.

Bristol Estates, Inc. - (Owner)

Red Wing Land Company - (Buyer)

Descriptions: A PART OF THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 18, TOWN 1 NORTH, RANGE 21 EAST, TOWN OF BRISTOL, KENOSHA COUNTY, WISCONSIN, MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 18; THENCE SOUTH 02E28'06" EAST ALONG THE CENTER LINE OF U.S. HIGHWAY 45 A DISTANCE OF 914.02 FEET TO A POINT; THENCE SOUTH 74E 09' 28" WEST 394.39 FEET; THENCE SOUTH 87E 54' 28" WEST 353.10 FEET TO A POINT; THENCE NORTH 80E35'32" WEST 623.70 FEET TO A POINT; THENCE NORTH 56E 20' 32" WEST 365.64 FEET TO A POINT; THENCE SOUTH 60E 54' 28" WEST 81.54 FEET TO A POINT; THENCE NORTH 17E 22' 42" WEST 766.07 FEET TO THE NORTH LINE OF SAID SECTION 18; THENCE NORTH 88E 52' 18" EAST ALONG SAID NORTH LINE 1913.00 FEET TO THE POINT OF BEGINNING.

LEGAL DESCRIPTION OF THE R-4 PROPERTY

A PART OF THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 18, TOWN 1 NORTH, RANGE 21 EAST, TOWN OF BRISTOL, KENOSHA COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 18; THENCE SOUTH 02°28'06" EAST ALONG THE EAST LINE OF SAID SECTION 914.02 FEET TO A POINT; THENCE SOUTH 74°09'28" WEST 43.29 FEET TO A POINT; THENCE NORTH 00°39'32" WEST 46.03 FEET TO A POINT; THENCE NORTH 13°40'16" WEST 40.06 FEET TO A POINT; THENCE NORTH 20°37'37" WEST 32.49 FEET TO A POINT; THENCE NORTH 02°14'20" WEST 68.26 FEET TO A POINT; THENCE NORTH 06°34'33" EAST 60.94 FEET TO A POINT; THENCE NORTH 34°58'10" WEST 23.22 FEET TO A POINT; THENCE NORTH 89°31'14" WEST 21.28 FEET TO A POINT; THENCE SOUTH 62°33'50" WEST 36.48 FEET TO A POINT; THENCE SOUTH 68°04'07" WEST 63.64 FEET TO A POINT; THENCE SOUTH 79°12'45" WEST 45.75 FEET TO A POINT; THENCE SOUTH 60°40'25" WEST 31.17 FEET TO A POINT; THENCE SOUTH 38°46'04" WEST 47.11 FEET TO A POINT; THENCE SOUTH 09°46'18" WEST 46.59 FEET TO A POINT; THENCE SOUTH 03°06'18" WEST 73.69 FEET TO A POINT; THENCE SOUTH 19°08'34" WEST 44.41 FEET TO A POINT; THENCE SOUTH 43°14'53" WEST 37.19 FEET TO A POINT; THENCE NORTH 83°49'21" EAST 21.30 FEET TO A POINT; THENCE NORTH 63°23'17" EAST 23.49 FEET TO A POINT; THENCE NORTH 28°51'29" EAST 38.27 FEET TO A POINT; THENCE NORTH 03°19'22" EAST 35.36 FEET TO A POINT; THENCE NORTH 14°42'49" EAST 52.03 FEET TO A POINT; THENCE NORTH 27°03'58" EAST 22.83 FEET TO A POINT; THENCE NORTH 60°06'38" EAST 11.62 FEET TO A POINT; THENCE NORTH 22°06'21" EAST 15.52 FEET TO A POINT; THENCE NORTH 74°07'38" EAST 17.51 FEET TO A POINT; THENCE SOUTH 22°31'30" EAST 24.09 FEET TO A POINT; THENCE SOUTH 48°28'03" EAST 29.94 FEET TO A POINT; THENCE SOUTH 62°51'34" EAST 19.74 FEET TO A POINT; THENCE SOUTH 02°07'02" EAST 28.88 FEET TO A POINT; THENCE SOUTH 52°59'14" WEST 26.09 FEET TO A POINT; THENCE SOUTH 26°58'14" WEST 25.95 FEET TO A POINT; THENCE SOUTH 33°08'08" WEST

39.63 FEET TO A POINT; THENCE SOUTH 18°17'22" WEST 28.36 FEET TO A POINT;
THENCE SOUTH 82°25'24" WEST 43.68 FEET TO A POINT; THENCE SOUTH 65°09'11" WEST
55.62 FEET TO A POINT; THENCE NORTH 78°56'12" WEST 28.36 FEET TO A POINT;
THENCE SOUTH 73°11'26" WEST 32.10 FEET TO A POINT; THENCE SOUTH 78°36'49" WEST
23.52 FEET TO A POINT; THENCE SOUTH 87°18'00" WEST 45.40 FEET TO A POINT;
THENCE SOUTH 86°19'44" WEST 50.04 FEET TO A POINT; THENCE NORTH 89°11'20" WEST
30.29 FEET TO A POINT; THENCE SOUTH 86°11'49" WEST 54.88 FEET TO A POINT;
THENCE SOUTH 87°06'33" WEST 42.95 FEET TO A POINT; THENCE NORTH 81°58'11" WEST
15.81 FEET TO A POINT; THENCE NORTH 85°35'23" WEST 20.81 FEET TO A POINT;
THENCE NORTH 84°09'28" WEST 27.91 FEET TO A POINT; THENCE NORTH 82°19'40" WEST
19.96 FEET TO A POINT; THENCE NORTH 77°49'29" WEST 25.24 FEET TO A POINT;
THENCE SOUTH 83°09'55" WEST 9.06 FEET TO A POINT; THENCE NORTH 81°35'46" WEST
34.71 FEET TO A POINT; THENCE NORTH 77°22'38" WEST 37.48 FEET TO A POINT;
THENCE NORTH 82°29'51" WEST 27.37 FEET TO A POINT; THENCE NORTH 82°31'31" WEST
12.81 FEET TO A POINT; THENCE NORTH 79°38'20" WEST 37.79 FEET TO A POINT;
THENCE NORTH 77°55'31" WEST 40.03 FEET TO A POINT; THENCE NORTH 87°45'32" WEST
29.37 FEET TO A POINT; THENCE NORTH 80°50'43" WEST 43.34 FEET TO A POINT;
THENCE NORTH 83°06'23" WEST 100.60 FEET TO A POINT; THENCE NORTH 77°38'48" WEST
50.35 FEET TO A POINT; THENCE NORTH 87°57'23" WEST 76.97 FEET TO A POINT;
THENCE NORTH 76°20'14" WEST 66.60 FEET TO A POINT; THENCE NORTH 84°40'34" WEST
21.09 FEET TO A POINT; THENCE NORTH 28°31'31" WEST 38.48 FEET TO A POINT;
THENCE NORTH 09°02'49" EAST 16.78 FEET TO A POINT; THENCE NORTH 54°06'10" WEST
32.39 FEET TO A POINT; THENCE NORTH 51°09'30" WEST 91.72 FEET TO A POINT;
THENCE NORTH 47°20'42" WEST 97.98 FEET TO A POINT; THENCE NORTH 46°08'03" WEST
75.56 FEET TO A POINT; THENCE NORTH 63°36'20" WEST 63.13 FEET TO A POINT;
THENCE NORTH 67°48'25" WEST 50.82 FEET TO A POINT; THENCE NORTH 55°41'12" WEST
51.11 FEET TO A POINT; THENCE NORTH 29°31'40" WEST 66.76 FEET TO A POINT;
THENCE NORTH 20°11'37" WEST 53.74 FEET TO A POINT; THENCE NORTH 13°44'47" WEST
102.17 FEET TO A POINT; THENCE NORTH 17°13'32" WEST 83.85 FEET TO A POINT;
THENCE NORTH 42°50'12" WEST 28.85 FEET TO A POINT; THENCE NORTH 70°44'05" WEST
15.62 FEET TO A POINT; THENCE SOUTH 28°53'55" WEST 18.84 FEET TO A POINT;
THENCE SOUTH 39°29'22" WEST 17.15 FEET TO A POINT; THENCE SOUTH 29°05'58" EAST
21.24 FEET TO A POINT; THENCE SOUTH 80°00'00" WEST 14.87 FEET TO A POINT;
THENCE NORTH 17°22'42" WEST 293.55 FEET TO A POINT ON THE NORTH LINE OF THE
NORTHEAST 1/4 OF SECTION 18; THENCE NORTH 88°52'18" EAST 1913.00 FEET TO THE
POINT OF BEGINNING. AREA CONTAINS 1,518,477.00 SQUARE FEET OR 34.8594 ACRES OF
LAND.

Note: C-1 Lowland Conservancy District Lands presented in Exhibit 1 (attached).

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Ordinance 9. Seconded by
Supervisor Marrelli.

Motion carried.

ORDINANCE 10

10. From Land Use Committee regarding Land Use Committee (Sponsor), Joan Leszczynski and Kevin D. Peterson (Owners), requesting rezoning from R-1 Rural Residential District to A-2 General Agricultural District in the Town of Bristol.

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

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

That part of Tax Parcel #35-4-121-321-0005 located in the northeast quarter of Section 32, Township 1 North, Range 21 East, Town of Bristol be changed from R-1 Rural Residential District to A-2 General Agricultural District. For informational purposes only, this property is located on the south side of

County Trunk Highway "V" (116th Street) approximately 360 feet east of the intersection of 187th Avenue.

Land Use Committee - (Sponsor)

Joan Leszczynski and Kevin D. Peterson - (Owners)

Description: See Exhibit #1 (attached).

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Ordinance 10. Seconded by Supervisor Marrelli.

Motion carried.

ORDINANCE 11

11. From Land Use Committee regarding Eugene and Arlene Badtke and Dennis and Sue Remus (Owners), requesting rezoning from A-1 Agricultural Preservation District to R-1 Rural Residential District and From A-1 Agricultural Preservation District to A-2 General Agricultural District in the Town of Paris.

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

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

That part of Tax Parcel #45-4-221-132-0111 (Badtke) and #45-4-221-132-0200 (Remus), all located in the northwest quarter of Section 13, Township 2 North, Range 21 East, Town of Paris be changed as follows: part of Tax Parcel #45-4-221-132-0111 from A-1 Agricultural Preservation District to R-1 Rural Residential District; part of Tax Parcels #45-4-221-132-0111 and #45-4-221-132-0200 from A-1 Agricultural Preservation District to A-2 General Agricultural District. For informational purposes only, these properties are located on the south side of County Trunk Highway "E" (12th Street) approximately 265 feet east of the intersection of County Trunk Highway "MB" (136th Avenue).

Eugene and Arlene Badtke - (Owners)

#45-4-221-132-0111

Dennis and Sue Remus - (Owners)

#45-4-221-132-0200

Descriptions: A-1 Agricultural Preservation to R-1 Rural Residential District:

Parcel 1: Part of the northwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 13, Township 2 North, Range 21 East of the Fourth Principal Meridian, in the Township of Paris, County of Kenosha, State of Wisconsin and being more particularly described as follows: Commence at the northwest corner of said northwest $\frac{1}{4}$ section; thence south 01°38'44" east along the west line of said northwest $\frac{1}{4}$ section 475.00 feet to the place of beginning of this description; thence north 89°24'43" east 652.51 feet; thence south 01°38'44" east 351.77 feet; thence south 89°26'03" west 652.52 feet to a point on the west line of said northwest $\frac{1}{4}$ section; thence north 01°38'44" west along said west line 351.51 feet to the place of beginning. Containing 5.27 acres of land more or less. Subject to rights of the public over the west 33 feet thereof for highway purposes (County Trunk Highway "MB").

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

Part of the northwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 13, Township 2 North, Range 21 East of the Fourth Principal Meridian, in the Township of Paris, County of Kenosha, State of Wisconsin and being more particularly described as follows: Commence at the northwest corner of said northwest $\frac{1}{4}$ section; thence north 89°24'43" east long the north line of said northwest $\frac{1}{4}$ section 265.00 feet to the place of beginning of this description; thence continue north 89°24'43" east 300.00 feet; thence south 00°35'17" east 260.00 feet; thence north 89°24'43" east 210.00 feet; thence north 00°35'17" west 260.00 feet to a point on the north line of said northwest $\frac{1}{4}$ section; the thence north 89°24'43" east

along said north line 182.99 feet; thence south 01°38'44" east 826.89 feet; thence south 89°26'03" west 305.48 feet; thence north 01°38'44" west 351.77 feet; thence south 89°24'43" west 387.51 feet; thence north 01°38'44" west 475.00 feet to the place of beginning. Containing 7.86 acres of land more or less. Subject to the rights of the public over the north 33 feet thereof for road purposes (12th Street).

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Ordinance 11. Seconded by Supervisor Marrelli.

Motion carried.

ORDINANCE 12

12. From Land Use Committee regarding Robert A. and George E. Holst, Trevor St. Graded School and George G. Gekas (Owners), requesting rezoning from A-2 General Agricultural District to I-1 Institutional District in the Town of Salem.

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

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

That Tax Parcel #67-4-120-331-0120 (Holst) and part of Tax Parcels #67-4-120-331-0102 (Trevor St. Graded School) and #67-4-120-342-0103 (Gekas) located in the northeast quarter of Section 33 and the northwest quarter of Section 34, Township 1 North, Range 20 East, Town of Salem be changed from A-2 General Agricultural District to I-1 Institutional District. For informational purposes only, these properties are located on the south side of County Trunk Highway "C" (116th Street) approximately 0.4 miles west of the intersection of County Trunk Highway "JF" (259th Avenue).

Robert A. and George E. Holst - (Owners)

#67-4-120-331-0120

Trevor St. Graded School - (Owner)

#67-4-120-331-0102

George G. Gekas - (Owner)

#67-4-120-342-0103

Descriptions: A-2 General Agricultural District to I-1 Institutional District:

A part of the northeast quarter (NE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) and the southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of Section Thirty-Three (33), Township One (1) North, Range Twenty (20) East, Town of Salem, Kenosha County, Wisconsin containing 255,308 square feet (5.861 acres) of land and being described by: Commencing at the northeast corner of said Section 33; thence south 88°40'10" west 264.00 feet along the north line of the northeast $\frac{1}{4}$ of said Section 33; thence south 01°35'34" east (recorded as south 00°12'00" east) 83.00 feet to a point on the south right-of-way line of County Trunk Highway "C" and the point of beginning; thence south 01°35'34" east (recorded as south 00°12'00" east) 1261.78 feet; thence south 88°41'50" west (recorded as north 89°58'00" west) 202.95 feet; thence north 01°32'18" west 1261.68 feet (recorded as north 00°08'40" west 1263.00 feet) to a point on the south right-of-way line of County Trunk Highway "C"; thence north 88°40'10" East (recorded as South 89°58'00" east) 201.75 feet along the south right-of-way line of County Trunk Highway "C" to the point of beginning; being subject to any and all easements and restrictions of record.

In addition: A part of the northeast quarter (NE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) and the southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of Section Thirty-Three (33), Township One (1) North, Range Twenty (20) East, Town of Salem, Kenosha County, Wisconsin containing 171,557 square feet (3.938

acres) of land and being described by: Commencing at the northeast corner of said Section 33; thence south 01°35'34" east 695.00 feet along the east line of the NE ¼ of said Section 33 to the point of beginning; thence continue south 01°35'34" east 649.91 feet (recorded as south 00°12' east 651.00 feet); thence south 88°41'50" west (recorded as north 89°58'00" west) 264.00 feet; thence north 01°35'34" west 649.78 feet; thence north 88°40'10" east (recorded as south 89°58'00" east) 264.00 feet to the point of beginning; being subject to any and all easements and restrictions of record.

Also: A part of the northwest quarter (NW ¼) of the northwest quarter (NW ¼) of Section Thirty-Four (34), Township One (1) North, Range Twenty (20) East, Town of Salem, Kenosha County, Wisconsin containing 6.721 acres of land and being described by: Commencing at the northwest Corner of said Section 34; thence south 01°35'34" east 450.05 feet along the west line of the northwest ¼ of said Section 34 to the point of beginning; thence continue south 01°35'34" east 807.43 feet along said west line; thence north 88°13'30" east 363.00 feet; thence north 01°35'34" west on a line parallel with the west line of the northwest ¼ of said Section 34, 805.57 feet; thence south 88°31'06" west on a line parallel with the north line of the northwest ¼ of said Section 34, 363.00 feet to the point of beginning, being subject to any and all easements and restrictions of record.

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

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Ordinance 12. Seconded by Supervisor Marrelli.

Motion carried.

ORDINANCE 13

13. From Land Use Committee regarding PSG Associates Limited Liability Partnership, Joseph F. Madrigrano (Agent), requesting from A-1 Agricultural Preservation District to R-2 Suburban Single-Family Residential District 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(a) of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance be amended as follows:

That part of Tax Parcel #80-4-222-034-0100 located in the southeast quarter of Section 3, Township 2 North, Range 22 East, Town of Somers be changed from A-1 Agricultural Preservation District to R-2 Suburban Single-Family Residential District. For informational purposes only, this property is located on the west side of 56th Avenue, approximately 1/3 mile north of the intersection of County Trunk Highway "A."

PSG Associates Limited Liability Partnership - (Owner)

Joseph F. Madrigrano - (Agent)

Description: Part of the southeast quarter of Section 3, Town 2 North, Range 22 East of the Fourth Principal Meridian; lying and being in the Town of Somers, Kenosha County, Wisconsin and being more particularly described as: Commencing at the northeast corner of the southeast quarter of said Section 3; thence south 01°53'29" east along the east line of said quarter section 624.40 feet to the point of beginning; thence continue south 01°53'29" east along said east line 155.00 feet; thence south 89°16'05" west 315.00 feet; thence north 01°53'29" west parallel to the east line of said quarter section 155.00 feet; thence north 89°16'05" east 315.00 feet to said east line and the point of beginning; subject to a public road over and across the easterly portion thereof and subject to easements and restrictions of record.

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

SUBMITTED BY:

LAND USE COMMITTEE
Donald Smitz
Thomas J. Gorlinski
Mark Molinaro, Jr.
Fred R. Ekornaas
Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Ordinance 13. Seconded by Supervisor Marrelli.
Motion carried.
Resolutions - one reading.

RESOLUTION 22

22. From Finance Committee regarding Authorizing Kenosha County Participation in the Community Development Block Grant-Public Facilities Planning Grant Program.

WHEREAS, Federal monies are available under the Community Development Block Grant-Public Facilities (CDBG-PF) Planning Grant program, administered by the State of Wisconsin, Department of Commerce, Bureau of Community Finance, for the purpose of community planning; and

WHEREAS, after public meeting and due consideration, the Kenosha County Finance Committee has recommended that an application be submitted to the State of Wisconsin for the following project: A CDBG-PF Planning Grant application in an amount not to exceed \$22,500. The grant would be used to create a plan to provide transmission and trunk facilities for high-speed Internet and data service offerings to business and industry in western Kenosha County and eastern Walworth County.

WHEREAS, it is necessary for the Kenosha County Board of Supervisors, to approve the preparation and filing of an application for the County to receive funds from this program; and

WHEREAS, the Kenosha County Board of Supervisors has reviewed the need for the proposed project and the benefits to be gained therefrom.

NOW, THEREFORE, BE IT RESOLVED, that the Kenosha County Board of Supervisors does approve and authorize the preparation and filing of an application for the above-named project; and the County Executive is hereby authorized to sign all necessary documents on behalf of the County; and that authority is hereby granted to the Southeastern Wisconsin Regional Planning Commission to take the necessary steps to prepare and file the appropriate application for funds under this program in accordance with this resolution.

Note: This resolution uses \$0 from the General Fund.

Submitted by:

FINANCE COMMITTEE
Robert Carbone
Terry Rose
Mark Wisnefski
Mark Modory
Anita Faraone

It was moved by Supervisor Carbone to adopt Resolution 22. Seconded by Supervisor Wisnefski.
Motion carried.

RESOLUTION 23

23. From Finance Committee regarding Authorizing Sale and Transfer of County Tax Deeded Property to the Village of Pleasant Prairie.

WHEREAS, Kenosha County has acquired tax deed & title to parcel #93-4-123-194-1100, in the Village of Pleasant Prairie, County of Kenosha, State of Wisconsin, and

WHEREAS, the Village of Pleasant Prairie has expressed an interest in acquiring title to this property, which will be used for storm water management purposes, and

WHEREAS, the Village of Pleasant Prairie has title to the property abutting this parcel which is being used for storm water management purposes, and

WHEREAS, said Village of Pleasant Prairie has agreed to waive any special assessments which may be due and owing on said property, and

WHEREAS, sections 59.07(1)(c) and 75.69(2) of the Wisconsin Statutes permits the sale of properties to a municipality.

NOW THEREFORE BE IT RESOLVED that Kenosha County execute a quit claim deed on the above parcel to the Village of Pleasant Prairie for One Dollar (\$1.00) and other good and valuable consideration and on the condition that said Village of Pleasant Prairie waive any and all special assessments that are due and owing on said parcel to be utilized for storm water management.

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Terry Rose

Mark Wisniewski

Anita Faraone

Mark Modory

It was moved by Supervisor Carbone to adopt Resolution 23. Seconded by Supervisor Rose.

Motion carried.

RESOLUTION 24

24. From Finance Committee regarding Providing for the Sale of not to Exceed \$2,700,000 General Obligation Promissory Notes.

WHEREAS, on November 10, 2004, the County Board of Supervisors of Kenosha County, Wisconsin (the "County"), by a vote of more than three-quarters of the members elect, adopted a resolution entitled "Initial Resolution Authorizing the Issuance of General Obligation Promissory Notes in an Amount Not to Exceed \$2,700,000" (the "Initial Resolution") for the public purpose of paying the cost of constructing, extending, repairing and improving streets, roads and bridges; improvement and maintenance projects at various County buildings and sites; implementing the survey monumentation program; and acquiring vehicles, equipment, furnishings and fixtures (the "Project");

WHEREAS, the County Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such purposes; and,

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation promissory notes in an amount not to exceed \$2,700,000 for the purpose authorized in the Initial Resolution should be issued, and it is now necessary and desirable to authorize their sale.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Authorization of the Notes. For the purpose of paying costs of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, a principal amount not to exceed TWO MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$2,700,000) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation promissory notes aggregating a principal amount not to exceed TWO MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$2,700,000) (the "Notes"). The County shall offer the Notes for public sale on or about August 16, 2005.

Section 3. Notices of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc.) shall cause a Notice of Sale to be prepared and distributed and may prepare or cause to be prepared an Official Statement or other form of offering circular setting forth the details of the Notes.

Section 4. Award of the Notes. Following receipt of bids for the Notes, the County Board of Supervisors shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the Notes as the same becomes due as required by law.

Section 5. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 19th day of July, 2005.

Submitted by:

FINANCE COMMITTEE

Robert Carbone

Anita Faraone

Mark Wisnefski

Terry Rose

Mark Modory

It was moved by Supervisor Carbone to adopt resolution 24. Seconded by Supervisor Rose.

Roll call vote required.

Motion carried unanimously.

RESOLUTION 25

25. From Judiciary & Law Enforcement Committee regarding Probationary Cabaret License for Tommy's Lakeside Pub & Grill.

WHEREAS, the application of Warren Kuetemeyen for a probationary cabaret license for Tommy's Lakeside Pub and Grill, 39408 Bloomfield Road, Powers Lake, Wisconsin, in the Town of Randall, was made during the month of June, 2005, was turned over to this office on June 1st, 2005 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 Warren Kuetemeyen, for Tommy's Lakeside Pub and Grill.

Submitted by:

JUDICIARY & LAW ENFORCEMENT COMMITTEE

Brenda Carey-Mielke

Susan Deschler

William Michel

Terry Rose

It was moved by Supervisor Rose to adopt Resolution 25. Seconded by Supervisor Michel.

Motion carried.

RESOLUTION 26

26. From Judiciary & Law Enforcement Committee regarding Allowing Joint Services 7TH Member to extend term of appointment.

WHEREAS, The Joint Services Board governs mutual operations at the Kenosha City/County Joint Services Building and is composed of seven members, all as more particularly set forth in Resolution No. 56 passed by the County Board of Supervisors on March 3, 1981 and passed by the City of Kenosha Common Council in 1981 as Resolution 56-81; and

WHEREAS, The Board has 3 members appointed by the City and 3 members appointed by the County, and a 7th member mutually appointed by the Mayor and the County Executive who is approved by the Common Council and the County Board; and the term of said 7th member is currently limited by the above resolutions to not more than 2 three-year terms; and

WHEREAS, The 7th member of the Joint Services Board may become a valuable addition to the Board after such appointment, becoming familiar with the unique operations and policies of Joint Services and demonstrating dedication and leadership in this role; and

WHEREAS, Unless the above-referenced resolutions are amended, even a very valuable and contributing person who is appointed as the 7th Member of the Joint Services Board will have to end such tenure on the Joint Services Board after he or she comes to the end of his or her second term. For a person who is such an able member of the Board, both the City and the County would miss the contributions and leadership shown, and be required to begin over with a new and untried appointment; it would therefore be prudent to amend the terms of the Joint Services Agreement to eliminate the terms limits for the 7th member.

NOW THEREFORE BE IT RESOLVED by the Kenosha County Board of Supervisors that the limitation of two terms for the 7th member of the Joint Services Board Member mutually appointed by the Mayor and the County Executive shall be removed from the terms of the Kenosha City-County Joint Services Agreement from this date forward.

Submitted by:

JUDICIARY & LAW COMMITTEE

It was moved by Supervisor Rose to adopt Resolution 26. Seconded by Supervisor Michel.

Roll call vote.

Ayes: Supervisors Elverman, Rose, Kessler, Carbone, Modory, Michel, Clark.

Nays: Supervisors Grady, Rossow, Wipper, Marrelli, Booth, Faraone, R. Johnson, O'Day, Singer, L. Johnson, Molinaro, Wisnefski, West, Gorlinski, Ekornaas.

Ayes. 7. Nays. 15.

Motion lost.

RESOLUTION 27

27. From Land Use Committee regarding Final Plat of Koch's Meadowbrooke Farms Subdivision Addition #2, Kenneth Koch (Developer) in the Town of Wheatland.

WHEREAS, at a regularly held public hearing of the Kenosha County Land Use Committee on July 13, 2005 review was given to the Final Plat of Koch's Meadowbrooke Farms Subdivision Addition #2 located on Tax Parcel #95-4-219-333-0100 in the northeast quarter and the southeast quarter of the southwest quarter of Section 33, Township 2 North, Range 19 East, Town of Wheatland. For informational purposes only, this property is located on the west side of County Trunk Highway "O" (368th Avenue) at the intersection of 52nd Street; and

WHEREAS, the plat was submitted in accordance with the requirements of Chapter 236 of Wisconsin State Statutes and the developer agreed to comply with those land platting laws; and

WHEREAS, the plat is in conformance with the Kenosha County Subdivision Control Ordinance and the developer agreed to all county conditions for approval (Exhibit 1, on file in the Department of Planning and Development); and

WHEREAS, the Town of Wheatland recommended approval of Koch's Meadowbrooke Farms Subdivision Addition #2 subject to the conditions presented in (Exhibit 1, on file in the Department of Planning and Development) and subject to signing the developer's agreement between the developer and the Town; and

WHEREAS, the Southeastern Wisconsin Regional Planning Commission (SEWRPC) reviewed the subject plat with regards to stormwater management and erosion control and recommended approval of the plat;

NOW, THEREFORE, BE IT RESOLVED that the Kenosha County Board of Supervisors approve the Final Plat of Koch's Meadowbrooke Farms Subdivision Addition #2 subject to the conditions as approved by the Land Use Committee.

Submitted by:

LAND USE COMMITTEE

Donald Smitz

Thomas J. Gorlinski

Mark Molinaro, Jr.

Fred R. Ekornaas

Janice Marrelli

It was moved by Supervisor Ekornaas to adopt Resolution 27. Seconded by Supervisor Marrelli.
Motion carried.

RESOLUTION 28

28. From Supervisor Terry Rose regarding a \$250,000 Grant for a Homeless Shelter in the City of Kenosha.

Referred to Human Services Committee.

RESOLUTION 29

29. From Administration and Highway & Parks Committee regarding Approving the Appointment of Mary Lichter to serve as Director of the Division of Parks and Golf.

WHEREAS, pursuant to County Executive Appointment 2005-6-01, the County Executive has appointed Mary Lichter to serve as the Director of the Kenosha County Division of Parks and Golf, and

WHEREAS, the Highway and Park Committee and the Administration Committee has reviewed the County Executive's request for review and approval of her appointment to serve in this position and is recommending to the County Board the approval of this appointment.

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors approve the appointment of Mary Lichter to serve as the Director of the Division of Parks and Golf immediately upon passage of this resolution. Ms. Lichter will be placed in Range G of the Non-Represented Pay Plan at an annual salary of \$73,000.

Submitted by:

HIGHWAY & PARKS COMMITTEE

ADMINISTRATION COMMITTEE

Douglas Noble

David Singer

Richard Kessler

Joseph Clark

Fred Ekornaas

Anita Faraone

Leonard Johnson

Janice Marrelli

William Grady

See Appointment 1.

COMMUNICATIONS.

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

4. From John P. Steinbrink, Village President of Pleasant Prairie, regarding Annexation of two parcels from the Town of Bristol.

Chairman Elverman referred Communications 3 & 4 to Land Use Committee.

CLAIMS.

6. Regarding Randal J. Dieter Sr. - county park tree fell on electric wires leading to his house.

7. Mike Soble - windshield damage due to highway grass cutting.

8. Nikaloos K. Guerrakakis - windshield damage due to highway grass cutting.

It was moved by Supervisor Elverman to refer Claims 6 thru 8 to Corporation Counsel.

It was moved by Supervisor Wipper to approve the July 5th 2005 minutes. Seconded by Supervisor Faraone.

Motion carried.

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

Motion carried.

Meeting adjourned at 8:40 P.M.

Prepared by: Pam Young
Chief Deputy

Submitted by: Edna R. Highland
County Clerk