

**KENOSHA COUNTY BOARD OF SUPERVISORS
COUNTY BOARD CHAMBERS COUNTY ADMINISTRATION BUILDING
September 15, 2020**

The **Regular County Board Meeting** was called to order by Chairman O'Day at 7:30 p.m., at the Kenosha County Job Center Commons, 8600 Sheridan Road, Kenosha.

Roll Call was taken.

Present: Supervisors Belsky, Berg, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Present: 23 Excused:0

Citizen Comments

Porche Bennett, 7th Dist., spoke of a report of a young black man who was detained and injured by the KPD, who later was determined to be the wrong person. She wants to know why that is ok.

Kate Trudell, 9th Dist., said it was unfortunate that the citizen comments weren't allowed in the Executive Committee. She spoke to the proposed resolution, which she noted addressed the damage, but ignored the duty, breach and causation of the unrest. She urged it to be rewritten with the input of local black leaders.

Diamond Hartwell, 3rd Dist., reminded the Board that it is not necessary to agree on all issues, but expects decency by all. She believes a lot of the members are decent but are falling short due to their silence on important issues and specifically not addressing the racism shown by Supv. Decker. She also pointed out that a posted mask mandate on a County Building should be observed by all.

Mary Magdalene Moser, 11th Dist., wanted to know why no arrests were made for rioting, arson or looting during the first 3 nights, despite the damage being inflicted. She questioned who gave the stand down order to the KPD, KSD and KFD and why? The citizens deserve answers.

Billy Violet (Whitney), Stated priority was given to downtown, while ignoring uptown. No changes will happen unless conversations are had with the black community. Challenged the Board to get out to the community and get involved and learn to how deescalate. Citizen comments matter.

Justin Blake, uncle of Jacob Blake, reminded the Board that they need to step back and consider the humanity of his nephew. He reminded them that their job is safety for the people. He noted changes need to be made to the laws that will protect the black community.

Kyle Flood, 11th Dist., doesn't believe the resolution as written addresses the issues. He challenged the Board to not remain silent, but to speak out during meetings. He suggested writing a resolution stating that teargas and rubber bullets would never again be used in Kenosha County.

Angela Wojtak, 5th Dist., stated she has seen both sides of this issue. She sustained injuries during an incident involving an excessive response by police. But she also received support during a severe domestic violence relationship. She does not hold all cops accountable for the actions of a bad one.

Pamela Mundling, 3rd Dist., lives in the downtown/uptown area. She wanted to thank the Supervisors who reached out to express the need for extra help in the form of the National Guard during our time of need.

Veronica King expressed concern regarding the posting of face masks required, and yet noted there were 6 supervisors without masks. She also noted there were 5 deputies present and wondered why they were not enforcing this requirement.

Nicholas Dennis, 9th Dist., stated it was whites who burned the city. A group of blacks is not trouble. Expressed disapproval of Supervisor's Berg's social media post the previous night.

LaRon Franklin, 7th Dist., called out those not wearing masks and stated it shows they do not value their positions. He stated it is not only the Police that need to change, but also the Board. He stated that the resolution drafted by Supv. Rose cannot address the problem, when no one from the community was consulted.

Isaac Wallner, Racine, born and raised in Kenosha, challenged the Board to address anyone who shows disrespect by having their back to the citizens while they are speaking. He also pointed out that the Board expects the Community to follow laws and policies, but they are not doing this themselves when they refuse to wear masks. He challenged them to stand up to racism on the Board.

Djuan Wash, one of the founders of (BLAK) Black Lives Activist Kenosha, came from the KPD where Ramon Tidwell was beat up and then let go. He expressed frustration that the approximately 2,000 non-violent protestors were met with tear gas. He stated that it was the police that escalated the situation.

Tyronne Payton, 2nd Dist., noted that there are no African American Board members. He appreciates the Board members who have reached out to have conversations. The Board needs to take the members of the community seriously and take action that resolves the people of color being treated unfairly.

Clyde McLemore, Kenosha, founder of BLM Lake County Chapter. Stated this problem did not start with Jacob Blake getting shot. He stated they organized a non-violent march, and when the curfew was implemented, he encouraged the women and children to go home. He is demanding justice and called out the Sheriff for lying on TV.

Varnell Patterson, 7th Dist. and cofounder of UBMW, (United Brown/Black Men & Women), stated the Courthouse should not have been used as a fortress. Systemic racism needs to be addressed, and we need to work at building race relations in our community.

Emily Fair, 7th Dist., spoke against the citizens not being able to comment at the Executive Committee. Noted the need for committees that create policies that address systemic racism. Pointed out that protestors and rioters are two different things. Highlighted the need for mental health help for all individuals, especially youth, not just the ones deemed problematic.

Madison Taft, Kenosha, concluded that the Board has learned nothing. She is horrified at her politicians. She believes it was inhumane to use teargas and rubber bullets on the peaceful protests. She feels uptown is being ignored while the focus is on the downtown damage.

Elizabeth Webb, Kenosha, member of UBMW, came to get help from the Board but finds herself too emotional to say what she came for. Her nephew was pulled out of the car he was riding in with his mother. She encouraged the Board to not turn their backs on the community as they are speaking.

Alexandria Benanti, 22nd Dist., indicated Supv. Decker's behavior is disgraceful and should not be allowed on the Board. She noted the lack of presence of the Board at the meetings to help the community, and that it is only the non-profits who are helping. She invited them to participate in "Building our Future" event on Sunday Sept. 20th at Las Margaritas.

Sara Chopp, formerly of Kenosha, but an active member of this community. It is a multi-dimensional issue that needs cross-sector and cross-party collaboration using Collective Impact Framework. To allow the needed focus on racial equity, she challenged to begin by asking the community and then help them to get the resources needed to put their plans into action.

Brian Little, 11th Dist., asked another gentleman to speak for him who expressed concern over the Jonathan Massey case, and how different Jonathan and his family were treated when compared to the 17-year-old accused of killing two people. He stated he was an eyewitness to the events, and no one has asked him for a statement, or asked if there could have been another gunman.

Rochelle Anderson Moore, Kenosha, a former social worker for Kenosha County, expressed outrage over Supv. Decker's unwillingness to face the community when they are speaking. She spoke on black history and the plight of black Americans. She addressed the issues of safety and lack of affordable housing.

Dionese, 11th Dist., was disappointment that it has taken so long to gather and discuss issues. The citizens are not heard. She asked the Board to make a strong effort to attend community events and to move toward honesty and transparency. She invited everyone to the Justice for Jacob Blake event on 9/16 from 10am-5pm and engage in conversations.

Lakota Lichwalt, 8th Dist., frequently pulled over by police in his past, had become reclusive to protect himself. Based on current events, he began to go out to film, and the danger he perceived was from law enforcement. He encouraged the community to get out and vote to address the disrespect of certain Board members.

Devynn Johnson, 11th Dist., due to lack of bodycams there is no accountability for police, and they are hurting the black community. She told the Board they are failing the black community.

Katy Wallner, Kenosha (via email) a former 8-year member of the National Guard. As a bi-racial American, she spoke of the lack of accountability within the judicial system. She would like to see more mental health services offered to both those incarcerated, as well as those in the foster system. People should be listened to and not be afraid or embarrassed to ask for help. We should be looking for the problems of injustice and not at skin color.

Karen Kempinen, Kenosha (via email) expressed concern in the proposed resolution regarding the contract with a training and development company. She specifically cited food deserts and broadband inequity. She said we should ask for specific short-term objectives, with input from the Black community, and ensure a public report is given on the progress.

Supervisor Reports

Supervisor Grady gave an update on the Hwy. Dept. RR Crossing at Cty Hwy L is rough and is in process of being addressed. Cty Hwy S - Phase 1 will be mostly complete this fall. Cty Hwy H to the frontage road is ongoing. The realignment of Cty Hwy F. Cty Hwy K is basically finished. The bike wayfinding project has been put on hold to address the safety and appropriateness of the locations of the signs. Supervisors Nordigian, Pomaville, and Wienke have been in contact with the municipalities involved. A roundabout at Cty Hwy Y and Cty Hwy A will begin in 2021. The section of Cty Hwy KR (CTH H to STH 31) is projected to be ongoing into 2022. Hwy 45 is basically done. In the Village of Somers STH 32 storm sewer project has had a few setbacks due to soil conditions. Facilities update for KCAB Heat Pump replacement should finish in mid-October. Public Safety Building exterior sealant project should finish up next month. The DA's office and Juvenile Intake renovation will be starting soon. Job Center windows are being assessed for water infiltration and repair estimate. Parks Dept., golf was excellent in due to good weather.

Supervisor Berg reported on the Legislative Committee meeting. Senator Wanggaard and State Representative Kerkman were in attendance. PACT Bill coming forward, which addresses cleaning up Statutes for law enforcement, and using NTSB model for use of force in loss of life. Medical Marijuana Bill AB750 will be coming forward. There is a potential for federal

funding for body cams. Unemployment still has residents waiting since June for their unemployment. With respect to the reconstruction of Kenosha, there is presently no funding available yet due to the need for a bigger picture of the insurance issue.

Supervisor Gaschke thanked everyone who spoke during citizen comments and assured them their voices need to be heard to allow for healing and moving forward. The Planning & Development Committee reviewed a conditional use permit for Kenosha Beef for the expansion of the existing facility and another for more creative outdoor dining options for Sit 'n Bull in the Town of Wheatland both passed through committee and will be coming before the Board in the future.

Supervisor Ron Frederick requested for the Public Works information regarding road construction be made available to the Board in writing form so they can have it for reference for potential questions from constituents.

Supervisor Rodriguez gave a report and provided a copy of the email from the findings of Atty Kreye, from the Legislative Reference Bureau with respect to whether it was appropriate to call a meeting to address the protests and rioting. Atty Kreye cited Wis. Stats. Ch. 19 with what could constitute a 2 hr notice, but emphasized the Board has discretion to determine whether it has good cause for less than 24 hours' notice, but in no case may be posted less than 2 hrs prior. Supv. Rodriguez also pointed out that Sept. 15-Oct. 15 is Hispanic Heritage Month in the U.S. which recognizes and celebrates the contributions of Hispanic Americans have made to American society and culture.

At this time Supervisor Berg was excused from the meeting.

OLD BUSINESS

27. From the Human Service Committee - A Resolution to Amend Resolution No. 92 which amended Resolution No. 150 which created the Kenosha County Health Department, the Kenosha County Board of Health and the Kenosha County Health Office pursuant to Wis. Stat. 252 and certain agreements between the City of Kenosha and the County of Kenosha. It was moved by Supervisor Belsky to adopt Resolution #27. Seconded by Supervisor Gulley.

It was moved by Supervisor Rose to refer Resolution #27 back to Human Services Committee. Seconded by Supervisor Nudo.

Roll call requested.

Aye: Supervisors Decker, Boyd Frederick, Grady, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke, and Yuhas

Nay: Supervisors Belsky, Beth, Celebre, Franco, Ron Frederick, Gaschke, Gentz, Gulley, Kubicki,

Aye: 13 Nay: 9 Excused 1

Motion to refer Resolution #27 back to Human Services Committee carried.

NEW BUSINESS

Ordinance - one reading

16. From the Planning, Development & Extension Education Committee An Ordinance Regarding Elmer R. Weis Requests an amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Farmland Protection" & "Non-Farmed Wetland" to "Farmland Protection", "Suburban-Density Residential" & "Non-Farmed Wetland", Town of Paris

It was moved by Supervisor Gaschke to adopt Ordinance #16. Seconded by Supervisor Maurer.

Motion carried.

17. From the Planning, Development & Extension Education Committee An Ordinance Regarding Elmer R. Weis Requests a Rezoning A-1 Agricultural Preservation Dist. to A-1 Agricultural Preservation Dist., R-2 Suburban-Density Residential Dist. & Agricultural Preservation Planned Unit Development Overlay Dist., Town of Paris

It was moved by Supervisor Gaschke to adopt Ordinance #17. Seconded by Supervisor Beth.

Motion carried.

18. From the Planning, Development & Extension Education Committee An Ordinance Regarding Bernadette M. Viskocil Trust (Owner), PDEEC (Sponsor) requesting a rezoning from R-3 Urban Single-Family Residential & C-1 Lowland Resource Conservancy to R-3 Urban Single-Family Residential & C-1 Lowland Resource, Town of Randall

It was moved by Supervisor Gaschke to adopt Ordinance #18. Seconded by Supervisor Rodriguez.

Motion carried.

Resolution - one reading

34. From the Finance & Administration Committee a Resolution - 2020 County Clerk Resolution to recognize additional revenue and modify expenditure budgets for equipment and services through the 2020 Help America Vote Act 2002 (HAVA) Grant

It was moved by Supervisor Rose to adopt Resolution #34. Seconded by Supervisor Gentz.

Roll call 2/3 required.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Aye: 22 Nay: 0 Excused: 1

Motion carried unanimously.

35. From the Human Services and Finance & Administration Committees a Resolution to Modify the Division of Children & Family Services 2020 Budget for a Grant: The Foster Family Support Network

It was moved by Supervisor Belsky to adopt Resolution #35. Seconded by Supervisor Rose.

Roll call 2/3 required.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Aye: 22 Nay: 0 Excused: 1

Motion carried unanimously.

36. From the Human Services Committee - A Resolution to Approve the Appointment of Jerry Gulley to the Racine Kenosha Community Action Agency Board

It was moved by Supervisor Belsky to adopt Resolution #36. Seconded by Supervisor Beth.

Roll call requested.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Kubicki, Maurer, Nordigian, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Nay: Supervisor Nudo

Abstain: Supervisor Gulley

Aye: 20 Nay: 1 Excused: 1 Abstain: 1

Motion carried.

37. From the Planning, Development & Extension Education Committee A Resolution - Request to Approve the Appointment of Christopher Brown to the Kenosha County Zoning Board of Adjustments

It was moved by Supervisor Gaschke to adopt Resolution #37. Seconded by Supervisor Maurer.

Roll call requested.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Nay: Supervisor Nudo

Aye: 21 Nay: 1 Excused: 1

Motion carried.

38. From the Planning, Development & Extension Education Committee A Resolution Regarding the Request of Elmer R. Weis Requesting amendment to the Adopted Land Use Plan map for Kenosha County: 2035 (map 65 of the comprehensive plan) from "Farmland Protection" & "Non-Farmed Wetland" to "Farmland Protection", "Suburban-Density Residential" & "Non-Farmed Wetland", Town of Paris

It was moved by Supervisor Gaschke to adopt Resolution #38. Seconded by Supervisor Beth.

Motion carried unanimously.

39. From the Public Works & Facilities and Finance & Administration Committees A Resolution Authorizing the Acquisition of Right of Way and the Construction of Transportation Improvements at the Intersection of Kenosha County Trunk Highways U and Q

It was moved by Supervisor Grady to adopt Resolution #39. Seconded by Supervisor Rose.

Roll call 2/3 required.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Aye: 22 Nay: 0 Excused: 1

Motion carried unanimously.

40. From the Public Works & Facilities and Finance & Administration Committees a Resolution Authorizing the Acquisition of Right of Way and the Construction of Transportation Improvements at the Intersection of Kenosha County Trunk Highways U and C

It was moved by Supervisor Grady to adopt Resolution #40. Seconded by Supervisor Rose.

Roll call 2/3 required.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Aye: 22 Nay: 0 Excused: 1

Motion carried unanimously.

41. From the Public Works & Facilities and Finance & Administration Committees A Resolution to Apply for funding from the WI Department of Natural Resources Urban Forestry Grant for the purpose of Developing a Natural Resource Inventory and Ecological Restoration Project

It was moved by Supervisor Grady to adopt Resolution #41. Seconded by Supervisor Rose.

Aye: Supervisors Belsky, Beth, Celebre, Decker, Franco, Boyd Frederick, Ron Frederick, Gaschke, Gentz, Grady, Gulley, Kubicki, Maurer, Nordigian, Nudo, O'Day, Pomaville, Rodriguez, Rose, Wamboldt, Wienke and Yuhas

Aye: 22 Nay: 0 Excused: 1

Motion carried unanimously.

COMMUNICATIONS

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

Chairman O'Day received and filed Communication #6.

SUMMONS & COMPLAINT

15. Akindes, Walton, Gagliano-Deltgen, Garcia, et al - Civic Rights Violations

Chairman O'Day referred Claim #15 to Corporation Counsel.

SUPERVISOR COMMENTS

Vice-Chair Yuhas on Correcting Misunderstandings and Misconceptions about the Board's Response to Recent Events.

The recent challenges are perhaps the greatest yet experienced. Official letter was sent to Governor Evers on August 25 which requested additional NG resources. Further letters were not official correspondence from the Board and were not circulated to the entire Board.

Approval of the August 18, 2020 Regular County Board Meeting Minutes and the September 8, 2020 Committee of the Whole Minutes by Supervisor Celebre.

It was moved by Supervisor Celebre to approve the August 18, 2020 Regular County Board Meeting Minutes and the September 8, 2020 Committee of the Whole Minutes. Seconded by Boyd Frederick.

Motion carried.

Adjourn

Motion to adjourn by Supervisor Frederick. Seconded by Supervisor Rodriguez

Motion Carried.

Meeting adjourned at 10:59 p.m.

Prepared by: Sherri Stocker, Chief Deputy Clerk

Submitted by: Regi Bachochin, County Clerk