

**KENOSHA COUNTY BOARD OF SUPERVISORS
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING
November 20, 2012**

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

Roll call was taken.

Present: Supervisors Rose, Gentz, Montemurro, Kubicki, Hallmon, R. Johnson, O'Day, R. Frederick, Nudo, Kohlmeier, B. Frederick, Molinaro, Esposito, Noble, A. Johnson, Skalitzky, Underhill, Breunig, Decker, Elverman.

Excused: Supervisor Grady, Dodge, Arrington.

Present: 20. Excused: 3.

CITIZEN COMMENTS

Raymond Cameron, 5313 20th Ave., stated the county should have required a performance bond before the installation of the sound system. He also spoke regarding the eliminated bus service to Wal-Mart and west of the interstate. He would like to see something like the share back taxi service like they have in other counties for people who rely on public transportation to get to places public transportation doesn't run to.

ANNOUNCEMENT OF THE CHAIRMAN

Chairman Gentz stated there is an invitation to the County Board Christmas Party on the desks. It will be on December 18th at the Radisson. He also wished everyone a Happy Thanksgiving.

SUPERVISOR REPORTS

Supervisor Elverman stated the trails between the Village of Silver Lake and the Silver Lake Park are almost completed. The bridges, pavement and seating are in. Because of the popularity of the trails and fishing at KD Park, the park will remain open year round instead of the scheduled closing date of November 25th.

COUNTY EXECUTIVE APPOINTMENTS

17. Supervisor Rick Dodge to serve on the Kenosha County Human Services Board.
18. Michael Goebel to serve on the Kenosha County Human Services Board.
19. Supervisor Rick Dodge to serve on the Kenosha County Commission on Aging.
20. Richard T. Willoughby to serve on the Kenosha County Human Services Board.

Chairman Gentz referred County Executive Appointments 17 - 20 to Human Services.

CHAIRMAN APPOINTMENT

2. Supervisor Rick Dodge to serve as Co-Chair on the Healthy People Kenosha County 2020 Steering Committee.

Chairman Gentz referred Chairman Appointment 2 to Human Services.

NEW BUSINESS

Ordinances - one reading

ORDINANCE 19

19. From Planning, Development & Extension Education Committee regarding County of Kenosha, (owner) Planning, Development & Extension Education Committee (Agent), requests a rezoning from R-5 Urban Single-Family Residential Dist. to R-5 Urban Single-Family Residential Dist. & C-1 Lowland Resource Conservancy 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 #66-4-120-283-0270, located in Section 28, T1N, R20E, Town of Salem, be changed as follows:

R-5 Urban Single-Family Residential Dist. to R-5 Urban Single-Family Residential Dist. & C-1 Lowland Resource Conservancy District.

And, that the zoning for Tax Parcel #66-4-120-283-0760, located in Section 28, T1N, R20E, Town of Salem, be changed as follows:

R-5 Urban Single-Family Residential Dist. to R-5 Urban Single-Family Residential Dist. & C-1 Lowland Resource Conservancy District.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Erin Decker

Michael Underhill

Rick Dodge

Mike Skalitzky

It was moved by Supervisor Breunig to adopt Ordinance 19. Seconded by Supervisor Decker.

Motion carried.

ORDINANCE 20

20. From Planning, Development & Extension Education Committee regarding Marcussen Family Revocable Trust & Harold L. Marcussen (owner), Planning, Development & Extension Education Committee (Sponsor) requests a rezoning from R-2 Suburban Single-Family Residential Dist. to R-2 Suburban Single-Family Residential Dist. & C-1 Lowland Resource Conservancy 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 #67-4-120-304-0390, located in the SE ¼ of Section 30, T1N, R20E, Town of Salem, be changed as follows:

From R-2 Suburban Single-Family Residential District to R-2 Suburban Single-Family Residential District & C-1 Lowland Resource Conservancy District.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Erin Decker

Michael Underhill

Rick Dodge

Mike Skalitzky

It was moved by Supervisor Breunig to adopt Ordinance 20. Seconded by Supervisor Skalitzky.

Motion carried.

Resolutions - one reading

RESOLUTION 60

60. From Finance/Administration Committee a Resolution Authorizing the Conveyance of Property Located at 8128 22nd Avenue, Kenosha, Wisconsin to Dennis Marotz; Parcel #04-122-12-405-033.

WHEREAS, Kenosha County acquired title to property formerly owned by Dennis Marotz that is located at 8128 22nd Avenue, Kenosha, Wisconsin through a tax deed issued on February 29, 2012, for non-payment of taxes; and

WHEREAS, Kenosha County served a 28 DAY NOTICE TO VACATE PREMISES on the occupants of the property on March 16, 2012, and initiated eviction proceedings on August 17, 2012; and

WHEREAS, Representatives of Dennis Marotz contacted the Office of the County Clerk, explaining that Dennis Marotz had been a recluse, not opening his door or mail, causing him to neglect the tax payments, but was now receiving assistance to ensure the situation would not be repeated; and

WHEREAS, Those representatives also indicated that Dennis Marotz was willing and able to pay all delinquent taxes, interest, penalties, and costs associated with the foreclosure and eviction proceedings; and

WHEREAS, The eviction proceedings against Dennis Marotz have not yet been concluded, with the result that Dennis Marotz continues to reside at the property; and

WHEREAS, Dennis Marotz, following his eviction, would be entitled to receive any amount in excess of the delinquent taxes and costs due to the County when the property is sold; and

WHEREAS, Based upon the totality of the situation, the Treasurer, Corporation Counsel, and County Clerk recommend that the County quit claim the property to Dennis Marotz in order to return the property to the tax rolls and to avoid incurring carrying costs and other liabilities, provided that Dennis Marotz pays the delinquent taxes, penalties, interests, and costs incurred by the County in connection with the acquisition and disposal of the property, which will total \$20,734.89 if paid by November 26, 2012 property;

THEREFORE BE IT RESOLVED that the Kenosha County Board of Supervisors authorizes the conveyance of the property located at 8128 22nd Avenue, Kenosha, Wisconsin to Dennis Marotz by quit claim deed upon payment of the delinquent taxes, interest, penalties, and costs incurred by the County in connection with the acquisition and disposal of the property;

AND BE IT FURTHER RESOLVED that the County Clerk, the County Treasurer, the Corporation Counsel, and such other county employees and officials as may be necessary are directed to take the steps necessary to convey the property to Dennis Marotz by quit claim deed.

SUBMITTED BY:

Finance/Administration Committee

Terry Rose

Ronald Frederick

John O'Day

Edward Kubicki

Mark Molinaro, Jr.

It was moved by Supervisor Rose to adopt Resolution 60. Seconded by Supervisor R. Frederick.

Roll call vote.

Aye: Supervisors Rose, Gentz, Kubicki, Hallmon, R. Johnson, O'Day, R. Frederick, Kohlmeier, Molinaro, Esposito, Underhill, Breunig.

Nay: Supervisors Montemurro, Nudo, B. Frederick, Noble, A. Johnson, Skalitzky, Decker, Elverman.

Aye: 12. Nay: 8.

Motion carried.

RESOLUTION 61

61. From Finance/Administration Committee a Resolution to Designate Public Depositories.

WHEREAS, Section 34.05, Wis. Stats., requires boards of public depositors to designate one or more financial institutions as public depositories, and

WHEREAS, Several local banks have changed their name and/or ownership in the past several years, and **WHEREAS**, the most recent resolution does not contain the precise name of several designated institutions, and

WHEREAS, the following institutions and all of their Wisconsin branches have been previously approved by the County Board as depositories: Johnson Bank, State of Wisconsin - Local Government Investment Pool, AIM Investments, J.P. Morgan Chase, Southport Bank, US Bank, BMO Harris Bank (fka / M&I Bank), TCF

Bank, and Bank of Kenosha.

NOW THEREFORE BE IT RESOLVED, That Associated Bank and all of their branches shall be added as a Kenosha County depository.

SUBMITTED BY:

Finance/Administration Committee

Terry Rose

Ronald Frederick

John O'Day

Mark Molinaro, Jr.

Edward Kubicki

It was moved by Supervisor Rose to adopt Resolution 61. Seconded by Vice-chair Kubicki.

Motion carried.

RESOLUTION 62

62. From Human Services Committee and Finance/Administration Committee a Resolution to Modify Division of Aging & Disability Services 2012 Budget to add Dementia Care Specialist Grant.

WHEREAS, the Wisconsin Department of Health Services is testing evidence-based methods to allow persons with dementia to remain safely in their homes as long as possible; and

WHEREAS, the Division of Aging and Disability Services is one of seven counties to be awarded a \$70,000 Dementia Care Specialist grant; and

WHEREAS, the grant will be used for a Dementia Care Specialist located at the Aging & Disability Resource Center to support individuals diagnosed with Alzheimer's Disease and their families; and

WHEREAS, this pilot will end with the termination of the grant unless it is fully supported with alternate non-levy funding; and

WHEREAS, no additional County Levy is required;

NOW, THEREFORE, BE IT RESOLVED that the Kenosha County Department of Human Services, Division of Aging and Disability Services 2012 budget be modified as follows:

Authorize increase of expenditures of \$70,000 and to increase revenues by \$70,000, per the attached budget modification incorporated herein by reference. Any unexpended dollars as of December 31, 2012 will be carried over until all funds have been exhausted.

SUBMITTED BY:

Human Services Committee

Dayvin Hallmon

Boyd Frederick

Anita Johnson

Erin Decker

Angelina Montemurro

Gabe Nudo

Finance/Administration Committee

Terry Rose

Ronald Frederick

Edward Kubicki

Mark Molinaro, Jr.

John O'Day

It was moved by Supervisor Hallmon to adopt Resolution 62. Seconded by Supervisor B. Frederick.

Roll call vote passed unanimously.

RESOLUTION 63

63. From Planning, Development & Extension Education Committee request that the Kenosha County Board support a two-year extension of the SEWRPC Planning Report no. 255 (2nd Edition) Kenosha County Land and Water Resource Management Plan - 2008-2012.

WHEREAS, In 1997, Act 27 was created, which caused a revision to the Wisconsin Statutes, Chapter 92, requiring all counties in Wisconsin to develop a Land and Water Resource Management Plan to address non-point source pollution from rural and urban land uses; and

WHEREAS, the Department of Agriculture, Trade and Consumer Protection certification of the current Kenosha County Land & Water Resource Management Plan (LWRMP) will expire at the end of 2012; and

WHEREAS, the adoption and certification of the Kenosha County Farmland Preservation Plan, associated amendments to the County Zoning Ordinance and the Comprehensive Plan have already been granted a 2-year deadline extension, and will provide a framework of priority workplan elements in our updated LWRMP; and

WHEREAS, the Kenosha County Land and Water Conservation Committee and the Planning & Development, Extension Education Committee has approved a 2-year extension of the Kenosha County Land and Water Resource Management Plan.

NOW, THEREFORE, BE IT RESOLVED by the Kenosha County Board of Supervisors that the Kenosha County Land & Water Resource Management Plan (2008 through 2012) as set forth in SEWRPC Planning Report No. 255 (2nd Edition) is hereby granted a 2-year extension until December 31, 2014.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Kenosha County Board of Supervisors enact an ordinance adopting the Kenosha County Land & Water Resource Management Plan extension.

SUBMITTED BY:

Planning, Development & Extension Education Committee

Kimberly Breunig

Erin Decker

Michael Underhill

Rick Dodge

Mike Skalitzky

It was moved by Supervisor Breunig to adopt Resolution 63. Seconded by Supervisor Underhill.

Motion carried.

COMMUNICATION

7. Communication from George E. Melcher regarding future items scheduled before the Planning, Development & Extension Education Committee.

Chairman Gentz received and filed Communication 7.

CLAIMS

12. We-Energies - damaged gas line

13. Margaret Schlater - damaged property/Brookside Care Center

14. Lynn Jaeger - vehicle damage

Chairman Gentz referred Claims 12-14 to Corporation Counsel.

It was moved by Supervisor Breunig to approve the minutes from the November 7 & 8, 2012 meetings.

Seconded by Supervisor A. Johnson with a correction.

Motion carried.

It was moved by Supervisor Decker to adjourn. Seconded by Vice-chair Kubicki.

Meeting adjourned at 8:00 p.m.

Prepared by: Edie LaMothe
Deputy Clerk

Submitted by: Mary Schuch-Krebs
County Clerk