

MINUTES
EXECUTIVE COMMITTEE

JUNE 14, 2011

Members Present: Supervisors Molinaro, Clark, Michel, Elverman and Noble

Excused: Supervisors Ekornaas and Breunig

YIG Present: Jekot and Rende

1. The meeting was called to order by Chairman Molinaro at 6:30 pm in the second floor committee conference room at the Administration Building.
2. Citizen Comments: None
3. Chair, Supervisor and YIG comments:
The new Youth in Governance members introduced themselves.

Supervisor Elverman made a report on the highway department. The budget bill dropped the need to bid out anything over \$100,000.

Supervisor Boyd Frederick gave the budget to Chairman Molinaro on Income Maintenance. He also indicated Judge Sumi's decision was overturned by the Supreme Court.

Chairman Molinaro skipped to the first bullet point of Item 6.

- Report on Status of Corporation Counsel 2011 budget:
Frank Volpintesta reviewed his department's budget and pointed out that Trial Costs and Books are a little over budget. Overall the budget is on target.

4. Communications: None
5. Approval of May 10, 2011 minutes:
Supervisor Michel made a motion to approve the minutes. Seconded by Supervisor Noble. All aye. Motion carried.

Chairman Molinaro skipped to Item 8.

- Discussion and report from Kenosha Area Business Alliance:
Molinaro said on a quarterly basis, we will get an update from KABA. If we need to talk in the interim, they are willing to come over. He wants to know what activities are going on now.

Todd Battle said he issues a quarterly report to the Finance Committee because that is in the contract they have with the County. His Board of Directors adopted the Kenosha First Plan. Their strategic plan has five major priorities: Finding companies that would be a good fit in Kenosha; Continue to build infrastructure; Talent in the workforce; Tie the East and West together; and Aggressive Marketing. In the last six to nine months, he feels the economy is getting better with the exception of the real estate market.

Supervisor Clark asked about the loan funds given to KABA and wanted to know if they were being used. Battle said one deal fell through. He doesn't know if they will spend the money this year or not. He doesn't want to spend it just to use it. He's looking for a good project

Supervisor Noble had a question about use of water from Lake Michigan. Battle said the Water Council is promoting the area as a water tech hub but it has not gotten very far.

Molinaro said we network in the community for economic development. The more you bring in businesses, the more opportunity for college educated people to stay here or come back. If there is some way you need us at the table, he thinks they should be more involved.

- Discussion and report from Kenosha Area Chamber of Commerce:
Lou Molitor said the Chamber has a 95 year history being involved in the economic vitality of Kenosha. He feels there are three barriers to economic development in Kenosha and they are the State Line, I-94 and Highway KR. Kenosha County is the heart of the corridor between Milwaukee and Chicago and he would like to see more involvement with Lake County and Racine County. They are changing their by-laws in order to have all villages and towns able to be ex officio members. They already have a collaborative membership agreement with Twin Lakes. They currently have 640 members and 70% are companies with 15 employees or less. Molitor said he still hears no one is hiring. There is still a lack of capital. Political change and instability is cause for concern. There is still a lot of caution in the business community.

Clark asked if he needed anything from the county to accomplish his mission. Molitor said he would like the county to take leadership in a consortium with Lake County, Kenosha County and Racine County for the economic vitality of the corridor.

Molinaro moved to Item 9.

- Discussion regarding 2010 delinquent payment and lack of any payment for 2011 from the City related to Joint Services and Safety Building rent per the Intergovernmental Agreement.
Molinaro said a letter was sent from the county executive to the mayor indicating it is time to honor the IGA. They are in excess of \$110,000 in arrears for the police department. To be sitting here unable to close our 2010 books and not yet being paid a single dime of rent for 2011 is inexcusable. Al Swartz said he's been attempting to work with the city to balance out 2010. He finally got notification that the city was going to pay for the police department for 2010 and an additional amount for Joint Services. He asked for \$73,000 of debt service. The City doesn't want to pay that at this time. They are 5 months in arrears in rent. They apparently did not budget enough. Molinaro asked if there are penalties. If so, they need to be notified they are in place. Volpintesta said under the IGA, we have to have an initial meeting. If it's not settled there, we have to go to mediation and arbitration. Remedies include actual damages so you can include interest. It will still be the end of the year before you get a decision. You may want to start the dispute resolution process and get those meetings going. Volpintesta was hesitant to discuss the options further in open session.

Supervisor Clark made a motion that directs the corporation counsel to take the initial steps in the dispute resolution process and report back at our next meeting. Seconded by Supervisor Michel. Committee voted all aye. YIG voted all aye. Motion carried.

Molinaro went back to Item 6.

- Update on scheduling a legislative update with our state representatives:
Molinaro said he will organize something once the state budget is wrapped up.
- Discussion regarding review of county policies and procedures:
Clark said the old Legislative Committee looked at policies. We should look at a listing of all policies and pick up the contracting policy and finish it. Volpintesta said there are a number of policies on the website. Personnel policies appear on the Personnel web page. Regarding the contracting policy, it was requested that every contract over \$100,000 had to go to the county board. There were legal problems with that. He would like an opportunity to look at Racine's policy to see what could be incorporated into ours. Molinaro said he doesn't want this to go beyond their August meeting.

- Discussion and possible action on resolution regarding Casino extension:
Volpintesta said a couple of hours ago, the federal government changed their rules. They revoked the rule about the reservation being more than 100 miles from the site. Should this get approved, you have a lot of questions out there such as are they still able to build what they said they were going to build, can they get financing, etc. Volpintesta handed out a draft extension agreement and said we need a resolution approving this. Michel asked if the city has to do this too and was told yes. Volpintesta said if this goes forward, we had outside counsel in Washington D.C. that were very helpful. Between their contacts and being on the scene, it would be extremely helpful and he would encourage retaining them again. If the tribe comes back and says things have changed, it is not going to be a \$800 Million project, it's going to be \$200 Million, what does that do to the IGA process. Clark clarified there will be legal issues if the Tribe comes back and says they can't do it the same way they proposed. He asked if there was money to pay for outside counsel. Volpintesta said that depends on where labor negotiations are going. Clark said there were discussions about having them pay for attorney fees. If they want this, they should pay our attorney fees and they should pay a deposit up front. Molinaro asked Volpintesta to have conversations with the parties so that he can come back to the committee with some feedback to approve an extension. He requested this for next week's meeting prior to the county board meeting.
- Discussion and possible action on resolution regarding committee meeting minutes:
Molinaro handed out a resolution he drafted on this matter for the committee to review. Clark said we should have a tighter timeframe of when the minutes are approved by the committee. The audio should be posted immediately and the written minutes when they've been approved. Volpintesta said you have not addressed closed sessions. He suggested putting this into the county board rules as an ordinance. Molinaro said he will make some changes to his resolution and forward it to corporation counsel to put it into the form of an ordinance and place it on next Tuesday's agenda.
- Discussion regarding county ordinance addressing campaign/election signs:
Clark said there used to be a 45-day rule but that was challenged constitutionally. Molinaro said he would like a county ordinance drafted. Michel said we would have to see if the supreme court case would trump an ordinance. Molinaro said they are an eyesore and makes the community look bad. He asked a citizen in the audience to speak.

Dan Campione said he is interested in campaign signs. There are a number of laws on the books but the biggest issue is enforcement. No one enforces the rules.

Volpintesta said you have to define what is a sign. They could be billboards. Molinaro said we will leave this on the agenda for our next meeting.

- Discussion regarding AB135:
Molinaro said we will postpone this and keep it on the agenda.

7. County Board

- Discussion regarding county board budget process:
Molinaro said we will postpone this and keep it on the agenda.
- Discussion regarding county board auditor position:
Clark said by the next meeting, he will talk to Waukesha County and report to the committee. He wants to prove it is cost effective and strengthens the legislative side of the county board. He's not saying there's a problem, he just wants to take a deeper look.

10. Any other business:

Molinaro said Salem has approved a new dog ordinance for vicious animals. The former chairman has contacted him urging the county to take action to address cruelty and mistreatment

of animals. Volpintesta said we don't have an ordinance. Michel said we can bring a state charge.

Clark said they have a levy cap resolution in Finance on Thursday. The levy cap is somewhat dictated by the State budget.

11. **Supervisor Elverman made a motion to adjourn. Seconded by Supervisor Clark. All aye. Motion carried.**

Meeting adjourned at 9:15 pm.

Respectfully submitted,

Linda Haney
Legal Assistant