

AGENDA
KENOSHA COMMON COUNCIL
KENOSHA, WISCONSIN
Council Chambers – Room 200 – Kenosha Municipal Building
Monday, November 1, 2010
7:00 P.M.

CALL TO ORDER
ROLL CALL
INVOCATION
PLEDGE OF ALLEGIANCE

Approval of the minutes of the meeting held October 18, 2010.

Matters referred to the Committees by the Mayor.

Presentation, Commendations and Awards by Mayor.

Awards and Commendations from Boards, Commissions, Authorities and Committees.

CITIZENS' COMMENTS

A. REFERRALS

TO THE COMMITTEE ON FINANCE

- A.1. To Amend Resolution #71-10 regarding the Relocation Order for 122nd Avenue from 60th Street South to 71st Street for Right-of-Way Improvements and to Authorize Other Actions Necessary to Acquire Fee Title and Interest and Possession of Certain Property, District #17. (West Frontage Road) (Also refer to Public Works Committee and City Plan Commission)
- A.2. Proposed Ordinance by Alderperson G. John Ruffolo - To Repeal and Recreate Subsection 1.03 B. paragraph 2, of the Code of General Ordinances Regarding Majority.
- A.3. Resolution to place special assessments against benefited parcels of property on the 2010 real estate tax roll for delinquent storm water bills.

TO THE PUBLIC WORKS COMMITTEE

TO THE PUBLIC SAFETY AND WELFARE COMMITTEE

- A.4. Proposed Ordinance by Alderperson Anthony Kennedy and Alderperson Michael Orth - To Repeal and Recreate Section 11.026 B. Entitled "Prohibiting the Drinking of Intoxicants on Public Streets and Sidewalks, or Within any Parked Motor Vehicle"; to Create Section 11.026 D. of the Code of General Ordinances Entitled "Underage Persons Under the Influence Prohibited".
- A.5. Proposed Ordinance by Alderperson Nudo - To Create Subsection 11.148 C. of the Code of General Ordinances Entitled "Enforcement" (Rummage Sales).
- A.6. Proposed Ordinance - To Repeal and Recreate Various Sections of Chapter 15 of the Code of General Ordinances Related to Off-Premises Signs.
- A.7. Proposed Ordinance – By the Mayor - To Create Section 13.0112 of the Code of General Ordinances Entitled Non-Structural Demolition.

TO THE CITY PLAN COMMISSION

- A.8. Conditional Use Permit for a non-conforming residential use located at 6321 24th Avenue, District #12. (Ogren)
- A.9. Proposed Zoning Ordinance by the Mayor - To repeal and recreate various sections of the Zoning Ordinance creating Subsection 2.02 E.4 prohibiting off-premises signs and other sections removing off-premises signs as a Conditional Use in the B-2, M-1 and M-2 Districts; and to create a limitation on the maintenance of non-conforming off-premises signs; to repeal the definition of "sign-outdoor advertising" and to create a definition of "off-premises signs" in Section 12 of the Zoning Ordinance.
- A.10. Proposed Zoning Ordinance By the Mayor - To Repeal and Recreate Paragraph 2.02D.11.; to Repeal Paragraph 3.18 A.2-17; to Create Paragraph 3.18 C.22-37 and to Repeal and Recreate 4.02 B. Group 3 Table of the Zoning Ordinance for the City of Kenosha, Wisconsin Regarding Scrap Salvage Metals.

B. COMMUNICATIONS, PETITIONS, REPORTS OF DEPARTMENTS

- B.1. Approval of the following applications per list on file in the Office of the City Clerk:
 - a. _____ Operator's (Bartenders) license(s).
 - b. _____ Transfer of Agent Status of Beer and/or Liquor license(s).
 - c. _____ Special Class "B" Beer and/or Special "Class B" Wine license(s).
 - d. _____ Taxi Driver License(s).
- B.2. Temporary Use Applications for Portable Classrooms:
 - a. Bose Elementary School, 1900-15th Street (1st District)
 - b. Bradford High School, 3700 Washington Road (5th District)
 - c. Tremper High School, 8560-26th Avenue (9th District) Go to Backup

C. RECOMMENDATIONS FROM THE COMMITTEE ON LICENSING/PERMITS

NOTE: All licenses and permits are subject to withholding of issuance by the City Clerk as specified in Section 1.045 of the Code of General Ordinances.

- C.1. Approve application of Ryan Heusdens for a new Operator's (Bartender) license, subject to **-0 demerit points**. (Ayes 3: Noes 0) **HEARING**
Go to Backup
- C.2. Approve application of Rian Phillips for a new Operator's (Bartender) license, subject to **-60 demerit points**. (Ayes 3: Noes 0) **HEARING** Go to Backup
- C.3. Approve application of Christina Wagner for a new Taxi Driver's license, subject to **- 65 demerit points**. (Ayes 3: Noes 0) **HEARING**
Go to Backup

- C.4. Approve application of Craig Conley for a new Taxi Driver's license, subject to - **75 demerit points**. (Ayes 3: Noes 0) **HEARING** Go to Backup
- C.5. Approve application of Raymond Johnson, Jr. for a new Taxi Driver's license, subject to - **90 demerit points**. (Ayes 3: Noes 0) (Referred back to LP Committee 10/18/10) **HEARING** Go to Backup
- C.6. DENY application of Thomas Holtz for a new Taxi Driver's license, based on – **excessive points relative to license**. (Ayes 3: Noes 0) **HEARING**
Go to Backup
- C.7. Application of Children's Recreational Club DF8 (*Yolanda Green/Derosier*), for a temporary Theatre License located at 3010 Roosevelt Road , with no adverse recommendations. (Recommendation Pending) **HEARING**
Go to Backup
- C.8. Application of Children's Recreational Club DF8 (*Yolanda Green/Derosier*), for an Amusement & Recreation Enterprise License located at 3010 Roosevelt Road, with no adverse recommendations. (Recommendation Pending) **HEARING** Go to Backup
- C.9. Approve application of Kimberly Gorsuch for a Pet Fancier Permit License. (Ayes 5: Noes 0) **HEARING** Go to Backup
- C.10. Approve application of R.P. Consulting, LLC, Pritesch Patel, Agent, for a Class “B” Beer/”Class B” Liquor License located at 3216 60th Street (*Lotus Sports Bar*), with acceptance of a conditional surrender of a similar license at the same location from John Pasquali. (11th District) (LP-Ayes 4: Noes 0) (Deferred 10/18/10) **HEARING** Go to Backup
- C.11. Approve application of R.P. Consulting, LLC, for an Outdoor Extension of the Class “B” Beer/”Class B” Liquor License located at 3216 - 60th Street (*Lotus Sports Bar*) and approve request to change the closing hours to midnight. (11th District)(LP-Ayes 4: Noes 0)(Deferred 10/18/10) **HEARING**
Go to Backup
- C.12. Approve applications for a Cabaret License (1-year term) Lotus Sports Bar, 3216 - 60th Street (*R.P. Consulting, LLC, Pritesch Patel, Agent*) with no adverse recommendations. (LP-Ayes 4: Noes 0) (Deferred 10/18/10) **HEARING** Go to Backup

- C.13. Approve Findings of Fact, Conclusions of Law and Recommendation (***reinstate with 75 demerit points***) in the Matter of the Operator's (Bartender's) License of Traci L. Dabbs. (LP-Ayes 4: Noes 0) **HEARING**
Go to Backup
- C.14. Approve Findings of Fact, Conclusions of Law and Recommendation (***suspend for 30 days***) in the Matter of the Operator's (Bartender's) License of Manpreet Kaur. (LP-Ayes 4: Noes 0) **HEARING** Go to Backup
- C.15. Approve Findings of Fact, Conclusions of Law and Recommendation (***to revoke***) in the Matter of the Operator's (Bartender's) License of Jenny Melnick. (LP-Ayes 4: Noes 0) **HEARING** Go to Backup
- C.16. Approve Findings of Fact, Conclusions of Law and Recommendation (***reinstate with 75 demerit points***) in the Matter of the Operator's (Bartender's) License of William Morgan. (LP-Ayes 4: Noes 0) **HEARING**
Go to Backup
- C.17. Approve Findings of Fact, Conclusions of Law and Recommendation (***reinstate with 75 demerit points***) in the Matter of the Operator's (Bartender's) License of Shannon Hoffman. (LP-Ayes 4: Noes 0) **HEARING**
Go to Backup

D. ORDINANCES 1st READING

- D.1. By Alderperson Juliana - To Repeal and Recreate Subsection 1.06 A. (*of the Code of General Ordinances*) Entitled "City Boards and Commissions". (CP-Ayes 7: Noes 1) Go to Backup

E. ZONING ORDINANCES 1st READING

- E.1. By Alderperson Juliana - To Repeal and Recreate Subsection 8.01 of the Zoning Code Entitled "Plan Commission". (CP-Ayes 7: Noes 1) Go to Backup
- E.2. By Mayor - To Repeal and Recreate the Definition in Section 12 of "Shelter Facility" and to Create Paragraph 3.19 A.24 and Amend Subsection 12.0 B. of the Zoning Ordinance to Include "Refuge Center". (CP-Ayes 7: Noes 0) Go to Backup

F. ORDINANCES 2nd READING

- F.1. By Alderperson Jesse Downing to Repeal, Recreate and Renumber Various Sections (*Repeal & Recreate Section 10.03.D.4.E as 10.03.D.4.F, to Repeal and Recreate Section 10.03.D.5 as 10.03.D.4.E; to Renumber Sections 10.03.D.6 and 10.03.D.7 as 10.03.D.5 and 10.03.D.6; to Recreate Section 10.04.D.2. of the Code of General Ordinances*) Entitled “Retail “Class A” Liquor Licenses” and “Separation of Intoxicating Liquor and Fermented Malt Beverage Business From Other Business”. (LP-Ayes 5: Noes 0) **PUBLIC HEARING** Go to Backup
- F.2. By Alderperson Patrick Juliana to amend Subsection 10.075.F. (*of the Code of General Ordinances*) entitled “Closing Hours”. (LP-Ayes 5: Noes 0) **PUBLIC HEARING** Go to Backup
- F.3. By Alderperson Theodore Ruffalo - To Renumber Section 13.13 Entitled “Fees” as Section 13.14 and to Create Section 13.13 Entitled “Refuge Centers”. (PSW-Ayes 4: Noes 0; LP-Ayes 4: Noes 0) **PUBLIC HEARING** Go to Backup
- F.4. By Alderperson David Bogdala and Alderperson Anthony Nudo - To Repeal and Recreate Various Sections (*of the Code of General Ordinances*) Replacing “City Plan Commission” with “Common Council”. (PW- Ayes 4: Noes 2; PSW-Ayes 4: Noes 1; CP-DENY-Ayes 6: Noes 2) **PUBLIC HEARING** Go to Backup
- F.5. By Alderperson Ray Misner - To Repeal and Recreate Subsection 10.04 C.2 (*of the Code of General Ordinances for the City of Kenosha*) Regarding Restrictions (*to increase “Class A” Liquor license quota by two (2)*). (LP-Ayes 5: Noes 0) **PUBLIC HEARING** Go to Backup

G. ZONING ORDINANCES 2nd READING

- G.1. By Alderperson David Bogdala and Alderperson Anthony Nudo - To Repeal and Recreate Various Sections of the Zoning Ordinance Replacing “City Plan Commission” with “Common Council”. (CP-DENY-Ayes 6: Noes 2) **PUBLIC HEARING (NOTE: Pursuant to Sections 62.23 (7)(d)2. and 985.01, Wis Stats, two insertions in the Official Newspaper listing the date of a public hearing must have been accomplished before the public hearing may be held; Official action can not be taken on this item until a public hearing is held on the published date of November 15, 2010.)** Go to Backup

H. RESOLUTIONS

- H.1. By Committee on Public Safety and Welfare – Removal of No Parking, Standing, Stopping Restrictions on East Side of 8th Avenue North of 49th Street (*To Remove the Existing "No Parking, Standing or Stopping, 7:30 a.m. - 4:30 p.m., on School Days", Restriction on the East Side of 8th Avenue North of 49th Street Approximately One Hundred Sixty Feet*). (PSW-Ayes 5: Noes 0) (Deferred 10/18/10) Go to Backup
- H.2. By Alderperson Jan Michalski, Alderperson Rocco LaMacchia, Sr., Alderperson Lawrence Green, Alderperson Patrick Juliana, Alderperson Steve Bostrom - To Request that the Legislature for the state of Wisconsin Create a Statewide Ban of Synthetic Cannabinoid Substances. Go to Backup
- H.3. By the Mayor - To Amend Resolution #81-09 regarding the Relocation Order for 39th Avenue from 18th Street South to 27th Street for Right-of-Way Improvements and to Authorize Other Actions Necessary to Acquire Fee Title and Interest and Possession of Certain Property. (5th District) (Fin-Recommendation Pending; PW-Ayes 5: Noes 0; Abstain 1; CP-Ayes 7: Noes 0) Go to Backup

I. APPOINTMENTS/REAPPOINTMENTS BY THE MAYOR

J. PUBLIC CONSTRUCTION AND IMPROVEMENT CONTRACTS

K. OTHER CONTRACTS AND AGREEMENTS

- K.1. Second Amendment of Contract of Purchase and Sale By and Between Brookstone Homes, Inc and the City of Kenosha, Wisconsin. (10th District) (KAT Subdivision) (Fin.-Recommendation Pending) Go to Backup
- K.2. Approval of TDS Contract. (Fin.-Recommendation Pending) Go to Backup

L. RECOMMENDATIONS FROM THE COMMITTEE ON FINANCE

- L.1. Disbursement Record #19 – \$13,185,268.44. (Fin.-Recommendation Pending) Go to Backup
- L.2. KABA 2010 3rd Quarter Revolving Loan Fund Report. (Fin.-Recommendation Pending) Go to Backup

- L.3. Request from United Way of Kenosha County for a Contribution from the City to Contract with American City Bureau, Inc. to Provide Professional Fundraising Consulting Services. (Fin.-Recommendation Pending)
Go to Backup

M. RECOMMENDATIONS FROM THE COMMITTEE ON PUBLIC WORKS

**N. RECOMMENDATIONS FROM THE COMMITTEE ON
PUBLIC SAFETY & WELFARE**

O. REPORTS AND RECOMMENDATIONS OF BOARDS AND COMMISSIONS

And such matters as are authorized by law or regular business.

LEGISLATIVE REPORT

MAYOR'S COMMENTS

ALDERMEN'S COMMENTS

IF YOU ARE DISABLED AND IN NEED OF ASSISTANCE, PLEASE CALL 653-4020 BEFORE THIS MEETING

web site: www.kenosha.org



**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor Michael K. Higgins, City Clerk

**KENOSHA MUNICIPAL
BUILDING COUNCIL
CHAMBERS ROOM 200
October 18, 2010**

At a meeting of the Common Council held this evening, His Honor, Mayor Keith G. Bosman presided. The meeting was called to order at 7:20 p.m.

On roll call, the following members of the Common Council were present: Alderpersons Haugaard, Ruffalo, Michalski, Ruffolo, LaMacchia, Ohnstad, Juliana, Marks, Green, Kennedy, Nudo, Bostrom, Misner, Orth, Downing and Bogdala. Excused: Alderperson Prozanski. Alderperson Downing left the meeting prior to action on F.2. Alderperson Juliana left prior to action on item H.1.

The invocation was given by Alderperson Bogdala in memory of former Alderperson Kathy Carpenter. Mayor Bosman then led the Council in the Pledge of Allegiance to the American Flag.

It was moved by Alderperson Green, seconded by Alderperson Ohnstad, to approve the minutes of the meeting held September 20, 2010.

Motion carried unanimously.

Six (6) Citizens spoke during Citizen's Comments: Jo Wynn, Bob Waldron, Cassey Bullen, Anna Rohwer, Reverend Michael Coleman and Louis Rugani.

A. REFERRALS

TO THE COMMITTEE ON FINANCE

A.1. second Amendment of Contract of Purchase and Sale By and Between Brookstone Homes, Inc and the City of Kenosha, Wisconsin, District #10 . (KAT Subdivision)

A.2. Amendment to Relocation Order for 39th Avenue from 18th Street south to 27th Street for Right-of-Way Improvements and to Authorize Other actions Necessary to Acquire Fee Title and Interest and Possession of Certain Property, District #5. (Also refer to Public Works Committee and City Plan Commission)

A.3. Request from United Way of Kenosha County for a Contribution from the City to Contract with American City Bureau, Inc. to Provide Professional Fundraising Consulting Services.

TO THE CITY PLAN COMMISSION

A.4. To Repeal and Recreate the Definition in Section 12 of "Shelter Facility" and to Create Paragraph 3.19 A.24 and Amend Subsection 12.0 B. of the Zoning Ordinance to Include "Refuge Center".

**B. COMMUNICATIONS,
PETITIONS, REPORTS
OF DEPARTMENTS**

B.1. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve:

a. 23 applications for an Operator's (Bartenders) license, per list on file in the office of the City Clerk.

b. 1 application(s) for a transfer of agent status of Beer and/or Liquor licenses, per list on file in the office of the City Clerk.

c. 3 application(s) for a special Class "B" Beer and/or "Class B" Wine license per list on file in the office of the City Clerk.

d. There were no application(s) for a Taxi Driver's license per list on file in the office of the City Clerk.

On a voice vote, motion carried.

B.2. It was moved by Alderperson Nudo, seconded by Alderperson Ohnstad, to approve request for Relief to Install an LED Upgrade on an Existing Nonconforming Sign Structure Located at 3322 Sheridan Road. A hearing was held. The applicant did not appear. On a voice vote, motion carried.

B.3. It was moved by Alderperson Downing, seconded by Alderperson Ohnstad, to approve appeal of Conditional Use Permit for Property Located at 4237 Green Bay Road. (16th District). (Wamboldt) A hearing was held. The applicant was present and spoke. On roll call vote, motion carried (10-6) with

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

Alderpersons Nudo, Bostrom, Ruffalo, Ruffolo, Marks and Green voting nay.

C. RECOMMENDATIONS FROM THE COMMITTEE ON LICENSING/PERMITS

C.1. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following applications for new Operator's (Bartender) licenses, subject to:

- 50 demerit points:

- a. Maria Huddleston
- b. Yasmine Perkins
- c. Charlene Summers

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

C.2. It was moved by Alderperson Orth, seconded by Alderperson Green, to approve applications for new Operator's (Bartender) licenses, subject to:

- 25 demerit points:

- a. Jeremy Snyder
- b. Nicole Michel

- 60 demerit points:

- c. Melissa Kreuser

- 50 demerit points:

- d. Cody Griffin

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

C.3. It was moved by Alderperson Ohnstad, seconded by Alderperson Green, to DENY the following applications for new Operator's (Bartender) licenses, based on:

-material police record:

- a. Bonnie Kimberly

-material police record & false application:

- b. Richard Haight

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

C.4. It was moved by Alderperson Downing, seconded by Alderperson Ohnstad, to approve application of Brenda Machak for a new Operator's (Bartender) license subject to 75 demerit points. A hearing was held. The applicant did not appear. On a voice vote, motion carried.

C.5. It was moved by Alderperson Michalski, seconded by Alderperson Ohnstad, to approve application of Donald Proft for a new Taxi Driver's license, subject to 45 demerit points. A hearing was held. The applicant did not appear. On a voice vote, motion carried.

C.6. It was moved by Alderperson Marks, seconded by Alderperson LaMacchia, to refer the application of Raymond Johnson, Jr. for a new Taxi Driver's license, back to the Licensing/Permit Committee. On a voice vote, motion carried.

C.7. The application of Craig Conley for a new Taxi Driver's license was deferred by the Licensing/Permit Committee at their special meeting held before this meeting.

C.8. It was moved by Alderperson Kennedy, seconded by Alderperson Michalski, to defer the application of R.P. Consulting, LLC, Pritesch Patel, Agent, for a Class "B" Beer/"Class B" Liquor License located at 3216 60th Street (Lotus Sports Bar), for two weeks to allow the applicant to amend the economic impact statement. A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

C.9. It was moved by Alderperson Nudo, seconded by Alderperson Kennedy, to defer the application of R.P. Consulting, LLC, for an Outdoor Extension of the Class "B" Beer/"Class B" Liquor License located at 3216 - 60th Street (Lotus Sports Bar) and defer request to change the closing hours to midnight. (11th District) for two weeks. A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

C.10. It was moved by Alderperson Downing, seconded by Alderperson Green, to approve application of Guttormsen Recreation Corporation, for an Outdoor Extension of the Class "B" Beer/"Class B" Liquor License located at 5411 Green Bay Road (Guttormsen Recreation Center) and approve request to change

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

the closing hours to midnight subject to approval of sign exemption by the Common Council. (16th District) A hearing was held. The applicant did not appear. On a voice vote, motion carried.

C.11. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve application of American Society of Interior Designers at Gateway Technical College (ASID/IDK), for a Temporary Class "B" Beer License located at 7825 First Avenue (Southport Beach House) for November 19, 2010. A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

C.12. It was moved by Alderperson Nudo, seconded by Alderperson Kennedy, to separate action on the following applications for Cabaret Licenses (1-year term) with no adverse recommendations (*separate a, b, c and e from d*):

a. UAW Local 72 - 3615 Washington Road, (Int U Untd Aero & Ag Wkrs Am L 72, Curtis Wilson, Agent)

b. Muggshots, 5515 – 6th Avenue, (Muggshots, Inc., Michele Biundo, Agent)

c. Lighthouse Bistro, 5130 - 4th Avenue, (STT Lighthouse, LLC, Douglas Crowe, Agent)

e. Sunset Grille, 2500-52nd Street (Sunset Grille, LLC, Stacey West-Rivera, Agent)

On a voice vote, motion carried.

C.12.1. It was moved by Alderperson Ruffolo, seconded by Alderperson Kennedy to allow Alderperson Nudo to abstain from voting on e. On a voice vote, motion carried.

A hearing was held. The applicants did not appear.

On a voice vote, motion to approve C.12.a, b, c and e carried.

C.12.2. It was moved by Alderperson Nudo, seconded by Alderperson Ohnstad to defer d. Lotus Sports Bar, 3216 - 60th Street (R.P. Consulting, LLC, Pritesch Patel, Agent) for two weeks

On a voice vote, motion carried.

C.13. It was moved by Alderperson Nudo, seconded by Alderperson Ohnstad, to approve application of Pattie L. Walton for an Amusement & Recreation Supervisor License, located at 2208 - 60th Street, (Finney's Lounge), with No Adverse Recommendations. A hearing was held. The applicant did not appear. On a voice vote, motion carried.

C.14. The application of KMart Corporation, Glenn Pflugardt, Agent, for a Class "A" Retail Beer License located at 4100 - 52nd Street (Kmart #3088) (10th District) was deferred by the Licensing/Permit Committee at their special meeting held before this meeting.

C.15. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve application of Gerber's Pub of Kenosha, Inc., Mark T. Gerber, Agent, for a Class "B" Beer/"Class B" Liquor License located at 719 - 50th Street (Champion Sports Bar), with acceptance of a conditional surrender of a similar license at the same location from Jack's Harborside Inn, Inc. (2nd District) A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

C.16. It was moved by Alderperson Nudo, seconded by Alderperson Kennedy, to approve application of Eat What You Get, LLC, Kevin J. Ervin, Agent, for a Class "B" Beer/"Class B" Liquor License located at 508 - 58th St. (Frank's Diner), with acceptance of a conditional surrender of a similar license at the same location from Ladies Room3, LLC. (2nd District) A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

C.17. It was moved by Alderperson Green, seconded by Alderperson Downing, to approve application of Eat What You Get, LLC, for an Outdoor Extension of the Class "B" Beer/"Class B" Liquor License located at 508-58th St. (Frank's Diner) with a request to waive the fence requirement (because the applicant states that over fifty percent (50%) of their gross revenue on the licensed premises is from the sale of food and non-alcoholic beverages) A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

D. ORDINANCES 1ST READING

It was moved by Alderperson Nudo, seconded by Alderperson Haugaard to send the following ordinances on their way after being read:

D.1. By Alderperson Jesse Downing to Repeal, Recreate and Renumber Various Sections (Repeal &

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

Recreate Section 10.03.D.4.E as 10.03.D.4.F, to Repeal and Recreate Section 10.03.D.5 as 10.03.D.4.E; to Renumber Sections 10.03.D.6 and 10.03.D.7 as 10.03.D.5 and 10.03.D.6; to Recreate Section 10.04.D.2. of the Code of General Ordinances) Entitled “Retail “Class A” Liquor Licenses” and “Separation of Intoxicating Liquor and Fermented Malt Beverage Business From Other Business”.

D.2. By Alderperson Patrick Juliana to amend Subsection 10.075.F. (of the Code of General Ordinances) entitled “Closing Hours”.

D.3. By Alderperson Theodore Ruffalo - To Renumber Section 13.13 Entitled “Fees” as Section 13.14 and to Create Section 13.13 Entitled “Refuge Centers”.

D.4. By Alderperson David Bogdala and Alderperson Anthony Nudo - To Repeal and Recreate Various Sections (of the Code of General Ordinances) Replacing “City Plan Commission” with “Common Council”.

D.5. By Alderperson Ray Misner - To Repeal and Recreate Subsection 10.04 C.2 of the Code of General Ordinances for the City of Kenosha Regarding Restrictions (to increase “Class A” Liquor license quota by two (2)).

On a voice vote, motion carried.

E. ZONING ORDINANCES 1ST READING

It was moved by Alderperson Nudo, seconded by Alderperson Haugaard, to send the following ordinance on its way:

E.1. By Alderperson David Bogdala and Alderperson Anthony Nudo - To Repeal and Recreate Various Sections of the Zoning Ordinance Replacing “City Plan Commission” with “Common Council”.

On a voice vote, motion carried.

F. ORDINANCES 2ND READING

F.1. It was moved by Alderperson Nudo, seconded by Alderperson Orth, to adopt Ordinance 71-10.

A public hearing was held. No one spoke for or against said ordinance.

On roll call vote, motion carried unanimously and said ordinance was thereupon adopted as follows:

ORDINANCE NO. 71-10

BY: ALDERPERSON JESSE DOWNING

TO RECREATE SECTION 10.03.B. REGARDING “OPERATORS AND AGENTS INSPECTION AND RECOMMENDATION”; TO RECREATE 10.03.C.1. REGARDING “RETAIL AND WHOLESALE ESTABLISHMENTS”; TO REPEAL AND RECREATE SECTION 10.03.D.1. REGARDING “RETAIL CLASS A LIQUOR LICENSES”; TO REPEAL AND RECREATE SECTION 10.063.D. OF THE CODE OF GENERAL ORDINANCES REGARDING “CRITERIA FOR LICENSE REVOCATION, NONRENEWAL OR SUSPENSION”

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Section 10.03.B. of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby recreated as follows:

B. Operators and Agents Inspection and Recommendation. Applications for agent status or Operator's Licenses shall be referred by the City Clerk to the Police Department. The Police Department shall make a report, in writing, to the City Attorney as to any police record of the applicant which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether the license should be granted or agent status approved. In the event the application is determined to be untrue, incorrect or incomplete upon review by the City Attorney, the application shall be denied. Said Committee shall recommend to the Common Council either the granting or denial of the application.

Section Two: Section 10.03.C.1. of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby recreated as follows:

C. Retail and Wholesale Establishments.

1. Upon receipt of an application for a new Retail Class "A", Class "B", "Class B" or “Class C” License or combination thereof or Wholesale License, or transfer of any such license under Section 125.04(12)(a),

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

Wisconsin Statutes, the City Clerk/Treasurer shall send copies thereof to the Department of Neighborhood Services and Inspections, the Fire Department, the Health Department, and Police Department. The Department of Neighborhood Services and Inspections, the Fire Department, and Health Department, either jointly or severally, within ten (10) days of receiving such copies, shall make a report, in writing, to the Committee on Licenses/Permits, as to whether the premises meet the requirements of this Chapter and the Building, Zoning, Fire, and Health Codes. The Police Department shall report, in writing, to the City Attorney as to any police record of the applicant for a new license (not a statutory transfer of a license), which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether or not the license should be granted. In the event the application is determined to be untrue, incorrect or incomplete upon review by the City Attorney, the application shall be denied.

Section Three: Section 10.03.D.1. of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

D. Retail Class A Liquor Licenses.

1. Upon receipt of an application for a new Retail "Class A" License, or transfer of any such license under Section 125.04(12)(a), Wisconsin Statutes, the City Clerk/Treasurer shall send copies thereof to the Department of Neighborhood Services and Inspections, the Fire Department, the Health Department, and Police Department. The Department of Neighborhood Services and Inspections, the Fire Department, and Health Department, either jointly or severally, within ten (10) days of receiving such copies, shall make a report, in writing, to the Committee on Licenses/Permits, as to whether the premises meet the requirements of this Chapter and the Building, Zoning, Fire, and Health Codes. The Police Department shall report, in writing, to the City Attorney as to any police record of the applicant for a new license (not a statutory transfer of a license), which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether or not the license should be granted. In the event the application is determined to be untrue, incorrect or incomplete upon review by the City Attorney, the application shall be denied.

Section Four: Section 10.063.D. of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

D. Criteria For License Revocation, NonRenewal Or Suspension.

1. Any Licensee who holds a license subject to a one (1) year term; who within two (2) consecutive License terms, equals or exceeds a total of one hundred (100) demerit points for the below described conduct committed by Licensee, or employee or agent thereof, whether or not charged and/or convicted, shall have their License subject to revocation, nonrenewal or suspension, within the discretion of the Common Council.

2. a. The Common Council may, but is not obligated to, revoke a license, with a term of one (1) year, issued hereunder upon the accumulation of one hundred (100) demerit points within seven hundred thirty (730) consecutive days, subject to the following. With respect to the first accumulation of one hundred (100) demerit points within said seven hundred thirty (730) consecutive days, the disciplinary action shall consist of at a minimum of a license suspension of ten (10) consecutive days, plus an assessment of seventy-five (75) demerit points. With respect to the second accumulation of one hundred (100) demerit points within said seven hundred thirty (730) consecutive days, the disciplinary action shall consist of at a minimum of a license suspension of thirty (30) consecutive days, plus an assessment of seventy-five (75) demerit points. With respect to a third accumulation of one hundred (100) demerit points within said seven hundred thirty (730) consecutive days, the disciplinary action shall consist of revocation.

b. The Common Council may, but is not obligated to, revoke a license, with a term of two (2) years, issued hereunder upon the accumulation of one hundred (100) demerit points within one thousand four hundred sixty (1,460) days, subject to the following. With respect to the first accumulation of one hundred (100) demerit points within said one thousand four hundred sixty (1,460) days, the disciplinary action shall consist of at a minimum of

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

a license suspension of ten (10) consecutive days, plus an assessment of seventy-five (75) demerit points. With respect to the second accumulation of one hundred (100) demerit points within said one thousand four hundred sixty (1,460) days, the disciplinary action shall consist of at a minimum of a license suspension of thirty (30) consecutive days, plus an assessment of seventy-five (75) demerit points. With respect to a third accumulation of one hundred (100) demerit points within said one thousand four hundred sixty (1,460) days, the disciplinary action shall consist of revocation.

3. Where a license has been suspended, the license, during the period of suspension, shall not be conditionally surrendered or transferred to another party or place.

4. In the event of license revocation, nonrenewal or suspension hereunder, the City Clerk shall, within ten (10) days of the disciplinary action, mail a report to the State Department of Revenue giving the name of the licensee, the address of the licensed premises and a full description of the discipline imposed.

5. Where a license is revoked hereunder, the revocation shall be recorded by the City Clerk and no other license issued under Chapter 125, Wisconsin Statutes, may be granted within twelve (12) months of the date of revocation to the person/party whose license was revoked. No part of the fee paid for any license so revoked may be refunded.

6. Demerit Points. Demerit points are not deemed a penalty hereunder. Demerit points are a means of tracking the performance of licensees under this Chapter. In determining the accumulated demerit points against a license, the City shall use the date each violation was committed as the basis for the determination.

a. Twenty (20) Demerit Points.

1. Violation of Chapter 125, Wisconsin Statutes.

2. Violation of Chapter X (10) of the Code of General Ordinances.

3. Violation of any City or County Gambling Ordinances or knowingly permitting any person to commit such violation.

4. Operating without a Cabaret License when one is required or operating contrary to the conditions of a required Cabaret License, whether or not one is held.

5. Violation of Chapter XI (11) of the Code of General Ordinances.

6. Violation of any Federal, State or local law regarding licensure unless otherwise specified in this Ordinance.

7. A civil violation of Sections 346.63(1)(a) or (b), Wisconsin Statutes, or any local ordinance in conformity therewith.

8. Violation of a State or Federal misdemeanor criminal law or knowingly permitting any such violation.

9. Possession of marijuana off of a licensed premises, except where the violation is a felony.

10. Violation of any other State, County or Municipal offense, which are substantially similar to those violations listed above.

b. Forty (40) Demerit Points:

1. Obstructing or resisting any law enforcement officer or knowingly permitting any person to engage in such conduct.

2. Failing to appear before the Committee or Common Council when ordered to do so by either such body.

3. A conviction for a criminal violation of §346.63, Wisconsin Statutes, relating to operating a motor vehicle while under the influence of an intoxicant or controlled substance, or with a prohibited blood alcohol concentration.

c. One Hundred (100) Demerit Points:

1. Violation on a licensed premises of any municipal, State, or Federal law prohibiting the possession, attempted possession, trafficking in, delivery, attempted delivery, or possession with intent to deliver any controlled substance or marijuana, or knowingly permitting any person to commit such violation.

2. A conviction for a violation of State or Federal criminal law which is a felony, if the circumstances of the charge substantially relate to the circumstances of the licensed activity.

3. Noncompliance with a Court ordered alcohol and drug assessment and driver safety plan.

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

4. Violation of an Order of the Common Council.

d. Demerit Points Doubled. In determining the accumulated demerit points against a license, the demerit points for any violation occurring on a third date within 365 consecutive days of a prior violation shall be assigned double the point assessment listed above. Once assigned, points shall not be reduced.

7. Discretionary Demerit Points: Nonscheduled offenses shall be the subject of such number of demerit points as designated by the Common Council, within its discretion.

8. No Demerit Points. Violation of Section 125.68(9)(c), Wisconsin Statutes.

9. Offenses Not Considered. No offenses will be considered respecting new applications for demerit points if the date of the violation is more than five (5) years prior to the date of application, except a felony which is material to the licensed activity.

10. Demerit Point Appearance. During the course of a licensing term, if it is determined that a license has accumulated eighty (80) demerit points within three hundred sixty-five (365) consecutive days, the clerk shall issue licensee an order to appear before the Licensing/Permit Committee. Failure to appear as ordered shall result in the assessment of twenty (20) demerit points. The assessment dates shall be the date of the notice.

Section Five: These Ordinances shall become effective upon passage and publication.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

At this time, approximately 9:03 p.m., it was moved by Alderperson Juliana, seconded by Alderperson Ohnstad to recess. On a voice vote, motion carried. The Council reconvened at approximately 9:10 p.m. Alderperson Downing left the meeting and did not return.

F.2. It was moved by Alderperson Juliana, seconded by Alderperson LaMacchia, to adopt the proposed ordinance by Alderperson Patrick Juliana - To Repeal the Introductory Language of Section 1.06 Regarding "City Boards and Commissions"; to Create Paragraph 2 of Subsection 29.03.3 Regarding "Financial Disclosure" to Exempt Members of City Boards and Commissions Therefrom; and to Repeal and Recreate subsection 29.04.1 and Subsection 29.04.2 (of the Code of General Ordinances) Regarding "Time for Filing".

A public hearing was held. One spoke against said ordinance.

On roll call vote, motion failed (7-8) with Alderpersons Haugaard, Kennedy, Michalski, LaMacchia, Ohnstad, Juliana and Marks voting nay.

F.3. It was moved by Alderperson Juliana, seconded by Alderperson Ohnstad, to adopt Ordinance 72-10.

A public hearing was held. No one spoke for or against said ordinance.

On roll call vote, motion carried (8-7) with Alderpersons Nudo, Bostrom, Misner, Orth, Bogdala, Ruffalo and Ruffolo voting nay and said ordinance was thereupon adopted as follows:

ORDINANCE NO. 72-10

BY: ALDERPERSON PATRICK JULIANA

**TO AMEND SUBSECTION 1.03 B. PARAGRAPH 2, OF THE CODE OF GENERAL
ORDINANCES REGARDING MAJORITY**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Subsection 1.03 B. Paragraph 2 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby amended as follows:

If the Mayor is absent at the designated time of any meeting, the President of the Council shall preside, and during the absence or inability of the Mayor, shall have the powers and duties of the Mayor excepting that he/she shall not have the power to approve an act of the Council which the Mayor has disapproved by filing an objection with the Clerk. He/she shall, when so officiating, be styled "Acting Mayor". The President shall have a one (1) year term. The President shall be eligible to serve two (2) consecutive terms. The President shall be elected by the Common Council at the organizational meeting on the third Tuesday of April following a regular City Election; and, in off-election years, the President shall be

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

elected at the second regular meeting during the month of April. Election will be by secret ballot. The ballot will contain the names of all eligible alderpersons. Voting will continue until either one candidate receives a majority of votes legally cast, or in the event of an equally divided Common Council, between only two candidates, the Mayor casts a tie-breaking vote to create a majority of those voting.

Section Two: This Ordinance shall become effective upon passage and publication.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

At this time, Alderperson Marks left the meeting and returned for action on item F.5.

F.4. It was moved by Alderperson Juliana, seconded by Alderperson Kennedy to adopt the proposed ordinance by Alderperson Patrick Juliana - To Repeal and Recreate Subsection 1.03 C.2. (of the Code of General Ordinances), Regarding Committee Composition. On roll call vote, motion failed (6-8) with Alderpersons Haugaard, Kennedy, Michalski, LaMacchia, Ohnstad and Juliana voting aye. (Alderperson Marks not present for vote)

F.5. It was moved by Alderperson Kennedy, seconded by Alderperson Michalski to adopt the proposed ordinance by by Alderperson Patrick Juliana - To Repeal and Recreate Subsection 1.03 C.6. (of the Code of General Ordinances), Regarding Agenda of Committee.

F.5.1. It was moved by Alderperson Michalski, seconded by Alderperson Kennedy to amend the notification language – 6(a) to include email, and city hall mailbox. On roll call vote, motion carried (8-7) with Alderpersons Bostrom, Misner, Orth, Bogdala, Ruffalo, Ruffolo and Green voting nay.

On roll call vote, motion to adopt the proposed resolution failed (7-8) with Alderpersons Haugaard, Kennedy, Michalski, LaMacchia, Ohnstad, Juliana and Marks voting aye.

G. ZONING ORDINANCES 2ND READING

G.1. It was moved by Alderperson Misner, seconded by Alderperson LaMacchia, to adopt Ordinance 73-10.

G.1.1. It was moved by Alderperson Nudo, seconded by Alderperson Haugaard to suspend the rules. On a voice vote, motion carried.

G.1.2. It was moved by Alderperson Nudo, seconded by Alderperson Bogdala to hold a public hearing. On a voice vote, motion carried.

A public hearing was held. One person spoke regarding said ordinance. The public hearing was closed.

G.1.3. It was moved by Alderperson Nudo, seconded by Alderperson Ruffolo to reinstate the rules. On a voice vote, motion carried.

On roll call vote, motion to adopt Ordinance 73-10 carried (13-2) with Alderpersons Kennedy and Michalski voting nay and said ordinance was thereupon adopted as follows:

ORDINANCE NO. 73-10

BY: ALDERPERSON G. JOHN RUFFOLO

ALDERPERSON DAVID BOGDALA

ALDERPERSON THEODORE RUFFALO

ALDERPERSON ANTHONY NUDO

ALDERPERSON RAY MISNER

**TO REPEAL AND RECREATE SECTION 2.02 A.4 OF THE ZONING ORDINANCE OF THE
CITY OF KENOSHA REGARDING THE GRANTING OF TEMPORARY USES**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Section 2.02 A.4 of the Zoning Ordinances for the City of Kenosha, Wisconsin, is repealed and recreated as follows:

4. "Temporary Uses": a. Temporary construction buildings and structures and the storage of building materials and equipment specifically used during the construction of a residence on a lot in any residential

COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

district; roadside stands for the display and sale of agricultural products in the A-1 and A-2 Districts and any Business District; farmer markets in any Business or IP District; temporary cement batch plant on a lot in any district; the use of a lot in any district for the annual display and sale of Christmas trees and ornaments; and temporary carnivals and circuses, as defined by the City under Chapter 12 of the Code of General Ordinances, located in the B-2, B-3, M-1, M-2 or IP Districts, conducted for less than thirty (30) days. Temporary uses shall not exceed twelve (12) months duration and shall be subject to applicable City licensing requirements unless renewed. Each renewal period may not exceed twelve (12) months in duration.

b. The temporary use of a building or trailer for the purpose of operating a business or a building accessible to the public until a permanent conforming building is constructed shall be permitted only upon petition to and approval by the Common Council, subject to the imposition of reasonable conditions, including, but not limited to, duration of use, operational plan and compliance with all City Codes and Ordinances. The Common Council may approve a temporary use and renewals thereof. The temporary use and each renewal thereof may be for a period not to exceed twelve (12) months.

Section Two: This Ordinance shall become effective upon passage and publication.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

G.2. It was moved by Alderperson Nudo, seconded by Alderperson Ruffolo, to adopt Ordinance 74-10.

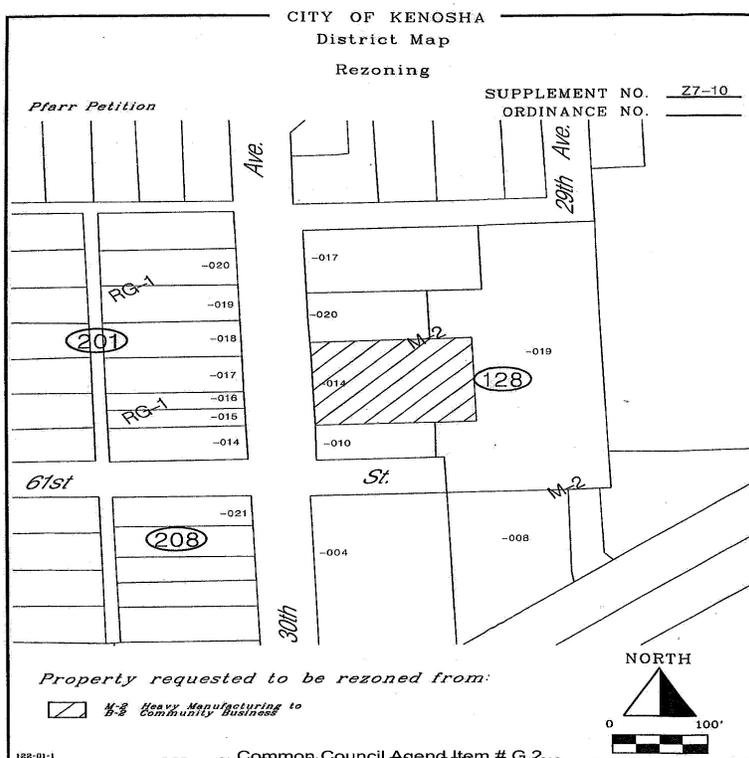
A public hearing was held. One person spoke regarding said ordinance.

On roll call vote, motion carried unanimously and said ordinance was thereupon adopted as follows:

REZONING ORDINANCE NO. 74-10

BY: THE MAYOR

Zoning: TO REZONE PROPERTY LOCATED AT 6041 30th AVENUE FROM M-2 HEAVY MANUFACTURING TO B-2 COMMUNITY BUSINESS DISTRICT, IN CONFORMANCE WITH SECTION 10.02 OF THE ZONING ORDINANCE, DISTRICT #11 [PFARR]



The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: That the land shown on the attached Supplement Map No. Z7-10 be, and the same hereby is, zoned and districted as indicated on said map.

Section Two: This Ordinance shall be in full force and effect upon passage and the day after its publication.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

NOTE: MAPS ARE AVAILABLE FOR VIEWING IN THE CITY CLERK'S OFFICE.

G.3. It was moved by Alderperson Kennedy, seconded by Alderperson Ruff, to adopt Ordinance 75-10.

A public hearing was held. One

COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

person spoke regarding said ordinance.

On roll call vote, motion carried unanimously and said ordinance was thereupon adopted as follows:

REZONING ORDINANCE NO. 75-10

BY: THE MAYOR

Zoning: TO REZONE PROPERTY LOCATED AT 7850 GREEN BAY ROAD FROM RS-1 SINGLE FAMILY RESIDENTIAL TO B-2 COMMUNITY BUSINESS DISTRICT, IN CONFORMANCE

WITH SECTION 10.02 OF THE ZONING ORDINANCE, DISTRICT #15 [EASTON]

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: That the land shown on the attached Supplement Map No. Z6-10 be, and the same hereby is, zoned and districted as indicated on said map.

Section Two: This Ordinance shall be in full force and effect upon passage and the day after its publication.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

NOTE: MAPS ARE AVAILABLE FOR VIEWING IN THE CITY CLERK'S OFFICE.

H. RESOLUTIONS

At this time, Alderperson Juliana left the meeting.

H.1. It was moved by Alderperson Nudo, seconded by Alderperson Green to adopt Resolutions 149-10 through 156-10 (H.1 a., b., c., d., e., f., h. & I – g. was -0-)

a. **RESOLUTION NO. 149-10**

BY: FINANCE COMMITTEE

To Specially Assess Certain Parcels of Property for Grass and Weed Cutting

BE IT RESOLVED, that special assessments for weed/grass cutting during 2010, in the total amount of \$13,079.45, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha. Passed this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

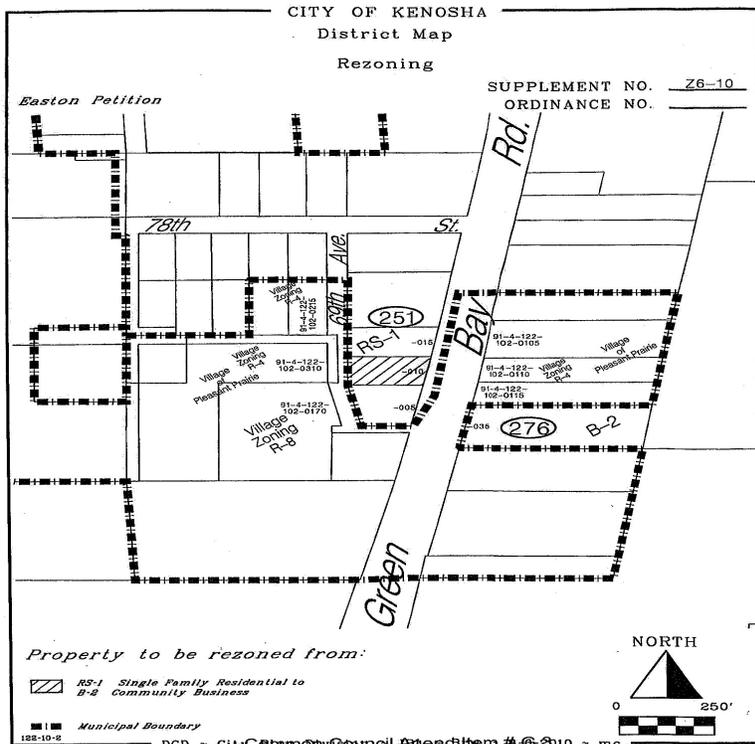
b.

RESOLUTION NO. 150-10

BY: FINANCE COMMITTEE

To Specially Assess Certain Parcels of Property for Property Maintenance Reinspection Fees

BE IT RESOLVED, that special assessments for reinspection fees during 2010, in the total amount of \$2,214.00, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha.



COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

Passed this 18th day of October, 2010

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

c.

RESOLUTION NO. 151-10

BY: FINANCE COMMITTEE

To Specially Assess Certain Parcels of Property for Trash and Debris Removal

BE IT RESOLVED, that special assessments for trash and debris removal during 2010, in the total amount of \$870.00, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha.

Passed this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

d.

RESOLUTION NO. 152-10

BY: FINANCE COMMITTEE

To Specially Assess Certain Parcels of Property for Boarding and Securing

BE IT RESOLVED, that special assessments for boarding and securing during 2010, in the total amount of \$604.24, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha.

Passed this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

e.

RESOLUTION NO. 153-10

BY: FINANCE COMMITTEE

To Specially Assess Certain Parcels of Property for Razing/Pre-Razing of Structures

BE IT RESOLVED, that special assessments for razing/pre-razing of structures during 2009 & 2010, in the total amount of \$20,180.64, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha.

Passed this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

f.

RESOLUTION NO. 154-10

BY: FINANCE COMMITTEE

**To Specially Assess Certain Parcels of Property for
Building and Zoning Reinspection Fees (Account #110-00-44806)**

BE IT RESOLVED, that special assessments for reinspection fees during 2010, in the total amount of \$12,660.00, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha.

Passed this 18th day of October, 2010.

APPROVED:

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

g. Erosion Control Fees -0-

h.

RESOLUTION NO. 155-10

BY: FINANCE COMMITTEE

**To Specially Assess Certain Parcels of Property for
Unpaid Permit Fees
(Account #110-00-44810)**

BE IT RESOLVED, that special assessments for permit fees during 2010, in the total amount of \$1,470.00, be levied against the respective parcels of property as shown by a report of the Department of Neighborhood Services and Inspections and filed in the office of the City Clerk of the City of Kenosha. Passed this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

i.

RESOLUTION NO. 156-10

BY: COMMITTEE ON FINANCE

TO LEVY A SPECIAL ASSESSMENT UNDER AUTHORITY OF CHARTER ORDINANCE NO. 26, AS AMENDED, UPON CERTAIN PARCELS OF LAND WITHIN THE CITY OF KENOSHA, WISCONSIN

WHEREAS, trash and debris located on certain parcels of land in the City of Kenosha, Wisconsin, has been ordered removed by the Health Department of the County of Kenosha, pursuant to Charter Ordinance No. 26, as amended by Charter Ordinance No.(s) 28, 30, and 33, of the City of Kenosha, Wisconsin; and,

WHEREAS, pursuant to Subsection G., Charter Ordinance No. 26, as amended, the cost of abatement, including the cost of service, mailing and publication, and a Seventy-five (\$75.00) Dollar Administrative Fee, is to be specially assessed against the real estate upon which such debris and trash were located; and,

WHEREAS, trash and debris has been removed by the City, through private contract, from various parcels of real estate at the costs of abatement and administration noted by a report from the Health Department dated September 20, 2010, for the City of Kenosha, a report on file in the Office of the City Clerk/Treasurer and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin, that pursuant to Charter Ordinance No. 26, as amended by Charter Ordinance No.(s) 28, 30, and 33, special assessments in the total amount of Four Thousand Three Hundred Nineteen Dollars and Sixty cents (\$4,319.60) are levied against the respective parcels of property listed in the report of the Health Department on file in the Office of the City Clerk/Treasurer for the City of Kenosha, Wisconsin, with interest thereon to be charged at seven and one-half (7.5%) percent per annum from the date of passage of this Resolution.

Adopted this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

H.2. It was moved by Alderperson Marks, seconded by Alderperson Green to adopt Resolution 157-10. On roll call vote, motion carried unanimously and said resolution was thereupon adopted as follows:

RESOLUTION NO.157-10

BY: FINANCE COMMITTEE

To Rescind One (1) Administrative Fee for a Special Assessment Levied by Resolution No. 139-10

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

Against Parcel No. Parcel No. 05-123-06-201-008 (6025 14th Avenue), Kenosha, Wisconsin

WHEREAS, on September 20, 2010, the Common Council of the City of Kenosha, Wisconsin, adapted Resolution No. 139-10 levying special assessments for property maintenance reinspection fees for various buildings within the City of Kenosha, Wisconsin, at the request of the Department of Neighborhood Services and Inspections; and,

WHEREAS, the Department of Neighborhood Services and Inspections has determined to rescind the administrative fee for the assessment on one (1) of those parcels; to wit: Parcel No. 05-123-06-201-008 (6025 14th Avenue), Kenosha, Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin, that one (1) administrative fee in the total amount of \$100.00 levied by Resolution No. against Parcel No. Parcel No. 05-123-06-201-008 (6025 14th Avenue) Kenosha, Wisconsin be and hereby is rescinded.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

H.3. It was moved by Alderperson Nudo, seconded by Alderperson LaMacchia to adopt the proposed resolution by Committee on Public Safety and Welfare – Removal of No Parking, Standing, Stopping Restrictions on East Side of 8th Avenue North of 49th Street (To Remove the Existing "No Parking, Standing or Stopping, 7:30 a.m. - 4:30 p.m., on School Days", Restriction on the East Side of 8th Avenue North of 49th Street Approximately One Hundred Sixty Feet).

H.3.1. It was then moved by Alderperson Nudo, seconded by Alderperson LaMacchia to defer. On a voice vote, motion carried.

It was moved by Alderperson Nudo, seconded by Alderperson Green to adopt Resolutions 158-10 and 159-10. On roll call vote, motion carried unanimously and said resolutions were thereupon adopted as follows:

H.4. RESOLUTION NO. 158-10

**BY: COMMITTEE ON PUBLIC SAFETY AND WELFARE
TO DESIGNATE AS "ONE HOUR PARKING 8 A.M. - 6:00 P.M., MON. - SAT., EXCEPT
HOLIDAYS", BOTH SIDES OF 56TH STREET ALONG THE MEDIAN FROM SHERIDAN
ROAD TO 11TH AVENUE AND TO DESIGNATE "ONE HOUR PARKING 8 A.M. - 6:00 P.M.,
MON. - SAT., EXCEPT HOLIDAYS", AT THE EAST SIDE OF 10TH AVENUE, FROM 57TH
STREET TO APPROXIMATELY EIGHTY FEET (80') NORTH OF 56TH STREET**

BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin, that both sides of 56th Street along the median from Sheridan Road to 11th Avenue, be and hereby is designated as "ONE HOUR PARKING 8 A.M. - 6:00 P.M., MON. - SAT., EXCEPT HOLIDAYS".

BE IT FURTHER RESOLVED that the East side of 10th Avenue from 57th Street to approximately eighty feet (80') North of 56th Street, be and hereby is designated as "ONE HOUR PARKING 8 A.M. - 6:00 P.M., MON. - SAT., EXCEPT HOLIDAYS".

Adopted this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

H.5. RESOLUTION NO: 159 - 10

**BY: THE MAYOR
TO APPROVE A THREE-LOT CERTIFIED SURVEY MAP
Property located at 6435 Green Bay Road (T Properties)**

BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin, that a Certified Survey Map relating to three parcels located at 6435 Green Bay Road is herein and hereby approved subject to the following conditions:

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

1. Compliance with all applicable State and City codes and ordinances.
2. Payment of all applicable fees, including recording fees.
3. Payment of all taxes, special assessments and stormwater utility fees prior to recording. The Owner shall provide the City Clerk-Treasurer, a certificate from the County Treasurer, stating that there are no past-due real estate taxes or special assessments on the parcel of real estate which is being divided.
4. A digital copy of the Certified Survey Map shall be provided to the City prior to recording.
5. An Ordinance Amendment to the public street frontage requirements of Section 17.09 F.3. of the Code of General Ordinances shall be approved by the Common Council.
6. Include Keith G. Bosman, Mayor and Michael Higgins, City Clerk on the signature line on Sheet 3 of 3.
7. Address all the discrepancies with the formatting of the Certified Survey Map as detailed on the attached review sheet.
8. The Stormwater Management Agreement for the development shall be revised and approved by the Storm Water Utility prior to recording.
9. Separate Sewer and Water service plans and Easements for the service shown for Lot 1 must be approved by the Kenosha Water Utility prior to the recording of the Certified Survey Map.
10. Compliance with all the preceding conditions as a prerequisite for authorizing Mayor and City Clerk-Treasurer to sign the Certified Survey Map.

Adopted this 18th day of October, 2010.

APPROVED:

KEITH G. BOSMAN, MAYOR

ATTEST:

DEBRA L. SALAS, DEPUTY CITY CLERK

**I. APPOINTMENTS/
REAPPOINTMENTS BY THE MAYOR**

J. PUBLIC CONSTRUCTION AND IMPROVEMENT CONTRACTS

K. OTHER CONTRACTS AND AGREEMENTS

It was moved by Alderperson Nudo, seconded by Alderperson Ruffolo, to approve:

- K.1. Amendment to HOME Program Agreement by and between City of Kenosha and Tarantino & Company, LLC for the property at the 3508 7th Avenue. (1st District) (Casa del Mare Development)
- K.2. Mutual Agreement and Release by and between RBC Real Estate Finance, Inc., and the Kenosha Water Utility and the City of Kenosha regarding Strawberry Creek property. (17th District)
- K.3. Letter of Credit Termination Agreement for Property located in Strawberry Creek. (17th District)
- K.4. Revised Project Agreement with CMAQ for Bike Trail at-Grade Crossing of Washington Road. (Project ID: 1693-29-08/78) (5th &10th Districts)
- K.5. Easement with We Energies at Traffic Operations Building for Truck Wash. (11th District)
- K.6. Request to Amend a Portion of a Platted Drainage Easement at 6136 83rd Avenue. (17th District)
- K.7. Agreement for Purchase and Sale of Real Estate for Fee Acquisition and Easements for the West Frontage Road Project. (Gateway Center, LLC) (17th District)
- K.8. Agreement for Purchase and Sale of Real Estate for Fee Acquisition and Easements for the West Frontage Road Project. (Community Development Authority of the Town of Bristol, N/K/A Village of Bristol) (17th District)
- K.9. Access Agreement by and between Old Carco Liquidation Trust ("Old Carco") and the City of Kenosha.

On roll call vote, motion carried (13-1) with Alderperson Misner voting nay.

L. RECOMMENDATIONS FROM THE COMMITTEE ON FINANCE

- L.1. It was moved by Alderperson Nudo, seconded by Alderperson Ruffolo, to approve Disbursement

**COMMON COUNCIL
OFFICIAL PROCEEDINGS
October 18, 2010**

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

Record #17-\$4,995,021.49 and #18-\$4,822,579.59. On roll call vote, motion carried (13-1) with Alderperson Misner voting nay.

L.2. It was moved by Alderperson Bogdala, seconded by Alderperson Green to concur with the recommendation of the Finance Committee to DENY requests to Rescind Special Assessments:

- a. Joseph Covelli, 2910-23rd Avenue, Trash & Debris Removal, \$230.00 (5th District)
- b. Christopher & Darcey Visocnik, 5501-36th Avenue, \$130.00 (11th District)

L.2.1. It was moved by Alderperson Ruffalo, seconded by Alderperson Haugaard to separate action on L.2.a. from L.2.b. On roll call vote, motion to separate tied (7-7) with Alderperson Haugaard, Kennedy, Nudo, Bostrom, Ruffalo, Ohnstad and Marks voting aye. The Mayor voted aye and motion carried.

L.2.2. It was moved by Alderperson Green, seconded by Alderperson Kennedy to allow Alderperson Nudo to abstain on L.2.a.. On a voice vote, motion carried.

L.2.3. It was moved by Alderperson Marks, seconded by Alderperson Ohnstad to DENY L.2.a. On roll call vote, motion carried (10-3) with Alderpersons Bostrom, Michalski and Ruffolo voting nay (Nudo abstain).

L.2.4. It was moved by Alderperson Marks, seconded by Alderperson Green to DENY L.2.b. On roll call vote, motion carried (13-1) with Alderperson Nudo voting nay.

It was moved by Alderperson Kennedy, seconded by Alderperson Green to extend the meeting beyond 11:30 pm. On a voice vote, motion carried.

L.3. It was moved by Alderperson Ohnstad, seconded by Alderperson LaMacchia to approve the 2011 Community Development Block Grant (CDBG) Fund Allocation Plan.

L.3.1. It was moved by Alderperson Bogdala, seconded by Alderperson Green to allow Alderperson Misner to abstain from voting. On a voice vote, motion carried.

On roll call vote, motion carried (13-0, Misner abstain).

M. RECOMMENDATIONS FROM THE COMMITTEE ON PUBLIC WORKS

**N. RECOMMENDATIONS FROM THE COMMITTEE ON
PUBLIC SAFETY & WELFARE**

ADJOURNMENT

There being no further business to come before the Common Council, it was moved by Alderperson Nudo, seconded by Alderperson Bostrom, to adjourn at 11:35 p.m.

On roll call vote, motion failed (6-8) with Alderpersons Nudo, Bostrom, Orth, LaMacchia, Marks and Green voting aye.

It was moved by Alderperson Nudo, seconded by Alderperson Bostrom to adjourn at 11:43 p.m. On a voice vote, motion carried.

Approved:

**KEITH G. BOSMAN
MAYOR**

Attest:

**DEBRA L. SALAS
DEPUTY CITY CLERK**

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development

MEMO

TO: Mayor Keith Bosman
Members of the Common Council

FROM: Brian Wilke, Department of City Development *BW*

RE: **Temporary Use Application for Bose Elementary School Portable Classroom located at 1900 15th Street, District #1.**

DATE: October 22, 2010

The Kenosha Unified School District has requested approval of a Temporary Use application to retain a temporary classroom at Bose Elementary School, 1900 15th Street, until July 31, 2011.

The request is submitted in accordance with the recently adopted Zoning Ordinance Amendment and is detailed in the attached letter dated September 24, 2010.

City departments have reviewed the Temporary Use application. If the application is approved, the temporary classroom will require a new Occupancy Permit from the Department of Neighborhood Services & Inspections. Kenosha Unified School District has already submitted an application for the Occupancy Permit.

BW:kas
Attachment



KENOSHA UNIFIED SCHOOL DISTRICT NO. 1

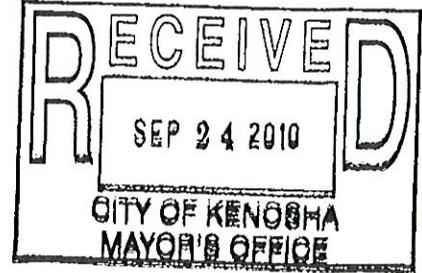
EDUCATIONAL SUPPORT CENTER

3600 52ND STREET • KENOSHA, WISCONSIN 53144-2697 • PHONE 262-359-6300

www.kusd.edu

September 24, 2010

Mayor Keith G. Bosman
City of Kenosha
625 – 52nd Street
Kenosha, WI 53140



Dear Mayor Bosman:

There has been a great deal of discussion and time spent over the past two months regarding the portable classrooms at Bradford and Tremper High Schools and Bose Elementary School. Clearly, the City of Kenosha has placed a much greater emphasis on temporary buildings and specifically portable classrooms this year as compared to years in the past. Through the use of comprehensive long range facility planning and the generous support of the public on three building referenda over the past 10 years, the Kenosha Unified School District (KUSD) has been able to deemphasize the need for portable classrooms to address space needs in our schools. This is reflected by the fact that no new portables have been added at any school since 2007, and that the majority of the existing portables are (and have been for quite some time) scheduled to be removed next summer when the Indian Trail project is complete. Obviously, the issue that the City wants closure on is the portable unit at Bose. This was a point that you reiterated when you met with Dr. Hancock, Rebecca Stevens, Kathleen Barca and I on September 8, 2010.

In that meeting on September 8th, we agreed to send you this letter confirming that we will remove the portable unit at Bose this coming summer at the same time we remove the portables at Bradford and Tremper. In the past, we have stated that the portable at Bose would be removed when a new north-side elementary school was built. We have also stated in recent years, that it is unlikely that a new elementary school will be built for at least a few years because of the slowdown in the economy and the associated impact on new enrollment growth at KUSD. It is with great certainty that we state that neither a new elementary school nor an addition to a north-side elementary school will be constructed in the next two years. In addition, any such project would be subject to a public referendum which we can certainly not take lightly considering the economic times we are currently in. Therefore, we feel it is unlikely that we will be able to provide the City with "a plan" that will be satisfactory to those calling for one. It is expected that our Long Range Facilities Planning Committee, of which the City of Kenosha has two

members on, will be recommending some future referenda to the School Board when they report to the Board next year. In addition, it is expected that at least one of those future referenda will include additional north-side elementary capacity. What is not expected any time soon is a recommendation to construct an addition to Bose Elementary School.

An addition to Bose Elementary School would be a poor use of taxpayer funds at this time. The enrollment at Bose has had some fluctuations over the 11 years that the portable has been at the school, but the current enrollment of 385 students is almost identical to the enrollment in the 1999-2000 school year when the portable was added (376 students). There are other areas on the north and west sides within the KUSD boundary that are growing much more rapidly and will necessitate construction projects much sooner than on the far north-east side. It has been suggested that KUSD simply construct a two classroom addition to Bose to replace the portable. This may seem like an easy and relatively inexpensive solution to the situation, but additions to public buildings (and especially school buildings) invoke other federal, state and local requirements to bring the building up to current codes and standards making the project much more complex and costly than just a simple addition.

In response to the suggestion of constructing an addition to Bose, our staff performed a preliminary evaluation of what the scope and associated costs would be for a two classroom addition. The addition of two classrooms of just over 900 square feet each and the associated corridor and vestibule to the outside would be approximately 2,400 square feet. That addition if built with materials consistent with the existing structure at Bose is estimated to cost \$378,600 based on a vast database of similar projects in the area and the State. In addition there are two main code requirements that would have to be included in the project. The first would be to install a fire protection sprinkler system for the entire building. Assuming that the entire ceiling tile system could be cut and reused and that adequate water pressure exists eliminating the need for a fire pump, the cost for the installation of this system would be \$208,800. The second code requirement would be to bring the entire building up to the standards set in the American's with Disabilities Act (ADA). We performed a fairly detailed study to determine the complete scope to bring Bose up to the ADA standards and the work is quite extensive. The cost estimate to bring the building in compliance with the ADA standards, which would be required if an addition was constructed, would be \$187,300. Therefore, a simple two classroom addition at Bose would cost on the order of \$774,700 or a staggering \$322.79 per square feet. This price per square feet is well over twice what the cost was to construct Charles Nash Elementary School. In a growing district the size of KUSD larger additions or new construction are a much more efficient use of taxpayer funds to address increasing enrollments rather than adding two or three classrooms to multiple schools.

Therefore, in light of the fact that the City really wants the portable at Bose removed, and that a permanent replacement for the portable will not be installed for at least two years or possibly longer, KUSD will remove the portable at Bose in the summer of 2011. We do believe that the portable classrooms at Bose provide a very nice learning environment for the speech impact and music programs housed in the two classrooms

and we have not received any complaints or concerns about them, but we also understand that having a temporary building at one location for 11 years is extreme and not consistent with the intent of the Ordinance. Finally, I wanted to thank you, as well as Aldermen Kennedy, LaMacchia, and Michalski, for taking us up on our offer to see the inside of a portable unit.

Sincerely,



Patrick M. Finnemore, P.E.
Director of Facilities

Cc:

Dr. Michele Hancock
Ms. Kathleen Barca
Mr. Anderson Lattimore
Mr. Gary Vaillancourt
Ms. Margaret Zei
Mr. John Setter

Zimbra

rschroeder@kenosha.org

± Font size -

Fwd: Portable Removal Date

From : Jeff Labahn <jlabahn@kenosha.org>

Thu, Oct 21, 2010 01:19 PM

Subject : Fwd: Portable Removal Date**To :** Mayor Keith Bosman <mayor@kenosha.org>**Cc :** Rich Schroeder <rschroeder@kenosha.org>, Brian Wilke <bwilke@kenosha.org>

FYI. These items will be on the Common Council agenda for their November 1st meeting.

----- Forwarded Message -----

From: "Patrick Finnemore" <pfinnemo@kUSD.edu>

To: "Jeff Labahn" <jlabahn@kenosha.org>

Cc: "John Setter" <jsetter@kUSD.edu>, "Kathleen DeLabio" <kdeLabio@kUSD.edu>

Sent: Thursday, October 21, 2010 12:04:43 PM

Subject: Portable Removal Date

Jeff,

Just a follow-up to Monday night's Council meeting and our conversation yesterday afternoon – I wanted to confirm that we will remove the portable classrooms at Bose, Bradford and Tremper by July 31, 2011. Please include this information as part of our application.

Thanks,

Pat

**Development Review Application
City of Kenosha, Wisconsin**

MAILING INFORMATION

NAME OF PROJECT: Bose Elementary School Temporary Classroom CUP Application

Check one (1) of the following boxes to indicate the recipient of all correspondence:

<input checked="" type="checkbox"/>	Name and Address of Applicant [Please print]: <u>Kenosha Unified School Dist No. 1</u> <u>3600 52nd Street, Kenosha, WI 53144</u> <u>Department of Facilities</u> <u>John Setter District Architect</u>	Phone: <u>262-359-6331</u> Fax: <u>262-359-7500</u> E-Mail: <u>jsetter@kUSD.edu</u>
<input type="checkbox"/>	Name and Address of Architect/Engineer [Please print]: _____ _____ _____	Phone: _____ Fax: _____ E-Mail: _____
<input type="checkbox"/>	Name and Address of Property Owner (if other than applicant)[Please print]: _____ _____ _____	Phone: _____ Fax: _____ E-Mail: _____

PROJECT LOCATION

Location of Development (street address and / or parcel number): Bose Elementary School
1900 15th
Kenosha, WI

TYPE OF LAND DEVELOPMENT

Check all that apply. Note: Additional information may be required within individual Sections.

- | | | |
|---|------------|---------------|
| <input type="checkbox"/> Certified Survey Map | Section 1 | Page 2 |
| <input type="checkbox"/> Concept Review (<i>Land Division</i>) | Section 2 | Page 3 |
| <input type="checkbox"/> Concept Review (Multi-Family Residential or Non-Residential) | Section 3 | Page 4 |
| <input checked="" type="checkbox"/> Conditional Use Permit | Section 4 | Pages 5 & 6 |
| <input type="checkbox"/> Developer's Agreement | Section 5 | Page 7 |
| <input type="checkbox"/> Final Plat | Section 6 | Pages 8 & 9 |
| <input type="checkbox"/> Lot Line Adjustment Survey | Section 7 | Page 10 |
| <input type="checkbox"/> Preliminary Plat | Section 8 | Pages 11 & 12 |
| <input type="checkbox"/> Rezoning | Section 9 | Pages 13 & 14 |
| <input type="checkbox"/> Site Plan Review | Section 10 | Pages 15 & 16 |

**PRIOR TO SUBMITTING THIS APPLICATION TO THE DEPARTMENT OF CITY DEVELOPMENT,
PLEASE REVIEW THE APPROPRIATE SECTION(S) FOR FEES, REQUIREMENTS AND APPROPRIATE APPENDICES.**

*Submit this cover page, completed application, applicable section(s) and appendices
along with ALL required plans, information and fees to:*

Department of City Development
625 52nd Street, Room 308
Kenosha, WI 53140

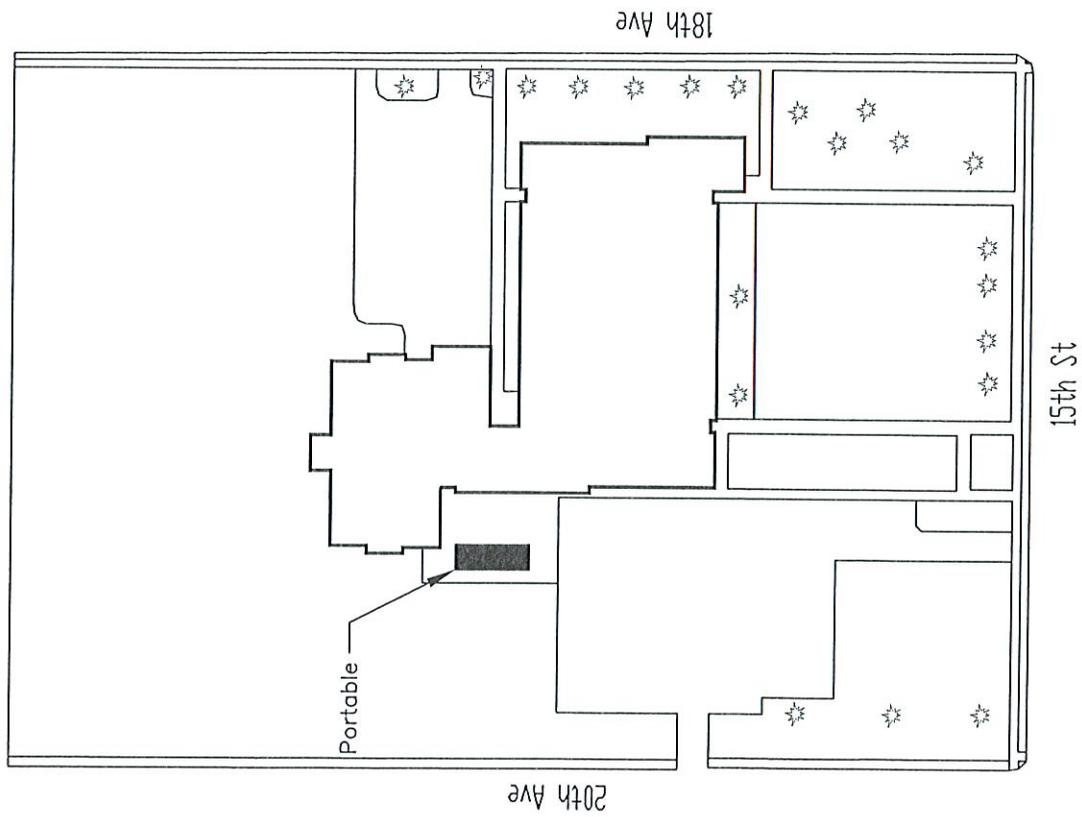
Phone: 262.653.4030
Fax: 262.653.4045

Office Hours:
M - F 8:00 am - 4:30 pm

Bose Elementary School



Interior of Speech Classroom



SITE PLAN
 1900 15th Street
 553-4044

BOSE ELEMENTARY SCHOOL

DATE	KENOSHA UNIFIED SCHOOL DISTRICT NO. 1	D.W.G. NO. 168SITE
NAME	DEPARTMENT OF FACILITIES SERVICES KENOSHA, WISCONSIN	
SCALE	1 of 1	

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development

MEMO

TO: Mayor Keith Bosman
Members of the Common Council

FROM: Brian Wilke, Department of City Development *BWL*

RE: **Temporary Use Application for Bradford High School Portable Classrooms located at 3700 Washington Road, District #5.**

DATE: October 22, 2010

The Kenosha Unified School District has requested approval of a Temporary Use application to retain two (2) temporary classrooms at Bradford High School, 3700 Washington Road, until July 31, 2011.

The request is submitted in accordance with the recently adopted Zoning Ordinance Amendment and is detailed in the attached letter dated September 24, 2010.

City departments have reviewed the Temporary Use application. If the application is approved, the temporary classrooms will require new Occupancy Permits from the Department of Neighborhood Services & Inspections for each classroom building. Kenosha Unified School District has already submitted the application for the Occupancy Permit.

BW:kas
Attachment



KENOSHA UNIFIED SCHOOL DISTRICT NO. 1

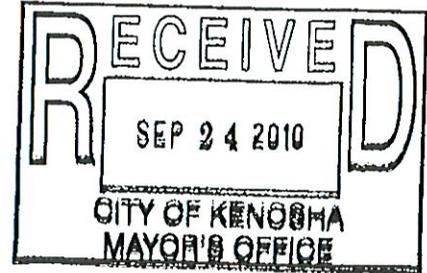
EDUCATIONAL SUPPORT CENTER

3600 52ND STREET • KENOSHA, WISCONSIN 53144-2697 • PHONE 262-359-6300

www.kusd.edu

September 24, 2010

Mayor Keith G. Bosman
City of Kenosha
625 – 52nd Street
Kenosha, WI 53140



Dear Mayor Bosman:

There has been a great deal of discussion and time spent over the past two months regarding the portable classrooms at Bradford and Tremper High Schools and Bose Elementary School. Clearly, the City of Kenosha has placed a much greater emphasis on temporary buildings and specifically portable classrooms this year as compared to years in the past. Through the use of comprehensive long range facility planning and the generous support of the public on three building referenda over the past 10 years, the Kenosha Unified School District (KUSD) has been able to deemphasize the need for portable classrooms to address space needs in our schools. This is reflected by the fact that no new portables have been added at any school since 2007, and that the majority of the existing portables are (and have been for quite some time) scheduled to be removed next summer when the Indian Trail project is complete. Obviously, the issue that the City wants closure on is the portable unit at Bose. This was a point that you reiterated when you met with Dr. Hancock, Rebecca Stevens, Kathleen Barca and I on September 8, 2010.

In that meeting on September 8th, we agreed to send you this letter confirming that we will remove the portable unit at Bose this coming summer at the same time we remove the portables at Bradford and Tremper. In the past, we have stated that the portable at Bose would be removed when a new north-side elementary school was built. We have also stated in recent years, that it is unlikely that a new elementary school will be built for at least a few years because of the slowdown in the economy and the associated impact on new enrollment growth at KUSD. It is with great certainty that we state that neither a new elementary school nor an addition to a north-side elementary school will be constructed in the next two years. In addition, any such project would be subject to a public referendum which we can certainly not take lightly considering the economic times we are currently in. Therefore, we feel it is unlikely that we will be able to provide the City with "a plan" that will be satisfactory to those calling for one. It is expected that our Long Range Facilities Planning Committee, of which the City of Kenosha has two

members on, will be recommending some future referenda to the School Board when they report to the Board next year. In addition, it is expected that at least one of those future referenda will include additional north-side elementary capacity. What is not expected any time soon is a recommendation to construct an addition to Bose Elementary School.

An addition to Bose Elementary School would be a poor use of taxpayer funds at this time. The enrollment at Bose has had some fluctuations over the 11 years that the portable has been at the school, but the current enrollment of 385 students is almost identical to the enrollment in the 1999-2000 school year when the portable was added (376 students). There are other areas on the north and west sides within the KUSD boundary that are growing much more rapidly and will necessitate construction projects much sooner than on the far north-east side. It has been suggested that KUSD simply construct a two classroom addition to Bose to replace the portable. This may seem like an easy and relatively inexpensive solution to the situation, but additions to public buildings (and especially school buildings) invoke other federal, state and local requirements to bring the building up to current codes and standards making the project much more complex and costly than just a simple addition.

In response to the suggestion of constructing an addition to Bose, our staff performed a preliminary evaluation of what the scope and associated costs would be for a two classroom addition. The addition of two classrooms of just over 900 square feet each and the associated corridor and vestibule to the outside would be approximately 2,400 square feet. That addition if built with materials consistent with the existing structure at Bose is estimated to cost \$378,600 based on a vast database of similar projects in the area and the State. In addition there are two main code requirements that would have to be included in the project. The first would be to install a fire protection sprinkler system for the entire building. Assuming that the entire ceiling tile system could be cut and reused and that adequate water pressure exists eliminating the need for a fire pump, the cost for the installation of this system would be \$208,800. The second code requirement would be to bring the entire building up to the standards set in the American's with Disabilities Act (ADA). We performed a fairly detailed study to determine the complete scope to bring Bose up to the ADA standards and the work is quite extensive. The cost estimate to bring the building in compliance with the ADA standards, which would be required if an addition was constructed, would be \$187,300. Therefore, a simple two classroom addition at Bose would cost on the order of \$774,700 or a staggering \$322.79 per square feet. This price per square feet is well over twice what the cost was to construct Charles Nash Elementary School. In a growing district the size of KUSD larger additions or new construction are a much more efficient use of taxpayer funds to address increasing enrollments rather than adding two or three classrooms to multiple schools.

Therefore, in light of the fact that the City really wants the portable at Bose removed, and that a permanent replacement for the portable will not be installed for at least two years or possibly longer, KUSD will remove the portable at Bose in the summer of 2011. We do believe that the portable classrooms at Bose provide a very nice learning environment for the speech impact and music programs housed in the two classrooms

and we have not received any complaints or concerns about them, but we also understand that having a temporary building at one location for 11 years is extreme and not consistent with the intent of the Ordinance. Finally, I wanted to thank you, as well as Aldermen Kennedy, LaMacchia, and Michalski, for taking us up on our offer to see the inside of a portable unit.

Sincerely,



Patrick M. Finnemore, P.E.
Director of Facilities

Cc:

Dr. Michele Hancock
Ms. Kathleen Barca
Mr. Anderson Lattimore
Mr. Gary Vaillancourt
Ms. Margaret Zei
Mr. John Setter

Zimbra

rschroeder@kenosha.org

± Font size -

Fwd: Portable Removal Date

From : Jeff Labahn <jlabahn@kenosha.org>

Thu, Oct 21, 2010 01:19 PM

Subject : Fwd: Portable Removal Date**To :** Mayor Keith Bosman <mayor@kenosha.org>**Cc :** Rich Schroeder <rschroeder@kenosha.org>, Brian Wilke <bwilke@kenosha.org>

FYI. These items will be on the Common Council agenda for their November 1st meeting.

----- Forwarded Message -----

From: "Patrick Finnemore" <pfinnemo@kUSD.edu>

To: "Jeff Labahn" <jlabahn@kenosha.org>

Cc: "John Setter" <jsetter@kUSD.edu>, "Kathleen DeLabio" <kdeLabio@kUSD.edu>

Sent: Thursday, October 21, 2010 12:04:43 PM

Subject: Portable Removal Date

Jeff,

Just a follow-up to Monday night's Council meeting and our conversation yesterday afternoon – I wanted to confirm that we will remove the portable classrooms at Bose, Bradford and Tremper by July 31, 2011. Please include this information as part of our application.

Thanks,

Pat

**Development Review Application
City of Kenosha, Wisconsin**

MAILING INFORMATION

NAME OF PROJECT: Bradford High School Temporary Classroom CUP Application

Check one (1) of the following boxes to indicate the recipient of all correspondence:

<input checked="" type="checkbox"/>	Name and Address of Applicant [Please print]: <u>Kenosha Unified School Dist No. 1</u> <u>3600 52nd Street, Kenosha, WI 53144</u> <u>Department of Facilities</u> <u>John Setter District Architect</u>	Phone: <u>262-359-6331</u> Fax: <u>262-359-7500</u> E-Mail: <u>jsetter@kusd.edu</u>
<input type="checkbox"/>	Name and Address of Architect/Engineer [Please print]: _____ _____ _____	Phone: _____ Fax: _____ E-Mail: _____
<input type="checkbox"/>	Name and Address of Property Owner (if other than applicant)[Please print]: _____ _____ _____	Phone: _____ Fax: _____ E-Mail: _____

PROJECT LOCATION

Location of Development (street address and / or parcel number): Bradford High School
3700 Washington Road
Kenosha, WI

TYPE OF LAND DEVELOPMENT

Check all that apply. Note: Additional information may be required within individual Sections.

- | | | |
|---|------------|---------------|
| <input type="checkbox"/> Certified Survey Map | Section 1 | Page 2 |
| <input type="checkbox"/> Concept Review (<i>Land Division</i>) | Section 2 | Page 3 |
| <input type="checkbox"/> Concept Review (Multi-Family Residential or Non-Residential) | Section 3 | Page 4 |
| <input checked="" type="checkbox"/> Conditional Use Permit | Section 4 | Pages 5 & 6 |
| <input type="checkbox"/> Developer's Agreement | Section 5 | Page 7 |
| <input type="checkbox"/> Final Plat | Section 6 | Pages 8 & 9 |
| <input type="checkbox"/> Lot Line Adjustment Survey | Section 7 | Page 10 |
| <input type="checkbox"/> Preliminary Plat | Section 8 | Pages 11 & 12 |
| <input type="checkbox"/> Rezoning | Section 9 | Pages 13 & 14 |
| <input type="checkbox"/> Site Plan Review | Section 10 | Pages 15 & 16 |

**PRIOR TO SUBMITTING THIS APPLICATION TO THE DEPARTMENT OF CITY DEVELOPMENT,
PLEASE REVIEW THE APPROPRIATE SECTION(S) FOR FEES, REQUIREMENTS AND APPROPRIATE APPENDICES.**

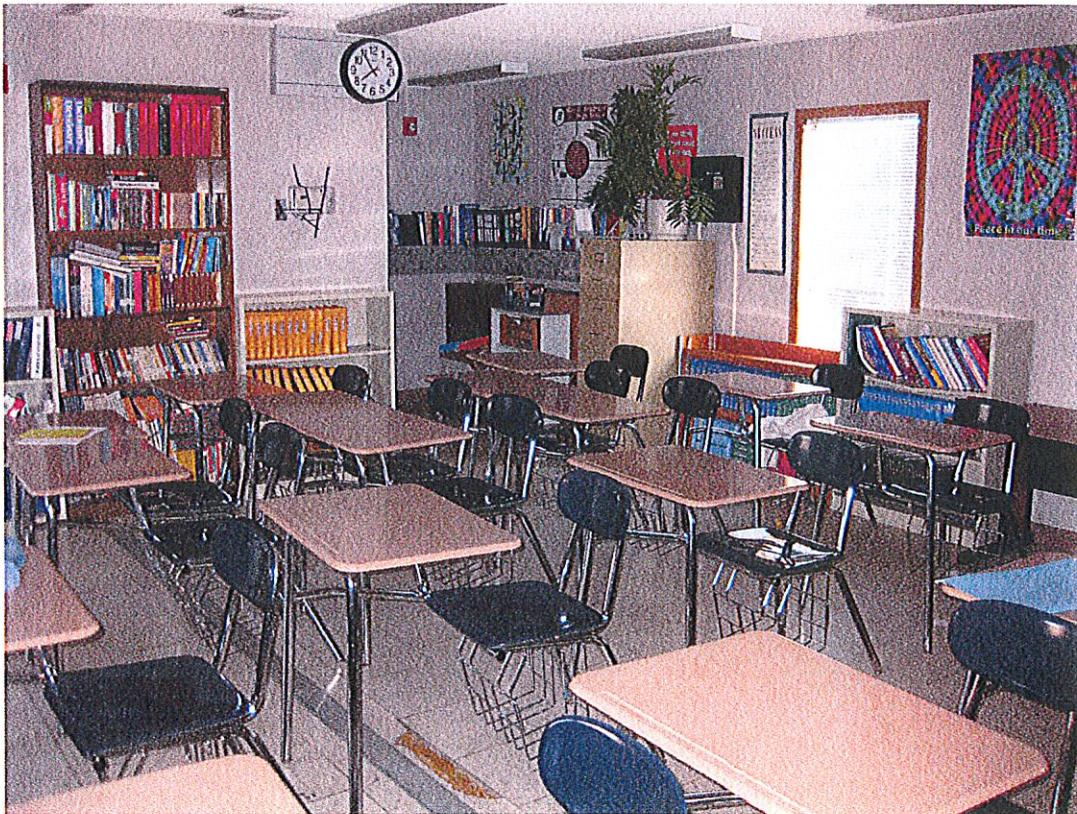
*Submit this cover page, completed application, applicable section(s) and appendices
along with ALL required plans, information and fees to:*

Department of City Development
625 52nd Street, Room 308
Kenosha, WI 53140

Phone: 262.653.4030
Fax: 262.653.4045

Office Hours:
M - F 8:00 am – 4:30 pm

Bradford High School



Interior of Bradford Temporary Classroom Unit

39th Avenue

Washington Road

Portables



SITE PLAN

3700 Washington Rd
653-6200

BRADFORD HIGH SCHOOL

DATE	KENOSHA UNIFIED SCHOOL DISTRICT NO. 1	D.P.G. No.	425SITE
NAME	DEPARTMENT OF FACILITIES SERVICES		
SCALE	KENOSHA, WISCONSIN		

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development

MEMO

TO: Mayor Keith Bosman
Members of the Common Council

FROM: Brian Wilke, Department of City Development *BW*

RE: **Temporary Use Application for Tremper High School Portable Classrooms located at 8560 26th Avenue, District #9.**

DATE: October 22, 2010

The Kenosha Unified School District has requested approval of a Temporary Use application to retain three (3) temporary classrooms at Tremper High School, 8560 26th Avenue, until July 31, 2011.

The request is submitted in accordance with the recently adopted Zoning Ordinance Amendment and is detailed in the attached letter dated September 24, 2010.

City departments have reviewed the Temporary Use application. If the application is approved, the temporary classrooms will require new Occupancy Permits from the Department of Neighborhood Services & Inspections for each classroom building. Kenosha Unified School District has already submitted the application for the Occupancy Permit.

BW:kas
Attachment



KENOSHA UNIFIED SCHOOL DISTRICT NO. 1

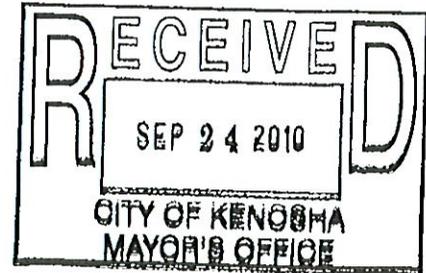
EDUCATIONAL SUPPORT CENTER

3600 52ND STREET • KENOSHA, WISCONSIN 53144-2697 • PHONE 262-359-6300

www.kusd.edu

September 24, 2010

Mayor Keith G. Bosman
City of Kenosha
625 – 52nd Street
Kenosha, WI 53140



Dear Mayor Bosman:

There has been a great deal of discussion and time spent over the past two months regarding the portable classrooms at Bradford and Tremper High Schools and Bose Elementary School. Clearly, the City of Kenosha has placed a much greater emphasis on temporary buildings and specifically portable classrooms this year as compared to years in the past. Through the use of comprehensive long range facility planning and the generous support of the public on three building referenda over the past 10 years, the Kenosha Unified School District (KUSD) has been able to deemphasize the need for portable classrooms to address space needs in our schools. This is reflected by the fact that no new portables have been added at any school since 2007, and that the majority of the existing portables are (and have been for quite some time) scheduled to be removed next summer when the Indian Trail project is complete. Obviously, the issue that the City wants closure on is the portable unit at Bose. This was a point that you reiterated when you met with Dr. Hancock, Rebecca Stevens, Kathleen Barca and I on September 8, 2010.

In that meeting on September 8th, we agreed to send you this letter confirming that we will remove the portable unit at Bose this coming summer at the same time we remove the portables at Bradford and Tremper. In the past, we have stated that the portable at Bose would be removed when a new north-side elementary school was built. We have also stated in recent years, that it is unlikely that a new elementary school will be built for at least a few years because of the slowdown in the economy and the associated impact on new enrollment growth at KUSD. It is with great certainty that we state that neither a new elementary school nor an addition to a north-side elementary school will be constructed in the next two years. In addition, any such project would be subject to a public referendum which we can certainly not take lightly considering the economic times we are currently in. Therefore, we feel it is unlikely that we will be able to provide the City with "a plan" that will be satisfactory to those calling for one. It is expected that our Long Range Facilities Planning Committee, of which the City of Kenosha has two

members on, will be recommending some future referenda to the School Board when they report to the Board next year. In addition, it is expected that at least one of those future referenda will include additional north-side elementary capacity. What is not expected any time soon is a recommendation to construct an addition to Bose Elementary School.

An addition to Bose Elementary School would be a poor use of taxpayer funds at this time. The enrollment at Bose has had some fluctuations over the 11 years that the portable has been at the school, but the current enrollment of 385 students is almost identical to the enrollment in the 1999-2000 school year when the portable was added (376 students). There are other areas on the north and west sides within the KUSD boundary that are growing much more rapidly and will necessitate construction projects much sooner than on the far north-east side. It has been suggested that KUSD simply construct a two classroom addition to Bose to replace the portable. This may seem like an easy and relatively inexpensive solution to the situation, but additions to public buildings (and especially school buildings) invoke other federal, state and local requirements to bring the building up to current codes and standards making the project much more complex and costly than just a simple addition.

In response to the suggestion of constructing an addition to Bose, our staff performed a preliminary evaluation of what the scope and associated costs would be for a two classroom addition. The addition of two classrooms of just over 900 square feet each and the associated corridor and vestibule to the outside would be approximately 2,400 square feet. That addition if built with materials consistent with the existing structure at Bose is estimated to cost \$378,600 based on a vast database of similar projects in the area and the State. In addition there are two main code requirements that would have to be included in the project. The first would be to install a fire protection sprinkler system for the entire building. Assuming that the entire ceiling tile system could be cut and reused and that adequate water pressure exists eliminating the need for a fire pump, the cost for the installation of this system would be \$208,800. The second code requirement would be to bring the entire building up to the standards set in the American's with Disabilities Act (ADA). We performed a fairly detailed study to determine the complete scope to bring Bose up to the ADA standards and the work is quite extensive. The cost estimate to bring the building in compliance with the ADA standards, which would be required if an addition was constructed, would be \$187,300. Therefore, a simple two classroom addition at Bose would cost on the order of \$774,700 or a staggering \$322.79 per square feet. This price per square feet is well over twice what the cost was to construct Charles Nash Elementary School. In a growing district the size of KUSD larger additions or new construction are a much more efficient use of taxpayer funds to address increasing enrollments rather than adding two or three classrooms to multiple schools.

Therefore, in light of the fact that the City really wants the portable at Bose removed, and that a permanent replacement for the portable will not be installed for at least two years or possibly longer, KUSD will remove the portable at Bose in the summer of 2011. We do believe that the portable classrooms at Bose provide a very nice learning environment for the speech impact and music programs housed in the two classrooms

and we have not received any complaints or concerns about them, but we also understand that having a temporary building at one location for 11 years is extreme and not consistent with the intent of the Ordinance. Finally, I wanted to thank you, as well as Aldermen Kennedy, LaMacchia, and Michalski, for taking us up on our offer to see the inside of a portable unit.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick M. Finnemore".

Patrick M. Finnemore, P.E.
Director of Facilities

Cc:

Dr. Michele Hancock
Ms. Kathleen Barca
Mr. Anderson Lattimore
Mr. Gary Vaillancourt
Ms. Margaret Zei
Mr. John Setter

Zimbra

rschroeder@kenosha.org

± Font size -

Fwd: Portable Removal Date

From : Jeff Labahn <jlabahn@kenosha.org>

Thu, Oct 21, 2010 01:19 PM

Subject: Fwd: Portable Removal Date**To :** Mayor Keith Bosman <mayor@kenosha.org>**Cc :** Rich Schroeder <rschroeder@kenosha.org>, Brian Wilke <bwilke@kenosha.org>

FYI. These items will be on the Common Council agenda for their November 1st meeting.

----- Forwarded Message -----

From: "Patrick Finnemore" <pfinnemo@kUSD.edu>

To: "Jeff Labahn" <jlabahn@kenosha.org>

Cc: "John Setter" <jsetter@kUSD.edu>, "Kathleen DeLabio" <kdeLabio@kUSD.edu>

Sent: Thursday, October 21, 2010 12:04:43 PM

Subject: Portable Removal Date

Jeff,

Just a follow-up to Monday night's Council meeting and our conversation yesterday afternoon – I wanted to confirm that we will remove the portable classrooms at Bose, Bradford and Tremper by July 31, 2011. Please include this information as part of our application.

Thanks,

Pat

**Development Review Application
City of Kenosha, Wisconsin**

MAILING INFORMATION

NAME OF PROJECT: Tremper High School Temporary Classroom CUP Application

Check one (1) of the following boxes to indicate the recipient of all correspondence:

<input checked="" type="checkbox"/>	Name and Address of Applicant [Please print]: <u>Kenosha Unified School Dist No. 1</u> <u>3600 52nd Street, Kenosha, WI 53144</u> <u>Department of Facilities</u> <u>John Setter District Architect</u>	Phone: <u>262-359-6331</u> Fax: <u>262-359-7500</u> E-Mail: <u>jsetter@kUSD.edu</u>
<input type="checkbox"/>	Name and Address of Architect/Engineer [Please print]: _____ _____ _____	Phone: _____ Fax: _____ E-Mail: _____
<input type="checkbox"/>	Name and Address of Property Owner (if other than applicant)[Please print]: _____ _____ _____	Phone: _____ Fax: _____ E-Mail: _____

PROJECT LOCATION

Location of Development (street address and / or parcel number): Tremper High School
8560 26th ave.
Kenosha, WI

TYPE OF LAND DEVELOPMENT

Check all that apply. Note: Additional information may be required within individual Sections.

- | | | |
|---|------------|---------------|
| <input type="checkbox"/> Certified Survey Map | Section 1 | Page 2 |
| <input type="checkbox"/> Concept Review (<i>Land Division</i>) | Section 2 | Page 3 |
| <input type="checkbox"/> Concept Review (Multi-Family Residential or Non-Residential) | Section 3 | Page 4 |
| <input checked="" type="checkbox"/> Conditional Use Permit | Section 4 | Pages 5 & 6 |
| <input type="checkbox"/> Developer's Agreement | Section 5 | Page 7 |
| <input type="checkbox"/> Final Plat | Section 6 | Pages 8 & 9 |
| <input type="checkbox"/> Lot Line Adjustment Survey | Section 7 | Page 10 |
| <input type="checkbox"/> Preliminary Plat | Section 8 | Pages 11 & 12 |
| <input type="checkbox"/> Rezoning | Section 9 | Pages 13 & 14 |
| <input type="checkbox"/> Site Plan Review | Section 10 | Pages 15 & 16 |

**PRIOR TO SUBMITTING THIS APPLICATION TO THE DEPARTMENT OF CITY DEVELOPMENT,
PLEASE REVIEW THE APPROPRIATE SECTION(S) FOR FEES, REQUIREMENTS AND APPROPRIATE APPENDICES.**

*Submit this cover page, completed application, applicable section(s) and appendices
along with ALL required plans, information and fees to:*

Department of City Development
625 52nd Street, Room 308
Kenosha, WI 53140

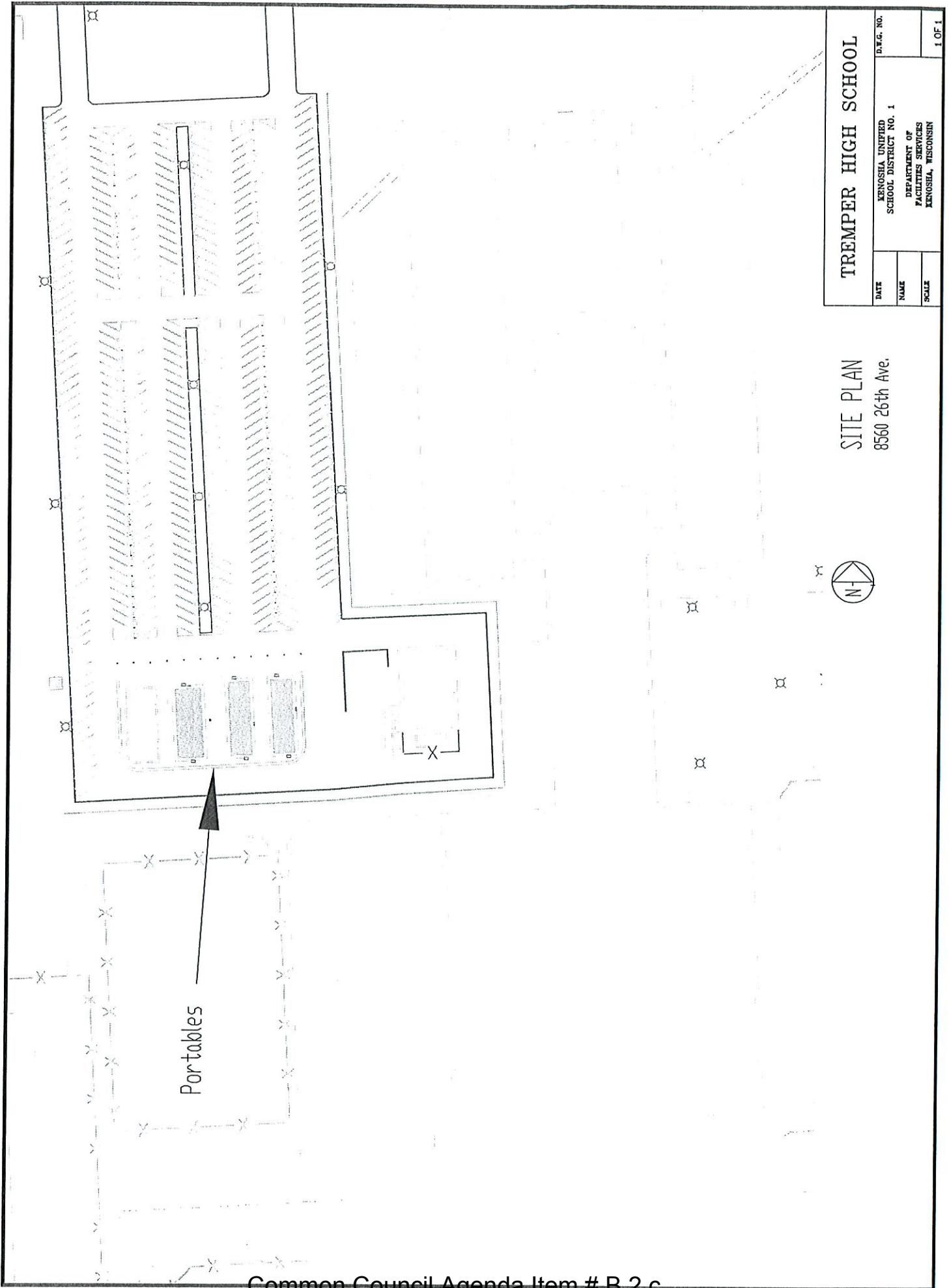
Phone: 262.653.4030
Fax: 262.653.4045

Office Hours:
M - F 8:00 am – 4:30 pm

Tremper High School



Interior of Tremper Temporary Classroom



TREMPER HIGH SCHOOL

DATE	KENOSHA UNIFIED SCHOOL DISTRICT NO. 1	DWG. NO.	
NAME	DEPARTMENT OF FACILITIES SERVICES		
SCALE	KENOSHA, WISCONSIN		1 OF 1

SITE PLAN
8560 26th Ave.



Portables



**Operator (Bartender) License Police Record Report
Applicant Information**

Date of Application:	Driver's License Status:	Name of Applicant:	Date of Birth:
9/9/10	VALID	Ryan Z Heusdens	4/6/85

Address of Applicant:	Business (where license is to be used):	Business Address:
615 Shoreland Dr, Racine, WI 53402	Goodfellas	

License Number: N65

Expiration Date: 6/30/12

Date of Charge	Offense	Status	Was Offense Listed on Application? (Y/N)	Points
06-16-06	ARREST- WIND POINT VILLAGE POLICE DEPARTMENT- TRAFFIC OWI ON UTC (THIS CHARGE IS LISTED ON DL PRINT-OUT) CCAPS -THIS CHARGE IS LISTED AS DISMISSED ON PROSECUTOR'S MOTION	Reduced to Reckless Driving	Y	0

City Attorney Recommendation:

Offense Demerit Points (above)	0
Were all Offenses Listed on Application?*	Y
Total Demerit Points	0

*Offense not listed = 25 demerit points.

X	Grant, Subject to	0	Demerit Points
	DENY, based on material police record (substantially related to the license activity)		
	DENY, based on material police record (substantially related to the license activity) & false application		

City Attorney Comments:

APPLICATION FOR THEATRE LICENSE
Section 12.04 Code of General Ordinances
City of Kenosha, Wisconsin

Check One: Yearly Type 121 Fee: \$500.00 Term: June 1st to May 31st
 Temporary Type 120 Fee: \$50.00 Term: Not to exceed thirty (30) days

Check One: Original Application Renewal Application

1. Name of Applicant: Yolanda Green / Derosier
 (Individual/Partners/Corporation)

2. Trade Name of Business: Children's Recreational Club DFB

3. Address & Phone # of Business: 3010 Roosevelt Rd. (262-764-2094)

4. Define all Areas and Rooms of Premises Designated to be Licensed: _____
2100 sq. feet. Entire occupancy. Wide Open space
rest rooms

5. Is Applicant (check one): an individual a partnership a corporation licensed to do business in the State of Wisconsin;

a not for profit corporation
 other (explain)

Children's Recreational Club DFB
is not for profit for ages 10-17. Hall rentals & special events are for profit.

6. Provide name, address, telephone number and date of birth of individual, each partner, each corporate officer (must be 18 years of age or older), as applicable:

Name	Address	Kenosha, Phone	Date of Birth
<u>Yolanda Green/Derosier</u>	<u>7108 41st Ave.</u>	<u>5342 262-909-6645</u>	<u>12/6/1975</u>

7. If Applicant is a Corporation, provide name, address, telephone number and date of birth of Agent (person to assume charge of supervision of the licensed premises; must be 18 years of age or older and of good moral character)

8. Each individual, sole proprietor, partner and corporate agent must fill out and attach "Applicant's Report of Police Record." CHECK IF ATTACHED

Will the premises:

- a) Where in a building or structure, have at least one (1) window having a pane of transparent glass no less than one (1) square foot in size at a point of public access from which the interior of the licensed premises may be viewed? The base of said window shall be no higher than 68" from the viewed? The base of said window shall be no higher than 68" from the viewing floor. YES
- b) Have a minimum of two (2) easily available, marked and useful exits from the building? YES
- c) During hours of operation, have unlocked entrances and exits? YES
- d) Have separate, clean, adequate and immediately accessible washrooms and toilets for each sex on the licensed premises? YES If not, explain location of washrooms and toilets which will serve licensed premises?

Have you obtained from the City Clerk a current copy of §12.01 of the Code of General Ordinances entitled "Amusement and Recreation Enterprises"? Yes No

PLEASE NOTE THAT YOU ARE RESPONSIBLE FOR KNOWING AND ABIDING BY THE CONTENTS THEROF AND YOUR LICENSE MAY BE SUSPENDED OR REVOKED AND/OR YOU MAY BE SUBJECT TO A CIVIL FORFEITURE FOR NONCOMPLIANCE THEREWITH).

The undersigned, being first duly sworn on oath, disposes and says that (he/she is) (they are) the applicant(s) named in the foregoing application; that (he/she has) (they have) read each and every question and answered each and every questions truly, correctly and completely, under penalty of law for failure to do so. The execution of this application authorizes all inspections authorized by §12.01 of the Code of General Ordinances and routine inspections during hours of operation, as required, to secure ordinance compliance.

[Signature]
Individual/Partner/President of Corporation

Partner/Corporate Officer

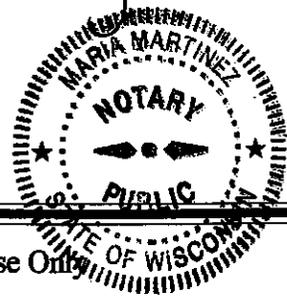
Partner/Corporate Officer

Partner/Corporate Officer

Subscribed and sworn to before me this 20 day of August, 2010.

[Signature]
Notary Public

My commission expires: 6/9/2013



Office Use Only

Date Received 8/20/10 DL
Date Granted _____

PP Checked _____

NOTE: If license is granted, an amusement device license must be applied for. Provide applicant with amusement device application.

APPLICANT'S REPORT - POLICE RECORD

Name Yolanda Green/Derosier

Address 7108 41st Ave. Kenosha, WI 53142

Date of Birth 12/6/1975

License/Permit Applied For Theatre License

Driver's License Number G650-9607-5446-02
(MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

Applicant must truly, correctly and completely answer the following questions, or in the alternative, subject themselves to the penalties specified in §1.22 of the Code of General Ordinances, a copy of which is printed on the reverse side of this application. Applicant must also be aware that the first twenty-five (\$25) dollars of the application fee for any license/permit shall be forfeited in the event of denial or withdrawal of the application for administrative and processing costs, as specified in §1.22 of the Code of General Ordinances, a copy of which is printed on the reverse side of this application.

Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? Yes No If yes, state charge and year offense committed or alleged to be committed, and disposition:

Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? Yes No If yes, explain:

Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State? Yes No If yes, explain:

Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

Speeding

6. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

7. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

Ms. Yolanda Day Care (self-employed)
Yolanda's Turning Heads Salon (self-employed) Barber Cosmetologist
Instructor

8. List all addresses at which you have lived in the past five (5) years:

678 25th Ave. Kenosha, WI. 53140
7109 41st Ave. Kenosha, WI. 53142

Applicant's Signature Yolanda Day Date 8/18/10

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

1. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

1. Penalty
a) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days.

b) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten (10) days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

§1.225 ADMINISTRATIVE CHARGE FOR PROCESSING LICENSE/PERMIT APPLICATIONS

The first Twenty-five (\$25) Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five (\$25) Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

**KENOSHA POLICE DEPARTMENT
MEMO**

TO : CITY CLERK MIKE HIGGINS
FROM : ASSISTANT CHIEF WILLIAM BRYDGES
SUBJECT : THEATRE LICENSE

NO ADVERSE RECOMMENDATIONS

DATE : AUGUST 24, 2010

Based on available information, there are no adverse recommendations regarding:

**YOLANDA GREEN, DOB 12-06-75
CHILDREN'S RECREATIONAL CLUB DF8
3010 ROOSEVELT ROAD**

For your information.

Assistant Chief William Brydges

ASSISTANT CHIEF WILLIAM BRYDGES

WB:ka

APPLICATION - AMUSEMENT & RECREATION ENTERPRISE LICENSE
(Chapter 12.01-City of Kenosha Code of General Ordinances)
Amusement & Recreation Facilities which include but are not limited to:
Bowling Alleys, Pool Halls, Skating Rinks, Shooting Galleries and Public Dances

Type: 122
Fee: \$200.00/year
Expires: May 31st

Check One: Original Application Renewal Application
Check One: Individual Partnership Corporation

Applicant Name: Yolanda Green/Derosier / Children's Recreational Club DF8
(Individual/Both Partners/Corporation Name)

Agent (person to assume charge of supervision of the licensed premises; must be 18 years of age or older and of good moral character) list name, residence address, day time phone number, place and date of birth:
Yolanda Green 7108 41st Ave. Kenosha, WI. 53142 /262-909-6645
Birth place - Chicago, Ill. 12/6/1975

Each applicant, including individual, all partners and the agent of any corporation, must fill out and attach an "Applicant's Report of Police Record". Attached? Yes No

Trade Name: Children's Recreational Club DF8

Premise Address: 3010 Roosevelt Rd. Kenosha, WI. 53142

Business Phone Number: 262-764-2094

If Individual, list residence address, day time phone number, business phone number (if applicable), place and date of birth: 7108 41st Ave Kenosha, WI. 53142 /262-909-6645
Chicago, Ill. 12/6/1975

If Partnership, list name, residence address, day time phone number, business phone number (if applicable), place and date of birth of all partners: (attach additional sheets if necessary)

If Corporation, list State of incorporation: _____

If Corporation, list name, title, residence address, day time phone number, business phone number (if applicable), place and date of birth of all officers and directors: (attach additional sheets if necessary)

Number of Amusement Devices: 2 TV'S 1 Hockey Table Number of Pool Tables: 1 pool table

Define all areas and rooms to be licensed: 2100 sq. ft. rest rooms Male/Female
open space

9. If Applicant is a Not for Profit Corporation, and the theatre to be operated is a community theatre for the purpose of promoting art and culture, is a waiver of the license fee for the year being requested? YES NO *Waiver for events for children recreational Club PFB*
10. Have you obtained from the City Clerk a current copy of §12.04, "Theatres"? YES NO
11. If you previously held the license applied for, was it ever suspended or revoked? NO If yes, please explain:
-
-

NOTICE: If this application and/or attachments contain statements or information which are not true, correct and complete in all material respects, this license may be denied and you may be subject to criminal or civil penalties.

STATE OF WISCONSIN)

COUNTY OF KENOSHA)

The undersigned, being duly sworn says that (he/she)(is/they are) the applicant(s) named in the foregoing application that (he/she)(has/they have) read each and every question and answered each and every question truly, correctly and completely, under penalty of law for failure to do so.

[Signature]
Applicant's Signature (Individual/Partner/President)

Applicant's Signature (Other Partner/Officer of Corp.)

Subscribed and sworn to before me this 20 day of August, 2010

[Signature]
Notary Public

My commission expires 6/9/2013



FOR OFFICE USE ONLY

Date Filed/Received 8/20/10 DL PP _____

CERTIFICATION BY THE CITY CLERK'S OFFICE

I HEREBY state that the above application was granted by the Common Council on the _____ day of _____, _____, and applicant was issued license # _____ on the _____ day of _____, _____.

Signature: _____

Title: _____

APPLICANT'S REPORT - POLICE RECORD

Name Yolanda Green/Perosier Address 7108 41st Ave. Kenosha, WI 53142

Date of Birth 12/4/1975 License/Permit Applied For Amusement/Recreation Enterprise License

Driver's License Number G650-96075946-02
(MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

Applicant must truly, correctly and completely answer the following questions, or in the alternative, subject themselves to the penalties specified in §1.22 of the Code of General Ordinances, a copy of which is printed on the reverse side of this application. Applicant must also be aware that the first twenty-five (\$25) dollars of the application fee for any license/permit shall be forfeited in the event of denial or withdrawal of the application for administrative and processing costs, as specified in §1.22 of the Code of General Ordinances, a copy of which is printed on the reverse side of this application.

1. Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

2. Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? Yes No If yes, state charge and year offense committed or alleged to be committed, and disposition:

3. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? Yes No If yes, explain:

4. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State? Yes No If yes, explain:

5. Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

6. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense

committed or alleged to be committed, and disposition:

7. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

Ms. Yolanda Day Care - (self-employed)
Yolanda's Turning Heads Salon (self-employed) Barber Cosmetologist
Instructor

8. List all addresses at which you have lived in the past five (5) years:

~~40~~ 6718 25th Ave. Kenosha, WI.
7108 41st Ave. Kenosha, WI. 53140 (current)

Applicant's Signature

Date

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

A. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty

1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days.

2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten (10) days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

§1.225 ADMINISTRATIVE CHARGE FOR PROCESSING LICENSE/PERMIT APPLICATIONS

The first Twenty-five (\$25) Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five (\$25) Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

N1

Type 85

Fee: \$35.00 (Non-Refundable)
Expires 12/31



CITY OF KENOSHA
City Ordinances §14.013 D.
PET FANCIER PERMIT

LICENSE PERIOD FROM January 1st to December 31st (No Pro-ration)

1. Name Kimberly Gorsuch
2. Address 1614 87th Pl Kenosha WI
3. Drivers License Number A 622-5008-3581-05
4. Phone Number 630-479-1313 - 262-697-4157
5. Number of dogs* 2 Number of cats 4 (limit of up to five (5) dogs, cats or combination thereof. *Working dogs such as service dogs, medical alert dogs and certified therapy dogs are not included in the pet limit calculation. However, they must remain licensed in the City.
6. Are there any working, service, medical alert or certified therapy dogs included in #5? If so, please attach accreditation. Check here if attached (Both dogs are Therapy.)
7. Attach proof of current dog and/or cat licenses. Check here if attached.
8. Do you currently have, or have you had within the past two (2) years, a conviction for animal cruelty, neglect or mistreatment of an animal? no yes
If yes, please explain _____

[Signature]
Signature of Applicant

10-8-10
Date

For Office Use Only

AW 10/8/10
Clerk's Initials/Date Received

Date Granted by Licensing/Permit Committee

Zimbra

kforsberg@kenosha.org

± Font size -

Pet Fancier Permit

From : Kelly Andreoli <kma360@kenoshapolice.com>

Mon, Oct 11, 2010 03:35 PM

Subject: Pet Fancier Permit

To : Karen Forsberg <kforsberg@kenosha.org>

No animal cruelty charges on file for Kimberly Gorsuch.

Kelly M. Andreoli
Clerical Supervisor
Kenosha Police Department
1000-55th Street
Kenosha, WI 53140
(262) 605-5237
kma360@kenoshapolice.com

CITY OF KENOSHA STATEMENT OF ECONOMIC IMPACT
APPLICATION FOR A NEW BEER/LIQUOR LICENSE

*Amended
App 10/19/10
DL*

Check One:

<input type="checkbox"/>	Class "A" Retail Beer
<input type="checkbox"/>	Class "B" Beer Only
<input checked="" type="checkbox"/>	Class "B" Beer/"Class B" Liquor Combination

1. Applicant Name PRITESH PATEL
2. Business Name Lotus Sports Bar

3. Property Information

a. Address 3216 60th Street

b. Owner RP Consulting LLC

c. If applicant is not owner, does applicant have a lease agreement with the owner? yes no (Please note: Proof of property ownership or proof of an executed lease must be provided to the City Clerk before the license will be issued)

d. Square Footage of Building 1700 Assessed Value of Property \$121,600

e. Assessed Value of Personal Property (furniture, fixtures, equipment) to be used in the business 45,000

4. Number of Full Time Employees 0 Number of Part Time Employees 5-6

5. Gross Monthly Revenue
According to Section 10.03, applicants must come within 70% of the estimate for alcohol beverages after one full license term or the license may be subject to revocation. Also, according to Section 4.05, smoking is prohibited in restaurants. However, restaurants and/or taverns holding a Class "B" Fermented Malt Beverage or "Class B" Intoxicating Liquor license may permit smoking in the entire establishment or full service bar area if beer/liquor gross receipts account for 33-50% (smoking limited to full service bar area) or more than 50% (smoking permitted in entire establishment). Licensees are required to file an affidavit at the time of license renewal as a condition of the operator permitting smoking in a restaurant or tavern.

Gross Monthly Revenue	
Alcoholic Beverages	<u>9,645</u>
Food	<u>3,215</u>
Other (specify)	
Total Gross Monthly Revenue	<u>12,860</u>

Basis for estimates
Seller's Jan-Jun 2010 P&L statement

6. Explain how the issuance of this license will benefit the City:
Issuance of this license will increase tax revenue and employment in the city

7. List other factors the Common Council should consider:
The establishment will provide safe and secure environment for residents to gather, enjoy sports entertainment and network

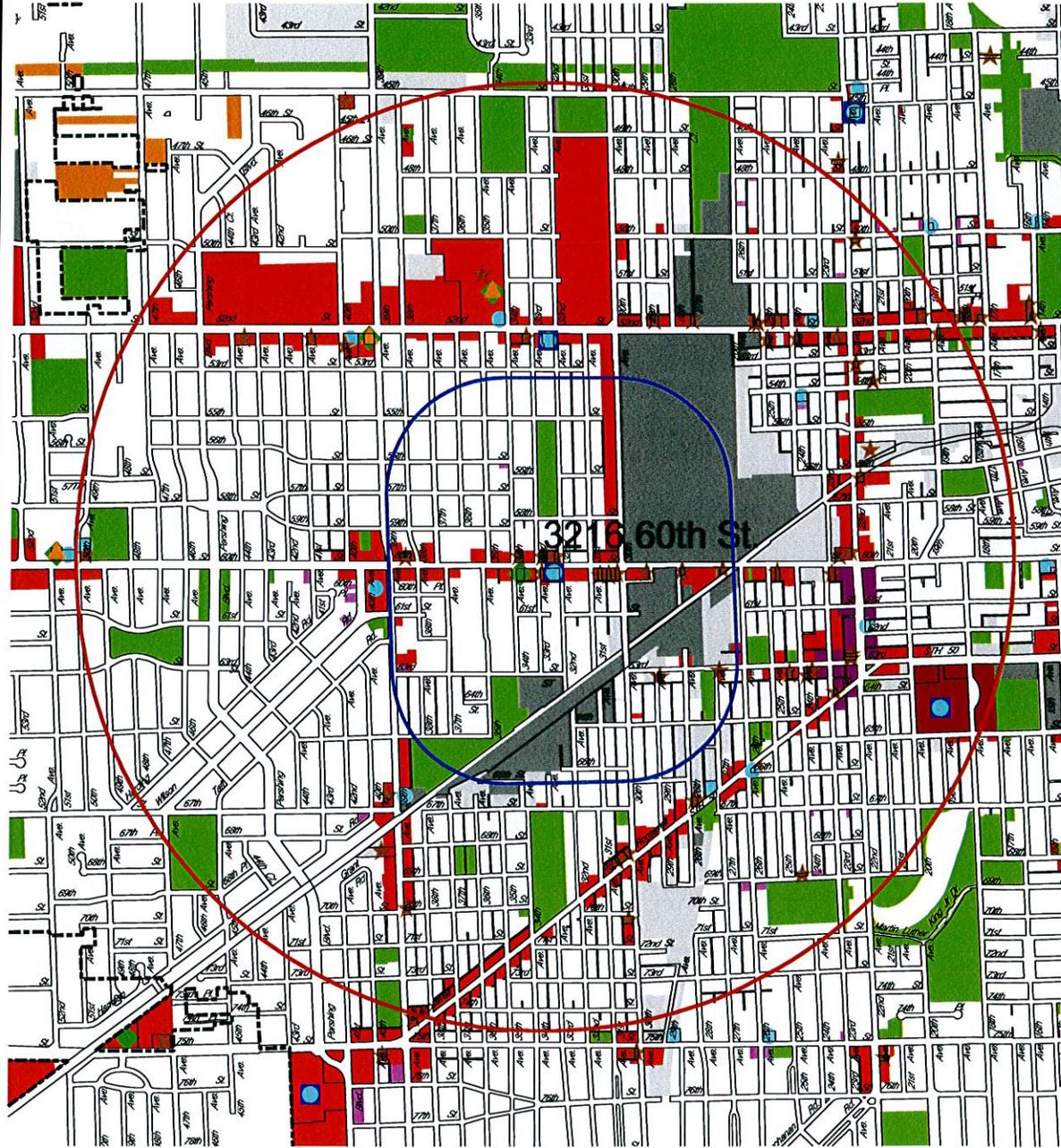
Applicant Signature Pritesh Patel

FOR OFFICE USE ONLY

Within a 6 block radius:
Class "B" Beer only _____ Class B Combination _____ Class "A" Beer _____ "Class A" Liquor _____ "Class C" Wine _____

City of Kenosha

Class "B" Beer/"Class B" Liquor
Combination Application
3216 60th Street



- Class "A"
- "Class A"
- ◆ Class "B"
- ★ Class "B" & "Class B"
- ▲ "Class C"

Note: Residential Districts are not colored.

Note: Business Districts are colored as follows: B-1 B-2 B-3 B-4

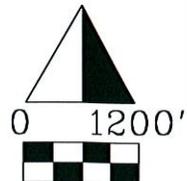
— 5,280 ft from Applicant

— 6 blocks from Applicant

5,280 ft Radius	Residential Districts				
	Class "A"	"Class A"	Class "B"	Class "B" & "Class B"	"Class C"
Residential Districts	0	0	0	2	0
Business Districts	13	3	3	52	2
Other Districts	0	0	0	0	0

6 Block Radius	Residential Districts				
	Class "A"	"Class A"	Class "B"	Class "B" & "Class B"	"Class C"
Residential Districts	0	0	0	0	0
Business Districts	1	1	1	14	0
Other Districts	0	0	0	0	0

NORTH

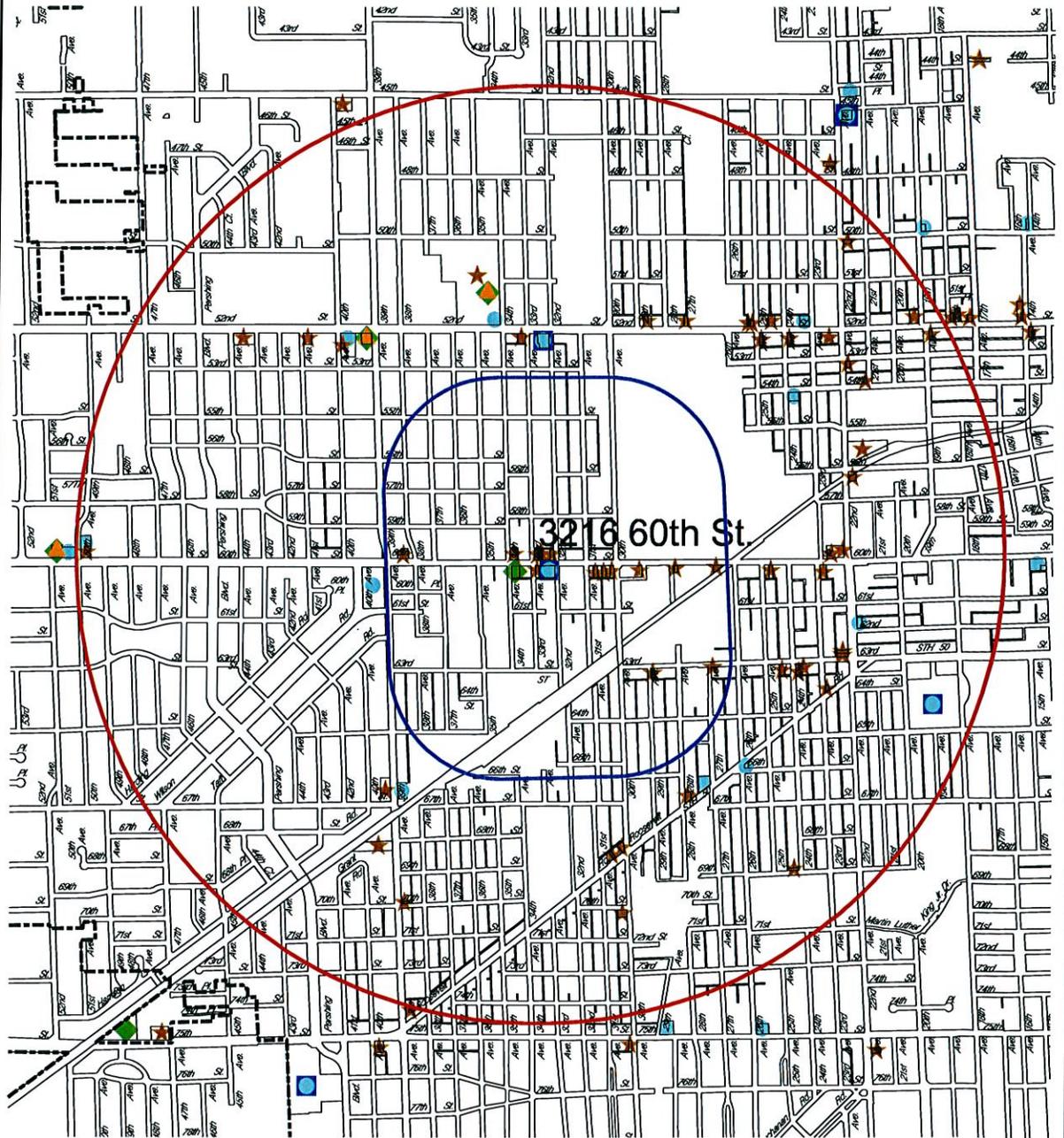


----- Municipal Boundary

DCD ~ City Clerk ~ MH ~ DSH ~ 9-16-2010 ~ mc

City of Kenosha

Class "B" Beer/"Class B" Liquor
Combination Application
3216 60th Street



- Class "A"
- "Class A"
- ◆ Class "B"
- ★ Class "B" & "Class B"
- ▲ "Class C"

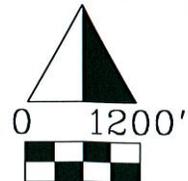
— 5,280 ft from Applicant

— 6 blocks from Applicant

5,280 ft Radius	Classifications				
	Class "A"	"Class A"	Class "B"	Class "B" & "Class B"	"Class C"
Residential Districts	0	0	0	2	0
Business Districts	13	3	3	52	2
Other Districts	0	0	0	0	0

6 Block Radius	Classifications				
	Class "A"	"Class A"	Class "B"	Class "B" & "Class B"	"Class C"
Residential Districts	0	0	0	0	0
Business Districts	1	1	1	14	0
Other Districts	0	0	0	0	0

NORTH



----- Municipal Boundary

DCD ~ City Clerk ~ MH ~ DSH ~ 9-16-2010 ~ mc

CITY OF KENOSHA
625 - 52nd Street, Room 105
Kenosha, Wisconsin 53140-3480
Phone (262)653-4020
Fax (262)653-4023
cityclerk@kenosha.org
www.kenosha.org



Michael K. Higgins
City Clerk - Treasurer

Debra L. Salas
Deputy City Clerk-Treasurer

October 19, 2010

R.P. Consulting LLC
6513 112th Ave
Kenosha, WI 53142

Re: Application for a Class "B" Beer/"Class B" Liquor, Outdoor Extension & Cabaret license
Location: 3216 60th St
Business Name: Lotus Sports Bar

Dear Applicant:

Please be advised that on Monday, October 18, 2010 the City of Kenosha Common Council deferred action on your above referenced application. The application will be reviewed at the Common Council to be held on Monday, November 1, 2010 at 7:00 pm in Room 200.

You or a representative are requested to attend this meeting. If you should have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Debra Salas'.

Debra L. Salas
Deputy City Clerk/Treasurer

**Application for Outdoor Extension of Retail Class "B" Liquor, "Class C" Wine
and/or Class "B" Beer License(s) City Ordinance 10.075 Fee: \$150.00 (Type 210)**

Complete Sections 1 -8, sign on page 2. Clerk: submit to Neighborhood Services & Inspections Department (Room 100) for Preliminary Review

1. Name of Applicant: R. P. Consulting, LLC
2. Address of beer/liquor licensed premises for which an outdoor extension is being applied for: 3216 60th St.
3. Business Name: Lotus Sports Bar
4. Home Phone: 847-772-5099 Business Phone: 862-652-4731 E-mail _____
5. What type of activity is planned for the outdoor area? Eating and drinking alcohol beverages.
6. **A detailed map describing the outdoor-area is required.** Check here if map is attached.
7. Will a fence not less than four (4') feet high and no greater than six (6') feet high surround the outdoor area sought to be within the description of the Class "B", "Class B" and/or "Class C" licensed premises? Yes No NOTE: The Common Council may waive this requirement. Submit #9a Fence Waiver listed below "Waiver Criteria"
 - a. If a fence will surround the outdoor area sought to be within the licensed premises, complete the enclosed "Outdoor Extension Fence Permit Application". Check here if application is attached
8. THE CLOSING HOURS FOR AN OUTDOOR EXTENSION ARE 10:00 P.M. TO 8:00 A.M. You may request to change these hours to 12:00 midnight to 8:00 a.m. if the property is zoned as listed on the "request to change closing hours". Check here if a request to change the closing hours to this application is attached.

For Office Use Only: To be completed by Neighborhood Services and Inspection staff:

- a. Zoning Classification: B-2 (If zoned single-family residential, waiver required-choose #9c or #9d)
 - b. The outdoor area sought is twenty-five (25') feet or more from any single-family dwelling* Yes No (If no, waiver required-choose waiver #9b, #9c or #9d)
*Requirement shall not apply to two-family, multi-family, B-1, B-2, B-3, B-4 districts, or dwellings within twenty-five (25') feet of said boundary if occupied by the applicant and/or his/her immediate family and no others
- Distance from nearest single-family dwelling: 30' Preliminary approval granted Yes No
- Waiver Required? Yes No If yes, which waiver is required 9b 9c 9d
- By: [Signature], Zoning Coordinator Inspection Date: 9/14/10

9. Waiver Criteria:

A waiver from the single-family zoning and dwelling distance requirement and/or fence requirements may be waived by the Common Council upon submittal of appropriate waiver:

- Waiver 9a. Fence Waiver-The business is categorized as a restaurant within the meaning of Chapter 125, Wisconsin Statutes: "Restaurant" means any building, room or place where meals are prepared or served or sold to transients or the general public, and all places used in connection with it and includes any public or private school lunchroom for which food service is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk drinks, ices and confections. "Restaurant" does not include: (a) Taverns that serve free lunches consisting of popcorn, cheese, crackers, pretzels, cold sausage, cured fish or bread and butter.
- Waiver 9b. Premise is located wholly within an area zoned Institutional Park (IP).
- Waiver 9c. The business is categorized as a restaurant as defined by Section 5.046 A.9. *Restaurant. Restaurant shall be defined as any building or room where, as the establishment's primary business, food and/or beverages are prepared, or served or sold to transients or the general public, and where the sale of Alcohol Beverages account for less than fifty (50%) percent of the establishment's gross receipts in the B-1, B-2, B-3 or B-4 Zoning Districts.*
- Waiver 9d. The outdoor area sought to be within the licensed premise is an *Outdoor Dining Area* authorized by and subject to a permit under Section 5.046 of the General Code of Ordinances.

Attach the appropriate waiver and submit to the City Clerk's Office at least fourteen (14) days before a Common Council meeting. Common Council meetings are held the 1st and 3rd Mondays of each month.

Waiver attached Yes No

0922 November 30, 2010 Page 46

READ CAREFULLY BEFORE SIGNING: Under penalty provided for by law, the undersigned states that each of the above questions has been truthfully answered to the best of his/her/their knowledge. Applicant acknowledges receiving a copy of Ordinance 10.075 and agrees to comply with its terms and conditions should this application be approved. (Individual applicants and each member of a partnership must sign; designated corporate officers must sign)

[Signature]
(President/Partner/Individual)

PRITESH PATEL
(Corporate Officer/Partner)

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 8th DAY OF September, 2010

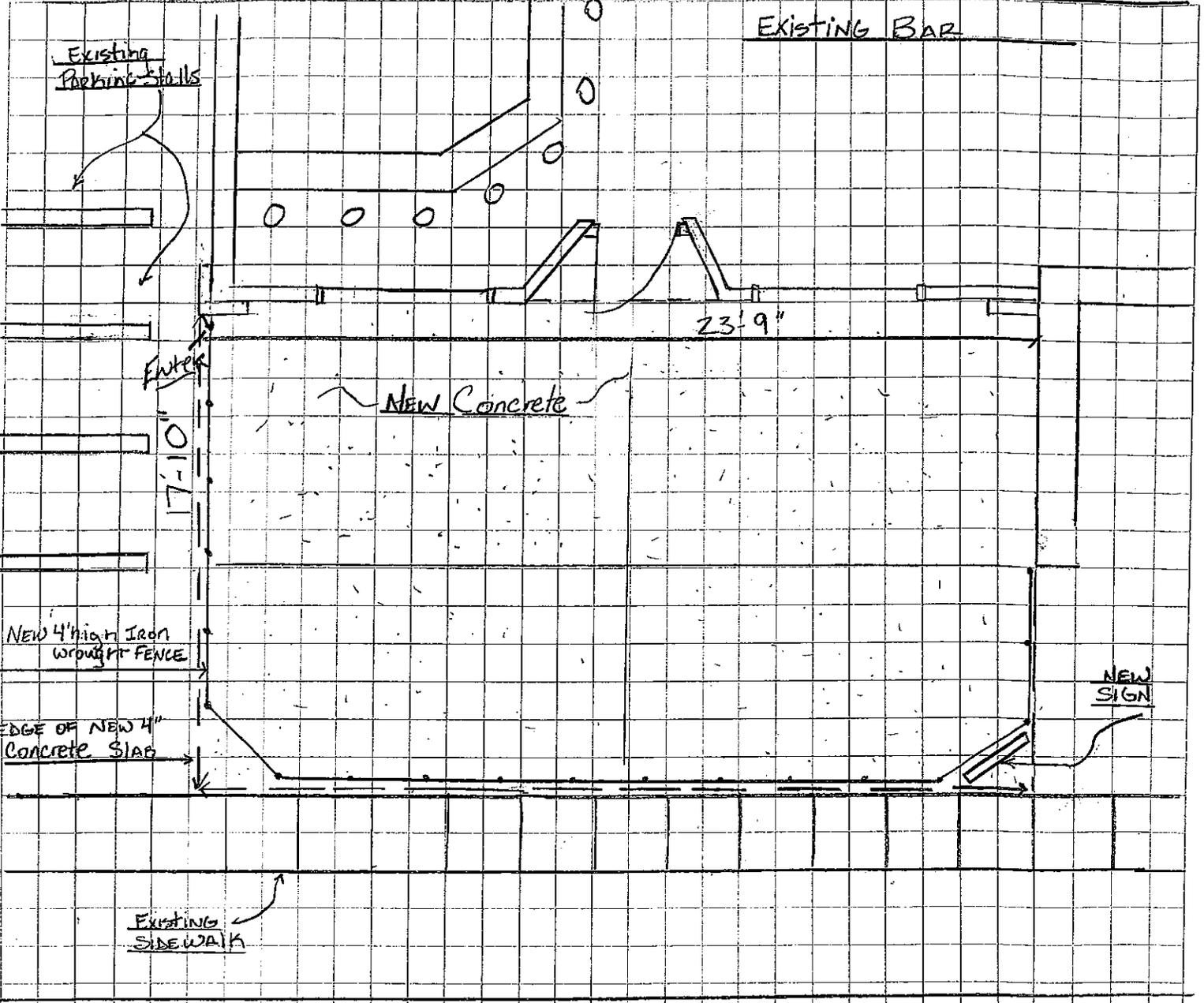
Dinesh S. H...
Notary Public, My commission expires 10/19/2011

For Office Use Only - To be Completed by City Clerk Staff

Date Received 9/8/10 Council Date _____ Waiver Approved? _____

#Demerit Points _____ *

*pursuant to Section 10.063, accumulation of more than 50 demerit points shall be a basis for denial, revocation or suspension of the outdoor area.



60th STREET

OUTDOOR EXTENSION
CITY ORDINANCE §10.075

REQUEST TO CHANGE CLOSING HOURS

Licensee Name R.P. Consulting, LLC

Trade Name Lotus Sports Bar

Trade Address 3216 60th Street

Applicant must obtain the following verification by the Zoning Coordinator prior to filing this request:

The property on which the licensed premises is situated is zoned B-2, B-3 or B-4, and does not abut a property zoned RR-1, RR-2, RS-1, RS-2, RS-3, RD, RG-1, RG-2, RM-1, RM-2, or IP.

Signature: *Paula Blise*

Title: ZONING COORDINATOR, PAULA BLISE

The property abuts an alley and commercial property.

The undersigned is hereby applying for a change of the closing hours of the outdoor extension of the Class "B" Beer/"Class B" Liquor Combination license in accordance with §10.075 of the Code of General Ordinances to 12:00 Midnight to 8:00 a.m.

In making this application, I understand that amplified music or sound otherwise permitted under Section 10.75 E.2. shall not be allowed after 10:00.

Paula Blise
(Individual/Partner/President of Corporation)

(Partner/Secretary of Corporation)

SUBSCRIBED TO AND SWORN TO BEFORE ME

THIS 10 OF Sept 2010
[Signature]

Notary Public

My commission expires 5/8/11



City of Kenosha
Department of Neighborhood
Services and Inspections
625 52nd Street • Kenosha, WI 53140
262.653.4263

OUTDOOR EXTENSION & REQUEST TO CHANGE CLOSING HOURS

Zoning Review

LOTUS SPORTS BAR
3216 - 60th Street
Aldermanic District: 11

1. **PROPERTY SHALL NOT BE LOCATED WITHIN RESIDENTIALLY ZONED AREA**

Subject property is not located within an area zoned residential.

2. **PROPERTY SHALL NOT BE WITHIN 25' OF ANY SINGLE- FAMILY DWELLING ZONED RESIDENTIAL OR SAID RESIDENTIALLY ZONED PROPERTY IS OCCUPIED BY THE APPLICANT AND/OR HIS OR HER IMMEDIATE FAMILY**

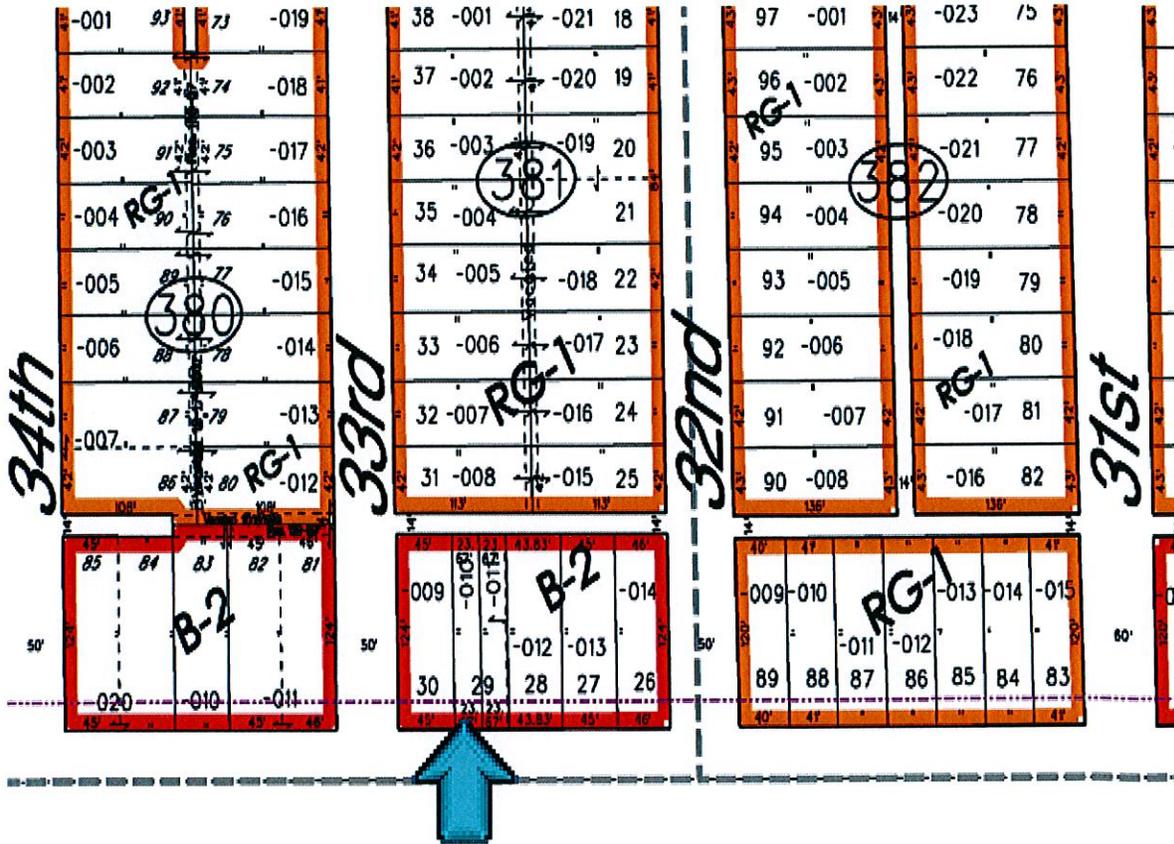
Subject property is zoned B-2 (Community Business District). The outdoor extension area abuts B-2 parcels, and is not within 25' of a single-family dwelling. The pre-existing outdoor extension area shall be located at the front of the building. A 14' wide alley buffers the parcel from residential properties located north of the property.

3. ***A 4' to 6' HIGH FENCE SHALL SURROUND THE OUTDOOR AREA***

The outdoor extension is enclosed by a 4" high wrought iron fence.



ZONING MAP



is NOT intended to be used as one. and other sources affecting the area shown and is to be used for reference purposes only. found, please contact the City of Kenosha Department of City Development.

Request to Change Closing Hours: The applicant is **eligible for approval** to change closing hours to 12:00 Midnight.

Additional Comments: The applicant has applied for the required Business Certificate of Occupancy Permit. All licensing approvals are subject to holds, until Certificate of Occupancy permit approval has been granted.

REVIEW CONDUCTED BY: Paula Blise Date: 9.14.10
Paula Blise, Zoning Coordinator

:PAB

CITY OF KENOSHA
625 - 52nd Street, Room 105
Kenosha, Wisconsin 53140-3480
Phone (262)653-4020
Fax (262)653-4023
cityclerk@kenosha.org
www.kenosha.org



Michael K. Higgins
City Clerk - Treasurer

Debra L. Salas
Deputy City Clerk-Treasurer

October 19, 2010

R.P. Consulting LLC
6513 112th Ave
Kenosha, WI 53142

Re: Application for a Class "B" Beer/"Class B" Liquor, Outdoor Extension & Cabaret license
Location: 3216 60th St
Business Name: Lotus Sports Bar

Dear Applicant:

Please be advised that on Monday, October 18, 2010 the City of Kenosha Common Council deferred action on your above referenced application. The application will be reviewed at the Common Council to be held on Monday, November 1, 2010 at 7:00 pm in Room 200.

You or a representative are requested to attend this meeting. If you should have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Debra Salas'.

Debra L. Salas
Deputy City Clerk/Treasurer

APPLICATION FOR YEARLY CABARET LICENSE

CITY OF KENOSHA

NOTE: ALLOW 15 DAYS FOR PROCESSING & APPROVAL

PLEASE NOTE: This license is non-renewable. Applications shall be referred by the City Clerk to the Police Department. The Police Department shall make a report, in writing, to the City Attorney as to any police record of the applicant, which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether the license shall be granted. The Committee on Licenses/Permits shall review all applications, any reports, the recommendation of the City Attorney and all other information before it. Said Committee shall recommend to the Common Council either the granting or denial of each application. (In accordance to Chapter X, Section 10.07 of the Code of General Ordinances of the City of Kenosha.)

Type: 212-Yearly (Pink) \$300.00/Year

Date of Application 09/08/2010

1. Licensee Name R. P. Consulting, LLC

(NOTE: must be same name as beer/liquor license)

2. Business Name & Address Lotus Sports Bar

3. If license is in the name of a Corporation or LLC, Agent Name PRITESH PATEL

Licensee: Individual, or if Corporation/LLC, Agent completes following:

4. Date of Birth of Agent (if Corporation/LLC) or Individual Nov. 29, 1975

5. Address 3216 60th St., Kenosha, WI 53142

6. Driver's License Number: P340-6607-5429-00 (MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

7. Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? [] Yes [x] No If yes, state charge, year offense committed or alleged to be committed, and disposition:

8. Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? [] Yes [x] No If yes, state charge and year offense committed or alleged to be committed, and disposition:

9. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? [] Yes [x] No If yes, explain:

-OVER-

10. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State?

Yes No If yes, explain:

11. Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

Speeding & parking violation

12. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

13. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

Takeda Pharmaceuticals, Sears Holdings,

14. List all addresses at which you have lived in the past five (5) years:

6513 112th Avenue, Kenosha, WI 53142

Applicant's Signature

Patrick P...

Date:

09/08/2010

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

A. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days.

2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten (10) days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

§1.225 ADMINISTRATIVE CHARGE FOR PROCESSING LICENSE/PERMIT APPLICATIONS

The first Twenty-five (\$25) Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five (\$25) Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

CITY OF KENOSHA
625 - 52nd Street, Room 105
Kenosha, Wisconsin 53140-3480
Phone (262)653-4020
Fax (262)653-4023
cityclerk@kenosha.org
www.kenosha.org



Michael K. Higgins
City Clerk - Treasurer

Debra L. Salas
Deputy City Clerk-Treasurer

October 19, 2010

R.P. Consulting LLC
6513 112th Ave
Kenosha, WI 53142

Re: Application for a Class "B" Beer/"Class B" Liquor, Outdoor Extension & Cabaret license
Location: 3216 60th St
Business Name: Lotus Sports Bar

Dear Applicant:

Please be advised that on Monday, October 18, 2010 the City of Kenosha Common Council deferred action on your above referenced application. The application will be reviewed at the Common Council to be held on Monday, November 1, 2010 at 7:00 pm in Room 200.

You or a representative are requested to attend this meeting. If you should have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Debra Salas'.

Debra L. Salas
Deputy City Clerk/Treasurer

Steven M. Cain
Direct (414) 921-0500 x103
scain@stippichselin.com

September 27, 2010

Alderman Ray Misner
Chairman, City of Kenosha Licensing/Permit Committee
Kenosha City Hall
625 56th Street
Kenosha, WI 53140

COPY

Ms. Traci L. Dabbs
1101 Prairie Drive, #8
Racine, WI 53406

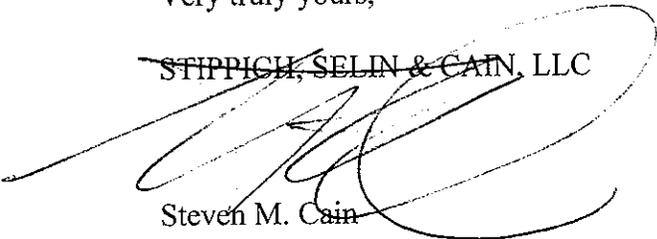
Re: In re: Operators License of Traci L. Dabbs

Dear Chairman Misner and Ms. Dabbs:

As you are aware our firm represents the City of Kenosha Licensing/Permit Committee. Enclosed please find the Proposed Findings of Fact, and Conclusions of Law related to the above captioned Operators License. These findings should reflect accurately the content of the hearing that was held on August 30, 2010. If you have any objections to the content of the document please notify me immediately. Absent any objections within the next 7 days, the matter will be placed on the October 11, 2010 Licensing/Permit Committee Agenda for final approval and on the October 18, 2010 Common Council Agenda for final action.

Very truly yours,

~~STIPPICH, SELIN & CAIN, LLC~~


Steven M. Cain

SMC:ms

CC:

Mr. Matthew Knight
Alderman Jesse Downing
Alderman Lawrence Green
Alderman Patrick Juliana
Alderman Anthony Nudo

**COMMON COUNCIL
CITY OF KENOSHA, WISCONSIN
LICENSING/PERMIT COMMITTEE**

In The Matter Of:

The Operator's (Bartender's) License of Traci L. Dabbs

Findings of Fact, Conclusions of Law and Recommendation

The Complaint of the Deputy City Clerk/Treasurer for the City of Kenosha seeking the revocation of the Operator's (Bartender's) License of Traci L. Dabbs came to the Committee for a hearing on August 30, 2010.

The members of the Licensing/Permit Committee present for the hearing were Chairman Ray Misner, Jesse Downing, Anthony Nudo, Patrick Juliana and Lawrence Green. The Licensing/Permit Committee was represented by special counsel, Steven M. Cain and Paul M. Selin.

The Deputy City Clerk/Treasurer was represented by Assistant City Attorney Matthew A. Knight.

The licensee, Traci L. Dabbs appeared in person and without counsel.

NOW THEREFORE, based on the testimony and evidence received at the hearing, the arguments of counsel for the City, the arguments of the Licensee, and the discussion by the members of the Licensing/Permit Committee, the Licensing/Permit Committee of the Common

Council of the City of Kenosha makes the following Findings of Fact, Conclusions of Law and Recommendation:

FINDINGS OF FACT

1. Traci L. Dabbs is an adult resident of the City of Racine, Wisconsin, and as of June 1, 2010, lived at 1101 Prairie Drive, #8, Racine, Wisconsin, 53406;
2. Licensee was initially granted an Operator's License, hereinafter referred to as "License", by the Common Council, on May 4, 2009, pursuant to Section 10.063 of the General Code of Ordinances for the City of Kenosha, subject to seventy-five (75) demerit points;
3. That Licensee was assessed twenty-five (25) demerit points based on a pending citation for operating while intoxicated contrary to Wis. Stats. Section 346.63(1)(a) pursuant to Section 10.063D.9.g of the Code of General Ordinances said violation having occurred on December 11, 2009 and pending in the Town of Bristol Municipal Court.
4. That licensee was assessed twenty-five demerit points based upon a conviction for operating without a license on person contrary to Wis. Stats. Section 343.18(1) pursuant to Section 10.063D.9.f of the Code of General Ordinances, said violation having occurred on the February 24, 2009 and resulting in a conviction in the Village of Union Grove Municipal Court on September 16, 2009;
5. That Licensee filed a renewal application on June 1, 2010 and that the application was untrue, incorrect and/or incomplete contrary to Section 10.063.D.9.e of the Code of General Ordinances which resulted in the assessment of twenty-five (25) demerit points pursuant to Section 10.063.D.9.e;
6. That Licensee has her license renewed by the Council on June 21, 2010 subject to a non-renewal/revocation hearing;

7. That Licensee has accumulated one-hundred fifty (150) demerit points within two consecutive license terms under Section 10.063 of the Code of General Ordinances thereby subjecting the Licensee to revocation, suspension or nonrenewal pursuant to Section 10.063.D.1 of the Code of General Ordinances.

CONCLUSIONS OF LAW

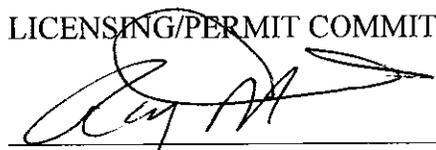
1. Pursuant to Section 10.063.D.1. of the Code of General Ordinances for the City of Kenosha, any licensee who within two consecutive license terms equals or exceeds a total of 100 demerit points for conduct described in Sections 10.063.D.7-13 of the Code of General Ordinances for the City of Kenosha committed by the Licensee, or an employee or agent of the licensee, whether or not charged or convicted, subjects the licensee to having their license revoked, nonrenewed or suspended within the discretion of the Common Council.
2. The Licensee's accumulation of 150 demerit points within two consecutive license terms subjects the Licensee to having its license revoked, nonrenewed or suspended pursuant to Section 10.063 D.1 of the Code of General Ordinances for the City of Kenosha.
3. Based on the Licensee's admissions concerning the violations giving rise to the assessment of demerit points and acknowledgment of pending criminal matters that may give rise to additional demerit points upon conviction, the Licensing/Permit Committee concludes that the assessment of 75 demerit points and reinstatement is the appropriate discipline to be imposed again the Licensee.

RECOMMENDATION

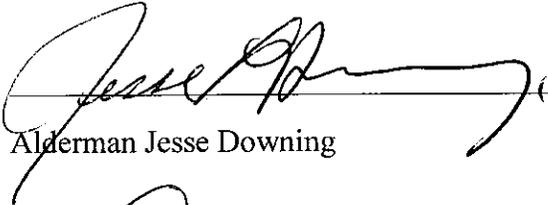
Based on the allegations of the Complaint, the evidence and testimony received at the hearing, the admissions of the Licensee, the arguments of Counsel for the City of Kenosha, the arguments of the Licensee, the discussions by the members of the Licensing/Permit Committee, and the Findings of Fact and Conclusions of Law set forth above, the Licensing/Permit Committee recommends to the Common Council by a vote of 5-0 that the operator's license of Traci Dabbs be reinstated with seventy-five (75) demerit points.

Dated at Kenosha, Wisconsin, on this 25th day of October, 2010.

LICENSING/PERMIT COMMITTEE



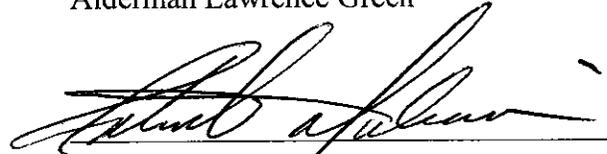
Alderman Ray Misner, Chairperson



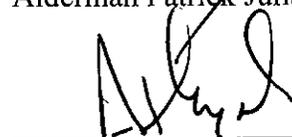
Alderman Jesse Downing



Alderman Lawrence Green



Alderman Patrick Juliana



Alderman Anthony Nudo

19

STIPPICH SELIN CAIN | 
Attorneys at Law

Steven M. Cain
Direct (414) 921-0500 x103
scain@stippichselin.com

September 27, 2010

Alderman Ray Misner
Chairman, City of Kenosha Licensing/Permit Committee
Kenosha City Hall
625 56th Street
Kenosha, WI 53140

COPY

Ms. Manpreet Kaur
3418 56th Street
Kenosha, WI 53140

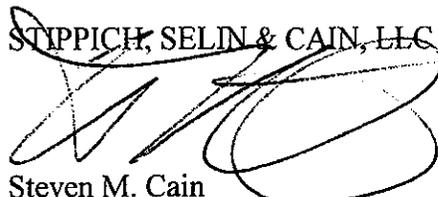
Re: In re: Operators License of Manpreet Kaur

Dear Chairman Misner and Ms. Kaur:

As you are aware our firm represents the City of Kenosha Licensing/Permit Committee. Enclosed please find the Proposed Findings of Fact, and Conclusions of Law related to the above captioned Operators License. These findings should reflect accurately the content of the hearing that was held on August 30, 2010. If you have any objections to the content of the document please notify me immediately. Absent any objections within the next 7 days, the matter will be placed on the October 11, 2010 Licensing/Permit Committee Agenda for final approval and on the October 18, 2010 Common Council Agenda for final action.

Very truly yours,

STIPPICH, SELIN & CAIN, LLC


Steven M. Cain

SMC:ms

CC:

Mr. Matthew Knight
Alderman Jesse Downing
Alderman Lawrence Green
Alderman Patrick Juliana
Alderman Anthony Nudo

**COMMON COUNCIL
CITY OF KENOSHA, WISCONSIN
LICENSING/PERMIT COMMITTEE**

In The Matter Of:

The Operator's (Bartender's) License of Manpreet Kaur

Findings of Fact, Conclusions of Law and Recommendation

The Complaint of the Deputy City Clerk/Treasurer for the City of Kenosha seeking the revocation of the Operator's (Bartender's) License of Manpreet Kaur came to the Committee for a hearing on August 30, 2010.

The members of the Licensing/Permit Committee present for the hearing were Chairman Ray Misner, Jesse Downing, Anthony Nudo, Patrick Juliana and Lawrence Green. The Licensing/Permit Committee was represented by special counsel, Steven M. Cain and Paul M. Selin.

The Deputy City Clerk/Treasurer was represented by Assistant City Attorney Matthew A. Knight.

The licensee, Manpreet Kaur appeared in person and without counsel.

NOW THEREFORE, based on the testimony and evidence received at the hearing, the arguments of counsel for the City, the arguments of the Licensee, and the discussion by the members of the Licensing/Permit Committee, the Licensing/Permit Committee of the Common

Council of the City of Kenosha makes the following Findings of Fact, Conclusions of Law and Recommendation:

FINDINGS OF FACT

1. Manpreet Kaur is an adult resident of the City of Kenosha, Wisconsin, and as of June 9, 2010, lived at 3418 56th Avenue, Kenosha, Wisconsin, 53140;
2. Licensee was initially granted an Operator's License, hereinafter referred to as "License", by the Common Council, on March 17, 2009, pursuant to Section 10.063 of the General Code of Ordinances for the City of Kenosha, subject to seventy-five (50) demerit points;
3. That Licensee was assessed twenty-five (25) demerit points based on a conviction for Sale of Alcohol to an Underage Person contrary to Section 125.07(1)(a) Wis. Stats. pursuant to Section 10.063D.9.a/10.063D.13 of the Code of General Ordinances said violation having occurred on April 11, 2009 and conviction in the City of Kenosha Municipal Court on May 1, 2009.
4. That Licensee was assessed twenty-five (25) demerit points based on a conviction for Sale of Alcohol to an Underage Person contrary to Section 125.07(1)(a) Wis. Stats. pursuant to Section 10.063D.9.a/10.063D.13 of the Code of General Ordinances said violation having occurred on July 18, 2009 and conviction in the City of Kenosha Municipal Court on August 7, 2009.
5. That Licensee filed a renewal application on June 9, 2010 and that the application was untrue, incorrect and/or incomplete contrary to Section 10.063.D.9.e of the Code of

General Ordinances which resulted in the assessment of twenty-five (25) demerit points pursuant to Section 10.063.D.9.e;

6. That Licensee had her License renewed by the Council on July 19, 2010, subject to a non-renewal/revocation hearing;
7. That Licensee has accumulated one-hundred twenty-five (125) demerit points within two consecutive license terms under Section 10.063 of the Code of General Ordinances thereby subjecting the Licensee to revocation, suspension or nonrenewal pursuant to Section 10.063.D.1 of the Code of General Ordinances.

CONCLUSIONS OF LAW

1. Pursuant to Section 10.063.D.1. of the Code of General Ordinances for the City of Kenosha, any licensee who within two consecutive license terms equals or exceeds a total of 100 demerit points for conduct described in Sections 10.063.D.7-13 of the Code of General Ordinances for the City of Kenosha committed by the Licensee, or an employee or agent of the licensee, whether or not charged or convicted, subjects the licensee to having their license revoked, nonrenewed or suspended within the discretion of the Common Council.
2. The Licensee's accumulation of 125 demerit points within two consecutive license terms subjects the Licensee to having its license revoked, nonrenewed or suspended pursuant to Section 10.063 D.1 of the Code of General Ordinances for the City of Kenosha.

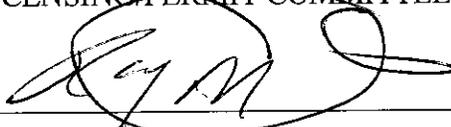
3. Based on the Licensee's admissions concerning the violations giving rise to the assessment of demerit points the Licensing/Permit Committee concludes that a license suspension of thirty (30) days is the appropriate discipline to be imposed against the Licensee.

RECOMMENDATION

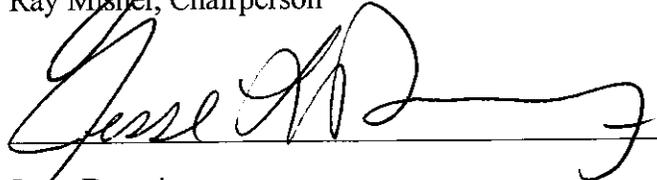
Based on the allegations of the Complaint, the evidence and testimony received at the hearing, the admissions of the Licensee, the arguments of Counsel for the City of Kenosha, the arguments of the Licensee, the discussions by the members of the Licensing/Permit Committee, and the Findings of Fact and Conclusions of Law set forth above, the Licensing/Permit Committee recommends to the Common Council by a vote of 5-0 that the operator's license of Manpreet Kaur be suspended for a period of thirty (30) days.

Dated at Kenosha, Wisconsin, on this 25th day of October, 2010.

LICENSING/PERMIT COMMITTEE



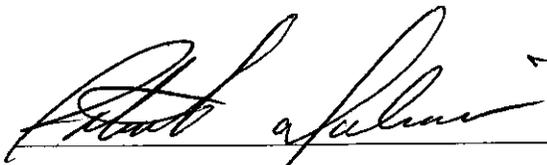
Ray Misner, Chairperson



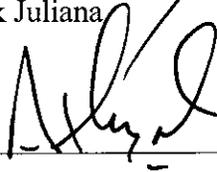
Jesse Downing



Lawrence Green



Patrick Juliana



Anthony Nudo

STIPPICHSELINCAIN | 
Attorneys at Law

Steven M. Cain
Direct (414) 921-0500 x103
scain@stippichselin.com

October 21, 2010

Alderman Ray Misner
Chairman, City of Kenosha Licensing/Permit Committee
Kenosha City Hall
625 56th Street
Kenosha, WI 53140

Ms. Jenny C. Melnick
10922 75th Street, #304,
Kenosha, WI 53140

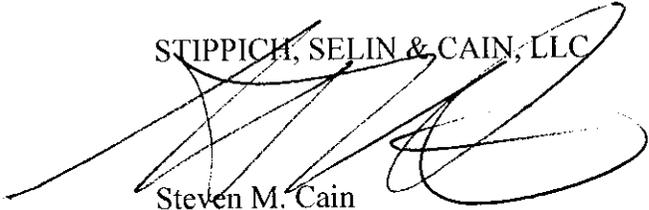
Re: In re: Operators License of Jenny C. Melnick

Dear Chairman Misner and Ms. Melnick:

Our firm represents the City of Kenosha Licensing/Permit Committee. Enclosed please find the Proposed Findings of Fact, and Conclusions of Law related to the above captioned Operators License. These findings should reflect accurately the content of the hearing that was held on September 27, 2010. If you have any objections to the content of the document please notify me immediately. Absent any objections, the matter will be placed on the October 25, 2010 Licensing/Permit Committee Agenda for final approval and on the November 1, 2010 Common Council Agenda for final action.

Very truly yours,

STIPPICH, SELIN & CAIN, LLC


Steven M. Cain

SMC:ms

CC:

Mr. Matthew Knight
Alderman Jesse Downing
Alderman Lawrence Green
Alderman Patrick Juliana
Alderman Anthony Nudo

**COMMON COUNCIL
CITY OF KENOSHA, WISCONSIN
LICENSING/PERMIT COMMITTEE**

In The Matter Of:

The Operator's (Bartender's) License of Jenny C. Melnick

Findings of Fact, Conclusions of Law and Recommendation

The Complaint of the Deputy City Clerk/Treasurer for the City of Kenosha seeking the revocation of the Operator's (Bartender's) License of Shannon Hoffman came to the Committee for a hearing on September 27th, 2010.

The members of the Licensing/Permit Committee present for the hearing were Chairman Ray Misner, Jesse Downing, Anthony Nudo, Patrick Juliana and Lawrence Green. The Licensing/Permit Committee was represented by special counsel, Steven M. Cain.

The Deputy City Clerk/Treasurer was represented by Assistant City Attorney Matthew A. Knight.

The licensee did not appear.

NOW THEREFORE, based on the testimony and evidence received at the hearing, the arguments of counsel for the City, and the discussion by the members of the Licensing/Permit Committee, the Licensing/Permit Committee of the Common Council of the City of Kenosha makes the following Findings of Fact, Conclusions of Law and Recommendation:

FINDINGS OF FACT

1. Jenny C. Melnick is an adult resident of the City of Kenosha, Wisconsin, and as of May 24, 2010, lived at 10922 75th Street, #304, Kenosha, Wisconsin, 53140;
2. Licensee was initially granted an Operator's License, hereinafter referred to as "License", by the Common Council, on April 20, 2009, pursuant to Section 10.063 of the General Code of Ordinances for the City of Kenosha, subject to seventy-five (75) demerit points;
3. That Licensee was assessed twenty-five (25) demerit points based on a conviction for Operating While Intoxicated, contrary to Section 343.63(1) (a) Wis. Stats. pursuant to Section 10.063D.9.g of the Code of General Ordinances said violation having occurred on June 3, 2009 and conviction in the Kenosha County Circuit Court on September 30, 2009.
4. That Licensee was assessed twenty-five (25) demerit points based on a conviction for disorderly conduct contrary to Kenosha County Ordinance 9.947.01 pursuant to Section 10.063D.13 of the Code of General Ordinances said violation having occurred on January 16, 2010 and conviction in the Kenosha County Circuit Court on March 10, 2010.
5. That Licensee filed a renewal application on May 19, 2010;
6. That Licensee had her License renewed by the Council on June 21, 2010, subject to a non-renewal/revocation hearing;
7. That Licensee has accumulated one-hundred twenty-five (125) demerit points within two consecutive license terms under Section 10.063 of the Code of General Ordinances thereby subjecting the Licensee to revocation, suspension or nonrenewal pursuant to Section 10.063.D.1 of the Code of General Ordinances.

CONCLUSIONS OF LAW

1. Pursuant to Section 10.063.D.1. of the Code of General Ordinances for the City of Kenosha, any licensee who within two consecutive license terms equals or exceeds a total of 100 demerit points for conduct described in Sections 10.063.D.7-13 of the Code of General Ordinances for the City of Kenosha committed by the Licensee, or an employee or agent of the licensee, whether or not charged or convicted, subjects the licensee to having their license revoked, nonrenewed or suspended within the discretion of the Common Council.
2. The Licensee's accumulation of 125 demerit points within two consecutive license terms subjects the Licensee to having its license revoked, nonrenewed or suspended pursuant to Section 10.063 D.1 of the Code of General Ordinances for the City of Kenosha.
3. Based on the violations giving rise to the assessment of demerit points the Licensing/Permit Committee concludes that revocation of the license is the appropriate discipline to be imposed again the Licensee.

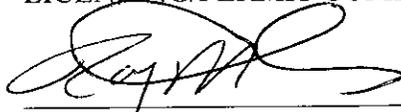
RECOMMENDATION

Based on the allegations of the Complaint, the evidence and testimony received at the hearing, the arguments of Counsel for the City of Kenosha, the discussions by the members of the Licensing/Permit Committee, and the Findings of Fact and Conclusions of Law set forth above, the Licensing/Permit Committee recommends to

the Common Council by a vote of 5-0 that the operator's license of Jenny C. Melnick be revoked.

Dated at Kenosha, Wisconsin, on this 25th day of October, 2010.

LICENSING/PERMIT COMMITTEE



Ray Misner, Chairperson



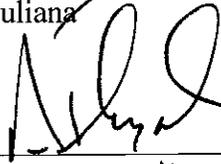
Jesse Downing



Lawrence Green



Patrick Juliana



Anthony Nudo

JUDY BUSCHE LLC
PO BOX 972 KENOSHA WI 53144
PHONE (262)-694-8003 FAX 262-694-7578

AFFIDAVIT OF ATTEMPTED SERVICE

The Affiant, being first duly sworn on oath states the following:

1. That he/she is an adult resident of the County of Kenosha, State of Wisconsin, and not a party to this action.
2. That, with due diligence, he/she attempted to personally serve the described papers on the person, at the place, and on the date as follows:

CASE #	FILE #	COURT DATE
ACTION ENTITLED	1125	
(and) (vs)	COMMON COUNCIL CITY OF KENOSHA, WISCONSIN, LICENSING/PERMIT COMMITTEE JENNY MELNICK	
Papers Served	SUMMONS & ORDER TO APPEAR AND SHOW CAUSE & COMPLAINT	
Person Served	JENNY MELNICK	
Place of Service	10922 75TH STREET, # 304, KENOSHA WI	

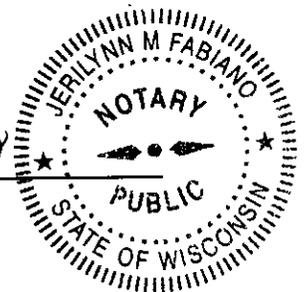
Date	Time	Comments
9/18/2010	1220	Per current tenants they have never heard of Jenny.
9/18/2010	1230	Per manager at Shell Food Plaza she was let go 5 months ago.
9/19/2010	1218	Left a voice mail for her.
9/19/2010	1530	Per Jenny she is now living at 4234 Green Leaf Court #108 Park City, IL 60085. She is not interested in renewing her license at this time she will be calling the City Attorney's Office.

Unable to locate the defendant, after checking all available sources, I believe the defendant has left the county.

Jerry Sturino

Subscribed and sworn to before me this 9/20/2010.

Jerilynn M Fabiano
Notary public, Kenosha County, Wis.
My commission expires 4/21/2013



Service Fee \$25.00

KENOSHA CITY ATTORNEY



Common Council Agenda Item # C.15.

COMMON COUNCIL
OFFICIAL PROCEEDINGS
Monday, April 20, 2009

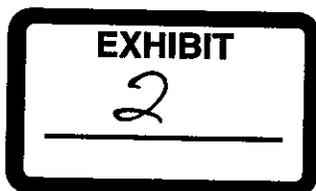
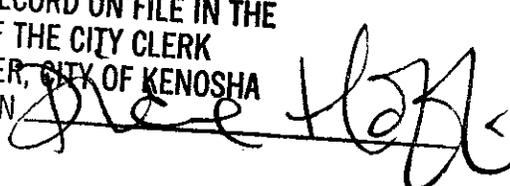
Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

b. Jessica Daly
-50 demerit points:
c. Walter Bonner
d. Jessica Lachman
e. Abby Maurer
f. Kelly Montague
-90 demerit points
g. Richard Symonds
A hearing was held. The applicants did not appear. On a voice vote, motion carried.
8. It was moved by Alderman Juliana, seconded by Alderman Nudo, to DENY the following applications for new Operator's (Bartender) licenses, based on material police record:
a. Amalia Piehl
b. Heather Roszina
A hearing was held. Applicant a. was present and spoke.
8.1 It was moved by Alderman Downing, seconded by Alderman Carpenter to separate action on item 8a from 8b. On a voice vote, motion carried.
8.2 It was moved by Alderman Misner, seconded by Alderman Juliana to refer application a. Amalia Piehl back to the Licensing/Permit Committee. On a voice vote, motion carried.
8.3 It was moved by Alderman Juliana, seconded by Alderman Nudo to deny application 8b., Heather Roszina based on material police record. On a voice vote, motion carried.
9. It was moved by Alderman Juliana, seconded by Alderman Nudo, to grant application of Vanessa Simon for a new Operator's (Bartender) license subject to 60 demerit points.
A hearing was held. The applicant did not appear. On a voice vote, motion carried.
10. It was moved by Alderman Juliana, seconded by Alderman Nudo, to grant applications for new Operator's (Bartender) licenses:
a. Tiffnee Julian, subject to 50 demerit points.
b. Jenny Melnick, subject to 75

demerit points.
A hearing was held. The applicants did not appear. On a voice vote, motion carried.
11. It was moved by Alderman Nudo, seconded by Alderman Juliana, to approve application of H&J Gas Mart, LLC, Lakhwinder Singh, Agent, for a Class "A" Beer License located at 2828 75th St., (H&J Gas Mart), with acceptance of a conditional surrender of a similar license at the same location from VS Enterprise, LLC. (12th District).
A hearing was held. The applicant did not appear. On a voice vote, motion carried.
12. It was moved by Alderman Juliana, seconded by Alderman Downing, to approve application of Bindelli's Jungle, Inc., Sidney Bindelli, Agent, for a Class "B" Beer/"Class B" Liquor License located at 3805 22nd Avenue, (Bindelli's), and a renewal application to be effective July 1, 2009. (6th District)
A hearing was held. The applicant did not appear. On a voice vote, motion carried.
13. It was moved by Alderman Juliana, seconded by Alderman Orth, to approve application of Van Aken & Associates, Inc., Chris Van Aken, Agent, for a Class "B" Beer /"Class B" Liquor License located at 5901 75th Street, STE 150, (Wingstop), and a renewal application to be effective July 1, 2009. (15th District)
A hearing was held. The applicant did not appear. On a voice vote, motion carried.
14. It was moved by Alderman Juliana, seconded by Alderman Moldenhauer, to approve application of the Nook Cafe & Bakery, LLC, Tammy Peacy, Agent, for a Class "B" Beer/"Class C" Wine License located at 5703 6th Avenue, (The Nook Cafe), and a renewal application to be effective July 1, 2009. (2nd

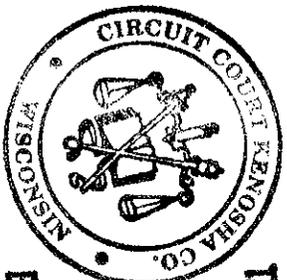
THIS IS TO CERTIFY THAT THIS
IS A TRUE AND CORRECT COPY
OF THE RECORD ON FILE IN THE
OFFICE OF THE CITY CLERK
TREASURER, CITY OF KENOSHA
WISCONSIN



**Criminal and Traffic Disposition Report
Kenosha County Circuit Court**

Report Date: 09-10-2010
10:50 am

Name Address	DOB	Viol Date	Case No. Clt No.	Charge	Amended From	Plea	Disposition/ Date	Penalty	Amount
Mainick, Jenny C 10922 75th Street #304 Kenosha, WI 53142	07-22-1974	06-03-2009	2009TR005974 L6257495	346.63(1)(a) Operating While under Influence (1st)		No Contest	Guilty Due to No Contest Plea 09-30-2009	Forfeiture / Fine DOT License Revoked 8 Months Alcohol assessment	\$ 866.00
Mainick, Jenny C 10922 75th St #304 Kenosha, WI 53142	07-22-1974	01-16-2010	2010FO000368 G226385	9.947.01 Disorderly Conduct		Guilty	Guilty Due to Guilty Plea 03-10-2010	Forfeiture / Fine	\$ 200.50
Plante, Danielle M 9607 60th St Kenosha, WI 53144	06-24-1988	03-10-2010	2010TR003569 K9454266	343.44(1)(a) Operating While Suspended		No Contest	Guilty Due to No Contest Plea 05-05-2010	Forfeiture / Fine DOT License Suspended 6 Months	\$ 200.50



**THIS INSTRUMENT IS A CORRECT COPY OF THE
ORIGINAL ON FILE IN THIS OFFICE**

ATTEST 9-16-2010
REBECCA MATOSKA - MENTINK
CLERK OF COURTS, KENOSHA COUNTY, WI
BY Matthew J. Goff DEPUTY

License # R-172 Issue Date _____

X

Beverage Course OK HOLD for Beverage Course Initials _____

APPLICATION

CITY OF KENOSHA OPERATOR'S (BARTENDER) LICENSE

(§125.17, Wisconsin Statutes, §10.02 C. of the City of Kenosha Code of General Ordinances)

FEE: \$75.00 (Type 217)

City of Kenosha
625-52nd St, Room 105
Kenosha, WI 53140
262-653-4020

GRANTED
SUB: not term
JUN 22 2010
COUNCILMAN

I hereby apply for an Operator's License to serve Alcoholic Beverages in any place of business operated under a Class "B", "Class B", Class "A", "Class A" License in the City of Kenosha to and including the 30th day of June, 2010. (Unless sooner revoked). I hereby note that I am responsible for knowing and abiding by the contents of Chapter 125, Wisconsin Statutes and Chapter 10 of the Code of General Ordinances and that my license may be suspended, revoked, or not renewed, and/or I may be subject to a civil forfeiture for non-compliance therewith.

THE FOLLOWING QUESTIONS MUST BE ANSWERED (PLEASE READ)

Last Name Melnick First Name Jenny MI C
(NOTE: Name must appear exactly as it appears on driver's license or state ID)

Date of Birth 07-22-1974 Sex F Day Phone # 847-420-0072

Home Address 10922 75th St. #304

City/State/Zip Kenosha, WI 53142

Driver's License or State ID Number M452-4237-4762-02
(Must indicate the state if this is not a Wisconsin DL or ID)

Name of Business Where License is to be Used (If Unknown At This Time, Leave Blank. NOTE: license may only be utilized in the City of Kenosha) Shell Food Plaza

Address of Business Where License is to be Used 11748 75th St., Kenosha

PLEASE TO VERIFY THAT THIS IS THE TIME AND CORRECT COPY OF THE RECORD ON FILE IN THE PER. DIV. OF THE CITY CLERK, CITY OF KENOSHA

1. Have you, as an adult, ever been convicted of a major crime (felony), a minor crime (misdemeanor), or of violating a municipal or county ordinance in Wisconsin or in any other state, or do you have such a charge pending at this time? Yes No If Yes, state charge, year offense committed or alleged to be committed, and disposition: _____

OWI 2009-June (1st offense)
Disorderly Conduct January 2010 (county ordinance)

2. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other state? Yes No If yes, please explain: _____

3. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other state? Yes No If yes, please explain: _____
for the OWI in 2009

4. Have you received any traffic citations in Wisconsin or in any other state within the past five years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition: _____
speeding (dismissed)

EXHIBIT
4

5. Have you, as an adult, been convicted of any state of federal charges, or do you have such charges pending at this time, involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year-offense committed or alleged to be committed, and disposition: _____

6. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five years: (Please include employment that is not related to the license applied for.)

Libertyville School District - Libertyville, IL 60015
Shell Food Plaza - Kenosha - WI

7. List all addresses at which you have lived in the past five years: 34140 Sulkey Dr., Grayslake, IL

250 Wellington Circle, Gurnee, IL 60031, 10922 75th St. #304, Kenosha, WI

8. I have read and understand the "Applicants Please Read" section of this application. I hereby certify that I am the applicant named in the foregoing application, and I have read each and every question and answered each and every question truly, correctly, and completely, under penalty of law for failure to do so.

Signed: Jenny Omelnick
APPLICANT'S SIGNATURE

Date: 5-19-10

APPLICANTS PLEASE READ

NOTICE: If this application contains statements or information which is not true, correct and/or complete in any material respect, it may be denied. You may be subject to a forfeiture of five hundred (\$500) dollars, your license fee will be forfeited, you may be ineligible to reapply for this license for thirty days, and you may be subject to twenty-five demerit points. §1.22 of the Code of General Ordinances states the following:

A. Prohibition - It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days. 2) The license of permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two consecutive license/permits years. Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

Per §1.225 of the Code of General Ordinances, "The first Twenty-Five Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

Please file this application and pay the appropriate fee in person.

Common Council Agenda Item # C.15.

COMMON COUNCIL
OFFICIAL PROCEEDINGS

June 21, 2010

Keith G. Bosman, Mayor

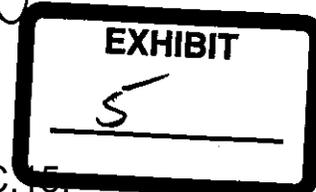
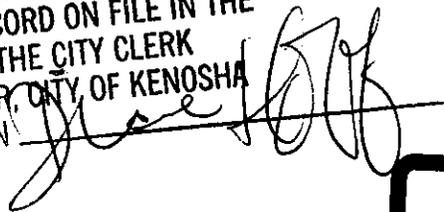
Michael K. Higgins, City Clerk

g. Krista Chambers
-25 demerit points:
h. Ryan Young
i. Edward Kexel
j. Valerie Gibson
k. Christopher Hein
-30 demerit points:
l. Michelle Olejniczak
-50 demerit points:
m. Michelle Shatkins
n. Kodirico Washington
o. Lisa Henthorn
p. Joseph Falcone
q. Laura Stiles
r. Agruea Herrera Jaimes
s. Cynthia DuBois
t. Jared Franz
u. Shylo Delaney
v. Joseph Leon
w. Sarahi Guzman
x. Heather Hoersten
y. Debra Lewis
z. Cathy Arbanella
aa. Kyle Jeffery
-75 demerit points:
bb. Joanna Small
cc. Amalia Piehl
dd. Danielle Schmickel
ee. Biljana Kovacevic
ff. Stefanie Malek
gg. Clarke Boyle
-85 demerit points:
hh. Sandra Bilger
ii. Jennifer Greco
-non-renewal revocation hearing:
jj. William Morgan
kk. Danielle Plante
ll. Jenny Melnick
mm. Guadalupe Ramirez
nn. Traci Dabbs
oo. Shannon Hoffmann
A hearing was held. Applicants jj. William Morgan, nn. Traci Dabbs and oo. Shannon Hoffmann were present and spoke.
C.3.1. It was moved by Alderperson Juliana, seconded by Alderperson Nudo to separate action on applications hh. and ii. On a voice vote, motion carried.
C.3.2. It was moved by Alderperson Nudo, seconded by Alderperson Orth to concur with recommendations listed for

applications aa. through gg. On a voice vote, motion carried.
C.3.3. It was moved by Alderperson Nudo, seconded by Alderperson Kennedy to concur with recommendations listed for hh. and ii. On a voice vote, motion carried.
C.3.4. It was moved by Alderperson Kennedy, seconded by Alderperson Nudo to concur with recommendations listed on applications jj. through oo. On a voice vote, motion carried.
C.4. It was moved by Alderperson Nudo, seconded by Alderperson Michalski, to approve the application for Jessica Kennedy for new Taxi Driver's licenses, subject to 70 demerit points. A hearing was held. The applicant did not appear. On a voice vote, motion carried.
C.5. It was moved by Alderperson Nudo, seconded by Alderperson Michalski, to DENY application of Christopher Kwiatkowski for new Taxi Driver's licenses, based on material police record & false application. A hearing was held. The applicant did not appear. On a voice vote, motion carried.
C.6. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following applications for renewal Taxi Cab Licenses:
a. Keno Cab Co., Inc. (dba Yellow Checker & Black & White Cab), Tina M. White, 5107-28th Ave (10th District)
b. M&M Choice Taxi, Mohammed Museitif, 3122 - 14th Avenue (6th District)
c. My Way Cabs, Linda Acevedo, 6011 - 29th Avenue (11th District)
A hearing was held. The applicants did not appear. On a voice vote, motion carried.
C.7. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following 10 applications for Amusement & Recreation Enterprise Supervisor

199

THIS IS TO CERTIFY THAT THIS
IS A TRUE AND CORRECT COPY
OF THE RECORD ON FILE IN THE
OFFICE OF THE CITY CLERK
TREASURER, CITY OF KENOSHA
WISCONSIN



Steven M. Cain
Direct (414) 921-0500 x103
scain@stippichselin.com

October 21, 2010

Alderman Ray Misner
Chairman, City of Kenosha Licensing/Permit Committee
Kenosha City Hall
625 56th Street
Kenosha, WI 53140

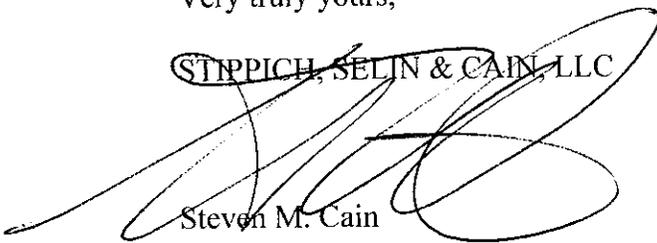
Mr. William T. Morgan
5619 16th Ave., Upper
Kenosha, WI 53140

Re: In re: Operators License of William T. Morgan

Dear Chairman Misner and Mr. Morgan:

Our firm represents the City of Kenosha Licensing/Permit Committee. Enclosed please find the Proposed Findings of Fact, and Conclusions of Law related to the above captioned Operators License. These findings should reflect accurately the content of the hearing that was held on September 27, 2010. If you have any objections to the content of the document please notify me immediately. Absent any objections, the matter will be placed on the October 25, 2010 Licensing/Permit Committee Agenda for final approval and on the November 1, 2010 Common Council Agenda for final action.

Very truly yours,


STIPPICH, SELIN & CAIN, LLC

Steven M. Cain

SMC:ms

CC:

Mr. Matthew Knight
Alderman Jesse Downing
Alderman Lawrence Green
Alderman Patrick Juliana
Alderman Anthony Nudo

**COMMON COUNCIL
CITY OF KENOSHA, WISCONSIN
LICENSING/PERMIT COMMITTEE**

In The Matter Of:

The Operator's (Bartender's) License of William T. Morgan

Findings of Fact, Conclusions of Law and Recommendation

The Complaint of the Deputy City Clerk/Treasurer for the City of Kenosha seeking the revocation of the Operator's (Bartender's) License of Shannon Hoffman came to the Committee for a hearing on September 27th, 2010.

The members of the Licensing/Permit Committee present for the hearing were Chairman Ray Misner, Jesse Downing, Anthony Nudo, Patrick Juliana and Lawrence Green. The Licensing/Permit Committee was represented by special counsel, Steven M. Cain.

The Deputy City Clerk/Treasurer was represented by Assistant City Attorney Matthew A. Knight.

The licensee appeared in person and without counsel.

NOW THEREFORE, based on the testimony and evidence received at the hearing, the arguments of counsel for the City, the arguments of the Licensee, and the discussion by the members of the Licensing/Permit Committee, the Licensing/Permit Committee of the Common

Council of the City of Kenosha makes the following Findings of Fact, Conclusions of Law and Recommendation:

FINDINGS OF FACT

1. William T. Morgan is an adult resident of the City of Kenosha, Wisconsin, and as of August 30, 2010, lived at 5619 16th Ave, Upper, Kenosha, Wisconsin, 53140;
2. Licensee was initially granted an Operator's License, hereinafter referred to as "License", by the Common Council, on August 8, 2006, pursuant to Section 10.063 of the General Code of Ordinances for the City of Kenosha, subject to zero (0) demerit points;
3. That Licensee was assessed fifty (50) demerit points based on a conviction for Operating While Intoxicated, 2nd offense, contrary to Section 343.63(1) (a) Wis. Stats. pursuant to Section 10.063D.11.d of the Code of General Ordinances said violation having occurred on August 1, 2008 and conviction in the Kenosha County Circuit Court on October 30, 2009.
4. That Licensee was assessed twenty-five (25) demerit points based on a conviction for operating after suspension contrary to Section 343.44(1) Wis. Stats. pursuant to Section 10.063D.11.d of the Code of General Ordinances said violation having occurred on April 15, 2009 and conviction in the City of Kenosha Municipal Court on May 6, 2009.
5. That Licensee filed a renewal application on June 1, 2010 and that the application was untrue, incorrect and/or incomplete contrary to Section 10.063.D.9.e of the Code of General Ordinances which resulted in the assessment of twenty-five (25) demerit points pursuant to Section 10.063.D.9.e;
6. That Licensee had his License renewed by the Council on June 21, 2010, subject to a non-renewal/revocation hearing;

7. That Licensee has accumulated one-hundred (100) demerit points within two consecutive license terms under Section 10.063 of the Code of General Ordinances thereby subjecting the Licensee to revocation, suspension or nonrenewal pursuant to Section 10.063.D.1 of the Code of General Ordinances.

CONCLUSIONS OF LAW

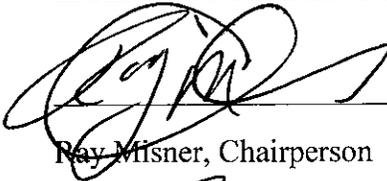
1. Pursuant to Section 10.063.D.1. of the Code of General Ordinances for the City of Kenosha, any licensee who within two consecutive license terms equals or exceeds a total of 100 demerit points for conduct described in Sections 10.063.D.7-13 of the Code of General Ordinances for the City of Kenosha committed by the Licensee, or an employee or agent of the licensee, whether or not charged or convicted, subjects the licensee to having their license revoked, nonrenewed or suspended within the discretion of the Common Council.
2. The Licensee's accumulation of 100 demerit points within two consecutive license terms subjects the Licensee to having its license revoked, nonrenewed or suspended pursuant to Section 10.063 D.1 of the Code of General Ordinances for the City of Kenosha.
3. Based on the Licensee's admissions concerning the violations giving rise to the assessment of demerit points the Licensing/Permit Committee concludes that reinstatement with seventy-five (75) points is the appropriate discipline to be imposed again the Licensee.

RECOMMENDATION

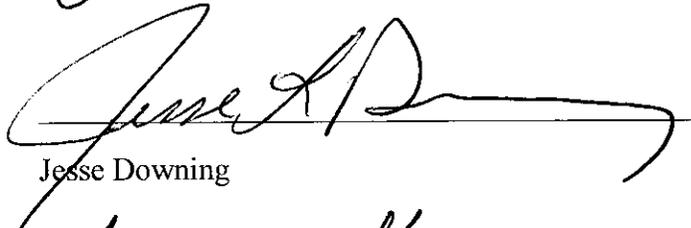
Based on the allegations of the Complaint, the evidence and testimony received at the hearing, the admissions of the Licensee, the arguments of Counsel for the City of Kenosha, the arguments of the Licensee, the discussions by the members of the Licensing/Permit Committee, and the Findings of Fact and Conclusions of Law set forth above, the Licensing/Permit Committee recommends to the Common Council by a vote of 5-0 that the operator's license of William Morgan be reinstated with seventy-five (75) points.

Dated at Kenosha, Wisconsin, on this 25th day of OCTOBER, 2010.

LICENSING/PERMIT COMMITTEE



Ray Misner, Chairperson



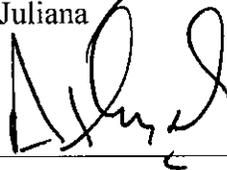
Jesse Downing



Lawrence Green



Patrick Juliana



Anthony Nudo

JUDY BUSCHE LLC
PO BOX 972 KENOSHA WI 53144
PHONE (262)-694-8003 FAX 262-694-7578

AFFIDAVIT OF SERVICE

The Affiant, being first duly sworn on oath states the following:

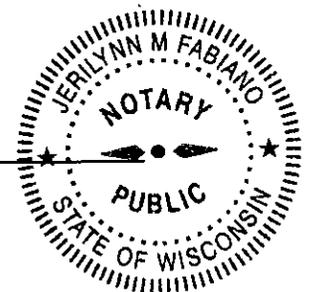
1. That he/she is an adult resident of the County of Kenosha, State of Wisconsin and not a party to this action.
2. That he/she personally served the following described papers on the person, at the place and on the date indicated below, by delivering to and leaving with that person a true copy of each of the described papers.
3. That at the time of service, your affiant signed his/her name and indicated the date served upon said papers.
4. That he/she knew the person so served to be the person mentioned and described in the following papers:

CASE NUMBER	COURT DATE
ACTION ENTITLED	COMMON COUNCIL CITY OF KENOSHA, WISCONSIN, LICENSING/PERMIT COMMITTEE 1124
(and) (vs)	WILLIAM T MORGAN
Papers Served	SUMMONS & ORDER TO APPEAR AND SHOW CAUSE & COMPLAINT
Person Served	WILLIAM MORGAN, M/W, 5'6, 145LBS, BLK HAIR
Place of Service	5605 22ND AVENUE KENOSHA,WI(PLACE OF EMPLOYMENT)
Date of Service	9/19/2010
Time of Service	1530

Jake Busche

Subscribed and sworn to before me this 9/20/2010 . . .

Jerilynn M Fabiano
Notary public, Kenosha County, Wis.
My commission expires 4/21/2013



Service Fee \$35.00

KENOSHA CITY ATTORNEY



FILED

NOV - 4 2009

State of Wisconsin vs. William T Morgan

Judgment of Conviction

and Sentence to the
County Jail/Fine/Forfeiture

REBECCA MATOSKA-MENTINK
CLERK OF CIRCUIT COURT

Date of Birth: 04-06-1963

Case No.: 2008CT000707

The defendant was found guilty of the following offense(s):

Ct.	Description	Violation	Plea	Severity	Date(s) Committed	Trial To	Date(s) Convicted
1	Operating While under Influence (2nd)	346.63(1)(a)	Guilty	Misd. U	08-01-2008		02-05-2009

The defendant is guilty as convicted and sentenced as follows:

Ct.	Sent. Date	Sentence	Length	Begin date	Begin time	Agency	Comments
1	10-30-2009	Forfeiture / Fine					30 days to pay or CV Judgment.
1	10-30-2009	Local jail	45 DA	11-07-2009	08:00 am		w/Huber privileges.
1	10-30-2009	DOT License Revoked	14 MO	10-30-2009			Concurrent to any other sentence.

Obligation Detail:

Ct.	Schedule	Amount	Days to Pay	Due Date	Failure to Pay Action	Victim
1	Misd Driving Violations	967.00	30	11-30-2009	Judgment	

Obligation Summary:

Ct.	Fine & Forfeiture	Court Costs	Attorney Fees	<input type="checkbox"/> Joint and Several Restitution	Other	Mandatory Victim/Wit. Surchage	5% Rest. Surchage	DNA Anal. Surchage	Totals
1	514.00	385.00			8.00	60.00			967.00

Total Obligations: 967.00

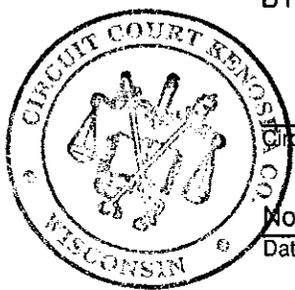
It is adjudged that 0 days sentence credit are due pursuant to § 973.155, Wisconsin Statutes

It is ordered that the Sheriff shall deliver the defendant into the custody of the Department.

Distribution:

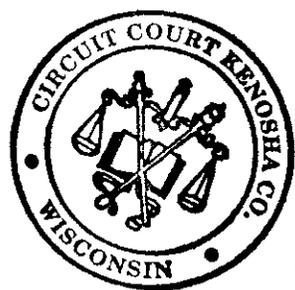
Mary Kay Wagner, Judge
David A Bayer, District Attorney
County Sheriff
Jail

BY THE COURT:



Kristin M. Petusa
Circuit Court Judge/Clerk/Deputy Clerk

November 4, 2009
Date



THIS INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST 9-16-2010

REBECCA MATOSKA - MENTINK

CLERK OF COURTS, KENOSHA COUNTY, WI

BY *Catherine J. Nash* DEPUTY

COPY
RETURN THIS STATEMENT WITH YOUR PAYMENT
STATEMENT OF AMOUNT DUE
KENOSHA MUNICIPAL COURT
KENOSHA, WISCONSIN

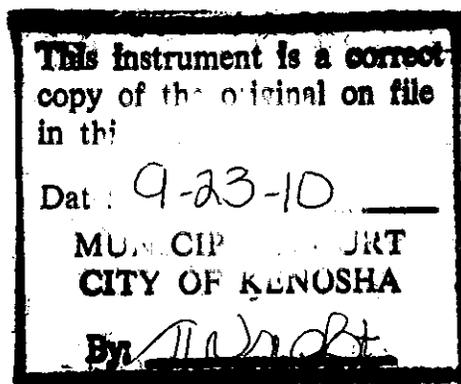
DEFENDANT: **WILLIAM T MORGAN**
5619 16TH AVE UPPER
KENOSHA WI 53140

COURT DATE: **MAY 6, 2009** COURT TIME: **8:30 A.M.** **DEFAULT**
ARRAIGNMENT

CITATION NO: **J973302**
CASE NUMBER: **09054192**

BOND AMOUNT:
FORFEITURE: **109.00**
JURY FEE:
WITNESS FEE:

ABOVE AMOUNTS TO BE PAID ON OR BEFORE **JULY 6, 2009**
AND/OR **3 DAYS IN THE KENOSHA COUNTY JAIL**

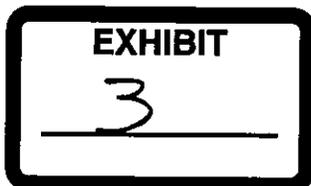


DATE OF CONVICTION: **MAY 6, 2009**
CHARGE: **OVAS**
ANTICIPATED DEMERIT POINTS: **3**

PERSONAL CHECK, CERTIFIED CHECK, MONEY ORDER OR CASH IS ACCEPTABLE. YOU MAY ALSO PAY WITH A MAJOR CREDIT CARD (EXCEPT VISA) ON LINE AT WWW.OFFICIALPAYMENTS.COM, JURISDICTIONAL CODE 5864 OR BY CALLING 1-800-272-9829. **IF NOT PAID BY THE DUE DATE, TAX INTERCEPT MAY BE IMPLEMENTED AND/OR JUDGMENT MAY BE FILED AGAINST YOU IN CIRCUIT COURT.**

MAKE CHECKS PAYABLE TO:

CITY OF KENOSHA
625 - 52nd STREET
ROOM 105
KENOSHA, WI 53140-3480
For Inform. Call 653-4220



DATE ISSUED: **May 6, 2009**
CLERKS INITIALS: **SG**

STATEMENT OF NOTICE

Conviction, forfeiture, or stipulation of no contest to the charge described herein may result in the assessment of demerit points against you as indicated above. Accumulation of twelve demerit points within a one year period will be cause for revocation or suspension of your driving privileges. * All graduated probationary license holders (or individuals who would have been issued a graduated probationary license had proper application been made) will be assessed regular demerit points for the first violation. For all subsequent offenses, the points will double.

Common Council Agenda Item # C.16.

FOR OFFICE USE ONLY:

License # R-330 Issue Date _____

Beverage Course OK HOLD for Beverage Course Initials _____

GRANTED
Subj: Non-renewal
JUN 22 2010
Revocation

APPLICATION
CITY OF KENOSHA OPERATOR'S (BARTENDER) LICENSE
(\$125.17, Wisconsin Statutes, §10.02 C. of the
City of Kenosha Code of General Ordinances)
FEE: \$75.00 (Type 217)

City of Kenosha
625-52nd St, Room 105
Kenosha, WI 53140
262-653-4020

I hereby apply for an Operator's License to serve Alcoholic Beverages in any place of business operated under a Class "B", "Class B", Class "A", "Class A" License in the City of Kenosha to and including the 30th day of June 2010 (Unless sooner revoked). I hereby note that I am responsible for knowing and abiding by the contents of Chapter 125, Wisconsin Statutes and Chapter 10 of the Code of General Ordinances and that my license may be suspended, revoked, or not renewed, and/or I may be subject to a civil forfeiture for non-compliance therewith.

THE FOLLOWING QUESTIONS MUST BE ANSWERED (PLEASE READ)

Last Name MORGAN First Name WILLIAM MI T
(NOTE: Name must appear exactly as it appears on driver's license or state ID)

Date of Birth 4-6-63 Sex M Day Phone # 262-818-4501

Home Address 5619 16th AVE UPPER

City/State/Zip KENOSHA WI 53140

Driver's License or State ID Number M625-9386-3126-05
(Must indicate the state if this is not a Wisconsin DL or ID)

Name of Business Where License is to be Used (If Unknown At This Time, Leave Blank. NOTE: license may only be utilized in the City of Kenosha) JOHNNY MIDNIGHTS

Address of Business Where License is to be Used 5605 22ND AVE KENOSHA WI 53140

THIS IS TO CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE RECORD ON FILE IN THE OFFICE OF THE CITY CLERK OF THE CITY OF KENOSHA

1. Have you, as an adult, ever been convicted of a major crime (felony), a minor crime (misdemeanor), or of violating a municipal or county ordinance in Wisconsin or in any other state, or do you have such a charge pending at this time?
 Yes No If Yes, state charge, year offense committed or alleged to be committed, and disposition:

OWI JAN 04, OWI AUG 08, IMPRUDENT SPEEDING JULY 2008, UNNECESSARY NOISE AUG, 08

2. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other state? Yes No If yes, please explain:

SENTENCED TO 45 DAYS DUE TO OWI 2ND OFFENSE NOV 2009

3. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other state? Yes No If yes, please explain:

SUSPENDED FOR MY OWI

4. Have you received any traffic citations in Wisconsin or in any other state within the past five years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

OWI AUGUST OF 2008, IMPRUDENT SPEEDING JULY OF 08

EXHIBIT
Common Council Agenda Item #/C.16.
November 1, 2010 Page 86

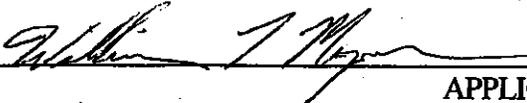
5. Have you, as an adult, been convicted of any state or federal charges, or do you have such charges pending at this time, involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition: _____

6. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five years: (Please include employment that is not related to the license applied for.)

JOHNNY MIDNIGHTS 5605 22ND AVE KENOSHA WI 53140
SCOTT'S HOME IMPROVEMENTS RACINE WI

7. List all addresses at which you have lived in the past five years: 5617 22ND AVE UPPER
KENOSHA WI 53140 5619 16TH AVE KENOSHA WI 53140

8. I have read and understand the "Applicants Please Read" section of this application. I hereby certify that I am the applicant named in the foregoing application, and I have read each and every question and answered each and every question truly, correctly, and completely, under penalty of law for failure to do so.

Signed: 
APPLICANT'S SIGNATURE

Date: 6-1-10

APPLICANTS PLEASE READ

NOTICE: If this application contains statements or information which is not true, correct and/or complete in any material respect, it may be denied. You may be subject to a forfeiture of five hundred (\$500) dollars, your license fee will be forfeited, you may be ineligible to reapply for this license for thirty days, and you may be subject to twenty-five demerit points. §1.22 of the Code of General Ordinances states the following:

1. Prohibition – It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

3. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days. 2) The license of permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two consecutive license/permits years. Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

Under §1.225 of the Code of General Ordinances, "The first Twenty-Five Dollars of the application fee for any license/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

Please file this application and pay the appropriate fee in person.

Common Council Agenda Item # C.16.

COMMON COUNCIL
OFFICIAL PROCEEDINGS

June 21, 2010

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

g. Krista Chambers

-25 demerit points:

h. Ryan Young

i. Edward Kexel

j. Valerie Gibson

k. Christopher Hein

-30 demerit points:

l. Michelle Olejniczak

-50 demerit points:

m. Michelle Shatkins

n. Kodirico Washington

o. Lisa Henthorn

p. Joseph Falcone

q. Laura Stiles

r. Agruea Herrera Jaimes

s. Cynthia DuBois

t. Jared Franz

u. Shylo Delaney

v. Joseph Leon

w. Sarahi Guzman

x. Heather Hoersten

y. Debra Lewis

z. Cathy Arbaneilla

aa. Kyle Jeffery

-75 demerit points:

bb. Joanna Small

cc. Amalia Piehl

dd. Danielle Schmickel

ee. Biljana Kovacevic

ff. Stefanie Malek

gg. Clarke Boyle

-85 demerit points:

hh. Sandra Bilger

ii. Jennifer Greco

-non-renewal revocation hearing:

jj. William Morgan

kk. Danielle Plante

ll. Jenny Melnick

mm. Guadalupe Ramirez

nn. Traci Dabbs

oo. Shannon Hoffmann

A hearing was held. Applicants jj. William Morgan, nn. Traci Dabbs and oo. Shannon Hoffmann were present and spoke.

C.3.1. It was moved by Alderperson Juliana, seconded by Alderperson Nudo to separate action on applications hh. and ii. On a voice vote, motion carried.

C.3.2. It was moved by Alderperson Nudo, seconded by Alderperson Orth to concur with recommendations listed for

applications aa. through gg. On a voice vote, motion carried.

C.3.3. It was moved by Alderperson Nudo, seconded by Alderperson Kennedy to concur with recommendations listed for hh. and ii. On a voice vote, motion carried.

C.3.4. It was moved by Alderperson Kennedy, seconded by Alderperson Nudo to concur with recommendations listed on applications jj. through oo. On a voice vote, motion carried.

C.4. It was moved by Alderperson Nudo, seconded by Alderperson Michalski, to approve the application for Jessica Kennedy for new Taxi Driver's licenses, subject to 70 demerit points. A hearing was held. The applicant did not appear. On a voice vote, motion carried.

C.5. It was moved by Alderperson Nudo, seconded by Alderperson Michalski, to DENY application of Christopher Kwiatkowski for new Taxi Driver's licenses, based on material police record & false application. A hearing was held. The applicant did not appear. On a voice vote, motion carried.

C.6. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following applications for renewal Taxi Cab Licenses:

a. Keno Cab Co., Inc. (dba Yellow Checker & Black & White Cab), Tina M. White, 5107-28th Ave (10th District)

b. M&M Choice Taxi, Mohammed Museitif, 3122 - 14th Avenue (6th District)

c. My Way Cabs, Linda Acevedo, 6011 - 29th Avenue (11th District)

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

C.7. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following 10 applications for Amusement & Recreation Enterprise Supervisor

199



THIS IS TO CERTIFY THAT THIS
IS A TRUE AND CORRECT COPY
OF THE RECORD ON FILE IN THE
OFFICE OF THE CITY CLERK
CITY OF KENOSHA

A handwritten signature in black ink, appearing to be "D. A. [unclear]". The signature is written over the text of the certification stamp.

Common Council Agenda Item # C.16.

Steven M. Cain
Direct (414) 921-0500 x103
scain@stippichselin.com

October 21, 2010

Alderman Ray Misner
Chairman, City of Kenosha Licensing/Permit Committee
Kenosha City Hall
625 56th Street
Kenosha, WI 53140

Ms. Shannon Hoffman
517 42nd Street, Lower
Kenosha, WI 53140

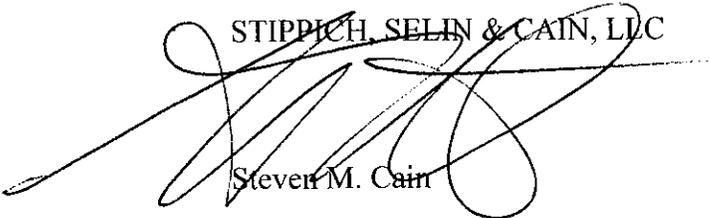
Re: In re: Operators License of Shannon Hoffman

Dear Chairman Misner and Ms. Hoffman:

As you are aware our firm represents the City of Kenosha Licensing/Permit Committee. Enclosed please find the Proposed Findings of Fact, and Conclusions of Law related to the above captioned Operators License. These findings should reflect accurately the content of the hearing that was held on August 30, 2010. If you have any objections to the content of the document please notify me immediately. Absent any objections, the matter will be placed on the October 25, 2010 Licensing/Permit Committee Agenda for final approval and on the November 1, 2010 Common Council Agenda for final action.

Very truly yours,

STIPPICH, SELIN & CAIN, LLC


Steven M. Cain

SMC:ms

CC:

Mr. Matthew Knight
Alderman Jesse Downing
Alderman Lawrence Green
Alderman Patrick Juliana
Alderman Anthony Nudo

**COMMON COUNCIL
CITY OF KENOSHA, WISCONSIN
LICENSING/PERMIT COMMITTEE**

In The Matter Of:

The Operator's (Bartender's) License of Shannon Hoffmann

Findings of Fact, Conclusions of Law and Recommendation

The Complaint of the Deputy City Clerk/Treasurer for the City of Kenosha seeking the revocation of the Operator's (Bartender's) License of Shannon Hoffman came to the Committee for a hearing on August 30, 2010.

The members of the Licensing/Permit Committee present for the hearing were Chairman Ray Misner, Jesse Downing, Anthony Nudo, Patrick Juliana and Lawrence Green. The Licensing/Permit Committee was represented by special counsel, Steven M. Cain and Paul M. Selin.

The Deputy City Clerk/Treasurer was represented by Assistant City Attorney Matthew A. Knight.

The licensee appeared in person and without counsel.

NOW THEREFORE, based on the testimony and evidence received at the hearing, the arguments of counsel for the City, the arguments of the Licensee, and the discussion by the members of the Licensing/Permit Committee, the Licensing/Permit Committee of the Common

Council of the City of Kenosha makes the following Findings of Fact, Conclusions of Law and Recommendation:

FINDINGS OF FACT

1. Shannon Hoffman is an adult resident of the City of Kenosha, Wisconsin, and as of August 30, 2010, lived at 517 42nd Street, Lower, Kenosha, Wisconsin, 53140;
2. Licensee was initially granted an Operator's License, hereinafter referred to as "License", by the Common Council, on July 22, 2008, pursuant to Section 10.063 of the General Code of Ordinances for the City of Kenosha, subject to zero (0) demerit points;
3. That Licensee was assessed twenty-five (25) demerit points based on a conviction for Operating While Intoxicated contrary to Section 343.63(1)(a) Wis. Stats. pursuant to Section 10.063D.9.a/10.063D.13 of the Code of General Ordinances said violation having occurred on July 14, 2008 and conviction in the City of Kenosha Municipal Court on August 4, 2008.
4. That Licensee was assessed twenty-five (25) demerit points based on a conviction for Possession of Marijuana contrary to Section 11.146 of the Code of General Ordinances pursuant to Section 10.063D.9.a/10.063D.13 of the Code of General Ordinances said violation having occurred on July 14, 2008 and conviction in the City of Kenosha Municipal Court on August 4, 2008.
5. That Licensee was assessed twenty-five (25) demerit points based on a conviction for operating without a license on person, contrary to Section 343.18(1) Wis. Stats. Pursuant to Section 10.063D.9.f of the Code of General Ordinances said violation having occurred on July 24, 2009 and conviction in the Racine County Circuit Court on March 1, 2010.

6. That Licensee was assessed twenty-five (25) demerit points based on a conviction for operating without a license, contrary to Section 343.18(1) Wis. Stats. Pursuant to Section 10.063D.9.f of the Code of General Ordinances said violation having occurred on September 5, 2009 and conviction in the Kenosha County Circuit Court on October 14, 2009.
7. That Licensee filed a renewal application on May 25, 2010 and that the application was untrue, incorrect and/or incomplete contrary to Section 10.063.D.9.e of the Code of General Ordinances which resulted in the assessment of twenty-five (25) demerit points pursuant to Section 10.063.D.9.e;
8. That Licensee had her License renewed by the Council on June 21, 2010, subject to a non-renewal/revocation hearing;
9. That Licensee has accumulated one-hundred twenty-five (125) demerit points within two consecutive license terms under Section 10.063 of the Code of General Ordinances thereby subjecting the Licensee to revocation, suspension or nonrenewal pursuant to Section 10.063.D.1 of the Code of General Ordinances.

CONCLUSIONS OF LAW

1. Pursuant to Section 10.063.D.1. of the Code of General Ordinances for the City of Kenosha, any licensee who within two consecutive license terms equals or exceeds a total of 100 demerit points for conduct described in Sections 10.063.D.7-13 of the Code of General Ordinances for the City of Kenosha committed by the Licensee, or an employee or agent of the licensee, whether or not charged or convicted, subjects

the licensee to having their license revoked, nonrenewed or suspended within the discretion of the Common Council.

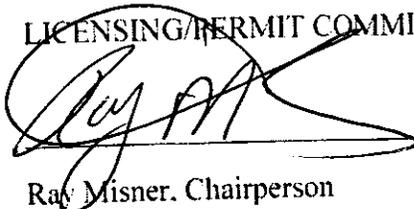
2. The Licensee's accumulation of 125 demerit points within two consecutive license terms subjects the Licensee to having its license revoked, nonrenewed or suspended pursuant to Section 10.063 D.1 of the Code of General Ordinances for the City of Kenosha.
3. Based on the Licensee's admissions concerning the violations giving rise to the assessment of demerit points the Licensing/Permit Committee concludes that reinstatement with seventy-five (75) points is the appropriate discipline to be imposed again the Licensee.

RECOMMENDATION

Based on the allegations of the Complaint, the evidence and testimony received at the hearing, the admissions of the Licensee, the arguments of Counsel for the City of Kenosha, the arguments of the Licensee, the discussions by the members of the Licensing/Permit Committee, and the Findings of Fact and Conclusions of Law set forth above, the Licensing/Permit Committee recommends to the Common Council by a vote of 5-0 that the operator's license of Shannon Hoffman be reinstated with seventy-five (75) points.

Dated at Kenosha, Wisconsin, on this 25th day of OCTOBER, 2010.

LICENSING/PERMIT COMMITTEE


Ray Misner, Chairperson


Jesse Downing


Lawrence Green


Patrick Juliana


Anthony Nudo

JUDY BUSCHE LLC
PO BOX 972 KENOSHA WI 53144
PHONE (262)-694-8003 FAX 262-694-7578

AFFIDAVIT OF SERVICE

The Affiant, being first duly sworn on oath states the following:

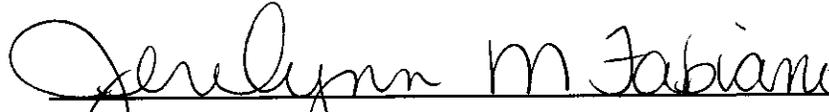
1. That he/she is an adult resident of the County of Kenosha, State of Wisconsin and not a party to this action.
2. That he/she personally served the following described papers on the person, at the place and on the date indicated below, by delivering to and leaving with that person a true copy of each of the described papers.
3. That at the time of service, your affiant signed his/her name and indicated the date served upon said papers.
4. That he/she knew the person so served to be the person mentioned and described in the following papers:

CASE NUMBER	COURT DATE	8/30/2010
ACTION ENTITLED	COMMON COUNCIL CITY OF KENOSHA WISCONSIN, LICENSING /PERMIT COMMITTEE 1027	
(and) (vs)	SHANNON M HOFFMAN	
Papers Served	SUMMONS, ORDER TO APPEAR AND SHOW CAUSE & COMPLAINT	
Person Served	SHANNON HOFFMAN, F/W, 5'3, 100LBS, BRO HAIR	
Place of Service	5605 22ND AVENUE KENOSHA,WI(PLACE OF EMPLOYMENT)	
Date of Service	8/22/2010	
Time of Service	1945	

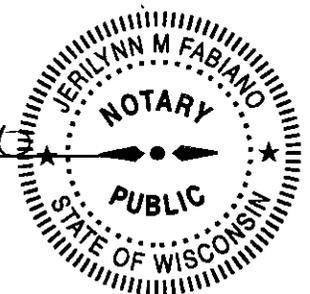


Jake Busche

Subscribed and sworn to before me this 8/23/2010



Notary public, Kenosha County, Wis.
My commission expires 4/21/2013



Service Fee \$40.00

KENOSHA CITY ATTORNEY

COMMON COUNCIL
OFFICIAL PROCEEDINGS
July 21, 2008

Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

- a. 31 applications for an Operator's (Bartenders) license, per list on file in the office of the City Clerk.
 - b. There were no application(s) for a transfer of agent status of Beer and/or Liquor licenses, per list on file in the office of the City Clerk.
 - c. 2 application(s) for a special Class "B" Beer and/or "Class B" Wine license per list on file in the office of the City Clerk.
 - d. There were no application(s) for a Taxi Driver's license per list on file in the office of the City Clerk.
- On a voice vote, motion carried.

A hearing was held. The applicant was present and spoke. On a voice vote, motion carried.

12. It was moved by Alderman Ruffolo, seconded by Alderman Carpenter, to approve the following applications for renewal of Operator's (Bartender) licenses, subject to:

- 35 demerit points:
 - a. Joan Marie H Eckert
- 50 demerit points:
 - b. James A Ryan
- 60 demerit points:
 - c. Kari A Steckbauer
- 85 demerit points:
 - d. Edward E Fisher

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

13. It was moved by Alderman Nudo, seconded by Alderman Juliana, to approve application of San Luis of Kenosha, Inc., Luis G. Vazquez, Agent, for a Class "A" Retail Beer License located at 1824-52nd St, (San Luis of Kenosha), with acceptance of a conditional surrender of a similar license at the same location from Luis Vazquez.

A hearing was held. The applicant did not appear. On a voice vote, motion carried.

14. It was moved by Alderman Casey, seconded by Alderman Ohnstad, to approve application of Highway Mike's Real Estate, LLC, David Schulte, Agent, for a Class "B" Beer/Class B" Liquor License located at 6611-120th Ave, (Uncle Mike's), with acceptance of a conditional surrender of a similar license at the same location from Euro-Meats, LLC, subject to 40 demerit points.

A hearing was held. The applicant did not appear. On a voice vote, motion carried.

15. It was moved by Alderman Casey, seconded by Alderman Ohnstad, to approve application of Highway Mike's Real Estate, LLC, for an Outdoor Extension of the

**RECOMMENDATIONS FROM THE
COMMITTEE ON
LICENSING/PERMITS**

9. It was moved by Alderman Ruffolo, seconded by Alderman Carpenter, to approve the following applications for new Operator's (Bartender) licenses, subject to:

- 50 demerit points:
 - a. Sean F Hall
 - b. Christopher D Mack
 - c. Kelly L Thies
- 75 demerit points:
 - d. David A Green
 - e. Danielle J Schmickel
 - f. Casey J Vass
 - g. Kodirico Washington

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

10. It was moved by Alderman Ruffolo, seconded by Alderman Downing, to DENY the following applications for new Operator's (Bartender) licenses, based on material police record & false application:

- a. Stefanie M Zeihen
- b. Brianna L Frederick (withdrawn)

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

11. It was moved by Alderman Juliana, seconded by Alderman Downing, to grant application of Mary Roberts for a new Operator's (Bartender) license subject to review after disposition of charges.

182



THIS IS TO CERTIFY THAT THIS
IS A TRUE AND CORRECT COPY
OF THE RECORD ON FILE IN THE
OFFICE OF THE CITY CLERK
TREASURER, CITY OF KENOSHA
WISCONSIN

Kenosha.

TO THE CITY PLAN COMMISSION

6. Petition to rezone property at 6108 14th Avenue from B-2 Community Business to RG-2 General Residential in conformance with Section 10.02 of the Zoning Ordinance, District #8. (Hervat)

7. Petition to rezone properties located at 46th Avenue and 46th Street from A-2 Agricultural Land Holding to RS-1 and RS-2 Single Family Residential and from RS-1 Single Family Residential to RS-2 Single Family Residential in conformance with Section 10.02 of the Zoning Ordinance, District #16. (A & M Enterprises/Klaski)

**COMMUNICATIONS,
PETITIONS, REPORTS
OF DEPARTMENTS**

8. It was moved by Alderman Casey, seconded by Alderman Downing, to approve:

a. 31 applications for an Operator's (Bartenders) license, per list on file in the office of the City Clerk.

b. There were no application(s) for a transfer of agent status of Beer and/or Liquor licenses, per list on file in the office of the City Clerk.

c. 2 application(s) for a special Class "B" Beer and/or "Class B" Wine license per list on file in the office of the City Clerk.

d. There were no application(s) for a Taxi Driver's license per list on file in the office of the City Clerk.

On a voice vote, motion carried.

**RECOMMENDATIONS FROM THE
COMMITTEE ON
LICENSING/PERMITS**

9. It was moved by Alderman Ruffolo, seconded by Alderman Carpenter, to approve the following applications for new Operator's (Bartender) licenses, subject to:

-50 demerit points:

- a. Sean F Hall
- b. Christopher D Mack
- c. Kelly L Thies

-75 demerit points:

- d. David A Green
- e. Danielle J Schmickel
- f. Casey J Vass
- g. Kodirico Washington

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

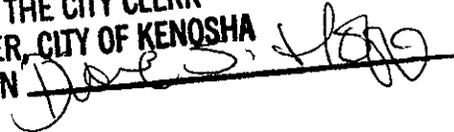
10. It was moved by Alderman Ruffolo, seconded by Alderman Downing, to DENY the following applications for new Operator's (Bartender) licenses, based on material police record & false application:

- a. Stefanie M Zeihen
- b. Brianna L Frederick (withdrawn)

A hearing was held. The applicants did not appear. On a voice vote, motion carried.

11. It was moved by Alderman Juliana, seconded by Alderman Downing, to grant application of Mary Roberts for a new Operator's (Bartender) license subject to

THIS IS TO CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE RECORD ON FILE IN THE OFFICE OF THE CITY CLERK TREASURER, CITY OF KENOSHA WISCONSIN



No.	Name	DOB	Sex	Address	Business Name	Home Phone
N467	Mary E Roberts	07/27/56	F	1408 52 nd St E		262-515-6419
N523	Dawn I Cruz	07/08/79	F	1817 104 th St Lot 109, Pl. Prairie, WI 53158		262-705-3248
N535	Craig M Cook	02/06/78	M	508 16 th St	Mr. G's	262-637-4792
N537	Joan M Platt	05/13/62	F	5717 52 nd Av		262-652-9015
N540	Megan N Ropp	05/04/89	F	7304 32 nd Ave	Piggly Wiggly	262-705-8178
N542	Michelle K Smith	11/30/68	F	6321 47 th Ave	Moose Lodge	262-764-4564
N543	Alyssa M Valenza	02/10/90	F	4116 Washington Rd #102		262-995-3422
N544	Natalie J Lear	11/01/61	F	6043 60 th Ave		262-653-9031
N545	Gordon K Peterson	11/02/69	M	2104 74 th St		262-496-9180
N546	Alex M Sommer	06/04/81	M	1815 61 st St Apt 3	Deli Food Express	
N547	Josephine P Weiss	03/07/89	F	19527 104 th St, Bristol, WI 53104	Lighthouse Bistro	608-293-1239
N550	David A Dowell	09/05/61	M	7301 45 th Ave	Citgo Deli Food Express	262-344-4614
N553	Erin A Link	01/26/81	F	10219 29 th Ave, Pl. Prairie, WI 53158	Noodles & Co.	608-333-3919
N554	Glenn A Gabor	12/23/70	M	833 Priaireview Dr, Burlington, WI 53105	Spiegelhoff Supervalu	262-534-3782
N555	Ryan E Piwoni	03/09/88	M	2130 47 th Ave	Spiegelhoff Supervalu	262-496-9118
N556	Dustin HJ Kanas	07/02/85	M	1503 72 nd St	Norm's	262-652-1276
N557	Sherry L Armes	09/20/57	F	1918 84 th St	BP Gas Station	262-652-1922
N558	Lyndsey K January	01/28/55	F	7547 22 nd Ave	Mr. G's	262-945-7576
N559	Carla J Sappington	01/30/70	F	5502 35 th Ave	Speedway 7434	262-654-1494
N560	Amber M Ferraton	06/24/90	F	7300 7 th Ave	Carl's Pizza West	262-748-5367
N561	Miriam Bedolla	10/15/87	F	4210 18 th Ave	La Hacienda	262-359-0956
N562	Laura A Benton	02/19/85	F	720 30 th St #10	Speedway	262-914-8624
N565	Stephanie M Madry	12/22/86	F	473 Dee Lane, Roselle, IL 60172	Red Robin	630-440-6051
N566	Steven P Pulera Jr.	07/11/87	M	16730 93 rd St, Bristol, WI 53104	Piggly Wiggly	262-515-0510
N567	Rachel A Krueger	04/12/76	F	6722 22 nd Ave	Paddy O's Pub	262-925-0711
N568	Shannon M Hoffmann	12/30/82	F	12302 41 st Ave, Pl. Prairie, WI 53158		262-705-4692
N570	Mary Grace Powderly	03/19/69	F	1749 Birch Rd #20		551-0462
N571	Pamela J Leonard	06/28/59	F	5206 65 th Pl	Spiegelhoff Supervalu	262-654-1236
N572	Elizabeth A Holvick	08/18/88	F	1509 27 th St #2 Upper	CVS Pharmacy	262-515-6378
N573	Jamie A Castillo	08/23/86	F	5947 7 th Ave Apt 3G		262-748-5885
N574	Delise A Evans	11/12/86	F	42602 36 th Ave Apt 4	52 nd Quick Shop	262-764-4126
N576	Alexander D Wiersum	04/17/84	M	6626 18 th Ave	Speedway	262-515-1393
Hold for Class						

THIS IS TO CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE RECORD ON FILE IN THE OFFICE OF THE CITY CLERK TREASURER, CITY OF KENOSHA WISCONSIN

[Handwritten Signature]

COPY
RETURN THIS STATEMENT WITH YOUR PAYMENT
STATEMENT OF AMOUNT DUE
KENOSHA MUNICIPAL COURT
KENOSHA, WISCONSIN

This instrument is a correct copy of the original on file in this court.
Date: 8-4-10
Municipal Court
CITY OF KENOSHA
By: [Signature]

DEFENDANT: **SHANNON M HOFFMAN**
12302 41ST AV
PL PRAIRIE WI 53158

COURT DATE: **AUGUST 4, 2008** COURT TIME: **8:30 A.M.** **DEFAULT**
ARRAIGNMENT

CITATION NO: **J246947**
CASE NUMBER: **08092070**

BOND AMOUNT:
FORFEITURE: **789.00**
JURY FEE:
WITNESS FEE:

ABOVE AMOUNTS TO BE PAID ON OR BEFORE **OCTOBER 6, 2008**
AND/OR **23 DAYS IN THE KENOSHA COUNTY JAIL**

IN ADDITION TO THE ABOVE PENALTY, A 9 MONTH SUSPENSION OF DRIVER'S LICENSE IS IMPOSED

DATE OF CONVICTION: **AUGUST 4, 2008**
CHARGE: **OWI**
ANTICIPATED DEMERIT POINTS: **6**

PERSONAL CHECK, CERTIFIED CHECK, MONEY ORDER OR CASH IS ACCEPTABLE. YOU MAY ALSO PAY WITH A MAJOR CREDIT CARD (EXCEPT VISA) ON LINE AT WWW.OFFICIALPAYMENTS.COM, JURISDICTIONAL CODE 5864 OR BY CALLING 1-800-272-9829. **IF NOT PAID BY THE DUE DATE, TAX INTERCEPT MAY BE IMPLEMENTED AND/OR JUDGMENT MAY BE FILED AGAINST YOU IN CIRCUIT COURT.**

MAKE CHECKS PAYABLE TO:

CITY OF KENOSHA
625 - 52nd STREET
ROOM 105
KENOSHA, WI 53140-3480
For Inform. Call 653-4220

DATE ISSUED: **August 4, 2008**
CLERKS INITIALS: **DT**



STATEMENT OF NOTICE

Conviction, forfeiture, or stipulation of no contest to the charge described herein may result in the assessment of demerit points against you as indicated above. Accumulation of twelve demerit points within a one year period will be cause for revocation or suspension of your driving privileges. * All graduated probationary license holders (or individuals who would have been issued a graduated probationary license had proper application been made) will be assessed regular demerit points for the first violation. For all subsequent offenses, the points will double. **Common Council Agenda Item # C.17.**

TRIAL DATE: _____

20 at _____

Appearance Required

No YES Date: 08.04.08

J246947 1

JUL 14 2008

PLACE: CIRCUIT MUNICIPAL

Time: 830

am
 pm

See back for court/point information

5 Non-Individual <input type="checkbox"/>		Name (Last, First, MI) <u>HOFFMANN</u>		Area Code Telephone No. <u>705-4692</u>		4 For Court Use Only 2 DEPOSIT BAIL CASH CARD <u>\$ 726.00</u>		3 ESTIMATED Points for This Citation <u>6</u>	
6 Street Address <u>625-52ST Rm 95</u>		Post Office - City <u>KENOSHA WI 53140</u>		State Zip Code <u>WI 53158</u>		42 Agency Space <u>VALID WI EXPIRED IL 1ST OFFENSE 08-092070 Refusal SOD 2902</u>			
7 Driver License Number/ID No. <u>H155 7938</u>		State Exp. Yr. <u>WI 13</u>		License Class <u>A B C D M O F H N P S</u>		License Endorsements <u>NO A B C D M O F H N P S</u>		8 Hospital No. 9 US DOT No.	
13 Birth Date <u>12.30.82</u>		14 Sex Race HT. WT. <u>F W 505 110</u>		Hair Eyes <u>BLD BRN</u>		15 Holds CDL 16 Vehicle Class <u>YES NO A B C D M O F H N P S</u>		17 Vehicle Endorsements	
19 Vehicle License Plate or VIN <u>112 GMA</u>		20 Plate Type <u>AUT</u>		State Exp. Yr. <u>WI 08</u>		23 Vehicle Year, Make Type <u>2005 CHEV HDR</u>		24 Waiver <u>Color BUR FAR FIR REC</u>	
1 State of WI		2 County		3 City		4 Village		5 Town	
26 Plaintiff <u>KENOSHA</u>		27 Defendant Violated Ordin. No. <u>TR 01</u>		28 Adopting State Statute No. <u>346.63(1)(a)</u>		30 Overweight		31 Actual Legal Over	
29 Description of Violation <u>OPERATE A MV WHILE UNDER THE INFLUENCE OF ALCOHOL OR DRUGS OR BOTH</u>		32 Violation Zone: <u>CONST. RAILROAD SCHOOL UTILITY</u>		33 County Name <u>KENOSHA</u>		38 CVT Code <u>52</u>		39 On Hwy	
34 Week Day <u>MON</u>		35 Month - Day - Year <u>07.14.08</u>		36 Time <u>1257 PM</u>		40 Estimated <u>FT W N S E</u>		41 From/At Hwy	
43 Print Officer Name <u>KOPP</u>		44 Dept. <u>KENOSHA PD</u>		45 Officer ID No. <u>438</u>		46 Date Citation Served <u>07.14.08</u>		47 Accident Doc. No.	
49 Passenger Under 16: YES NO		46 Date Citation Served Method <u>By MAIL In PERSON</u>		47 Accident Doc. No. Severity <u>FATAL PI PD</u>					

This instrument is a correct copy of original on file in thi

Date: 8-24-10

MUNICIPAL COURT
CITY OF KENOSHA

By: Shaul

COPY
RETURN THIS STATEMENT WITH YOUR PAYMENT
STATEMENT OF AMOUNT DUE
KENOSHA MUNICIPAL COURT
KENOSHA, WISCONSIN

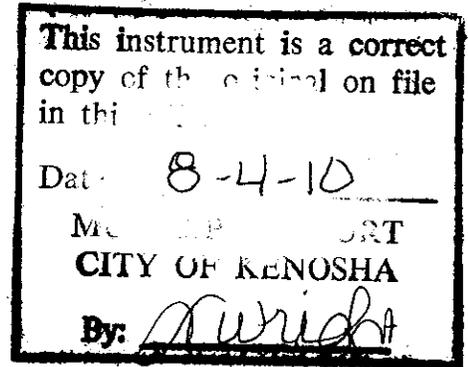
DEFENDANT: **SHANNON M HOFFMAN**
12302 41ST AV
PL PRAIRIE WI 53158

COURT DATE: **AUGUST 4, 2008** COURT TIME: **8:30 A.M.** **DEFAULT**
ARRAIGNMENT

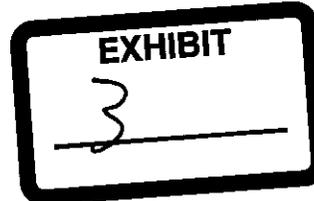
CITATION NO: **1052650**
CASE NUMBER: **08092070**

BOND AMOUNT:
FORFEITURE: **298.00**
JURY FEE:
WITNESS FEE:

ABOVE AMOUNTS TO BE PAID ON OR BEFORE **OCTOBER 6, 2008**
AND/OR **9 DAYS IN THE KENOSHA COUNTY JAIL**



DATE OF CONVICTION: **AUGUST 4, 2008**
CHARGE: **POSSESSION OF MARIJUANA**
ANTICIPATED DEMERIT POINTS: **0**



PERSONAL CHECK, CERTIFIED CHECK, MONEY ORDER OR CASH IS ACCEPTABLE. YOU MAY ALSO PAY WITH A MAJOR CREDIT CARD (EXCEPT VISA) ON LINE AT WWW.OFFICIALPAYMENTS.COM, JURISDICTIONAL CODE 5864 OR BY CALLING 1-800-272-9829. **IF NOT PAID BY THE DUE DATE, TAX INTERCEPT MAY BE IMPLEMENTED AND/OR JUDGMENT MAY BE FILED AGAINST YOU IN CIRCUIT COURT.**

MAKE CHECKS PAYABLE TO:

CITY OF KENOSHA
625 - 52nd STREET
ROOM 105
KENOSHA, WI 53140-3480
For Inform. Call 653-4220

DATE ISSUED: **August 4, 2008**
CLERKS INITIALS: **DT**

STATEMENT OF NOTICE

Conviction, forfeiture, or stipulation of no contest to the charge described herein may result in the assessment of demerit points against you as indicated above. Accumulation of twelve demerit points within a one year period will be cause for revocation or suspension of your driving privileges. * All graduated probationary license holders (or individuals who would have been issued a graduated probationary license had proper application been made) will be assessed regular demerit points for the first violation. For all subsequent offenses, the points will double.

Common Council Agenda Item # C.17.

TRIAL DATE: _____, 20__ at _____
 Mailed Failed to Appear

N 1052650 WISCONSIN UNIFORM MUNICIPAL COURT CITATION AND COMPLAINT

*Deposit Permitted \$ 298⁰⁰ Cash Card
08-092070 (For Court Use only)
JUL 14 2008

You Are Notified To Appear
Is this a mandatory appearance? yes no
(Read the reverse side of this citation for court information.)

Date 08.04.08
Time 830 AM PM
625-525T Municipal Court
Rm 95
KENOSHA WI 53140

Defendant Name - Last: HOFFMANN First: SHANNON MI
Street Address: 12302-41AVE Pleasant Prairie WI 53158
Driver License Number or Other I.D. (specify): HIS 7938 2970 00 VALID State: WI Exp. Yr.: 13
Date of Birth: 12.30.82 Sex: F Race: W Height: 505 Weight: 110 Hair: BLD Eyes: HAZ
License Plate Number: 112 GMA Plate Type: AUT State: WI Exp. Yr.: 08
Defendant Violated: Ordinance No. 11.146 Adopting State Statute No.

Plaintiff: City Village Town
OF: KENOSHA
Description of Violation

POSSESSION of MARIJUANA - LESS THAN 1oz
Week Day: MON Month - Day - Year: 07.14.08 Time: 1259 AM PM
At: 29AVE / 60ST County: KENOSHA

Citation Served: Personally Mailed to defendant's last known address
 Left with person residing at defendant's residence: Name _____ Age _____
Print Officer Name: Kopp Department: KENOSHA PD I.D. No.: 438

Name & Address of Parent/Guardian/Legal Custodian (if minor defendant):
Refused 251
Date Citation Issued: 07.14.08 Telephone Number of Parent/Guardian/Legal Custodian: 705-4692
COURT COPY

This instrument is a correct copy of the original on file in this office.
Date: 8-24-10
MUNICIPAL COURT CITY OF KENOSHA
By: S. Naud

State of Wisconsin vs. Shannon M Hoffmann

Judgment of Conviction

and Sentence to the County Jail/Fine/Forfeiture

Date of Birth: 12-30-1982

Case No.: 2009CT001284

The defendant was found guilty of the following offense(s):

Ct.	Description	Violation	Plea	Severity	Date(s) Committed	Trial To	Date(s) Convicted
1	Operate w/o Carrying License	343.18(1)	No Contest	Forf. U	07-24-2009		03-01-2010

The defendant is guilty as convicted and sentenced as follows:

Ct.	Sent. Date	Sentence	Length	Begin date	Begin time	Agency	Comments
1	03-01-2010	Forfeiture / Fine		04-30-2010	04:00 pm	Circuit Court	\$267.50 - 60 DTP. DL suspension if not paid.

Obligation Detail:

Ct.	Schedule	Amount	Days to Pay	Due Date	Failure to Pay Action	Victim
1	Local Forf. Violations	267.50	60	04-30-2010	Suspend license	

Obligation Summary:

Ct.	Fine & Forfeiture	Court Costs	Attorney Fees	<input type="checkbox"/> Joint and Several Restitution	Other	Mandatory Victim/Wit. Surcharge	5% Rest. Surcharge	DNA Anal. Surcharge	Totals
1	73.00	114.50			13.00	67.00			267.50

Total Obligations: 267.50

It is adjudged that 0 days sentence credit are due pursuant to § 973.155, Wisconsin Statutes

It is ordered that the Sheriff shall deliver the defendant into the custody of the Department.

BY THE COURT:

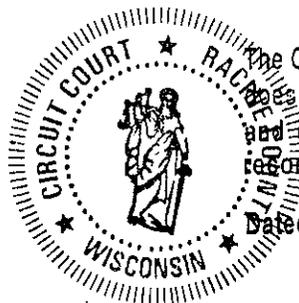
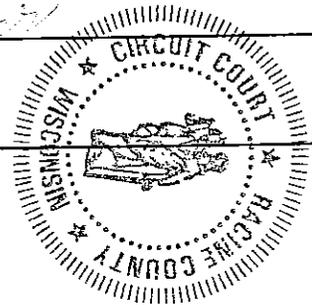
Distribution:

Allan B Torhorst, Judge
Noah Wishau, State of Wisconsin
Gary E Smith, Defense Attorney
County Sheriff

[Signature]
Circuit Court Judge/Clerk/Deputy Clerk

March 2, 2010

Date



The Clerk of the Circuit Court, Racine, Wisconsin, hereby certify that this document is a true and correct copy of the original on file and of record in my office.

Dated: 08-20-10

Bruce Nagel
Case Manager



State of Wisconsin vs. Shannon M. Hoffmann

Judgment of Conviction

and Sentence to the
County Jail/Fine/Forfeiture

FILED

OCT 16 2009

Date of Birth: 12-30-1982

Case No.: 2009CM001799

REBECCA MATOSKA-MENTINK
CLERK OF CIRCUIT COURT

The defendant was found guilty of the following offense(s):

Ct.	Description	Violation	Plea	Severity	Date(s) Committed	Trial To	Date(s) Convicted
2	Operate w/o Carrying License	343.18(1)	Guilty	Forf. U	09-05-2009		10-14-2009

The defendant is guilty as convicted and sentenced as follows:

Ct.	Sent. Date	Sentence	Length	Begin date	Begin time	Agency	Comments
2	10-14-2009	Forfeiture / Fine					

Obligation Detail:

Ct.	Schedule	Amount	Days to Pay	Due Date	Failure to Pay Action	Victim
2	State Forf. Driving Viol.	217.10	30	11-13-2009	Suspend license	

Obligation Summary:

Ct.	Fine & Forfeiture	Court Costs	Attorney Fees	<input type="checkbox"/> Joint and Several Restitution	Other	Mandatory Victim/Wit. Surcharge	5% Rest. Surcharge	DNA Anal. Surcharge	Totals
2	22.60	114.50			13.00	67.00			217.10

Total Obligations: 217.10

It is adjudged that 0 days sentence credit are due pursuant to § 973.155, Wisconsin Statutes

It is ordered that the Sheriff shall deliver the defendant into the custody of the Department.

BY THE COURT:

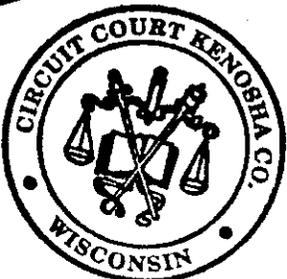
Distribution:

Barbara A. Kluka, Judge
Robert D. Zapf, District Attorney
County Sheriff



Janice Kuhn
Circuit Court Judge/Clerk/Deputy Clerk

October 16, 2009
Date



THIS INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST Aug. 13 2010

REBECCA MATOSKA - MENTINK

CIRCUIT COURT, KENOSHA COUNTY, WI
Rebecca Matoska-Mentink DEPUTY

State of Wisconsin vs. Shannon M. Hoffmann

Judgment of Dismissal/Acquittal

FILED

OCT 16 2009

REBECCA MATOSKA-MENTINK
CLERK OF CIRCUIT COURT

Date of Birth: 12-30-1982

Case No.: 2009CM001799

IT IS ADJUDGED the charge(s) against the defendant is disposed of as follows:

Count	Offense Charged	Statute Number	Dispo Date	Disposition
1	Bail Jumping-Misdemeanor	946.49(1)(a)	10-14-2009	Dismissed on Prosecutor's Motion

IT IS ORDERED the defendant is discharged and any bond posted not otherwise forfeited is to be returned.

BY THE COURT:



Janice Kuper
 Circuit Court Judge/Circuit Court Commissioner/Clerk of Circuit Court *Deputy*

October 16, 2009
 Date



THIS INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST Aug. 13 2010

REBECCA MATOSKA - MENTINK

CLERK OF COURTS, KENOSHA COUNTY, WI

BY *Rebecca Mentink* DEPUTY

FOR OFFICE USE ONLY:

License # R-228 Issue Date _____

GRANTED
Subj. non-renewed
JUN 22 2010
Revocation

Beverage Course OK HOLD for Beverage Course Initials _____

**APPLICATION
CITY OF KENOSHA OPERATOR'S (BARTENDER) LICENSE
(\$125.17, Wisconsin Statutes, \$10.02 C. of the
City of Kenosha Code of General Ordinances)
FEE: \$75.00 (Type 217)**

City of Kenosha
625-57th St, Room 105
Kenosha, WI 53140
262-653-4020

I hereby apply for an Operator's License to serve Alcoholic Beverages in any place of business operated under a Class "B", "Class B", Class "A", "Class A" License in the City of Kenosha to and including the 30th day of June, 2012 (Unless sooner revoked). I hereby note that I am responsible for knowing and abiding by the contents of Chapter 125, Wisconsin Statutes and Chapter 10 of the Code of General Ordinances and that my license may be suspended, revoked, or not renewed, and/or I may be subject to a civil forfeiture for non-compliance therewith.

THE FOLLOWING QUESTIONS MUST BE ANSWERED (PLEASE READ)

Last Name Hoffmann First Name Shannon MI M
(NOTE: Name must appear exactly as it appears on driver's license or state ID)

Date of Birth 12.30.82 Sex F Day Phone # 262.705.41692

Home Address 517.428t lower

City/State/Zip Kenosha WI 53140

Driver's License or State ID Number MISS 7938 2970 00
(Must indicate the state if this is not a Wisconsin DL or ID)

Name of Business Where License is to be Used (If Unknown At This Time, Leave Blank. NOTE: license may only be utilized in the City of Kenosha) _____

Address of Business Where License is to be Used _____

THIS IS TO CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE RECORD ON FILE IN THE OFFICE OF THE CITY CLERK, TREASURER, CITY OF KENOSHA, WISCONSIN

1. Have you, as an adult, ever been convicted of a major crime (felony), a minor crime (misdemeanor), or of violating a municipal or county ordinance in Wisconsin or in any other state, or do you have such a charge pending at this time?
 Yes No If Yes, state charge, year offense committed or alleged to be committed, and disposition: _____

2. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other state? Yes No If yes, please explain: missed court date which resulted in warrant

3. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other state? Yes No If yes, please explain: revoked

4. Have you received any traffic citations in Wisconsin or in any other state within the past five years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition: driving on ~~rev~~ revoked, speeding

EXHIBIT
6

5. Have you, as an adult, been convicted of any state or federal charges, or do you have such charges pending at this time, involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition: _____

6. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five years: (Please include employment that is not related to the license applied for.)
Interlude II Cracker Barrel Famous Daves

7. List all addresses at which you have lived in the past five years: 517 42st 12309 41AUR

8. I have read and understand the "Applicants Please Read" section of this application. I hereby certify that I am the applicant named in the foregoing application, and I have read each and every question and answered each and every question truly, correctly, and completely, under penalty of law for failure to do so.

Signed: [Signature]
APPLICANT'S SIGNATURE

Date: 5-25-10

APPLICANTS PLEASE READ

NOTICE: If this application contains statements or information which is not true, correct and/or complete in any material respect, it may be denied. You may be subject to a forfeiture of five hundred (\$500) dollars, your license fee will be forfeited, you may be ineligible to reapply for this license for thirty days, and you may be subject to twenty-five demerit points. §1.22 of the Code of General Ordinances states the following:

A. Prohibition – It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days. 2) The license of permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two consecutive license/permits years. Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

Per §1.225 of the Code of General Ordinances, "The first Twenty-Five Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

Please file this application and pay the appropriate fee in person.

Common Council Agenda Item # C.17.

COMMON COUNCIL
OFFICIAL PROCEEDINGS
June 21, 2010

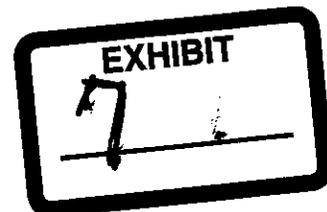
Keith G. Bosman, Mayor

Michael K. Higgins, City Clerk

g. Krista Chambers
-25 demerit points:
h. Ryan Young
i. Edward Kexel
j. Valerie Gibson
k. Christopher Hein
-30 demerit points:
l. Michelle Olejniczak
-50 demerit points:
m. Michelle Shatkins
n. Kodirico Washington
o. Lisa Henthorn
p. Joseph Falcone
q. Laura Stiles
r. Agruea Herrera Jaimes
s. Cynthia DuBois
t. Jared Franz
u. Shylo Delaney
v. Joseph Leon
w. Sarahi Guzman
x. Heather Hoersten
y. Debra Lewis
z. Cathy Arbanella
aa. Kyle Jeffery
-75 demerit points:
bb. Joanna Small
cc. Amalia Piehl
dd. Danielle Schmickel
ee. Biljana Kovacevic
ff. Stefanie Malek
gg. Clarke Boyle
-85 demerit points:
hh. Sandra Bilger
ii. Jennifer Greco
-non-renewal revocation hearing:
jj. William Morgan
kk. Danielle Plante
ll. Jenny Melnick
mm. Guadalupe Ramirez
nn. Traci Dabbs
oo. Shannon Hoffmann
A hearing was held. Applicants jj. William Morgan, nn. Traci Dabbs and oo. Shannon Hoffmann were present and spoke.
C.3.1. It was moved by Alderperson Juliana, seconded by Alderperson Nudo to separate action on applications hh. and ii. On a voice vote, motion carried.
C.3.2. It was moved by Alderperson Nudo, seconded by Alderperson Orth to concur with recommendations listed for

applications aa. through gg. On a voice vote, motion carried.
C.3.3. It was moved by Alderperson Nudo, seconded by Alderperson Kennedy to concur with recommendations listed for hh. and ii. On a voice vote, motion carried.
C.3.4. It was moved by Alderperson Kennedy, seconded by Alderperson Nudo to concur with recommendations listed on applications jj. through oo. On a voice vote, motion carried.
C.4. It was moved by Alderperson Nudo, seconded by Alderperson Michalski, to approve the application for Jessica Kennedy for new Taxi Driver's licenses, subject to 70 demerit points. A hearing was held. The applicant did not appear. On a voice vote, motion carried.
C.5. It was moved by Alderperson Nudo, seconded by Alderperson Michalski, to DENY application of Christopher Kwiatkowski for new Taxi Driver's licenses, based on material police record & false application. A hearing was held. The applicant did not appear. On a voice vote, motion carried.
C.6. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following applications for renewal Taxi Cab Licenses:
a. Keno Cab Co., Inc. (dba Yellow Checker & Black & White Cab), Tina M. White, 5107-28th Ave (10th District)
b. M&M Choice Taxi, Mohammed Museitif, 3122 - 14th Avenue (6th District)
c. My Way Cabs, Linda Acevedo, 6011 - 29th Avenue (11th District)
A hearing was held. The applicants did not appear. On a voice vote, motion carried.
C.7. It was moved by Alderperson Nudo, seconded by Alderperson Green, to approve the following 10 applications for Amusement & Recreation Enterprise Supervisor

THIS IS TO CERTIFY THAT THIS
IS A TRUE AND CORRECT COPY
OF THE RECORD ON FILE IN THE
OFFICE OF THE CITY CLERK
TREASURER, CITY OF KENOSHA
WISCONSIN



<p>City Plan Division 625 52nd Street Kenosha, WI 53140 262.653.4030</p>	<p>Kenosha City Plan Commission</p> <p style="text-align: center;">FACT SHEET</p>	<p>October 21, 2010</p>	<p>Item 4</p>
<p>To Repeal and Recreate Subsection 1.06 A. of the Code of General Ordinances Entitled "City Boards and Commissions". PUBLIC HEARING</p>			

LOCATION/SURROUNDINGS:

N/A

NOTIFICATIONS/PROCEDURES:

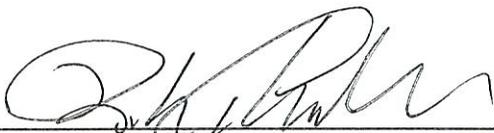
This item requires approval by the Common Council.

ANALYSIS:

- This ordinance would apply only to items for which the City Plan Commission has final authority as provided in the Code of General Ordinances.
 - a) Both the applicant and alderperson of the district are notified of the decision; and
 - b) Twenty-one (21) days have passed following the notice during which time the applicant or the alderperson of the district could petition that the City Plan Commission decision be reviewed by the Common Council who would then make the final decision.
- The Ordinance establishes a process for a request for review by the Common Council.
- This item was deferred at the September 23, 2010 City Plan Commission meeting.

RECOMMENDATION:

For Commission review and recommendation.



Rich Schroeder, Assistant City Planner
/u2/acct/cp/ckays1CPC/2010/Oct21/fact-gord-106A.odt

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development

MEMO

TO: Mayor Keith G. Bosman, Chairman
Member of the City Plan Commission

FROM: Jeffrey B. Labahn, Department of City Development

RE: "City Plan Commission" Ordinances

DATE: October 27, 2010

A handwritten signature in black ink, appearing to be "J. Labahn", written over the "FROM:" line of the memo.

The following background information is provided to assist the Council in reviewing these Ordinances:

1. *What are the items for which the City Plan Commission currently has final decision authority?*
 - Parking and Loading Exceptions
 - Unified Business Center (UBC) Designation for Signage Regulations
 - Site Plan Review Appeals
 - Alternative Exterior Building Materials (Decorative or Textured) for Industrial Buildings
 - TRD-1 and TRD-2 Zoning District Special Exceptions
 - New Communication Towers Relief to Spacing and Yard Requirements
 - Plat of Survey Appeals

The decision making authority for the above mentioned items is specified in either the Zoning Ordinance or the Code of General Ordinances. None of these items are addressed in the State Statutes so the City has the flexibility to determine requirements and review procedures.

2. *What are the items for which the City Plan Commission previously had final decision authority?*
 - Conditional Use Permits (as designated at the City Plan Commission review level)
 - Comprehensive and Master Plan adoption and Amendments (*Note this change occurred as a result of the State Statutes modification pertaining to Smart Growth effective January 1, 2010.*)

JL:kas

DRAFT 08/26/10

BY: ALDERPERSON PATRICK JULIANA

**TO REPEAL AND RECREATE SUBSECTION 1.06 A.
OF THE CODE OF GENERAL ORDINANCES
ENTITLED "CITY BOARDS AND COMMISSIONS"**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Subsection 1.06 A. of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

1.06 CITY BOARDS AND COMMISSIONS

A. City Plan Commission.

1. Creation. A City Plan Commission is hereby created pursuant to and in accordance with Section 62.23, Wisconsin Statutes, which is incorporated herein by reference, ~~with the exception that,~~

2. Composition. ~~As~~ authorized by Section 62.23 (1), Wisconsin Statutes, the composition of said body shall consist of the Mayor, who shall be its chairperson and presiding officer, the President of the Common Council, who shall be its vice chairperson, ~~the City Engineer,~~ a member of the Board of Park Commissioners to be elected ~~by said Commission~~ by said Board of Park Commissioners, a member of the Committee on Public Works (Board of Public Works) to be elected by the Committee (Board) of Public Works, and six (6) citizens appointed by the Mayor and approved by the Common Council who shall be of recognized experience and qualifications. In the event the President of the Common Council is unable or unwilling to serve, he/she shall immediately notify the Mayor and nominate a member of the Common Council to fill the position. The Mayor shall appoint a member of the Common Council to fill the position, subject to the confirmation of the Common Council.

3. Terms. The terms of citizen members shall be staggered over a three (3) year period of time so that the terms of no more than two (2) members shall expire in any given year.

4. Duties. The Commission shall perform the functions prescribed in Section 62.23(2), Wisconsin Statutes.

5. Finality of Decisions/Petition for Review.

a. Any decision for which the City Plan Commission has final authority shall not be final and binding until all of the following have occurred:

- (1) the decision has been made by the requisite vote of the City Plan Commission;**
- (2) the decision has been communicated by the secretary of the City Plan Commission to the applicant and to the alderperson of the district in which the property at issue is located, which communications shall occur as quickly as reasonably practicable; and**
- (3) twenty-one days have elapsed from notice to the alderperson of the district, without the filing of a petition for review by the Common Council. In the event that a petition for review by the Common Council was timely filed, the Common Council will have the final authority and the decision of the Common Council will be final and binding in the manner that actions of the Common Council become final.**

b. Petition for Review by the Common Council.

- (1) -A petition for review may be made either by the aggrieved applicant of an adverse decision of the City Plan Commission or by the alderperson of the district in which the property at issue is located.**
- (2) A petition fee of \$100 must accompany the petition of an aggrieved applicant. No fee is required by an alderperson of the district in which the property is located.**

(3) The petition for review by the Common Council must be filed in the office of the City Clerk within 21 days of the decision of the City Plan Commission or within the 21 days after notice was provided to the alderperson of the district, whichever is later.

(4) The petition for review will be placed on the next available agenda of the Common Council after filing with the City Clerk.

Section Two: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney

/u2/acct/cp/ckays/1CPC/2010/Oct7/Gord-106A.odt

City Plan Division 625 52 nd Street Kenosha, WI 53140 262.653.4030	Kenosha City Plan Commission FACT SHEET	October 21, 2010	Item 3
To Repeal and Recreate Subsection 8.01 of the Zoning Code Entitled "Plan Commission". PUBLIC HEARING			

LOCATION/SURROUNDINGS:

N/A

NOTIFICATIONS/PROCEDURES:

This item requires approval by the Common Council.

ANALYSIS:

- This ordinance would apply only to items for which the City Plan Commission has final authority as provided in the Zoning Ordinance. In these instances, the decision would not become final until:
 - a) Both the applicant and alderperson of the district are notified of the decision; and
 - b) Twenty-one (21) days have passed following the notice during which time the applicant or the alderperson of the district could petition that the City Plan Commission decision be reviewed by the Common Council who would then make the final decision.
- The Ordinance establishes a process for a request for review by the Common Council.
- This item was deferred at the September 23, 2010 City Plan Commission meeting.

RECOMMENDATION:

For Commission review and recommendation.



Rich Schroeder, Assistant City Planner
/u2/acct/cp/ckays/1CPC/2010/Oct21/fact-zord-801.odt

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development

MEMO

TO: Mayor Keith G. Bosman, Chairman
Member of the City Plan Commission

FROM: Jeffrey B. Labahn, Department of City Development

RE: "City Plan Commission" Ordinances

DATE: October 27, 2010

A handwritten signature in black ink, appearing to be 'J. Labahn', is written over the 'FROM:' line of the memo.

The following background information is provided to assist the Council in reviewing these Ordinances:

1. *What are the items for which the City Plan Commission currently has final decision authority?*
 - Parking and Loading Exceptions
 - Unified Business Center (UBC) Designation for Signage Regulations
 - Site Plan Review Appeals
 - Alternative Exterior Building Materials (Decorative or Textured) for Industrial Buildings
 - TRD-1 and TRD-2 Zoning District Special Exceptions
 - New Communication Towers Relief to Spacing and Yard Requirements
 - Plat of Survey Appeals

The decision making authority for the above mentioned items is specified in either the Zoning Ordinance or the Code of General Ordinances. None of these items are addressed in the State Statutes so the City has the flexibility to determine requirements and review procedures.

2. *What are the items for which the City Plan Commission previously had final decision authority?*
 - Conditional Use Permits (as designated at the City Plan Commission review level)
 - Comprehensive and Master Plan adoption and Amendments (*Note this change occurred as a result of the State Statutes modification pertaining to Smart Growth effective January 1, 2010.*)

JL:kas

DRAFT 08/31/10

BY: ALDERPERSON PATRICK JULIANA

**TO REPEAL AND RECREATE SUBSECTION 8.01
OF THE ZONING CODE ENTITLED "PLAN COMMISSION"**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Subsection 8.01 of the Zoning Code for the City of Kenosha, Wisconsin,

is hereby repealed and recreated as follows:

8.01 PLAN COMMISSION

A. The City Plan Commission shall have the duties of making reports and recommendations relating to the plan and development of the City to public officials and agencies, public utility companies, civic, educational, professional and other organizations, and citizens. The Commission, its members and City of Kenosha support staff, in the performance of its functions, may enter upon any land and make examinations and surveys. In general, the Plan Commission shall have such powers as may be necessary to enable it to perform its functions and promote municipal planning.

B. Finality of Decisions/Petition for Review.

1. Any decision for which the City Plan Commission has final authority shall not be final and binding until all of the following have occurred:

- a.** the decision has been made by the requisite vote of the City Plan Commission;
- b.** the decision has been communicated by the secretary of the City Plan Commission to the applicant and to the alderperson of the district in which the property at issue is located, which communications shall occur as quickly as reasonably practicable; and
- c.** twenty-one days have elapsed from notice to the alderperson of the district, without the filing of a petition for review by the Common Council. In the event that a petition for review by the Common Council was timely filed, the Common Council will have the final authority and the decision of the Common Council will be final and binding in the manner that actions of the Common Council become final.

2. Petition for Review by the Common Council.

- a.** A petition for review may be made either by the aggrieved applicant of an adverse decision of the City Plan Commission or by the alderperson of the district in which the property at issue is located.
- b.** A petition fee of \$100 must accompany the petition of an aggrieved applicant; no fee is required by an alderperson of the district in which the property is located.
- c.** The petition for review by the Common Council must be filed in the office of the City Clerk within 21 days of the decision of the City Plan Commission or within the 21 days after notice was provided to the alderperson of the district, whichever is later.
- d.** The petition for review will be placed on the next available agenda of the Common Council after filing for consideration.

Section Two: This Ordinance shall become effective upon passage and

publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney

/u2/acct/cp/ckays/1CPC/2010/Oct21/Zord-801.odt

<p>City Plan Division 625 52nd Street Kenosha, WI 53140 262.653.4030</p>	<p>Kenosha City Plan Commission</p> <p style="text-align: center;">FACT SHEET</p>	<p>October 21, 2010</p>	<p>Item 6</p>
<p>To Repeal and Recreate the Definition in Section 12 of "Shelter Facility" and to Create Paragraph 3.19 A.24 and Amend Subsection 12.0 B. of the Zoning Ordinance to Include "Refuge Center". PUBLIC HEARING</p>			

LOCATION/SURROUNDINGS:

N/A

NOTIFICATIONS/PROCEDURES:

This item requires approval by the Common Council.

ANALYSIS:

- The proposed Zoning Ordinance, along with a proposed General Code Ordinance, would establish a definition and process for the review of a "Shelter Facility".
- Section 1 - Amends the State Statute reference which is included in the Zoning Ordinance definition of a "Shelter Facility".
- Section 2 - Makes a "Refuge Center" a permitted use in the IP District. A separate amendment to the Code of General Ordinances will require that a Refuge Center obtain an annual license from the Common Council.
- Section 3 - Provides a definition for "Refuge Center" which is defined in Section 13 of the Code of General Ordinances. A copy of the Code of General Ordinances Amendment is attached for reference purposes.

RECOMMENDATION:

For Commission review and recommendation.



Rich Schroeder, Assistant City Planner
/u2/acct/cp/ckays/1CPC/2010/Oct21/fact-zord-sec12-refuge.odt

ZONING ORDINANCE NO. _____

REDLINE 7.9.10

BY: MAYOR

TO REPEAL AND RECREATE THE DEFINITION IN SECTION 12 OF "SHELTER FACILITY" AND TO CREATE PARAGRAPH 3.19 A.24 AND AMEND SUBSECTION 12.0 B. OF THE ZONING ORDINANCE TO INCLUDE "REFUGE CENTER"

The Common Council of the City of Kenosha, Wisconsin, does ordain as follows:

Section One: The definition of Shelter Facility in Section 12 of the Zoning Ordinance

for the City of Kenosha, Wisconsin, is hereby repealed and re-created as follows:

Shelter Facility. As defined in ~~§46.97(1)d.~~ §560.9808(1)d., Wisconsin Statutes, if operated by a nonprofit organization or governmental agency.

Section Two: Paragraph 3.19 A24 of the Zoning Ordinance for the City of Kenosha,

Wisconsin, is hereby created as follows:

24. **Refuge Center**, licensed in accordance with Chapter 13 of the Code of General Ordinances.

Section Three: Subsection 12.0 B of the Zoning Ordinance for the City of Kenosha,

Wisconsin, is hereby amended to include:

Refuge Center. A facility that is licensed in accordance with Chapter 13 of the Code of General Ordinances which provides accommodation principally for homeless persons, where the temporary accommodation may include the provision of food, clothing, employment or other support services, but shall exclude lodging.

Section Four: This Ordinance shall take effect after passage and publication, as provided by

law.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
Edward R. Antaramian
City Attorney

ORDINANCE NO. _____

BY: ALDERPERSON JESSE DOWNING

TO REPEAL AND RECREATE SECTION 10.03.D.4.E. AS 10.03.D.4.F. ENTITLED “RETAIL “CLASS A” LIQUOR LICENSES”; TO REPEAL AND RECREATE SECTION 10.03.D.5. AS 10.03.D.4.E.; TO RENUMBER SECTIONS 10.03.D.6. AND 10.03.D.7. AS 10.03.D.5. AND 10.03.D.6.; TO RECREATE SECTION 10.04.D.2. OF THE CODE OF GENERAL ORDINANCES ENTITLED “SEPARATION OF INTOXICATING LIQUOR AND FERMENTED MALT BEVERAGE BUSINESS FROM OTHER BUSINESS”

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: To repeal and recreate Section 10.03.D.4.e. as 10.03.D.4.f. of the Code of General Ordinances for the City of Kenosha, Wisconsin, as follows:

f. Any other facts which reasonably relate to the public safety and welfare, or the legitimate police power of the City.

Section Two: To repeal and recreate Section 10.03.D.5. as 10.03.D.4.e. of the Code of General Ordinances for the City of Kenosha, Wisconsin, as follows:

e. Whether the area where "Class A" beverages are stored or displayed on "Class A" premises can be physically closed to customers on the premises during the hours that the sale of "Class A" beverages are not permitted.

Section Three: To renumber Sections 10.03.D.6. and 10.03.D.7. as 10.03.D.5. and 10.03.D.6. of the Code of General Ordinances for the City of Kenosha, Wisconsin, as follows:

5. Each "Class A" licensed establishment shall employ a minimum of two (2) employees to be on premises during the hours in which the sale of "Class A" beverages are permitted.

6. Where a license is granted or transferred following review of an Economic Impact Statement, the economic impact of the licensed premises shall be reviewed by the Committee on Licenses/Permits at the license application renewal review following the first full license year.

Section Four: To recreate 10.04.D.2. of the Code of General Ordinances, as follows;

2. No business under a "Class A" License, or under a combination of a "Class A" License and a Class"A" License, shall be conducted in conjunction with any other business on the same premises unless:

The area in which the liquor and/or beer is sold shall be arranged and constructed in a manner as to permit and facilitate its closing during the hours and days in which fermented malt beverages may not be sold

as stipulated by the Wisconsin Statutes.

Notwithstanding the proceeding paragraph, a business may maintain “end cap” displays of fermented malt beverages and wine at room temperature during the closing hours and days stipulated by the Wisconsin Statutes.

Section Five: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
MATTHEW A. KNIGHT
Deputy City Attorney

ORDINANCE NO. _____

BY: ALDERPERSON PATRICK JULIANA

TO AMEND SUBSECTION 10.075.F. OF THE
CODE OF GENERAL ORDINANCES ENTITLED
“CLOSING HOURS”

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Section 10.075.F. of the Code of General ordinances for the City of

Kenosha, Wisconsin, is hereby amended as follows:

F. Closing Hours. Any outdoor area included within the description of a Class "B", "Class B" and/or "Class C" licensed premises pursuant to this Section shall be closed for business during the hours of 10:00 P.M. to 8:00 A.M.

The Common Council may, upon written application by the Licensee, limit the closing hours to 12:00 Midnight to 8:00 A.M.

If the licensed premises in the previous licensing term had its outdoor hours extended pursuant to the preceding paragraph, the Common Council may, upon written application by the Licensee, limit the closing hours to 1:30 A.M. to 8:00 A.M.

If the closing hours are so limited, amplified music or sound otherwise permitted under **Section 10.075E.2.** shall not be allowed after 10:00 P.M.

Section Two: This Ordinance shall become effective upon passage and

publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
MATTHEW A. KNIGHT
Deputy City Attorney

ORDINANCE NO. _____

BY: ALDERPERSON THEODORE RUFFALO

**TO RENUMBER SECTION 13.13 ENTITLED "FEES"
AS SECTION 13.14 AND TO CREATE SECTION 13.13
ENTITLED "REFUGE CENTERS"**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Section 13.13 of the Code of General Ordinances for the City of Kenosha, Wisconsin, entitled "Fees" is hereby renumbered as Section 13.14.

Section Two: Section 13.13 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby created as follows:

13.13 REFUGE CENTERS

A. Purpose.

The purpose of this ordinance is to insure that homeless persons in the City of Kenosha are able to obtain supportive services in safe and structured locations.

B. Definitions.

1. Lodging: Accommodations at which persons are allowed to sleep on mattresses, cots, sleeping bags, or other furnishings primarily designed for the sleeping of persons.

2. Refuge Center: A facility that provides accommodation principally for homeless persons, where the accommodation may include the provision of food, clothing, employment, or other support services, but shall exclude lodging.

3. Staff: Persons, whether paid or unpaid, who regularly and directly assist in the operation of the Refuge Center. The term excludes volunteers who directly assist in the operation of the Refuge Center on an interim basis, but no more than any part of two days in any four-month period.

C. License Required.

1. Unless exempted from the licensing requirement pursuant to paragraph B 2., herein, no person whether personally, by agents or employees, singly, or with another business or enterprise may operate a Refuge Center within the City of Kenosha, and no person whether personally, by agents or employees, singly, or with another business or enterprise may allow the operation of a Refuge Center, without a license therefore from the Common Council in accordance with the provisions of this Ordinance.

2. The following are exempt from the regulation of this Section 13.13: A facility otherwise within the definition of "Refuge Center" that satisfies all of the following conditions:

a. is operated as a Shelter Facility, as that term is defined in the the Zoning Ordinance for the City of Kenosha;

b. is subject to a conditional use permit as a Shelter Facility and is operating under the terms of that conditional use permit.

3. Separate Licenses. A licensee hereunder who operates more than one (1) "Refuge Center" within the City shall be required to have in effect a separate license for each "Refuge Center".

4. Other Licenses And Permits. A license issued hereunder shall not exempt the holder thereof from obtaining such other licenses and permits as may be relevant and otherwise required by the City or by any other

governmental agency.

D. Transfer/Assignment.

Licenses are not transferable or assignable from either person-to-person or from place-to-place.

E. License Term.

Licenses are for up to one year, expiring on the April 30th ensuing the grant of the license by the Common Council.

F. License Fee.

The fee shall be three hundred dollars (\$300.00) for the first year or portion thereof. The fee must accompany the application in order for the application to be considered. The fee will not be pro-rated for partial years. In the event that the license application is denied, two hundred dollars (\$200.00) of the three hundred dollar application fee will be retained by the City as partial reimbursement for the costs associated with the application investigation.

As long as the Refuge Center remains continuously in operation through the end of the initial license term or any renewal terms, and further provided that a complete renewal application is presented prior to the end of the most-recent license term, renewals of the License shall be issued for one-year periods without additional fee.

G. License Application.

1. Name, address, telephone number and e-mail address of Refuge Center license applicant, including all partners, if the applicant is a partnership.
2. Name, address, telephone number and e-mail address of Refuge Center manager, if different from the license applicant.
3. Current list of Board of Directors and Officers, if a corporation; current list of members if a limited liability company.
4. Organizational Chart listing supervisory personnel by name.
5. Complete list of the services and programs provided at the Refuge Center, whether delivered by agency personnel or by outside organizations.
6. Floor plan identifying size and location of all Refuge Center areas.
7. Hours of operation including any periodic or seasonal schedule modifications.
8. Code of Conduct Plan which addresses the expectations and accountability of the clientele, including while on the Refuge Center premises and while off-site.

H. Annual Inspection.

Compliance monitoring by City departments shall occur annually, before action by the Common Council on the license application for each year.

I. Amendment/Correction.

Applicants and Licensees shall have the duty to amend and correct their application within ten (10) days of such time as any information stated therein is known by Applicant/Licensee to be untrue, incorrect or incomplete. No material change in scope of operation or site of operation shall be effective without the advance approval thereof by the Common Council.

J. Recommendation.

Upon receipt of an application for a license under this Section, the City Clerk shall send copies thereof to the

Department of Neighborhood Services and Inspections, Fire Department, Health Department, and Police Department. The Department of Neighborhood Services and Inspections, Fire Department, and Health Department, either jointly or severally, within ten (10) days of receiving such copies, shall make a report, in writing, as to whether the premises meet the requirements hereof, along with any other pertinent information. The Police Department shall report in writing, to the City Attorney, as to any police record of applicant which may reflect upon their good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation based thereon as to whether or not the license should be granted. Such reports shall be delivered to the City Clerk or clerk for the Licensing/Permit Committee who, in turn, shall deliver them with the application, to the Licensing/Permit Committee. Such Committee shall recommend to the Common Council either the granting or denial of the application or such other action as may be appropriate.

K. Conditions of Operation.

1. All supervision, whether paid or unpaid, must be trained in the requirements of this ordinance and in the policies of the Refuge Center .

2. During all operating hours, trained supervisory staff must be on premises and actively providing supervision to other staff, volunteers, and clientele.

a. Staffing provided must be adequate to serve the program needs of the clientele. Adequate staffing shall be determined based upon the professionally accepted standards to address the mental, physical and social needs of the clientele.

b. All staff must be at least 18 years old. Volunteers who assist in the operation of the Refuge Center on an interim basis, but no more than any part of two days in any four-month period may be under 18 years of age.

c. At least one member of staff holding current certification from the American Heart Association or the American Red Cross in first aid must be on premises at all times that the Refuge Center is open for business. A copy of the certification card for each staff member shall be on file at the licensed Refuge Center and subject to inspection.

d. All staff must be trained in fire/emergency procedures including the proper use of fire extinguishers.

e. All staff must have orientation training for the special needs of individuals who are homeless, experience mental health issues, chemical abuse issues, or intimate partner/domestic violence issues.

3. The Refuge Center must operate in compliance with the Fire Prevention Code, the Property Maintenance Code, and all other City ordinances.

4. Provide restrooms in compliance with the federal Americans with Disabilities Act with an adequate number of fixtures for the number of occupants.

5. Allow clientele access for restroom privileges during all hours of operation.

6. If the clientele of the Refuge Center will include minors, all staff shall have a criminal background check conducted annually by the Refuge Center licensee which shall be subject to inspection.

7. If the clientele of the Refuge Center will include minors, the Refuge Center licensee must have procedures in place that assure that no individual minor will be alone in any enclosed space with any one adult who is not the minor's parent, guardian, spouse, or sibling.

8. Adequate external lighting shall be provided for security purposes. The lighting shall be stationary, directed away from adjacent properties and public right-of-way, and of an intensity compatible with the neighborhood. The light shall be positioned and maintained in a manner that does not unreasonably provide annoyance to residents of neighboring properties.

L. Enforcement.

The Director of the Department of Neighborhood Services and Inspections, the Fire Chief, the Chief of Police, and the Director of Environmental Health for the County of Kenosha shall have the primary responsibility to enforce this Ordinance within their jurisdiction. In the event that any of the aforementioned directors or chiefs receive a complaint outside of their jurisdiction, they shall refer it to the Department having proper jurisdiction. After normal City Municipal Building working hours, all complaints shall be made to the Police Department, who, where the complaint is outside of its jurisdiction, shall take the complaint and refer it to the Department having proper jurisdiction. This Ordinance shall be enforced by the following City Departments (Enforcing

Departments) as follows:

1. By the Director of the Department of Neighborhood Services and Inspections or designee thereof, with respect to the Building Code (Chapter IX of the Code of General Ordinances for the City of Kenosha) the Sign Code (Chapter XV), the Property Maintenance Code (Chapter XVI), the Zoning Ordinance, and other provisions of the Code of General Ordinances not otherwise enforced by other Enforcing Departments, along with the responsibility of investigating complaints to the effect that a person is engaged in an activity requiring a license hereunder without first having obtained said license.

2. By the Fire Chief, or designee thereof, with respect to the Fire Prevention Code (Chapter III).

3. By the Chief of Police or designee thereof, with respect to Good Order and Conduct Code (Chapter XI) and Noise Control Code (Chapter XXIII).

4. By the Health Director or designee thereof, with respect to the Health Code (Chapter IV) and Noise Control Code (Chapter XXIII).

M. Inspections.

Applicants and Licensees shall permit authorized representatives of any Department of the City or County having enforcement powers hereunder to inspect the premises proposed to be licensed or licensed, with or without advanced notice, as often as may be required to permit said Departments to a perform their duties and assure compliance with this Ordinance, without first obtaining a special inspection warrant. Inspections shall be made during normal hours of business operation unless emergency circumstances require prompt action to protect the public health, safety, or welfare, or to preserve evidence of noncompliance with this Ordinance. The unreasonable failure to permit inspections shall be grounds for license denial, suspension, or revocation. Upon notice of application by the City Clerk to the Enforcing Departments, they shall inspect the premises/equipment of each license applicant and licensee seeking license renewal, where they have duties with respect thereto, as part of the application/license renewal process and prior to application review. The Fire Chief, or designee thereof, shall make periodic inspections of Licensee premises/equipment during the license period and report apparent violations of this Ordinance over which it does not have jurisdiction to any Enforcing Department having jurisdiction thereover. Enforcing Departments may also inspect the premises/equipment of any Licensee upon a complaint being made with respect thereto by any person.

N. Orders.

It shall be unlawful for any licensee to fail to obey any final order of any Enforcing Department which was issued under the authority hereof.

O. Appeals From Orders.

A Licensee, where the public health, safety or welfare is not in immediate jeopardy, may appeal to the Common Council any order issued by any Enforcing Department under authority of this Ordinance. Orders issued pursuant to ordinances subject to specific appeal procedure must be appealed through that specific appeal procedure. All other orders issued pursuant to ordinances that are not subject to a specific appeal procedure, may be appealed to the Common Council by filing a written Notice of Appeal with the Enforcing Department that issued the order within ten (10) days of receipt of said order, or within the compliance period, whichever is shorter. The Common Council may direct that an appeal to it be heard by a Committee thereof.

P. Licensees/Responsibility.

Licensee shall, with respect to the conduct of their operation, have a duty to supervise their employees and clientele, and for purposes of license discipline proceedings, shall be responsible for the acts thereof .

Q. Revocation and Suspension Of Licenses.

The Common Council may, for just cause, suspend or revoke any license herein provided, upon serving such

party written notice of the charges forming a basis for the proposed penalty, in the same manner as that for the service of a Summons in a civil action. Just cause shall include, but not be limited to:

1. Failing to maintain a status of good moral character and business responsibility.
2. Obtaining the license through fraud or misrepresentation.
3. Operating contrary to the terms of this Ordinance.
4. Failing to commence doing business within ninety (90) days of being granted a license.

R. Disciplinary Hearings.

Disciplinary hearings, including suspension and revocation hearings, may be held before the Common Council or before the Committee charged with license review responsibilities. The Licensing/Permit Committee, when it conducts a hearing, shall submit a report to the Common Council, including findings of fact, conclusions of law and a recommendation as to what action, if any, the Common Council should take with respect to the license. Said Committee shall provide the complainant and the licensee with a copy of the report. Either the complainant or Licensee may file an objection to the report and shall have the opportunity to present arguments supporting the objection to the Common Council. The Common Council shall determine whether the arguments shall be presented orally or in writing, or both. If the Common Council, after considering the Committee's report and any arguments presented by complainant or Licensee, finds the complaint to be true, or if there is no objection to a report recommending a suspension or revocation of the license, it shall be suspended, revoked, or not renewed as provided by law. If the Common Council finds the complaint untrue, the proceedings shall be dismissed without cost to the accused. The City Clerk shall give notice of each suspension or revocation to the party whose license is affected. The Common Council may also order corrective action to be taken within a specified time as a condition of license maintenance, at any time, following notice and an opportunity to be heard.

S. Penalty.

Any person who shall violate any of the terms and conditions of this Ordinance shall, upon conviction thereof, forfeit not more than Five Hundred (\$500) Dollars, plus the costs of prosecution, in addition to all applicable surcharges and assessments, and in default of the timely payment thereof be confined in the County Jail for a period not to exceed thirty (30) days.

Section 3: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor Date: _____

Passed:

Published:

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney

ORDINANCE NO. _____

BY: ALDERPERSON DAVID BOGDALA
ALDERPERSON ANTHONY NUDO

**TO REPEAL AND RECREATE VARIOUS SECTIONS
OF THE CODE OF GENERAL ORDINANCES REPLACING
“CITY PLAN COMMISSION” WITH “COMMON COUNCIL”.**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Chapter 1.31 C. of the Code of General Ordinances for the City

of Kenosha, Wisconsin, is repealed and recreated as follows:

C. Review Guidelines. The Common Council will review Public Art Proposals and accept only those Proposals which are in the best interest of the City, and meet the goals and criteria and the other requirements of this Ordinance.

Section Two: To eliminate “City Plan Commission” from the title of Chapter 2.02 D.

of the Code of General Ordinances for the City of Kenosha, Wisconsin as follows:

5. Review and Report by the Committees of Council and Adoption by the Common Council.

Section Three: Chapter 15.02 “Definitions” of the Code of General Ordinances for the

City of Kenosha, Wisconsin, is repealed and recreated as follows:

Unified Business Center. A shopping center consisting of a group of permitted and/or conditional retail and/or commercial uses which are located in multiple buildings on a single lot or group of lots. The center is planned, developed and functions as a unit with common shared access, building materials and/or architectural features. A Unified Business Center is located on property zoned B-2. A Unified Business Center must be so designated by the Common Council.

Section Four: Chapter 17.04 E. of the Code of General Ordinances for the City

of Kenosha, Wisconsin, is repealed and recreated as follows:

E. Land Suitability. No land shall be divided for any use which is determined to be unsuitable for such use by the Common Council, upon the recommendation of the City Engineer or any other agency consulted by the Common Council, for reason of flooding, inadequate drainage, adverse soil condition or rock formation, unfavorable topography or any other feature likely to be detrimental to the health, safety or welfare of the future residents/occupants of the proposed Land Division. In addition, the City may require that lands altered or filled to a depth of four (4') feet or more with earth or nonearth

materials shall not be divided into building sites, except where soil tests prepared by a professional engineer clearly show that the soils are suited to development. Soil reports may be required to consider, but need not be limited to, an evaluation of soil permeability, depth to groundwater, depth to bedrock, soil bearing capacity, soil compaction, and the presence of toxic or hazardous materials. Where the Common Council determines land is not suitable for development, it shall, in writing, recite the particular facts upon which it bases its conclusion and afford the Subdivider an opportunity to present evidence in rebuttal to such finding of unsuitability. Thereafter, the Common Council may affirm, modify, or withdraw its determination of unsuitability

Section Five: Chapter 17.04 L.1. of the Code of General Ordinances for the City

of Kenosha, Wisconsin, is repealed and recreated as follows:

1. The City Planner shall, within thirty (30) days from the date of filing of the survey with the City Planner, unless the time is extended by mutual consent of the City Planner and Subdivider, approve or reject the survey, and transmit the decision in writing to the Subdivider. If the Survey is rejected, the reason(s) shall be stated in a written statement forwarded to the Subdivider. Any Subdivider objecting to the decision of the City Planner may appeal the decision to the Common Council. Such appeal shall be filed with the City Planner within thirty (30) days of the date of the decision by the City Planner.

Section Six: Chapter 17.09 I. Paragraph 2 of the Code of General Ordinances for the

City of Kenosha, Wisconsin, is repealed and recreated as follows:

I. Public Sites and Open Spaces. Suitable sites of adequate area shall be dedicated or reserved for schools, parks, environmental corridors, drainage ways and other public purposes as provided in the Development Agreement. If designated on the Comprehensive Plan, such areas shall be made a part of the Plat as stipulated in Section 17.04 C. of this Ordinance. If not so designated, consideration shall be given in the location of such sites to the preservation of scenic and historic sites, woodlands, and other environmentally significant lands.

The Subdivider of land in the City of Kenosha shall, at the discretion and direction of the Common Council, either dedicate public and open space lands designated on the Comprehensive Plan or where no public or open space lands are dedicated, pay a public site fee. The Common Council shall, at the time of reviewing the Preliminary Plat or Certified Survey Map, select one of the following options and record such selection in the minutes of the meeting at which the Land Division is presented for approval.

Section Seven: Chapter 17.10 C. of the Code of General Ordinances for the City

of Kenosha, Wisconsin, is repealed and recreated as follows:

C. Grading. After the installation of the temporary block corner monuments by the Subdivider and establishment of street grades by the City Engineer, the Subdivider shall grade the full width of the right-of-way of all streets proposed to be dedicated in accordance with plans and standard specifications approved by the Common Council, upon the recommendation of the City Engineer. The Subdivider shall grade the roadbeds in the street right-of-ways to subgrade. Cut and filled lands shall be graded to a maximum slope of one on four or the soil s angle of repose, whichever is the less, and covered with permanent vegetation.

Section Eight: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney

ORDINANCE NO. _____

BY: ALDERPERSON RAY MISNER

**TO REPEAL AND RECREATE SUBSECTION 10.04 C.2
OF THE CODE OF GENERAL ORDINANCES FOR THE
CITY OF KENOSHA REGARDING RESTRICTIONS**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Subsection 10.04 C.2 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

2. Only one (1) "Class A" License shall be granted for every five thousand, (5,000) inhabitants, or fraction thereof, of the City.

Section Two: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor Date: _____

Passed:

Published:

Drafted By:
MATTHEW A. KNIGHT
Deputy City Attorney

City Plan Division 625 52 nd Street Kenosha, WI 53140 262.653.4030	Kenosha City Plan Commission FACT SHEET	October 21, 2010	Item 1
To Repeal and Recreate various Sections of the Zoning Ordinance Replacing "City Plan Commission" with "Common Council". PUBLIC HEARING			

LOCATION/SURROUNDINGS:

N/A

NOTIFICATIONS/PROCEDURES:

This item requires approval by the Common Council.

ANALYSIS:

- The proposed Ordinance will change the review authority in parts of the Zoning Ordinance from the City Plan Commission to the Common Council. These changes are referenced in Sections 3 and 6-12. In addition, Sections 1, 2, 4 and 5 are proposed to achieve consistency with the existing ordinance. The changes are as follows:
 - Sections 1 and 2 - Changes the review authority within HarborPark and Pike Creek Overlay District from the City Plan Commission to the Common Council. This change is consistent with the current Zoning Ordinance which requires the Common Council to approve Conditional Use Permits in the HarborPark and Pike Creek Overlay District.
 - Section 3 - Changes the review authority for granting exceptions within the TRD (residential) District from the City Plan Commission to the Common Council.
 - Sections 4 - 6 - These changes clarify that the Common Council is the review authority for certain Conditional Use Permits. This is consistent with changes made under the previously approved Zoning Ordinances.
 - Sections 7 - 9 - Changes the review authority for granting exceptions to the off-street parking requirements and loading requirements from the City Plan Commission to the Common Council.
 - Section 10 - Under the current Ordinance if the City Plan Commission denies a rezoning, a 3/4 vote of the Common Council is required to override the recommendation. Under the proposed Ordinance, only a majority vote of the Common Council is required.
 - Section 11 - Changes the Appeal process for Staff level Site Plan reviews from the City Plan Commission to the Common Council.
 - Section 12 - Under the current Ordinance, the City Plan Commission must review and approve "other decorative or textured" exterior building material. The Common Council would now review and determine if the materials are acceptable.

The City Plan Commission, at their meeting on August 26, 2010, deferred action on the proposed ordinance for 45 days, until October 7, 2010 meeting. This item was on the September 23, 2010 City Plan Commission Agenda, but did not receive the required 2/3 vote to consider it early.

City Plan Division 625 52 nd Street Kenosha, WI 53140 262.653.4030	Kenosha City Plan Commission FACT SHEET	October 21, 2010	Item 1
To Repeal and Recreate various Sections of the Zoning Ordinance Replacing "City Plan Commission" with "Common Council". PUBLIC HEARING			

RECOMMENDATION:

For Commission review and recommendation.

Rich Schroeder, Assistant City Planner
/u2/acct/cp/ckays/1CPC/2010/Oct21/fact-zord-cpc-cc.odt

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development

MEMO

TO: Mayor Keith G. Bosman, Chairman
Member of the City Plan Commission

FROM: Jeffrey B. Labahn, Department of City Development

RE: "City Plan Commission" Ordinances

DATE: October 27, 2010

The following background information is provided to assist the Council in reviewing these Ordinances:

1. *What are the items for which the City Plan Commission currently has final decision authority?*
 - Parking and Loading Exceptions
 - Unified Business Center (UBC) Designation for Signage Regulations
 - Site Plan Review Appeals
 - Alternative Exterior Building Materials (Decorative or Textured) for Industrial Buildings
 - TRD-1 and TRD-2 Zoning District Special Exceptions
 - New Communication Towers Relief to Spacing and Yard Requirements
 - Plat of Survey Appeals

The decision making authority for the above mentioned items is specified in either the Zoning Ordinance or the Code of General Ordinances. None of these items are addressed in the State Statutes so the City has the flexibility to determine requirements and review procedures.

2. *What are the items for which the City Plan Commission previously had final decision authority?*
 - Conditional Use Permits (as designated at the City Plan Commission review level)
 - Comprehensive and Master Plan adoption and Amendments (*Note this change occurred as a result of the State Statutes modification pertaining to Smart Growth effective January 1, 2010.*)

JL:kas

ZONING ORDINANCE NO. _____

BY: ALDERPERSON DAVID BOGDALA
ALDERPERSON ANTHONY NUDO

TO REPEAL AND RECREATE VARIOUS SECTIONS
OF THE ZONING ORDINANCE REPLACING “CITY PLAN
COMMISSION” WITH “COMMON COUNCIL”.

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Paragraph 3.29 H.3 of the Zoning Ordinance for the City of Kenosha,

Wisconsin, is hereby repealed and recreated as follows:

3. City Plan Commission. The City Plan Commission will review the development application using the standards referenced in this Section after considering the recommendation from the Harborpark Management Team and recommend to the Common Council that it either approve, deny or modify the application. The City Plan Commission, during the review process, may request the applicant or City departments or agents to furnish additional information and reports relevant to the scope and standard of review.

Section Two: Subsection 3.30 H. of the Zoning Ordinance for the City of Kenosha,

Wisconsin is hereby repealed and recreated as follows:

H. Review and Decision Process. City Plan Division and City Department Review. The City Plan Division and applicable City departments will review the development application using the standards referenced in this Section, make a written recommendation and forward the recommendation to the Common Council.

Section Three: Paragraphs 3.31 M.1 and M.2 (introduction) of the Zoning Ordinance for the City of Kenosha, Wisconsin, are hereby repealed and recreated as follows:

M. Special Exceptions.

1. Procedure. Special exception requests shall be made in writing to the Department of City Development. Any special exception granted shall be considered unique to the project and will not set any precedent for future decisions. The Common Council is designated the authority for granting a special exception from the requirements of the District. The special exception shall only be granted to the minimum extent practical in order to provide relief to the requirements of the District.

2. Criteria. The Common Council may consider granting a special exception from the requirements of the District, provided that all of the following criteria are met:

Section Four: To eliminate City Plan Commission from the title of Section 4.02 of the Zoning Ordinance for the City of Kenosha, Wisconsin, as follows:

4.02 REVIEW AUTHORITY - CITY PLAN DIVISION OR COMMON COUNCIL

Section Five: Paragraph 4.05 A.1 of the Zoning Ordinance for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

A. General Provisions.

1. These Development Standards are minimum standards and additional standards or conditions may be required for individual developments when such have a unique set of circumstances. The Common Council may establish and adopt additional standards or conditions for conditional uses, and a copy of such additional standards and conditions shall be on file in the City Plan Division office and available to the public.

Section Six: Subparagraph 4.06 D.13.g.(5) of the Zoning Ordinance for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

(5) New Communication Towers Utilizing Stealth Design. New Communication Towers utilizing Stealth Design, which do not meet the yard requirements or spacing requirements of Sections 4.06 D.13.g.(1) through (4) may be constructed when so authorized by the Common Council. All equipment facilities constructed under authorization of this Section shall be located underground or within the principal structure on the Site.

Section Seven: Subparagraph 6.02 A.4.b. of the Zoning Ordinance for the City of Kenosha, Wisconsin, is repealed and recreated as follows:

b. New construction within the B-3 District requires loading spaces equal to fifty (50%) percent of the loading requirements of 6.02 D. of this Ordinance, unless reduced loading requirements are authorized by the Common Council through the approval of a Conditional Use Permit. (Refer to Section 4.0 of this Ordinance for the conditional use review procedures.) New construction shall be defined as any new principal building or structure, or any addition to an existing building or structure which exceeds fifty (50%) percent of the total assessed value of the existing building or structure.

Section Eight: Subparagraph 6.02 A.5.a. of the Zoning Ordinance for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

a. New construction within the B-4 District requires loading spaces equal to fifty (50%) percent of the loading requirements of Section 6.02 D. of this Ordinance, unless reduced loading requirements are authorized by the Common Council through the Conditional Use Permit.

Section Nine: Section 6.03 of the Zoning Ordinance for the City of Kenosha,

Wisconsin, is hereby repealed and recreated as follows:

6.03 RELIEF FROM PARKING AND LOADING REQUIREMENTS Reduced parking and loading requirements may be approved under a Conditional Use Permit or Site Plan Review, when so authorized by the Common Council. The Common Council shall hold a public hearing on the request and all owners within one hundred (100') feet of the property, excluding street right-of-ways, shall be notified by mail of the hearing.

Section Ten: Subsection 10.05 A. of the Zoning Ordinance for the City of Kenosha,

Wisconsin, is hereby repealed and recreated as follows:

10.05 COMMON COUNCIL'S ACTIONS A. Common Council Action. Following such hearing and after careful consideration of the City Plan Commission's recommendations, the Common Council shall vote on the passage of the proposed rezoning. Rezoning, except where a valid protest petition is filed, shall require a simple majority vote of the members of the Common Council voting on the proposed rezoning.

Section Eleven: Subsection 14.06 K. of the Zoning Ordinance for the City of Kenosha,

Wisconsin, is hereby repealed and recreated as follows:

K. Appeals. Any petitioner/applicant objecting to any decision of Review Authority - City Plan Division- CPD related to Site Plan Review may appeal the decision to the Common Council . Such appeals shall be filed, accompanied by the fee therefor established by the Common Council, from time to time, by Resolution, with the City Clerk/Treasurer within thirty (30) days of the decision with the City Plan Division. The Common Council shall hold a hearing of an appeal within forty-five (45) days of the filing of the appeal. The Common Council shall notify the appellant of the hearing by mail. At the hearing, the appellant shall appear in person or by agent or attorney.

Section Twelve: Paragraph 14.07 B.12. of the Zoning Ordinance for the City of

Kenosha, Wisconsin, is hereby repealed and recreated as follows:

12. Industrial buildings authorized to be constructed within the City shall conform with the design guidelines hereinafter set forth:

a. Building exteriors of all new industrial buildings shall be constructed entirely of architectural masonry, Exterior Insulated Finish System, architectural composite aluminum or steel panels, glass, or any combination of these materials. Other decorative and textured materials may also be used to meet these requirements when authorized by the Common Council . Aviation related buildings located at the Kenosha Regional Airport are exempt from these requirements.

b. Additions to industrial buildings shall be constructed entirely with materials that are comparable with the materials of the existing building. On an existing industrial building that does not have architectural masonry, Exterior Insulated Finish System, architectural composite aluminum or steel panels, glass, or any combination of these materials on a minimum of two-thirds (2/3rds) of the exterior of any side which abuts a public street or residential district, building additions shall comply with the following requirements:

(1) Any addition to an existing building which creates an exterior side which abuts a public street or a residential district shall consist of architectural masonry, Exterior Insulated Finish System, architectural composite aluminum or steel panels, glass, or any combination of these materials on a minimum of the lower two-thirds (2/3rds) of the building exterior sides of both the addition and existing building which abuts a public street or a residential district. Exceptions to the two-thirds (2/3rds) requirement for any existing building exterior side which abuts a public street or residential district that has less than two-thirds (2/3rds), but at least one-third (1/3rd) architectural masonry, Exterior Insulated Finish System, architectural composite aluminum or steel panels, glass or any combination of these materials, may be granted when so authorized by the Common Council .

(2) Any additions to existing buildings which are subject to the requirements of Paragraph 12.b. (1) above, and have an exterior side which abuts an interior side lot line and is adjacent to the front exterior shall be constructed with architectural masonry, Exterior Insulated Finish System, architectural composite aluminum or steel panels, glass, or any combination of these materials on the lower two-thirds (2/3rds) of the building exterior for a minimum of twenty (20') feet from the building front or to a natural dividing point approved by the City Plan Department. Exceptions to the twenty (20') foot requirement for any existing building exterior side which abuts an interior side lot line and is adjacent to the front exterior that has less than two-thirds (2/3rds), but at least one-third (1/3rd) architectural masonry, Exterior Insulated Finish System, architectural composite aluminum or steel panels, glass or any combination of these materials on the front twenty (20') feet may be granted when so authorized by the Common Council .

Section Thirteen: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor Date: _____

Passed:

Published:

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney

RESOLUTION NO. _____

BY: COMMITTEE ON PUBLIC SAFETY AND WELFARE

TO REMOVE THE EXISTING "NO PARKING, STANDING OR STOPPING, 7:30 A.M. - 4:30 P.M., ON SCHOOL DAYS", RESTRICTION ON THE EAST SIDE OF 8TH AVENUE NORTH OF 49th STREET APPROXIMATELY ONE HUNDRED SIXTY FEET.

BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin, that the existing **"NO PARKING STANDING OR STOPPING 7:30 a.m. - 4:30 p.m. on School Days "** restriction on the East side of 8th Avenue north of 49th Street approximately one-hundred sixty feet (160'), be and hereby is removed and rescinded.

Adopted this ____ day of _____, 2010.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor Date: _____
 Keith G. Bosman

Drafted By:
MATTHEW A. KNIGHT,
Deputy City Attorney

RESOLUTION NO. _____

**BY: ALDERPERSON JAN MICHALSKI
ALDERPERSON ROCCO LAMACCHIA, SR.
ALDERPERSON LAWRENCE GREEN
ALDERPERSON PATRICK JULIANA
ALDERPERSON STEVE BOSTROM**

**TO REQUEST THAT THE LEGISLATURE FOR THE
STATE OF WISCONSIN CREATE A STATEWIDE BAN OF
SYNTHETIC CANNABINOID SUBSTANCES**

WHEREAS, the Common Council of the City of Kenosha has determined that herbal preparations powdered or sprayed with a chemical synthetic cannabinoid more commonly known as “K2”, “Spice” or “synthetic marijuana” are available for sale within the City of Kenosha producing intoxicating affects similar to THC or marijuana; and,

WHEREAS, while these substances are not yet categorized as illegal controlled substances under Wisconsin or federal law several other communities, states, and municipalities have created laws to prohibit these substances due to the dangers related to overdoses and other negative health concerns:

WHEREAS, while these synthetic cannabinoid substances are often marketed as benign and legal alternatives to marijuana, they are potentially toxic and dangerous to users as the substances can create potency from 3 up to 100 times greater than marijuana, produce severe adverse health conditions such as elevated heart rate, elevated blood pressure, hallucinations, tremors, seizures, paranoia, and vomiting which may be life threatening based upon reported emergency room treatments, and further that long term health effects of use of these substances are not yet known; and,

WHEREAS, it has been determined that the effects of these substances are a health, safety and welfare concern to not only the citizens of the City of Kenosha but also the

citizens and visitors of the State of Wisconsin.

NOW THEREFORE, BE IT RESOLVED, that the Common Council for the City of Kenosha requests that the State of Wisconsin create legislation to ban the sale, possession and use of synthetic cannabinoid within the State of Wisconsin.

BE IT FURTHER RESOLVED, that the City Clerk is directed to send a copy of this Resolution to the Governor of the State of Wisconsin and the Legislative delegation representing districts in the City of Kenosha requesting action consistent with its content.

Adopted this _____ day of _____, 2010.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Date: _____

Drafted By:
MATTHEW A. KNIGHT,
Deputy City Attorney

City Plan Division 625 52 nd Street Kenosha, WI 53140 262.653.4030	Kenosha City Plan Commission FACT SHEET	October 21, 2010	Item 7
To Amend Resolution #81-09 regarding the Relocation Order for 39th Avenue from 18th Street South to 27th Street for Right-of-Way Improvements and to Authorize Other Actions Necessary to Acquire Fee Title and Interest and Possession of Certain Property, District #5. PUBLIC HEARING			

LOCATION/SURROUNDINGS:

Site: 39th Avenue, from 18th Street south to 27th Street

NOTIFICATIONS/PROCEDURES:

The alderman of the district, Alderman LaMacchia, has been notified. This item will also be reviewed by the Public Works Committee and Finance Committee before final approval by the Common Council.

ANALYSIS:

- Resolution #81-09 regarding the original Relocation Order for 39th Avenue from 18th Street south to 27th Street for the Right-of-Way Project was approved on June 15, 2009 and is attached.
- The Resolution gives the City of Kenosha authority to acquire by Eminent Domain, Fee Title needed for the 39th Avenue Right-of-Way Project. Under Chapter 32.05 of the Wisconsin Statutes, the interest to be acquired is attached.
- The Amendment is required because of changes in the legal descriptions.
- Legal descriptions are attached as Exhibits B.

RECOMMENDATION:

For Commission review and recommendation.


Sharon Krewson, Real Estate Broker
/u2/acct/cp/ckays/1CPC/2010/Oct21/fact-39a-row-amend.odt


Rich Schroeder, Assistant City Planner

RESOLUTION # _____

BY: THE MAYOR

To Amend Resolution #81-09 regarding the Relocation Order for 39th Avenue from 18th Street South to 27th Street for Right-of-Way Improvements and to Authorize Other Actions Necessary to Acquire Fee Title and Interest and Possession of Certain Property

WHEREAS, It is declared and determined to be in the public interest to acquire fee title interest to certain property necessary for 39th Avenue, approximately 3,266.2 feet from 18th Street south to 24th Street under authority of Section 62.22, Wisconsin Statutes, shown on a map marked Exhibit "A" , and legally described on Exhibit "B", which are on file in the office of the City Clerk, and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED, The Director of the Department of City Development, or designee thereof, on behalf of the City of Kenosha and upon compliance with Subsection (2), respecting Appraisal, and Subsection (2.a.) respecting negotiation, shall make and give notice of a Jurisdictional Offer under Subsections (3), (3.m.) and (4) of Section 32.05, Wisconsin Statutes. If any owner has not accepted the Jurisdictional Offer within the periods limited in Subsection (6) or fails to consummate an acceptance as provided therein, the City of Kenosha, through the Director of the Department of City Development, or designee thereof, shall make an award of damages in the manner and sequence of acts provided in Subsection (7) and obtain right to possession with respect to such property under Subsection (8) of Section 32.05, Wisconsin Statutes; and

BE IT FURTHER RESOLVED, The City Attorney or other legal counsel retained by the City shall represent the City of Kenosha in any related actions or proceedings; and

BE IT FURTHER RESOLVED, The Director of the Department of City Development, or designee, in accordance with Section 32.05(1)(a), Wisconsin Statutes, shall within twenty (20) days of the adoption of the Resolution/Relocation Order, file a copy thereof with the Kenosha County Clerk.

Adopted this ____ day of _____ 2010

ATTEST:

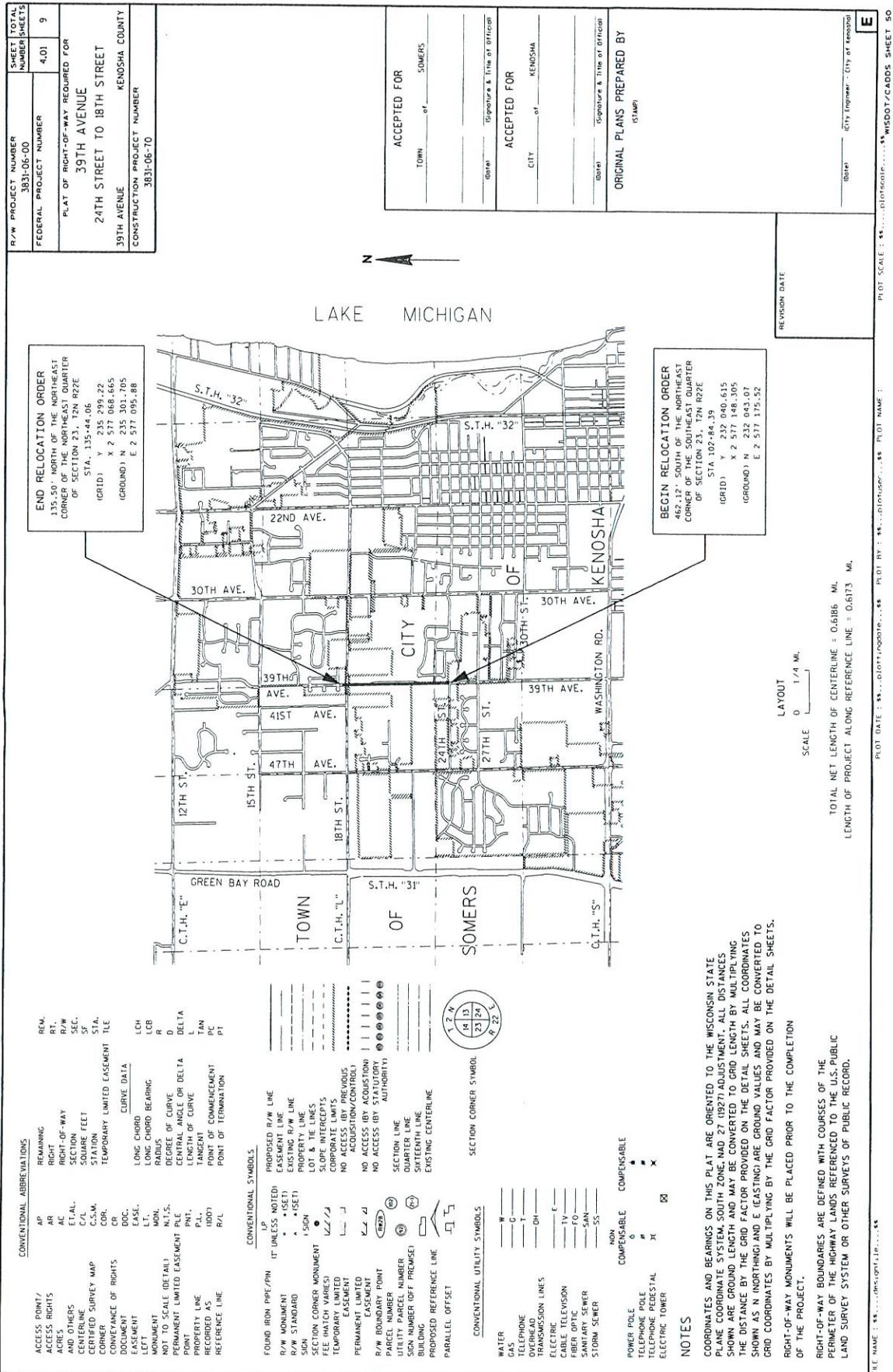
Debra L. Salas, Deputy City Clerk

APPROVE:

Keith G. Bosman, Mayor

Drafted by: Department of City Development
/u2/acct/cp/ckays/1CPC/2010/Oct21/resol-39a-row-amend.odt

EXHIBIT A



R/W PROJECT NUMBER: 3831-06-00
 FEDERAL PROJECT NUMBER: 4.01
 SHEET TOTAL NUMBER SHEETS: 9

PLAT OF RIGHT-OF-WAY REQUIRED FOR
 39TH AVENUE
 24TH STREET TO 18TH STREET
 KENOSHA COUNTY
 CONSTRUCTION PROJECT NUMBER: 3831-06-70

ACCEPTED FOR
 TOWN OF SOMERS

ACCEPTED FOR
 CITY OF KENOSHA

ORIGINAL PLANS PREPARED BY
 (Signature & Title of Official)

END RELOCATION ORDER
 135.0 NORTH OF THE NORTHEAST CORNER OF SECTION 23, 12N R22E
 STA. 135+44.06
 (GRID) Y 235 299.22
 (GROUND) N 235 301.705
 E 2 517 095.88

BEGIN RELOCATION ORDER
 462.12' SOUTH OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 23, 12N R22E
 STA 102+84.39
 (GRID) Y 232 040.615
 (GROUND) N 232 043.01
 E 2 517 175.26

- CONVENTIONAL ABBREVIATIONS**
- AP REM. ACCESS POINT/ ACCESS RIGHTS
 - AR RIGHT-OF-WAY
 - AC SECTION
 - ET.AL. SQUARE FEET
 - C/L STATION
 - C.S.M. TEMPORARY LIMITED EASEMENT
 - ORL TILE
 - DOC CURVE DATA
 - EASE. LONG CHORD BEARING
 - LEFT LONG CHORD BEARING
 - MON. RADIUS
 - RIGHT TO SCALE (DETAIL) CENTRAL ANGLE OR DELTA
 - POINT OF COMMENCEMENT
 - POINT OF TERMINATION
 - PC
 - PT

- CONVENTIONAL SYMBOLS**
- FOUND IRON PIPE/ PIN
 - R/W MONUMENT
 - R/W STANDARD
 - SECTION CORNER MONUMENT
 - PERMANENT LIMITED EASEMENT
 - PERMANENT LIMITED EASEMENT
 - PARCEL NUMBER
 - SECTION NUMBER
 - QUARTER LINE
 - SIXTEENTH LINE
 - EXISTING CENTERLINE
 - PARALLEL OFFSET

- SECTION CORNER SYMBOL**
- WATER
 - TELEPHONE
 - OVERHEAD
 - TRANSMISSION LINES
 - ELECTRIC
 - CABLE TELEVISION
 - FIBER OPTIC
 - POWER
 - STORM SEWER
 - NON COMPENSABLE
 - COMPENSABLE
 - POWER POLE
 - TELEPHONE POLE
 - TELEPHONE PEDESTAL
 - ELECTRIC TOWER

NOTES

COORDINATES AND BEARINGS ON THIS PLAT ARE ORIENTED TO THE WISCONSIN STATE PLANE COORDINATE SYSTEM SOUTH ZONE, NAD 83. ALL DISTANCES SHOWN ARE GROUND LENGTH AND MAY BE CONVERTED TO GRID LENGTH BY THE DISTANCE BY THE GRID FACTOR PROVIDED ON THE DETAIL SHEETS. ALL COORDINATES SHOWN AS N (NORTHING) AND E (EASTING) ARE GROUND VALUES AND MAY BE CONVERTED TO GRID COORDINATES BY MULTIPLYING BY THE GRID FACTOR PROVIDED ON THE DETAIL SHEETS.

RIGHT-OF-WAY MONUMENTS WILL BE PLACED PRIOR TO THE COMPLETION OF THE PROJECT.

RIGHT-OF-WAY BOUNDARIES ARE DEFINED WITH COURSES OF THE PERIMETER OF THE HIGHWAY LANDS REFERENCED TO THE U.S. PUBLIC LAND SURVEY SYSTEM OR OTHER SURVEYS OF PUBLIC RECORD.

LAYOUT SCALE 0 1 1/4 MI.

TOTAL NET LENGTH OF CENTERLINE = 0.6186 MI.
 LENGTH OF PROJECT ALONG CENTERLINE = 0.6173 MI.

SCHEDULE OF LANDS & INTERESTS REQUIRED

OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE DEPARTMENT

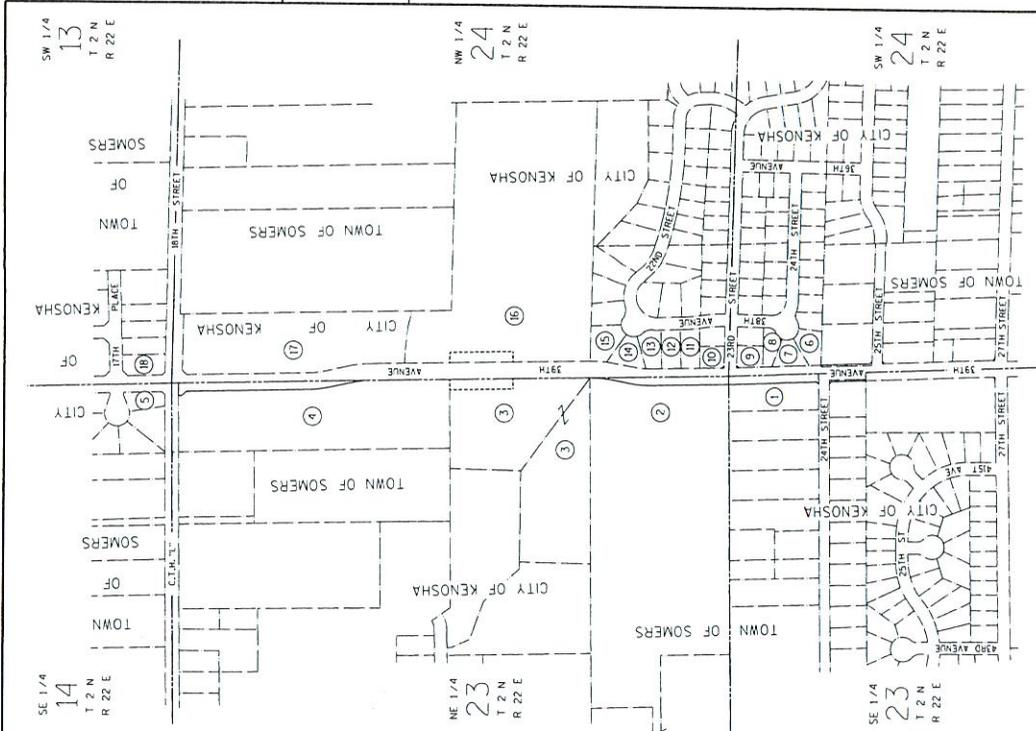
PARCEL NUMBER	SHEET NUMBER	OWNER(S)	INTEREST REQUIRED	TOTAL AREA	RW AREA REQUIRED		TOTAL AREA REMAINING	FILE AREA REQUIRED	FILE AREA REQUIRED
					NEW	EXISTING			
1	4.03	GEORGE H. UTTECH	FEE/TILE	1.831 AC	0.403 AC	0.101 AC	0.504 AC	0.127 AC	0.127 AC
2	4.04	MARK D. AND LISA K. GULAS	FEE/TILE	22.750 AC	0.475 AC	0.030 AC	0.505 AC	22.245 AC	0.313 AC
3	4.05	REGENCY HILLS - RIVERWOODS, LLC	PLE/TILE	4.999 AC	0.721 AC	0.250 AC	0.971 AC	0.344 AC	0.237 AC
4	4.06	GEORGE W. PIETKIEWICZ	FEE/TILE	10.084 AC	0.721 AC	0.250 AC	0.971 AC	9.113 AC	0.745 AC
5	4.08	PAUL J. AND CAROL D. DOSEMAGEN	TILE	---	---	---	---	---	0.028 AC
6	4.03	BERWICK PROPERTIES INC.	TILE	---	---	---	---	---	0.023 AC
7	4.03	BERWICK PROPERTIES INC.	TILE	---	---	---	---	---	0.063 AC
8	4.03	BERWICK PROPERTIES INC.	TILE	---	---	---	---	---	0.009 AC
9	4.03	BERWICK PROPERTIES INC.	FEE/TILE	0.300 AC	50 SF	0.0 AC	50 SF	0.299 AC	0.025 AC
10	4.04	BERWICK PROPERTIES INC.	FEE/TILE	0.286 AC	50 SF	0.0 AC	50 SF	0.285 AC	0.030 AC
11	4.04	ROBERT A. TENUTA AND MICHELLE M. FREDERICK	TILE	---	---	---	---	---	0.024 AC
12	4.04	BERWICK PROPERTIES INC.	TILE	---	---	---	---	---	0.028 AC
13	4.04	BERWICK PROPERTIES INC.	TILE	---	---	---	---	---	0.023 AC
14	4.04	URSA INSURANCE LTD	TILE	---	---	---	---	---	0.071 AC
15	4.04	DENNIS M. AND NATALE K. FROMA	TILE	---	---	---	---	---	0.021 AC
16	4.05/06	CITY OF KENOSHA, A MUNICIPAL ORGANIZATION	PLE	20.536 AC	---	---	---	20.536 AC	0.344 AC
17	4.06/07	ELIZ LLC	TILE	---	---	---	---	---	0.403 AC
18	4.08	PETE A. AND MICHELLE L. LYONS	TILE	---	---	---	---	---	0.017 AC

THE AREAS SHOWN IN THE TOTAL AREA COLUMNS MAY BE APPROXIMATE AND MAY BE DERIVED FROM TAX ROLLS OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED

SF DENOTES SQUARE FEET
AC DENOTES ACRE
* DENOTES AREA FROM COUNTY TAX PARCEL RECORDS



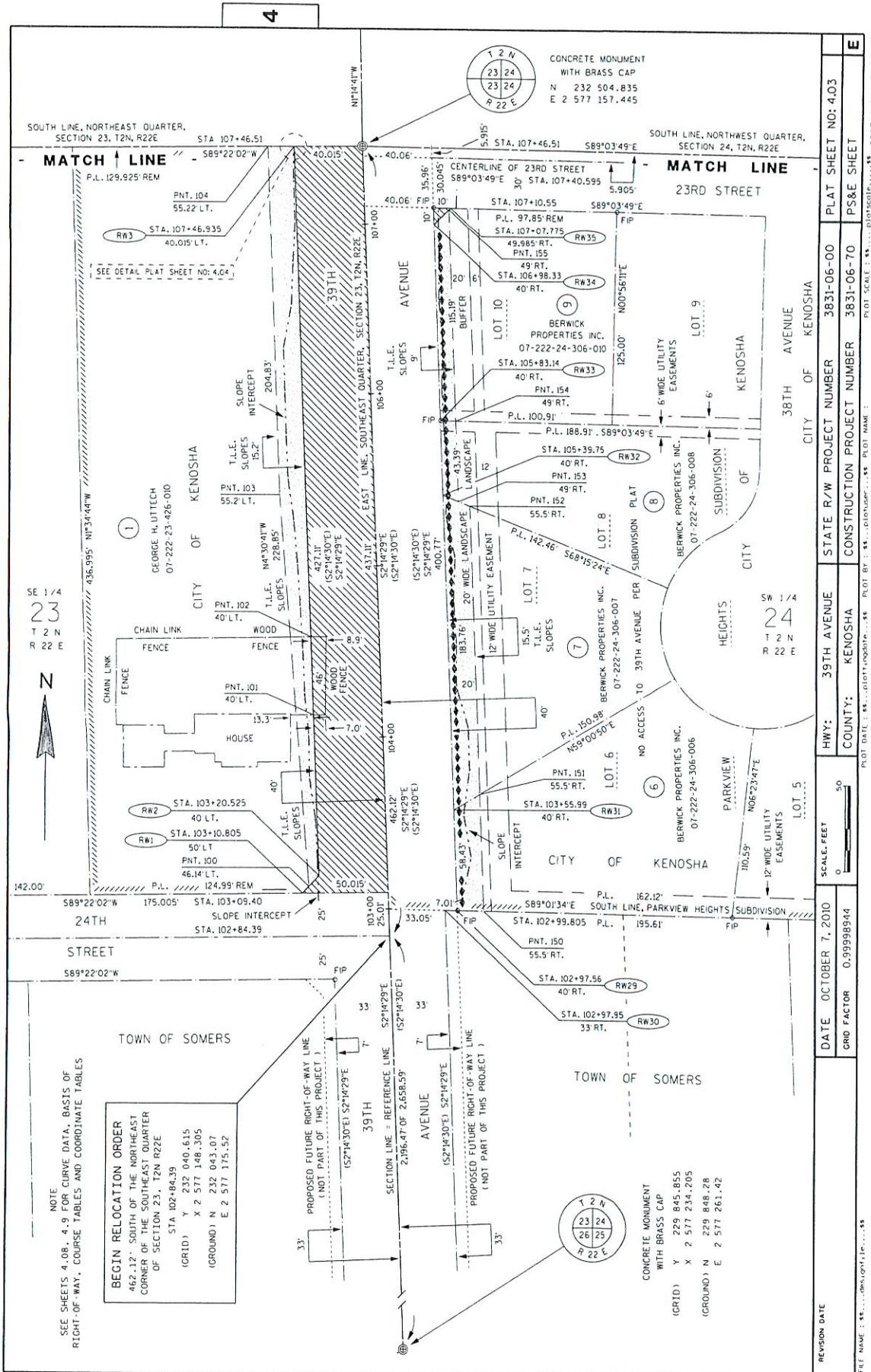
LAYOUT
SCALE 0 N.T.S.



REVISION DATE	DATE	OCTOBER 7, 2010	SCALE: FEET	0 N/A	HWY:	39TH AVENUE	STATE R/W PROJECT NUMBER	3831-06-00	PLAT SHEET NO:	4.02
					COUNTY:	KENOSHA	CONSTRUCTION PROJECT NUMBER	3831-06-70	PS&E SHEET	E

FILE NAME : S:\...; PLOT BY : S...; PLOT NAME : ...; WISDOT/CADD SHEET 60

EXHIBIT A



NOTE
SEE SHEETS 4.08, 4.9 FOR CURVE DATA, BASIS OF
RIGHT-OF-WAY, CURSE TABLES AND COORDINATE TABLES

BEGIN RELOCATION ORDER
462.12' SOUTH OF THE NORTHEAST
CORNER OF THE SOUTHEAST QUARTER
OF SECTION 23, T2N, R22E
STA. 102+84.39
(GRID) X 2 232 040.615
(GROUND) X 2 577 146.305
(GROUND) N 232 043.07
(GROUND) E 2 577 175.52

CONCRETE MONUMENT
WITH BRASS CAP
(GRID) Y 229 845.855
(GROUND) X 2 577 234.205
(GROUND) N 229 848.28
(GROUND) E 2 577 261.42

CONCRETE MONUMENT
WITH BRASS CAP
(GRID) Y 229 845.855
(GROUND) X 2 577 234.205
(GROUND) N 229 848.28
(GROUND) E 2 577 261.42

REVISION DATE	DATE	GRID FACTOR	DATE	CITY	COUNTY	HWY	STATE R/W PROJECT NUMBER	CONSTRUCTION PROJECT NUMBER	PLAT SHEET NO.
	OCTOBER 7, 2010	0.99989844		KENOSHA	KENOSHA	39TH AVENUE	3831-06-00	3831-06-70	4.03
									PS&E SHEET
									E

SCALE: FEET 1" = 50'

PLAT NAME: 45.....DRAWING/PLAT.....55

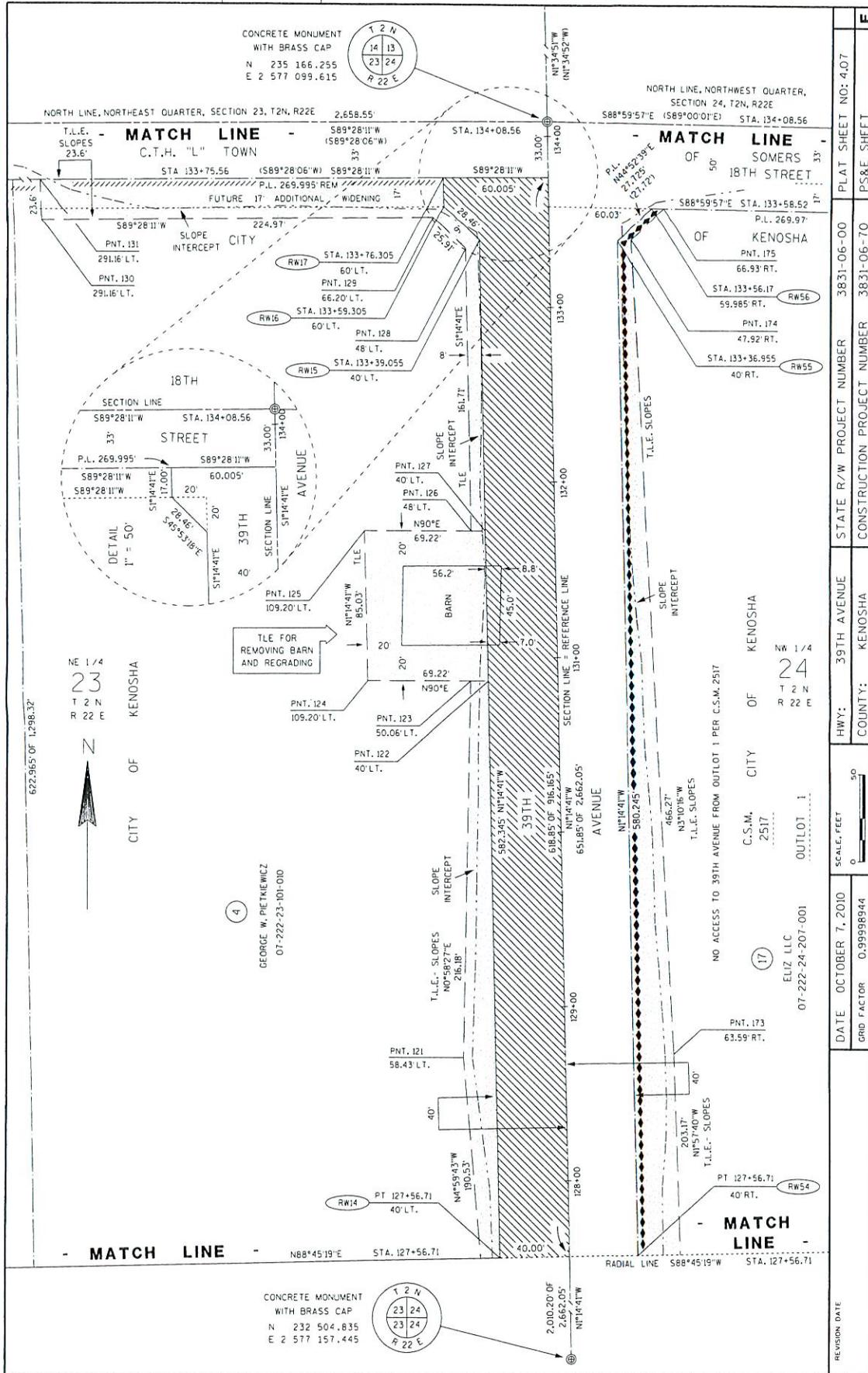
PLOT BY: 45.....DRAWING/PLAT.....55

PLOT DATE: 45.....DRAWING/PLAT.....55

PLOT SCALE: 45.....DRAWING/PLAT.....55

WISDOT/CADDIS SHEET 75

EXHIBIT A

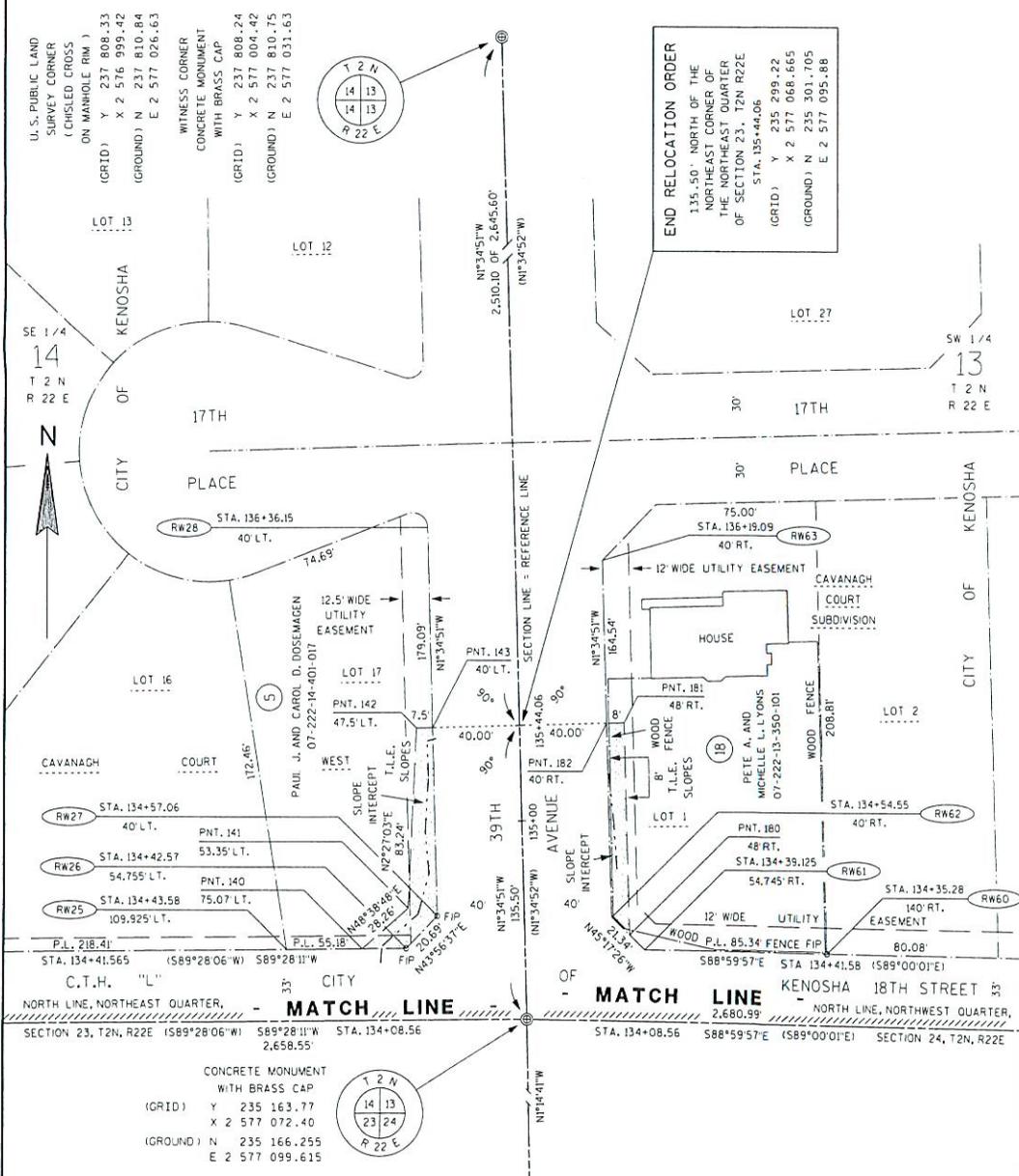


REVISION DATE	DATE	GRID FACTOR	DATE	HWY:	STATE R/W PROJECT NUMBER	PLAT SHEET NO:
	OCTOBER 7, 2010	0.99998944		39TH AVENUE	3831-06-00	4.07
FILE NAME: \\s001\cadd\...				COUNTY: KENOSHA	CONSTRUCTION PROJECT NUMBER	PS&E SHEET
					3831-06-70	E

EXHIBIT A

4

BASIS OF EXISTING RIGHT OF WAY - DOCUMENT INFORMATION FROM KENOSHA COUNTY REGISTER OF DEEDS OFFICE	
SHEET	
SOUTHWEST QUARTER SECTION 13 AND SOUTHEAST QUARTER SECTION 14, T. 2 N., R. 22 E.	
4.08	EAST 40' OF 39TH AVENUE AND VISION CORNER (NORTH OF C.T.H. "L") - WARRANTY DEED, DOCUMENT 1174311, RECORDED FEB. 25, 2000
4.08	WEST 40' OF 39TH AVENUE AND VISION CORNER (NORTH OF C.T.H. "L") - WARRANTY DEED, DOCUMENT 1174310, RECORDED FEB. 25, 2000
4.08	NORTH 33' OF C.T.H. "L" (EAST OF 39TH AVENUE) - WISCONSIN STATUTE 80.01(2) AND RE-DEDICATED ON CAVANAGH COURT SUBDIVISION PLAT
4.08	NORTH 33' OF C.T.H. "L" (WEST OF 39TH AVENUE) - WISCONSIN STATUTE 80.01(2) AND RE-DEDICATED ON CAVANAGH COURT WEST SUBDIVISION PLAT
NORTHEAST QUARTER SECTION 23 AND NORTHWEST QUARTER SECTION 24, T. 2 N., R. 22 E.	
4.07	SOUTH 50' OF C.T.H. "L" (EAST OF 39TH AVENUE) - WISCONSIN STATUTE 80.01(2) (33') AND RE-DEDICATED ON CERTIFIED SURVEY MAP 2517 (50')
4.07	SOUTH 33' OF C.T.H. "L" (WEST OF 39TH AVENUE) - WISCONSIN STATUTE 80.01(2) NOTE: (FEB. 5-6, 1945 SURVEY BY COUNTY SURVEYOR HUGH SOUTHWAY)
SHOWS EXISTING "LICHTER ROAD" - STILL COMMONLY REFERRED TO AS	
4.03 - 4.07	VARIED 40 TO 80 R/W OF 39TH AVENUE (BETWEEN C.T.H. "L" AND 24TH STREET) - DEDICATED ON CERTIFIED SURVEY MAP 2517 (REMAINDER OF ADJACENT 80' R/W TO BE ACQUIRED BY THIS PROJECT)
4.04	NORTH 24.1' OF 23RD STREET (EAST OF 39TH AVENUE) - DEDICATED ON PARKVIEW HEIGHTS SUBDIVISION PLAT
SOUTHEAST QUARTER SECTION 23 AND SOUTHWEST QUARTER SECTION 24, T. 2 N., R. 22 E.	
4.03	SOUTH 35.9' OF 23RD STREET (EAST OF 39TH AVENUE) - DEDICATED ON PARKVIEW HEIGHTS SUBDIVISION PLAT
4.03	EAST 40' OF 39TH AVENUE (23RD TO 24TH STREET) - DEDICATED ON CERTIFIED SURVEY MAP 2517
4.03	24TH STREET (WEST OF 39TH AVENUE) - N/2 OF N/2 OF SE/4 SOLD TO SOMER'S SCHOOL DISTRICT No. 2. IN FEB. 1954 NO ROAD EXISTED. IN DEC. 1955 SCHOOL DISTRICT TRANSFERS LAND, (VOL. 411 PG. 417-18), DEED INCLUDES LENGTHY DESCRIPTION FOR 50 WIDE PUBLIC ROAD (24TH STREET) BETWEEN EAST AND WEST SECTION LINES. FUTURE PARCEL RE-DIVISIONS ALONG 24TH STREET HAVE DEEDS CALLING FOR NORTH OR SOUTH 25' BEING SUBJECT TO PUBLIC ROAD. NO OTHER SEPARATE PUBLIC DEDICATION LOCATED.
4.03	EAST 33' OF 39TH AVENUE (SOUTH OF PARKVIEW HEIGHTS SUBDIVISION / 24TH STREET) - DEEDS TRACED BACK THRU VOL. 286, PG. 363 (1927); 59 ACRE TRACT OWNED BY ROMAN GRABINSKI, GRABINSKI PARCELED OFF TRACT INTO LOTS IN 1946 LEAVING OFF WEST 33' TO BE USED FOR NORTH - SOUTH ROAD (39TH AVENUE).
4.03	WEST 33' OF 39TH AVENUE (SOUTH OF 24TH STREET CENTERLINE) - QUIT CLAIM DEED, VOL. 620 PG. 124, RECORDED OCTOBER 1962



END RELOCATION ORDER
 135.50' NORTH OF THE
 NORTHEAST CORNER OF
 THE NORTHEAST QUARTER
 OF SECTION 23, T2N R22E
 STA. 135+44.06
 (GRID) Y 235 299.22
 (GROUND) X 2 577 068.665
 (GROUND) N 235 301.705
 E 2 577 095.88

REVISION DATE	DATE	OCTOBER 7, 2010	SCALE: FEET	50	STATE R/W PROJECT NUMBER	3831-06-00	PLAT SHEET NO:	4.08
GRID FACTOR	0.99998944	COUNTY:	KENOSHA	CONSTRUCTION PROJECT NUMBER	3831-06-70	PS&E SHEET	E	
FILE NAME	PLOT DATE: 08/11/10; PLOT BY: 08/11/10; PLOT NAME: 3831-06-70-01; PLOT SCALE: 1"=50'; WISDOT/CADD SHEET 75							

EXHIBIT A

4

R/W GROUND COORDINATES (SHOWN TO NEAREST 0.005')	
POINT	N
RW1	232 067.505
RW2	232 077.610
RW3	232 504.395
RW4	232 504.395
RW5	232 869.390
RW6	232 977.230
RW7	233 075.635
RW8	233 167.505
RW9	233 170.200
RW10	233 835.550
RW11	234 217.315
RW12	234 306.780
RW13	234 406.320
RW14	234 513.690
RW15	235 095.900
RW16	235 115.710
RW17	235 132.705
RW18	235 198.230
RW19	235 198.745
RW20	235 213.635
RW21	235 392.655
RW22	235 057.790
RW23	232 057.910
RW24	232 116.175
RW25	232 299.795
RW26	232 343.155
RW27	232 458.255
RW28	232 528.125
RW29	232 538.295
RW30	232 645.330
RW31	232 734.190
RW32	232 871.125
RW33	232 902.165
RW34	232 962.990
RW35	233 061.395
RW36	233 093.755
RW37	233 169.240
RW38	234 052.230
RW39	234 219.055
RW40	234 326.430
RW41	234 423.965
RW42	234 515.430
RW43	235 095.535
RW44	235 115.180
RW45	235 196.830
RW46	235 196.320
RW47	235 213.335
RW48	235 377.810
RW49	235 133.795

RIGHT-OF-WAY - CURVE DATA							
CURVE	RADIUS	CENTRAL ANGLE	ARC LENGTH	CHORD LENGTH	CHORD BEARING	TANGENT IN	TANGENT OUT
RW5	540.00'	11° 29' 52"	108.36'	108.18'	N 4° 30' 15" E	54.365'	N 10° 15' 11" E
RW6	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW7	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW8	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW9	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW10	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW11	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW12	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW13	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW14	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW15	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW16	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW17	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW18	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW19	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW20	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW21	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW22	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW23	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW24	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW25	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW26	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW27	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW28	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW29	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW30	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW31	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW32	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW33	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW34	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW35	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW36	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW37	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW38	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW39	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW40	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW41	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW42	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W
RW43	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW44	460.00'	11° 29' 52"	92.31'	92.15'	N 6° 59' 37" W	46.315'	N 12° 44' 33" W
RW45	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 15' 11" E
RW46	460.00'	11° 29' 52"	92.31'	92.15'	N 4° 30' 15" E	46.315'	N 10° 14' 41" W

RIGHT-OF-WAY - COURSE TABLE		
SEGMENT	BEARING	DISTANCE
RW1	N 43° 33' 39" E	13.94'
RW2	N 1° 14' 41" W	3.135'
RW3	N 45° 53' 18" W	28.46'
RW4	N 1° 14' 41" W	17.00'
RW5	N 44° 21' 03" E	13.745'
RW6	N 45° 09' 15" W	14.41'

RIGHT-OF-WAY - COURSE TABLE		
SEGMENT	BEARING	DISTANCE
RW1	N 43° 33' 39" E	13.94'
RW2	N 1° 14' 41" W	3.135'
RW3	N 45° 53' 18" W	28.46'
RW4	N 1° 14' 41" W	17.00'
RW5	N 44° 21' 03" E	13.745'
RW6	N 45° 09' 15" W	14.41'

T.L.E. - POINT (PNT.) TABLE				
POINT	STATION	N	E	OUT FROM REFERENCE LINE
100	103.14.56	232 071.41	2 577 128.24	46.14' LT.
101	104.14.30	232 171.32	2 577 130.47	40.00' LT.
102	104.60.19	232 217.17	2 577 128.67	40.00' LT.
103	105.43.23	232 299.55	2 577 110.24	55.20' LT.
104	107.47.10	232 504.23	2 577 102.23	55.22' LT.
105	107.47.04	232 504.28	2 577 107.45	50.00' LT.
106	107.91.60	232 554.82	2 577 078.84	77.50' LT.
107	107.98.19	232 554.82	2 577 077.22	77.50' LT.
108	108.72.65	232 629.26	2 577 100.73	54.00' LT.
109	108.72.14	232 629.26	2 577 100.73	54.00' LT.
110	111.67.95	232 925.01	2 577 094.30	54.00' LT.
113	114.12.22	233 170.01	2 577 125.64	17.35' LT.
114	114.49.04	233 207.20	2 577 142.18	0.00' LT.
115	114.12.34	233 169.90	2 577 114.79	28.20' LT.
116	117.77.87	233 535.34	2 577 106.85	28.20' LT.
117	120.77.97	233 835.17	2 577 091.03	37.50' LT.
118	122.11.17	233 968.34	2 577 088.14	31.50' LT.
119	125.12.53	234 270.18	2 577 107.49	11.60' LT.
120	126.81.50	234 438.37	2 577 069.46	45.97' LT.
121	128.71.62	234 628.18	2 577 052.86	58.43' LT.
122	130.81.43	234 844.33	2 577 066.60	40.00' LT.
123	130.81.65	234 844.33	2 577 056.54	50.06' LT.
124	130.88.53	234 844.33	2 576 997.39	109.20' LT.
125	131.73.96	234 929.34	2 576 995.54	109.20' LT.
126	131.72.63	234 929.34	2 577 056.75	48.00' LT.
127	131.72.46	234 929.34	2 577 064.76	40.00' LT.
128	133.34.35	235 091.02	2 577 053.24	48.00' LT.
129	133.52.78	235 109.05	2 577 034.64	66.20' LT.
130	133.55.59	235 106.97	2 576 809.68	299.16' LT.
131	133.79.19	235 130.57	2 576 809.17	291.16' LT.
140	134.42.94	235 198.56	2 577 023.62	75.07' LT.
141	134.61.02	235 217.23	2 577 044.84	53.35' LT.
142	135.44.06	235 300.40	2 577 048.40	47.50' LT.
143	135.44.06	235 300.60	2 577 055.90	40.00' LT.

T.L.E. - POINT (PNT.) TABLE				
POINT	STATION	N	E	OUT FROM REFERENCE LINE
150	102.96.69	232 057.53	2 577 220.49	55.50' RT.
151	103.64.49	232 125.28	2 577 227.84	55.50' RT.
152	105.32.85	232 293.51	2 577 221.26	55.50' RT.
153	105.35.74	232 296.15	2 577 214.65	49.00' RT.
154	105.82.64	232 343.01	2 577 212.82	49.00' RT.
155	107.06.84	232 463.11	2 577 207.96	49.00' RT.
156	107.08.66	232 528.10	2 577 208.45	51.50' RT.
157	108.06.14	232 645.55	2 577 205.90	51.50' RT.
158	109.75.20	232 734.59	2 577 203.97	51.50' RT.
159	109.75.22	232 734.64	2 577 205.46	53.00' RT.
160	110.67.38	232 826.78	2 577 203.46	53.00' RT.
161	111.46.19	232 905.57	2 577 201.75	53.00' RT.
162	111.46.71	232 906.14	2 577 203.72	54.99' RT.
163	113.22.02	233 082.18	2 577 235.57	90.65' RT.
164	113.25.77	233 085.82	2 577 230.48	85.63' RT.
165	114.08.83	233 169.02	2 577 235.92	92.88' RT.
170	122.91.36	234 051.37	2 577 218.26	94.40' RT.
171	122.59.12	234 118.94	2 577 206.42	88.37' RT.
172	126.68.46	234 427.77	2 577 181.81	66.13' RT.
173	128.71.62	234 630.82	2 577 174.86	63.59' RT.
174	131.37.62	235 036.37	2 577 149.07	47.92' RT.
175	131.55.90	235 115.06	2 577 167.67	66.93' RT.
180	134.46.18	235 205.19	2 577 146.56	48.00' RT.
181	135.44.06	235 302.83	2 577 143.86	48.00' RT.
182	135.44.06	235 302.81	2 577 135.86	40.00' RT.
200	117.77.54	233 535.62	2 577 135.05	0.00' LT.
201	117.78.12	233 535.11	2 577 085.05	50.00' LT.
202	120.78.12	233 835.04	2 577 018.53	50.00' LT.
203	117.76.33	233 536.15	2 577 215.06	80.00' RT.
204	117.74.37	233 535.28	2 577 265.09	130.00' RT.
205	120.74.37	233 835.21	2 577 258.57	130.00' RT.
206	120.76.33	233 836.08	2 577 208.54	80.00' RT.

T.L.E. - COURSE TABLE		
SEGMENT	BEARING	DISTANCE
PNT. 100	N 43° 33' 39" E	8.56'
PNT. 101	N 1° 14' 41" W	204.83'
PNT. 102	N 45° 53' 18" W	15.21'
PNT. 103	N 1° 14' 41" W	5.22'
PNT. 104	N 44° 21' 03" E	10.55'
PNT. 105	N 45° 09' 15" W	27.51'
PNT. 106	N 109° 00' 00" E	23.51'
PNT. 107	N 110° 01' 14" W	295.81'
PNT. 108	N 89° 23' 33" E	28.20'
PNT. 109	N 116° 01' 14" W	365.52'
PNT. 110	N 200° 00' 00	

EXHIBIT B

Parcel 1 Project 08-1020 39th Avenue R-O-W
Fee and Temporary Easement
George H. Uttech
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-23-426-010
(Was Tax Parcel No. 80-4-222-234-0100)
Filename: Uttech_1_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

Fee title in and to a part of the land described in a Warranty Deed recorded in Volume 1325, Page 986, Document 807982, recorded on September 19, 1988 with the Kenosha County Register of Deeds Office, in the Southeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin and being more particularly described as follows:

Beginning at the northeast corner of the Southeast Quarter of said Section 23; thence South 2°14'29" East along the east line of said Quarter Section, 437.11 feet to the north line of 24th Street; thence South 89°22'02" West along said north line, 50.015 feet; thence North 43°33'39" East, 13.94 feet; thence North 2°14'29" West parallel to, and 40 feet west of, the east line of said Quarter Section, 427.11 feet to the north line of said Quarter Section; thence North 89°22'02" East along said north line, 40.015 feet to the point of beginning; containing 0.403 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue public right-of-way.

ALSO, a Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land which lies westerly of, and adjacent to, the above described 0.403 acre parcel:

Commencing at the northeast corner of the Southeast Quarter of said Section 23; thence South 89°22'02" West, 40.015 feet to the point of beginning; thence South 2°14'29" East parallel to, and 40.00 feet west of, the east line of said Quarter Section, 427.11 feet; thence South 43°33'39" West, 8.56 feet; thence North 4°30'41" West, 228.85 feet; thence North 2°14'29" West, 204.83 feet; thence North 89°22'02" East, 15.21 feet to the point of beginning; containing 0.127 acres of land, more or less.

The above described Temporary Limited Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 2 Project 08-1020 39th Avenue R-O-W
Fee and Temporary Easement
Mark D. and Lisa K. Gulas
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 80-4-222-231-0500
Filename: Gulas_2_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

Fee title in and to a part of the land described in a Personal Representative's Deed recorded as Document 1036057, on September 19, 1996 with the Kenosha County Register of Deeds Office, in the Northeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the Town of Somers, Kenosha County, State of Wisconsin and being more particularly described as follows:

Beginning at the southeast corner of the Northeast Quarter of said Section 23; thence North 1°14'41" West along the east line of said Quarter Section, 662.825 feet to the north radial line of curve No. 3 on Certified Survey Map 2517, a certified survey map recorded as Document 1476709, on April 19, 2006 with said registry; thence southwesterly along the arc of a circular curve that is concave northwesterly 92.31 feet, said curve having a central angle of 11°29'52", a radius of 460.00 feet and a chord which bears South 4°30'15" West a distance of 92.15 feet; thence South 10°15'11" West, 100.00 feet; thence southwesterly along the arc of a circular curve that is concave southeasterly 108.36 feet, said curve having a central angle of 11°29'52", a radius of 540.00 feet and a chord which bears South 4°30'15" West a distance of 108.18 feet; thence South 1°14'41" East parallel to the east line of said Quarter Section, 365.08 feet to the south line of said Quarter Section; thence North 89°22'02" East along said south line, 40.00 feet to the point of beginning; containing 0.475 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue public right-of-way.

ALSO, a Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land which lies westerly of, and adjacent to, the above described 0.475 acre parcel:

Commencing at the southeast corner of the Northeast Quarter of said Section 23; thence South 89°22'02" West along said south line, 40.00 feet to the point of beginning; thence South 89°22'02" West along said south line, 10.00 feet; thence North 1°14'41" West, 50.55 feet; thence North 90°00'00" West, 27.51 feet; thence North 1°14'41" West, 74.46 feet; thence North 90°00'00" East, 23.51 feet; thence North 1°14'41" West, 295.81 feet; thence North 4°46'54" East, 245.75 feet to the south line of Lot 13 in Riverwoods, a recorded subdivision; thence North 89°23'33" East, along said south line, 28.20 feet to the east line of said Quarter Section; thence South 1°14'41" East along said east line, 2.695 feet; thence southwesterly along the arc of a circular curve that is concave northwesterly 92.31 feet, said curve having a central angle of 11°29'52", a radius of 460.00 feet and a chord which bears South 4°30'15" West a distance of 92.15 feet; thence South 10°15'11" West, 100.00 feet; thence southwesterly along the arc of a circular curve that is concave southeasterly 108.36 feet, said curve having a central angle of 11°29'52", a radius of 540.00 feet and a chord which bears South 4°30'15" West a distance of 108.18 feet; thence South 1°14'41" East parallel to the east line of said Quarter Section, 365.08 feet to the south line of said Quarter Section and the point of beginning; containing 0.313 acre of land, more or less.

The above described Temporary Limited Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 3 Project 08-1020 39th Avenue R-O-W
Permanent and Temporary Easements
Regency Hills-Riverwoods LLC
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-23-102-013
and Tax Parcel No. 07-222-23-102-014
Filename: Regency_Hills_3_REVISIED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Permanent Easement for the right, permission and authority to adjust grade, or to construct and/or fill slopes, and to construct, install, operate and maintain storm water drainage channels and appurtenances (inlets, drainage pipe, etc.), and for road construction support structures including end-walls, and rip-rap, as needed for the 39th Avenue road construction project, or as in the future deemed needed and necessary, on a part of Lot 14 of Riverwoods, a subdivision recorded as Document 1566201 on August 25, 2008 with the Kenosha County Register of Deeds Office, and being a part of the Northwest Quarter, the Northeast Quarter, the Southwest Quarter and the Southeast Quarter of the Northeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin, and including for such purpose the right to preserve, protect, remove or plant any trees, shrubs or vegetation that Grantee deems desirable, along with the right to operate the necessary equipment thereon and the right of ingress and egress when required; additionally Grantor agrees not to alter or change the ground elevation within the easement area by more than 0.4 feet unless approved by Grantee, and to keep easement area free and clear of any and all structures not approved by Grantee; said easement area being more particularly described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 23; thence South 1°14'41" East along the east line of said Quarter Section, 1,331.02 feet to the northeast corner of Lot 14 of said subdivision, and the point of beginning; thence continuing South 1°14'41" East along said east line, 300.00 feet; thence South 89°25'04" West parallel to the north line of said lot, 50.00 feet; thence North 1°14'41" West parallel to the east line of said Quarter Section, 300.00 feet; thence North 89°25'04" East along the north line of said lot, 50.00 feet to the point of beginning; containing 0.344 acres of land, more or less.

ALSO, a Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to part of Lot 13 and part of Lot 14 of said Riverwoods subdivision, said Temporary Limited Easement being further described as:

Commencing at the northeast corner of the Northeast Quarter of said Section 23; thence South 1°14'41" East along the east line of said Quarter Section, 1,996.53 feet to the southeast corner of Lot 13 of said subdivision, and the point of beginning; thence South 89°23'33" West along the south line of said lot, 28.20 feet; thence North 1°14'41" West parallel to the east line of said Quarter Section, 365.52 feet; thence North 89°25'04" East, 28.20 feet to said east line; thence South 1°14'41" East along said east line, 365.51 feet to the point of beginning; containing 0.237 acres of land, more or less.

The above described Temporary Limited Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 4 Project 08-1020 39th Avenue R-O-W
Fee and Temporary Easement
George W. Pietkiewicz
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-23-101-010
Filename: Pietkiewicz_4_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

Fee title in and to a part of the land described in a Warranty Deed recorded in Volume 333, Pages 276-77, Document 316311, on October 22, 1949 with the Kenosha County Register of Deeds Office, in the Northeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin and being more particularly described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 23; thence South 1°14'41" East along the east line of said Quarter Section, 33.00 feet to the point of beginning; thence continuing South 1°14'41" East along said east line, 916.165 feet; thence northwesterly along the arc of a circular curve that is concave southwesterly 92.31 feet, said curve having a central angle of 11°29'52", a radius of 460.00 feet and a chord which bears North 6°59'37" West a distance of 92.15 feet; thence North 12°44'33" West, 100.00 feet; thence northwesterly along the arc of a circular curve that is concave northeasterly 108.36 feet, said curve having a central angle of 11°29'52", a radius of 540.00 feet and a chord which bears North 6°59'37" West a distance of 108.18 feet; thence North 1°14'41" West parallel to, and 40 feet west of, the east line of said Quarter Section, 582.345 feet; thence North 45°53'18" West, 28.46 feet; thence North 1°14'41" West parallel to the east line of said Quarter Section, 17.00 feet to the south line of 18th Street; thence North 89°28'11" East parallel to the north line of said Quarter Section, 60.005 feet to the point of beginning; containing 0.721 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 18th Street public right-of-way.

ALSO, a Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable, and including the right, permission and authority to remove the existing building (barn), and its structural footings, in and on a tract of land described as:

Commencing at the northeast corner of the Northeast Quarter of said Section 23; thence South 1°14'41" East along the east line of said Quarter Section, 949.165 feet to the point of beginning; thence continuing South 1°14'41" East along said east line, 381.855 feet to the south line of Grantor's property; thence South 89°25'04" West along said south line, 37.50 feet; thence North 1°14'41" West, 133.20 feet; thence North 3°40'06" East, 302.46 feet; thence North 12°44'33" West, 172.44 feet; thence North 4°59'43" West, 190.53 feet; thence North 0°58'27" East, 216.18 feet; thence North 90°00'00" West, 59.15 feet; thence North 1°14'41" West, 85.03 feet; thence North 90°00'00" East, 61.21 feet; thence North 1°14'41" West, 161.71 feet; thence North 45°53'18" West, 25.91 feet; thence South 89°28'11" West, 224.97 feet; thence North 1°14'41" West, 23.60 feet to the south line of 18th Street; thence North 89°28'11" East along said south line, 231.18 feet; thence South 1°14'41" East, 17.00 feet; thence South 45°53'18" East, 28.46 feet; thence South 1°14'41" East parallel to the east line of said Quarter Section, 582.345 feet; thence southeasterly along the arc of a circular curve that is concave northeasterly 108.36 feet, said curve having a central angle of 11°29'52", a radius of 540.00 feet and a chord which bears South 6°59'37" East a distance of 108.18 feet; thence South 12°44'33" East, 100.00 feet; thence southeasterly along the arc of a circular curve that is concave southwesterly 92.31 feet, said curve having a central angle of 11°29'52", a radius of 460.00 feet and a chord which bears South 6°59'37" East a distance of 92.15 feet to the east line of said Quarter Section and the point of beginning; containing 0.745 acre of land, more or less.

The above described Temporary Limited Easement shall terminate upon completion of the 39th Avenue road construction project.

Common Council Agenda Item # H.3.

EXHIBIT B

Parcel 5 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Paul J. and Carol D. Dosemagen
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-14-401-017
Filename: Dosemagen_5_REVISIED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 17 of Cavanagh Court West, a subdivision recorded with the Kenosha County Register of Deeds Office on October 4, 2006 as Document 1496806, and being in the Southeast Quarter of the Southeast Quarter in Section 14, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 17 being more particularly described as follows:

Commencing at the southeast corner of the Southeast Quarter of said Section 14; thence North 1°34'51" West along the east line of said Quarter Section, 48.50 feet; thence South 88°25'09" West at right angle to said east line, 40.00 feet to a southeast corner of said Lot 17 and the point of beginning; thence North 1°34'51" West along the west line of 39th Avenue, 87.00 feet; thence South 88°25'09" West, 7.50 feet; thence South 2°27'03" West, 83.24 feet; thence South 48°38'48" West, 28.26 feet; thence North 89°28'11" East, 20.32 feet; thence North 43°56'37" East, 20.69 feet to the point of beginning; containing 0.028 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 6 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Berwick Properties Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-306-006
Filename: Berwick_6_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 6 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 6 being more particularly described as follows:

Commencing at the northwest corner of the Southwest Quarter of said Section 24; thence South 2°14'29" East along the west line of said Quarter Section, 446.705 feet to the westerly extension of the south line of said Lot 6; thence South 89°01'34" East along the westerly extension of said south line, 40.06 feet to the southwest corner of said Lot 6 and the point of beginning; thence North 2°14'29" West along the east line of 39th Avenue, 58.43 feet to the north line of said Lot 6; thence North 59°00'50" East along said north line, 17.68 feet; thence South 2°14'29" East parallel to the west line of said Lot 6, a distance of 67.80 feet to the south line of said Lot 6; thence North 89°01'34" West along said south line, 15.52 feet to the point of beginning; containing 0.023 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 7 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Berwick Properties Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-306-007
Filename: Berwick_7_REVISSED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 7 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 7 being more particularly described as follows:

Commencing at the northwest corner of the Southwest Quarter of said Section 24; thence South 2°14'29" East along the west line of said Quarter Section, 390.52 feet; thence North 87°45'31" East at right angle to said west line, 40.00 feet to the southwest corner of said Lot 7 and the point of beginning; thence North 2°14'29" West along the east line of 39th Avenue, 183.76 feet to the north line of said Lot 7; thence South 68°15'24" East along said north line, 16.96 feet; thence South 2°14'29" East parallel to the west line of said Lot 7, a distance of 168.36 feet to the south line of said Lot 7; thence South 59°00'50" West along said south line, 17.68 feet to the point of beginning; containing 0.063 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 9 Project 08-1020 39th Avenue R-O-W
Fee Title & Temporary Limited Easement
Berwick Properties Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-306-010
Filename: Berwick_9_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

Fee title in and to a part of Lot 10 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 10 being more particularly described as follows:

Commencing at the northwest corner of the Southwest Quarter of said Section 24; thence South 2°14'29" East along the west line of said Quarter Section, 35.96 feet; thence South 89°03'49" East along the westerly extension of the south line of 23rd Street, 40.06 feet to the point of beginning; thence South 89°03'49" East along said south line, 10.00 feet; thence South 44°21'03" West, 13.745 feet; thence North 2°14'29" West parallel to, and 40 feet east of, the west line of said Quarter Section, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

Also a, Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to a tract of land described as:

Commencing at the northwest corner of the Southwest Quarter of said Section 24; thence South 2°14'29" East along the west line of said Quarter Section, 163.37 feet; thence North 87°45'31" East at right angle to said west line, 40.00 feet to the southwest corner of said Lot 10 and the point of beginning; thence North 2°14'29" West along the east line of 39th Avenue, 115.19 feet; thence North 44°21'03" East, 12.39 feet; thence South 2°14'29" East parallel to the west line of said Lot 10, a distance of 124.20 feet to the south line of said Lot 10; thence North 89°03'49" West along said south line, 9.01 feet to the point of beginning; containing 0.025 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 10 Project 08-1020 39th Avenue R-O-W
Fee Title & Temporary Limited Easement
Berwick Properties Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-252-011
Filename: Berwick_10_REVISIED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

Fee title in and to a part of Lot 11 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 11 being more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 24; thence North 1°14'41" West along the west line of said Quarter Section, 24.11 feet to the westerly extension of the north line of 23rd Street; thence South 89°03'49" East along the westerly extension of said north line, 40.03 feet to the point of beginning; thence South 89°03'49" East along said south line, 10.00 feet; thence North 45°09'15" West, 14.41 feet; thence South 1°14'41" East parallel to, and 40 feet east of, the west line of said Quarter Section, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 23rd Street public right-of-way.

Also a, Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to a tract of land described as:

Commencing at the southwest corner of the Northwest Quarter of said Section 24; thence North 1°14'41" West along the west line of said Quarter Section, 139.76 feet; thence North 88°45'19" East at right angle to said west line, 40.00 feet to the northwest corner of said Lot 11 and the point of beginning; thence North 89°23'37" East along said north line, 11.50 feet; thence South 1°14'41" East parallel to the west line of said Lot 11, a distance of 117.48 feet to the south line of said Lot 11; thence North 89°03'49" West along said south line, 1.51 feet; thence North 45°09'15" West, 14.41 feet to the east line of 39th Avenue; thence North 1°14'41" West along said east line, 107.17 feet to the north line of said Lot 11 and the point of beginning; containing 0.030 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 11 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Robert A. Tenuta and Michelle M. Frederick
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-252-013
Filename: Tenuta_11_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 13 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 13 being more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 24; thence North $1^{\circ}14'41''$ West along the west line of said Quarter Section, 139.76 feet; thence North $88^{\circ}45'19''$ East at right angle to said west line, 40.00 feet to the southwest corner of said Lot 13 and the point of beginning; thence North $1^{\circ}14'41''$ West along the east line of 39th Avenue, 88.78 feet to the north line of said Lot 13; thence North $88^{\circ}01'05''$ East along said north line, 11.50 feet; thence South $1^{\circ}14'41''$ East parallel to the west line of said Lot 13, a distance of 89.06 feet to the south line of said Lot 13; thence South $89^{\circ}23'37''$ West along said south line, 11.50 feet to the point of beginning; containing 0.024 acre of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 13 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Berwick Properties Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-252-015
Filename: Berwick_13_REVISIED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 15 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 15 being more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 24; thence North $1^{\circ}14'41''$ West along the west line of said Quarter Section, 320.70 feet; thence North $88^{\circ}45'19''$ East at right angle to said west line, 40.00 feet to the southwest corner of said Lot 15 and the point of beginning; thence North $1^{\circ}14'41''$ West along the east line of 39th Avenue, 44.81 feet; thence northeasterly along the arc of a circular curve that is concave southeasterly 31.05 feet, said curve having a central angle of $3^{\circ}52'02''$, a radius of 460.00 feet and a chord which bears North $0^{\circ}41'20''$ East a distance of 31.04 feet to the north line of said Lot 15; thence North $73^{\circ}59'32''$ East along said north line, 12.36 feet; thence South $1^{\circ}14'41''$ East parallel to the west line of said Quarter Section, a distance of 78.81 feet to the south line of said Lot 15; thence South $88^{\circ}01'05''$ West along said south line, 13.00 feet to the point of beginning; containing 0.023 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 14 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Ursa Insurance Ltd
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-252-016
Filename: Ursa_14_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 16 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 16 being more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 24; thence North 1°14'41" West along the west line of said Quarter Section, 396.53 feet; thence North 88°45'19" East at right angle to said west line, 41.05 feet to the southwest corner of said Lot 16 and the point of beginning; thence northeasterly along the arc of a circular curve that is concave southeasterly 61.26 feet, said curve having a central angle of 7°37'49", a radius of 460.00 feet and a chord which bears North 6°26'16" East a distance of 61.21 feet; thence North 10°15'11" East along the east line of 39th Avenue, 100.00 feet; thence northeasterly along the arc of a circular curve that is concave northwesterly 32.72 feet, said curve having a central angle of 3°28'18", a radius of 540.00 feet and a chord which bears North 8°31'02" East a distance of 32.72 feet to the north line of said Lot 16; thence South 54°26'57" East along said north line, 19.90 feet; thence South 10°15'11" West, 178.90 feet to the south line of said Lot 16; thence South 73°59'32" West along said south line, 14.41 feet to the point of beginning; containing 0.071 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 15 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Dennis M. & Natalie K. Troha
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-252-017
Filename: Troha_15_REVISIED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 17 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 17 being more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 24; thence North 1°14'41" West along the west line of said Quarter Section, 665.96 feet to the westerly extension of the north line of said Lot 17; thence South 89°00'01" East along the westerly extension of said north line, 80.06 feet to the northwest corner of said Lot 17 and the point of beginning; thence South 89°00'01" East along said north line, 12.89 feet; thence South 03°44'32" West, 83.37 feet to the south line of said Lot 17; thence North 54°26'57" West along said south line, 13.64 feet to the east line of 39th Avenue; thence northeasterly along the arc of a circular curve that is concave northwesterly, 75.64 feet, said curve having a central angle of 8°01'33", a radius of 540.00 feet and a chord which bears North 2°46'06" East a distance of 75.58 feet to the north line of said Lot 17 and the point of beginning; containing 0.021 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 16 Project 08-1020 39th Avenue R-O-W
Permanent Easement
City of Kenosha, a Municipal Corporation
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-207-002
Filename: City_of_Kenosha_16_REVISIED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Permanent Easement for the right, permission and authority to adjust grade, or to construct and/or fill slopes, and to construct, install, operate and maintain storm water drainage channels and appurtenances (inlets, drainage pipe, etc.), and for road construction support structures including end-walls, and rip-rap, as needed for the 39th Avenue road construction project, or as in the future deemed needed and necessary, on a part of Outlot 2 of Certified Survey Map 2517, a certified survey map recorded as Document 1476709 on April 19, 2006 with the Kenosha County Register of Deeds Office, and being a part of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter, of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin, said easement including for such purpose the right to preserve, protect, remove or plant any trees, shrubs or vegetation that Grantee deems desirable, along with the right to operate the necessary equipment thereon and the right of ingress and egress when required; additionally Grantor agrees not to alter or change the ground elevation within the easement area by more than 0.4 feet unless approved by the City of Kenosha, and to keep easement area free and clear of any and all structures not approved by the City of Kenosha; said easement area being more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 24; thence South 1°14'41" East along the west line of said Quarter Section, 1,996.09 feet to the westerly extension of the south line of Outlot 2 of Certified Survey Map 2517; thence South 89°00'01" East along the westerly extension of said south line, 80.06 feet to the southwest corner of said Outlot 2; thence North 1°14'41" West along the west line of said Outlot 2, a distance of 367.00 feet to the point of beginning; thence continuing North 1°14'41" West along said west line, being here also the east line of 39th Avenue, 300.00 feet; thence South 89°00'01" East parallel to the south line of said Outlot 2, a distance of 50.00 feet; thence South 1°14'41" East, 300.00 feet; thence North 89°00'01" West parallel to the south line of said Outlot 2, a distance of 50.00 feet to the point of beginning; containing 0.344 acres of land, more or less.

EXHIBIT B

Parcel 17 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Eliz LLC
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-207-001
Filename: Eliz_17_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Outlot 1 of Certified Survey Map 2517, a certified survey map recorded as Document 1476709 on April 19, 2006 with the Kenosha County Register of Deeds Office, in the Northwest Quarter and the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin, said part of Outlot 1 being more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 24; thence South $1^{\circ}14'41''$ East along the west line of said Quarter Section, 50.04 feet to the westerly extension of the north line of said Outlot 1; thence South $88^{\circ}59'57''$ East along the westerly extension of said north line, 60.03 feet to a northwest corner of said Outlot 1 and the point of beginning; thence South $88^{\circ}59'57''$ East along said north line, 6.95 feet; thence South $44^{\circ}52'39''$ West, 26.37 feet; thence South $3^{\circ}10'16''$ East, 466.27 feet; thence South $1^{\circ}57'40''$ East, 203.17 feet; thence South $12^{\circ}44'33''$ East, 111.58 feet; thence South $2^{\circ}31'58''$ East, 267.83 feet to the south line of said Outlot 1; thence North $86^{\circ}35'37''$ West along said south line, 14.44 feet to the east line of 39th Avenue; thence North $1^{\circ}14'41''$ West along said east line, 166.86 feet; thence northwesterly along the arc of a circular curve that is concave southwesterly 108.36 feet, said curve having a central angle of $11^{\circ}29'52''$, a radius of 540.00 feet and a chord which bears North $6^{\circ}59'37''$ West a distance of 108.18 feet; thence North $12^{\circ}44'33''$ West, 100.00 feet; thence northwesterly along the arc of a circular curve that is concave northeasterly 92.31 feet, said curve having a central angle of $11^{\circ}29'52''$, a radius of 460.00 feet and a chord which bears North $6^{\circ}59'37''$ West a distance of 92.15 feet; thence North $1^{\circ}14'41''$ West along the east line of 39th Avenue, 580.245 feet; thence North $44^{\circ}52'39''$ East, 27.725 feet to the point of beginning; containing 0.403 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

EXHIBIT B

Parcel 18 Project 08-1020 39th Avenue R-O-W
Temporary Limited Easement
Pete A. and Michelle L. Lyons
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-13-350-101
Filename: Lyons_18_REVISED_10_7_2010.doc
e-mailed to ssmith@kenosha.org on _____

A Temporary Limited Easement for the right, permission and authority to adjust grade, and to construct and/or fill slopes, on Grantor's premises, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as required for said purpose, and including the right to preserve, protect, remove or plant thereon any vegetation that Grantee deems necessary or desirable in and to the following tract of land:

Part of Lot 1 of Cavanagh Court Subdivision, recorded with the Kenosha County Register of Deeds Office on April 29, 2004 as Document 1384726, in the Southwest Quarter of the Southwest Quarter of Section 13, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 1 being more particularly described as follows:

Commencing at the southwest corner of the Southwest Quarter of said Section 13; thence North 1°34'51" West along the west line of said Quarter Section, 45.99 feet; thence North 88°25'09" East at right angle to said west line, 40.00 feet to a southwest corner of said Lot 1 and the point of beginning; thence North 1°34'51" West along the east line of 39th Avenue, 89.51 feet; thence North 88°25'09" East, 8.00 feet; thence South 1°34'51" East parallel to the west line of said Lot 1, a distance of 97.88 feet; thence North 45°17'26" West, 11.58 feet to the point of beginning; containing 0.017 acres of land, more or less.

The above described Temporary Easement shall terminate upon completion of the 39th Avenue road construction project.

RESOLUTION # 81-09

BY: THE MAYOR

**Relocation Order for 39th Avenue from 18th Street South to 27th Street
for Right-of-Way Improvements and to Authorize Other Actions
Necessary to Acquire Fee Title and Interest and
Possession of Certain Property.**

BE IT RESOLVED by the Common Council of the City of Kenosha, Wisconsin that:

1. It is declared and determined to be in the public interest to acquire fee title interest to certain property necessary for 39th Avenue, approximately 3,981 feet from 18th Street south to 27th Street under authority of Section 62.22, Wisconsin Statutes, shown on a map marked Exhibit "A", and legally described on Exhibit "B", which are on file in the office of the City Clerk, and incorporated herein by reference.
2. The Director of the Department of City Development, or designees thereof, on behalf of the City of Kenosha and upon compliance with Subsection (2), respecting Appraisal, and Subsection (2.a.) respecting negotiation, shall make and give notice of a Jurisdictional Offer under Subsections (3), (3.m.) and (4) of Section 32.05, Wisconsin Statutes. If any owner has not accepted the Jurisdictional Offer within the periods limited in Subsection (6) or fails to consummate an acceptance as provided therein, the City of Kenosha, through the Director of the Department of City Development, or designees thereof, shall make an award of damages in the manner and sequence of acts provided in Subsection (7) and obtain right to possession with respect to such property under Subsection (8) of Section 32.05, Wisconsin Statutes.
3. The City Attorney or other legal counsel retained by the City shall represent the City of Kenosha in any related actions or proceedings.
4. The Director of the Department of City Development, or designees, in accordance with Section 32.05(1)(a), Wisconsin Statutes, shall within twenty (20) days of the adoption of the Resolution/Relocation Order, file a copy thereof with the Kenosha County Clerk.

Adopted this 15th day of June 2009

ATTEST:



Debra L. Salas, Deputy City Clerk

APPROVE:



Keith G. Bosman, Mayor

PLAT OF RIGHT-OF-WAY
REQUIRED FOR
THE
39TH AVENUE
RELOCATION ORDER
FROM
18TH STREET TO 27TH STREET

PROPOSED RIGHT OF WAY BEING A PART OF THE
NORTHEAST QUARTER AND SOUTHWEST QUARTER OF SECTION 23,
AND
NORTHWEST QUARTER AND SOUTHWEST QUARTER OF SECTION 24
IN
TOWN 2 NORTH, RANGE 22 EAST
OF THE FOURTH PRINCIPAL MERIDIAN
AND IN THE
TOWNSHIP OF SOMERS
CITY OF KENOSHA, WISCONSIN

CITY OF KENOSHA
DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION
675 52ND STREET - ROOM 302
KENOSHA, WI. 53140
DATE: MAY 31, 2009
DRAWN BY: M. L. ANDRUSH

**BEGIN
RELOCATION
ORDER**

1,289.08'
588°54'57"W

624.71'
614.71'

624.71'
614.71'

1,339.535'
52°14'29"E

1,339.535'
52°14'29"E

2,678.58'

104.73'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

106.30'

PARCEL NUMBER	OWNER(S)	INTEREST REQUIRED	AREA OF REMAINING PROPERTY (S.F.)	AREA OF REMAINING PROPERTY (ACRES)
1	CHURCH OF THE NAZARENE	FEF	3,717 ACRES	0.030 ACRES
2	JAMES E. AND DORTHA M. CHILDERS	FEF	0.736 ACRES	0.003 ACRES
3	GEORGE H. UTTECH	FEF	1,730 ACRES	0.045 ACRES
4	MARK D. AND LISA K. GULAS	FEF	22.72 ACRES	0.414 ACRES
5	SILVER MITCHELL	FEF	0.497 ACRES	0.007 ACRES
6	CITITRIMGAGE, INC.	FEF	0.550 ACRES	0.008 ACRES
7	ROGER L. AND JOHNA M. PILES	FEF	1,145 ACRES	0.041 ACRES
8	BENICK PROPERTIES, INC.	FEF	0.300 ACRES	0.004 ACRES
9	BENICK PROPERTIES, INC.	FEF	0.286 ACRES	0.004 ACRES

XX.XX ACRES ± DENOTES ACREAGE FROM TAX PARCEL ASSESSMENT
S.F. DENOTES SQUARE FEET

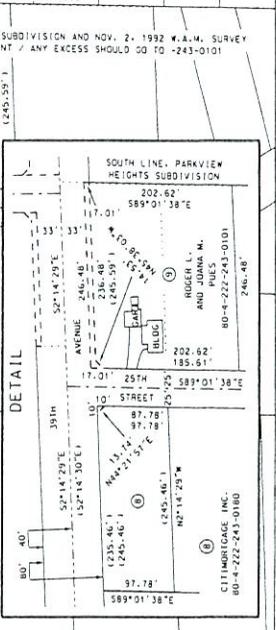
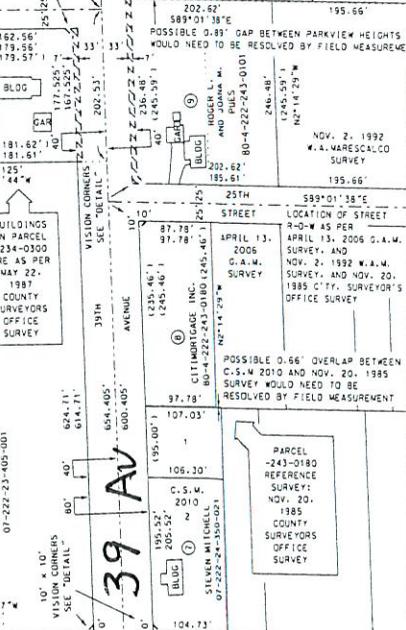
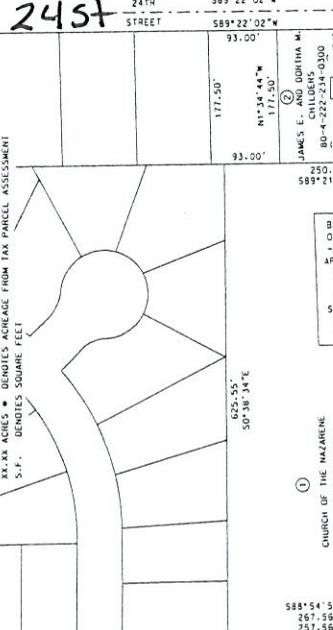
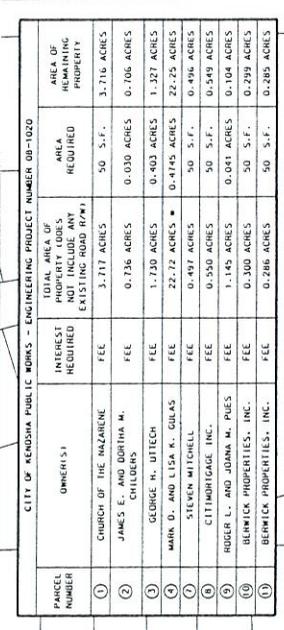
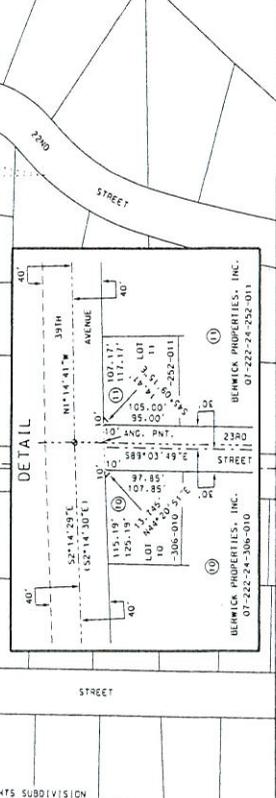
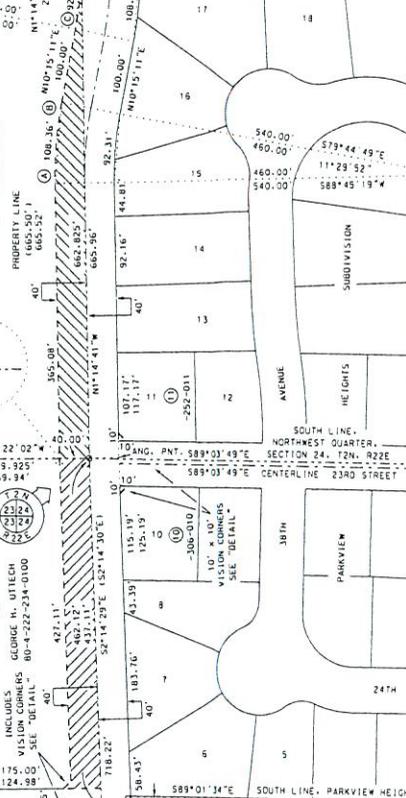
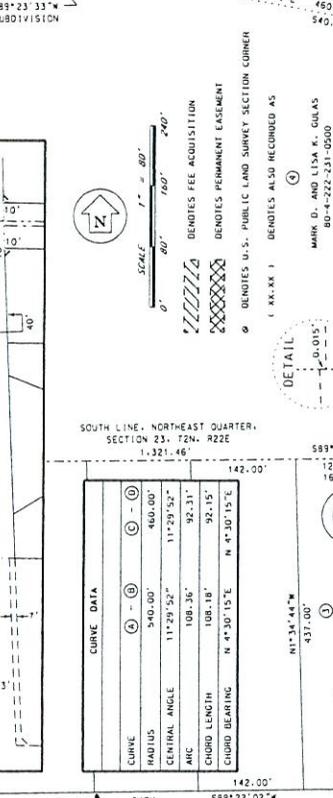
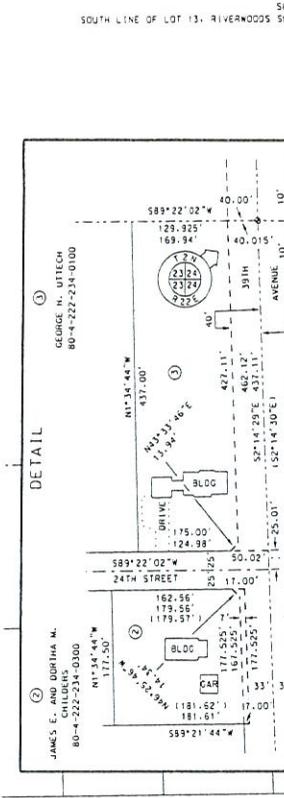
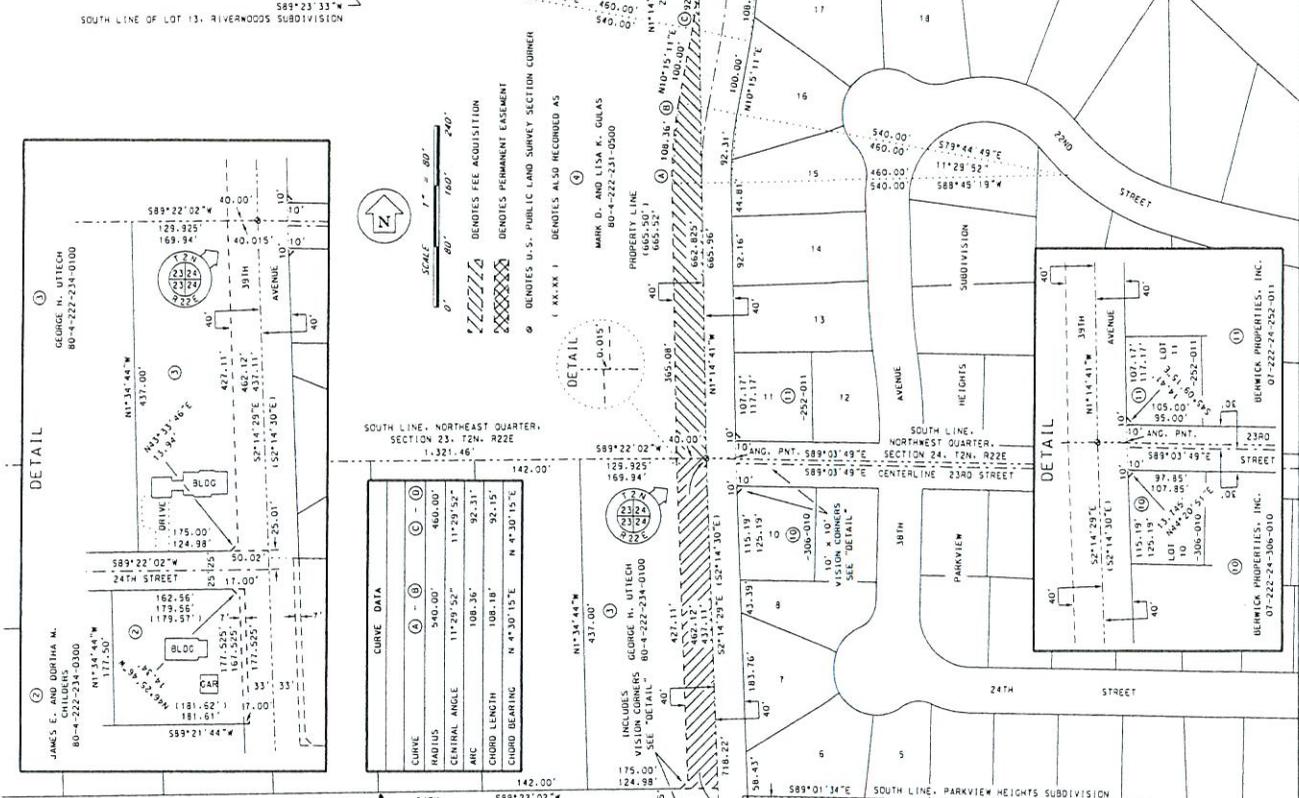


EXHIBIT A

**PLAT OF RIGHT-OF-WAY
REQUIRED FOR
THE
39TH AVENUE
RELOCATION ORDER
FROM
18TH STREET TO 27TH STREET**

PROPOSED RIGHT OF WAY BEING A PART OF THE
NORTHEAST QUARTER AND SOUTHWEST QUARTER OF SECTION 23,
NORTHEAST QUARTER AND SOUTHWEST QUARTER OF SECTION 24

TOWNSHIP 2 NORTH, RANGE 22 EAST
OF THE FOURTH PRINCIPAL MERIDIAN
TOWN OF SANDERS
AND IN THE
CITY OF KENOSHA, WISCONSIN

CITY OF KENOSHA
DEPARTMENT OF PUBLIC WORKS
ENGINEER
TEL. 202-463-4030
625 52ND STREET - ROOM 302
KENOSHA, WI 53140
DRAWN BY: K. L. RANTYSH

Common Council Agenda Item # H.3.

November 1, 2010 Page 170

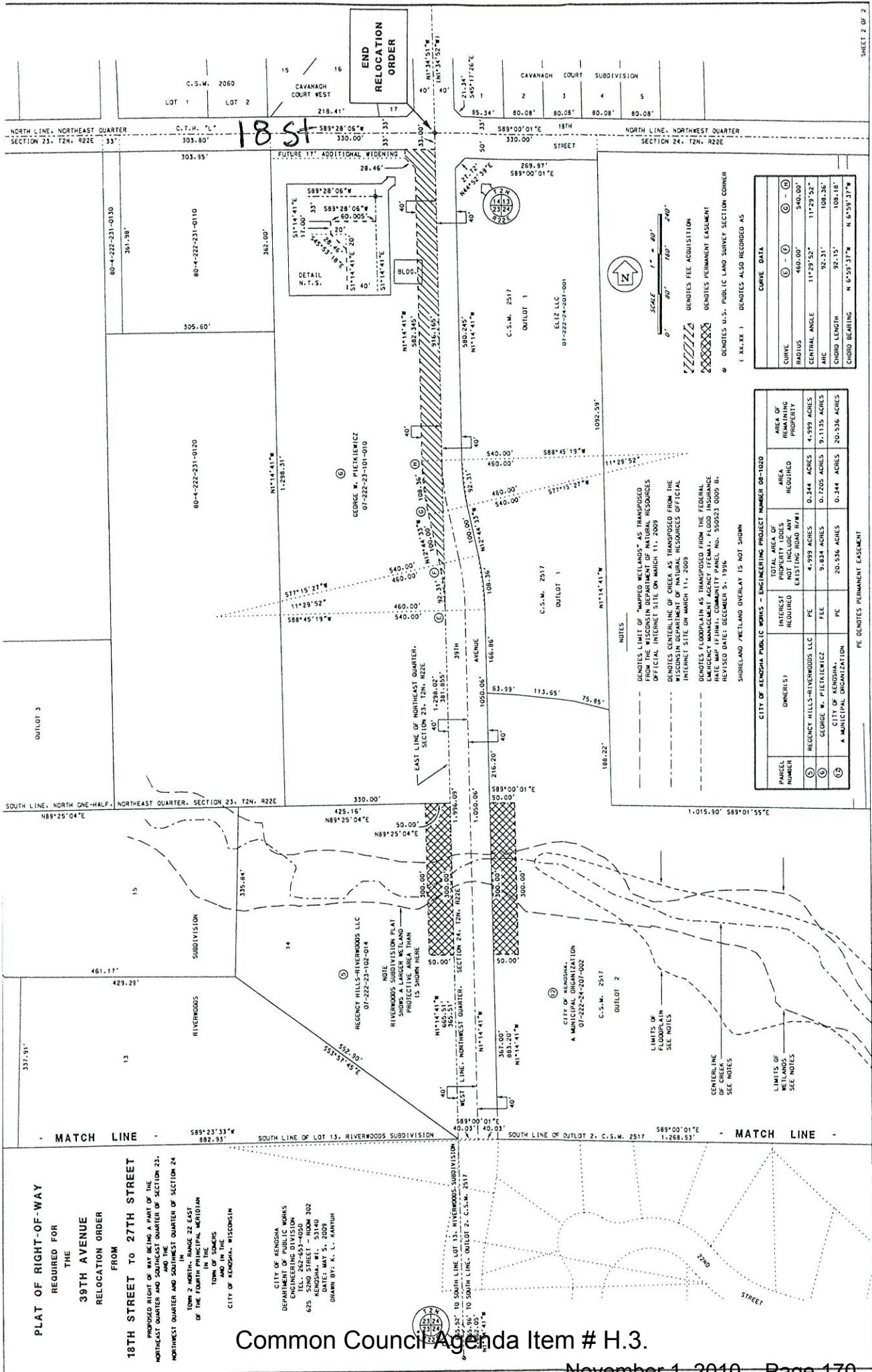


EXHIBIT B

Parcel 1 Project 08-1020 39th Avenue R-O-W
Church of the Nazarene
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-23-405-001
Filename: Church_of_the_Nazarene_1.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Warranty Deed recorded in Volume 1060, Page 315, Document 659582, on October 16, 1979 with the Kenosha County Register of Deeds Office, in the Southeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin and being more particularly described as follows:

Commencing at the northeast corner of the Southeast Quarter of said Section 23; thence South 2°14'29" East along the east line of said Quarter Section, 1,289.05 feet (recorded as 1,289.405 feet on Ellison Stahl North Unit "A" subdivision plat), to the easterly extension of the north line of 27th Street; thence South 88°54'57" West along the easterly extension of said north line, 40.01 feet to the northwest corner of the intersection of 39th Avenue and 27th Street, and the point of beginning; thence South 88°54'57" West along said north line, 10.00 feet; thence North 43°20'14" East, 14.00 feet to the west line of 39th Avenue; thence South 2°14'29" East along said west line, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 27th Street right-of-way.

EXHIBIT B

Parcel 2 Project 08-1020 39th Avenue R-O-W
James E. and Dortha M. Childers
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 80-4-222-234-0300
Filename: Childers_2.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Warranty Deed recorded in Document 1224996, on June 27, 2001 with the Kenosha County Register of Deeds Office, in the Southeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the Town of Somers, Kenosha County, State of Wisconsin and being more particularly described as follows:

Commencing at the southeast corner of the Southeast Quarter of said Section 23; thence North 2°14'29" West along the east line of said Quarter Section, 1,993.94 feet to the easterly extension of the south line of the parcel of land described in said Document 1224996; thence South 89°21'44" West along the easterly extension of said south line, 33.01 feet to the point of beginning; thence North 2°14'29" West along the west line of 39th Avenue, 177.525 feet to the southwest corner of the intersection of 39th Avenue and 24th Street; thence South 89°22'02" West along the south line of 24th Street, 17.00 feet; thence South 46°25'46" East, 14.34 feet; thence South 2°14'29" East parallel to, and 40 feet west of, the east line of said Quarter Section, 167.525 feet to Grantor's south property line; thence North 89°21'44" East along said south line, 7.00 feet to the point of beginning; containing 0.030 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 24th Street right-of-way.

EXHIBIT B

Parcel 3 Project 08-1020 39th Avenue R-O-W
George H. Uttech
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 80-4-222-234-0100
Filename: Uttech_3.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Warranty Deed recorded in Volume 1325, Page 986, Document 807982, recorded on September 19, 1988 with the Kenosha County Register of Deeds Office, in the Southeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the Town of Somers, Kenosha County, State of Wisconsin and being more particularly described as follows:

Beginning at the northeast corner of the Southeast Quarter of said Section 23; thence South 2°14'29" East along the east line of said Quarter Section, 437.11 feet to the north line of 24th Street; thence South 89°22'02" West along said north line, 50.02 feet; thence North 43°33'46" East, 13.94 feet; thence North 2°14'29" West parallel to, and 40 feet west of, the east line of said Quarter Section, 427.11 feet to the north line of said Quarter Section; thence North 89°22'02" East along said north line, 40.015 feet to the point of beginning; containing 0.403 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 24th Street right-of-way.

EXHIBIT B

Parcel 4 Project 08-1020 39th Avenue R-O-W
Mark D. and Lisa K. Gulas
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 80-4-222-231-0500
Filename: Gulas_4.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Personal Representative's Deed recorded as Document 1036057, on September 19, 1996 with the Kenosha County Register of Deeds Office, in the Northeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the Town of Somers, Kenosha County, State of Wisconsin and being more particularly described as follows:

Beginning at the southeast corner of the Northeast Quarter of said Section 23; thence North $1^{\circ}14'41''$ West along the east line of said Quarter Section, 662.825 feet to the north radial line of curve No. 3 on Certified Survey Map 2517, a certified survey map recorded as Document 1476709, on April 19, 2006 with said registry; thence southwesterly along the arc of a circular curve that is concave northwesterly 92.31 feet, said curve having a central angle of $11^{\circ}29'52''$, a radius of 460.00 feet and a chord which bears South $4^{\circ}30'15''$ West a distance of 92.15 feet; thence South $10^{\circ}15'11''$ West, 100.00 feet; thence southwesterly along the arc of a circular curve that is concave southeasterly 108.36 feet, said curve having a central angle of $11^{\circ}29'52''$, a radius of 540.00 feet and a chord which bears South $4^{\circ}30'15''$ West a distance of 108.18 feet; thence South $1^{\circ}14'41''$ East parallel to the east line of said Quarter Section, 365.08 feet to the south line of said Quarter Section; thence North $89^{\circ}22'02''$ East along said south line, 40.00 feet to the point of beginning; containing 0.4745 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue right-of-way.

EXHIBIT B

Parcel 5 Project 08-1020 39th Avenue R-O-W
Permanent Easement
Regency Hills-Riverwoods LLC
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-23-102-014
Filename: Regency_Hills_Easement_5.doc
e-mailed to csusans@kenosha.org on May 11, 2009

A **Permanent Easement** for the right, permission and authority to adjust grade, or to construct and/or fill slopes, and to construct, install, operate and maintain storm water drainage channels and appurtenances (inlets, drainage pipe, etc.), and for road construction support structures including end-walls, and rip-rap, as needed for the 39th Avenue road construction project, or as in the future deemed needed and necessary, on a part of Lot 14 of Riverwoods, a subdivision recorded as Document 1566201 on August 25, 2008 with the Kenosha County Register of Deeds Office, and being a part of the Northwest Quarter, the Northeast Quarter, the Southwest Quarter and the Southeast Quarter of the Northeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin, and including for such purpose the right to preserve, protect, remove or plant any trees, shrubs or vegetation that Grantee deems desirable, along with the right to operate the necessary equipment thereon and the right of ingress and egress when required; additionally Grantor agrees not to alter or change the ground elevation within the easement area by more than 0.4 feet, and to keep easement area free and clear of any and all structures not approved by Grantee; said easement area being more particularly described as follows:

Beginning at the northeast corner of Lot 14 of said subdivision; thence South $1^{\circ}14'41''$ East along the east line of said Lot 14, a distance of 300.00 feet; thence South $89^{\circ}25'04''$ West parallel to the north line of said lot, 50.00 feet; thence North $1^{\circ}14'41''$ West parallel to the east line of said Lot 14, a distance of 300.00 feet; thence North $89^{\circ}25'04''$ East along the north line of said lot, 50.00 feet to the point of beginning; containing 0.344 acres of land, more or less.

EXHIBIT B

Parcel 6 Project 08-1020 39th Avenue R-O-W
George W. Pietkiewicz

To

City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-23-101-010
Filename: Pietkiewicz_6.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Warranty Deed recorded in Volume 333, Pages 276-77, Document 316311, on October 22, 1949 with the Kenosha County Register of Deeds Office, in the Northeast Quarter of Section 23, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin and being more particularly described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 23; thence South $1^{\circ}14'41''$ East along the east line of said Quarter Section, 33.00 feet to the point of beginning; thence continuing South $1^{\circ}14'41''$ East along said east line, 916.165 feet; thence northwesterly along the arc of a circular curve that is concave southwesterly 92.31 feet, said curve having a central angle of $11^{\circ}29'52''$, a radius of 460.00 feet and a chord which bears North $6^{\circ}59'37''$ West a distance of 92.15 feet; thence North $12^{\circ}44'33''$ West, 100.00 feet; thence northwesterly along the arc of a circular curve that is concave northeasterly 108.36 feet, said curve having a central angle of $11^{\circ}29'52''$, a radius of 540.00 feet and a chord which bears North $6^{\circ}59'37''$ West a distance of 108.18 feet; thence North $1^{\circ}14'41''$ West parallel to the east line of said Quarter Section, 582.345 feet; thence North $45^{\circ}53'18''$ West, 28.46 feet; thence North $1^{\circ}14'41''$ West parallel to the east line of said Quarter Section, 17.00 feet to the south line of 18th Street; thence North $89^{\circ}28'06''$ East along said south line, 60.005 feet to the point of beginning; containing 0.7205 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 18th Street right-of-way.

EXHIBIT B

Parcel 7 Project 08-1020 39th Avenue R-O-W
Steven Mitchell
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-350-021
Filename: Mitchell_7.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of Parcel 2 of Certified Survey Map 2010, said certified survey map recorded as Document 1081424 on January 2, 1998 with the Kenosha County Register of Deeds Office, in Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin and being more particularly described as follows:

Beginning at the northeast corner of the intersection of 39th Avenue and 27th Street, this point being the southwest corner of Parcel 2 of said Certified Survey Map 2010; thence North 2°14'29" West along the east line of 39th Avenue, 10.00 feet; thence South 45°38'03" East, 14.53 feet to the north line of 27th Street; thence North 89°01'38" West along said north line, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 27th Street right-of-way.

EXHIBIT B

Parcel 8 Project 08-1020 39th Avenue R-O-W
Citimortgage Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 80-4-222-243-0180
Filename: Citimortgage_8.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Sheriff's Deed recorded in Document 1577038, on January 26, 2009 with the Kenosha County Register of Deeds Office, in the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the Town of Somers, Kenosha County, State of Wisconsin and being more particularly described as follows:

Commencing at the southwest corner of the Southwest Quarter of said Section 24; thence North 2°14'29" West along the west line of said Quarter Section, 1,915.33 feet to the westerly extension of the south line of 25th Street; thence South 89°01'38" East along the westerly extension of said south line, 40.06 feet to the southeast corner of the intersection of 39th Avenue and 25th Street, and the point of beginning; thence South 89°01'38" East along the south line of 25th Street, 10.00 feet; thence South 44°21'57" West, 13.74 feet to the east line of 39th Avenue; thence North 2°14'29" West along said east line, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 25th Street right-of-way.

EXHIBIT B

Parcel 9 Project 08-1020 39th Avenue R-O-W
Roger L. and JoAna M. Pues
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 80-4-222-243-0101
Filename: Pues_9.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of the land described in a Warranty Deed recorded in Document 1009286, on December 8, 1995 with the Kenosha County Register of Deeds Office, in the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the Town of Somers, Kenosha County, State of Wisconsin and being more particularly described as follows:

Commencing at the northwest corner of the Southwest Quarter of said Section 24; thence South 2°14'29" East along the west line of said Quarter Section, 446.70 feet to the westerly extension of the south line of Lot 6 of Parkview Heights, a recorded subdivision with said registry; thence South 89°01'34" East along the westerly extension of said south line, 40.06 feet to the southwest corner of said Lot 6, and the point of beginning; thence South 2°14'29" East parallel to, and 40 feet east of, the west line of said Quarter Section, 236.48 feet; thence South 45°38'03" East, 14.53 feet to the north line of 25th Street; thence North 89°01'38" West along said north line, 17.01 feet to the east line of 39th Avenue; thence North 2°14'29" West along the east line of 39th Avenue, 246.48 feet to the westerly extension of the south line of said Lot 6; thence South 89°01'34" East along the westerly extension of said south line, 7.01 feet to the southwest corner of said Lot 6, and the point of beginning; containing 0.041 acres of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 25th Street right-of-way.

EXHIBIT B

Parcel 10 Project 08-1020 39th Avenue R-O-W
Berwick Properties, Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-306-010
Filename: Berwick_10.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of Lot 10 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 10 being more particularly described as follows:

Beginning at the southeast corner of the intersection of 39th Avenue and 23rd Street, this point being the northwest corner of said Lot 10; thence South $89^{\circ}03'49''$ East along the south line of 23rd Street, 10.00 feet; thence South $44^{\circ}20'51''$ West, 13.745 feet to the east line of 39th Avenue; thence North $2^{\circ}14'29''$ West along said east line, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 23rd Street right-of-way.

EXHIBIT B

Parcel 11 Project 08-1020 39th Avenue R-O-W
Berwick Properties, Inc
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-252-011
Filename: Berwick_11.doc
e-mailed to csusans@kenosha.org on May 11, 2009

Fee title in and to a part of Lot 11 of Parkview Heights, a recorded subdivision with the Kenosha County Register of Deeds Office, said Parkview Heights being a redivision of Outlot 3 of Certified Survey Map 2517, recorded on April 19, 2006 as Document 1476709, and being a part of the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin; said part of Lot 11 being more particularly described as follows:

Beginning at the Northeast corner of the intersection of 39th Avenue and 23rd Street, this point being the southwest corner of said Lot 11; thence South $89^{\circ}03'49''$ East along the north line of 23rd Street, 10.00 feet; thence North $45^{\circ}09'15''$ West, 14.41 feet to the east line of 39th Avenue; thence South $1^{\circ}14'41''$ East along said east line, 10.00 feet to the point of beginning; containing 50 square feet of land, more or less.

The above described is herein dedicated as part of the 39th Avenue and 23rd Street right-of-way.

EXHIBIT B

Parcel 12 Project 08-1020 39th Avenue R-O-W
Permanent Easement
City of Kenosha, a Municipal Corporation
To
City of Kenosha, a Municipal Corporation
Part of Kenosha County Tax Parcel No. 07-222-24-207-002
Filename: City_of_Kenosha_12.doc
e-mailed to csusans@kenosha.org on May 11, 2009

A **Permanent Easement** for the right, permission and authority to adjust grade, or to construct and/or fill slopes, and to construct, install, operate and maintain storm water drainage channels and appurtenances (inlets, drainage pipe, etc.), and for road construction support structures including end-walls, and rip-rap, as needed for the 39th Avenue road construction project, or as in the future deemed needed and necessary, on a part of Outlot 2 of Certified Survey Map 2517, a certified survey map recorded as Document 1476709 on April 19, 2006 with the Kenosha County Register of Deeds Office, and being a part of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter, and part of the Northwest Quarter of the Southwest Quarter, of Section 24, Town 2 North, Range 22 East of the Fourth Principal Meridian, in the City of Kenosha, Kenosha County, State of Wisconsin, and including for such purpose the right to preserve, protect, remove or plant any trees, shrubs or vegetation that Grantee deems desirable, along with the right to operate the necessary equipment thereon and the right of ingress and egress when required; additionally Grantor agrees not to alter or change the ground elevation within the easement area by more than 0.4 feet, and to keep easement area free and clear of any and all structures not approved by Grantee; said easement area being more particularly described as follows:

Commencing at the southwest corner of Outlot 2 of Certified Survey Map 2517; thence North 1°14'41" West along the west line of said Outlot 2, a distance of 367.00 feet to the point of beginning, said west line being here also the east line of 39th Avenue; thence South 89°00'01" East parallel to the south line of said Outlot 2, a distance of 50.00 feet; thence North 1°14'41" West parallel to the west line of said Outlot 2, a distance of 300.00 feet; thence North 89°00'01" West parallel to the south line of said Outlot 2, a distance of 50.00 feet to the east line of 39th Avenue; thence South 1°14'41" East along said east line, a distance of 300.00 feet to the point of beginning; containing 0.344 acres of land, more or less.

DEPARTMENT OF CITY DEVELOPMENT
625 - 52ND STREET - ROOM 308
KENOSHA, WISCONSIN 53140
(262) 653-4030
FAX (262) 653-4045
www.kenosha.org



CITY PLAN
REAL ESTATE
HISTORIC PRESERVATION
COMMUNITY DEVELOPMENT BLOCK GRANT
REDEVELOPMENT

JEFFREY B. LABAHN
Director of City Development
MEMO

TO: Mayor Keith Bosman
Members of the Common Council
Members of the Finance Committee

FROM: A. Zohrab Khaligian, Department of City Development *AZK*

RE: **Second Amendment to Contract of Purchase and Sale By and Between Brookstone Homes, Inc., and the City of Kenosha**

DATE: October 12, 2010

This memo is to request the adoption of the *Second Amendment to Contract of Purchase and Sale By and Between Brookstone Homes, Inc., and the City of Kenosha, Wisconsin*. If adopted, the Second Amendment would extend all remaining construction deadlines for the KAT Subdivision by one (1) year per Brookstone Home's attached request.

The original Contract of Purchase and Sale was executed on March 3, 2008 and designated that Brookstone Homes would construct a single-family home subdivision with 109 lots (Brookstone would construct 105 homes and the City would construct 4 homes) in accordance with Enclosure #1, Progress and Completion Schedule. The subdivision is located in Tax Incremental District #10 and is the only source of tax increment in the TID.

The First Amendment to the Contract was executed on November 10, 2008 due to a significant increase in Kenosha Water Utility impact fees that occurred after the original Contract was executed. To lessen the impact, the First Amendment designated that the City would construct the Phase I public infrastructure improvements instead of the Phase II public infrastructure improvements. In addition, the progress and completion schedule was modified as shown in Enclosure #2, Revised Progress and Completion Schedule.

As stated above, the Second Amendment to the Contract would extend all remaining construction deadlines of the First Amendment by one (1) year. Although the City has the right to repurchase the lots in those phases where construction has not been initiated, the Department of City Development recommends the adoption of the Second Amendment. City Development recommends adoption because it concurs with the problems that Brookstone Homes is experiencing and their proposed remedy, and the final completion date shown in Enclosure #3, Revised Progress and Completion Schedule, does not extend past the final completion date of the original progress and completion schedule.

Please contact me at 653-4030 if you have any questions.

AZK:kas
Attachment



Brookstone Homes

September 28, 2010

Mr. Zohrab Kaligian
City of Kenosha
625 52nd Street
Kenosha, WI 53140

Re: Grandview Meadows (KAT)

Dear Zohrab,

As you have probably noticed, we are almost officially behind our schedule for sales and construction at Grandview Meadows. Our agreement with the City requires completion of the nineteen homes in Phase I by December 15, 2010. With six lots remaining in this phase, it is unlikely that we will complete the final homes by year end.

The problem we are facing at Grandview Meadows is that we have been unable to realize the sales prices that we need to successfully develop the entirety of this project. I believe that we have demonstrated a firm commitment to this project by keeping three to four spec homes in this development at all times. Although the homes are eventually selling, the sales have been aided by Brookstone's discounts and Kenosha's financing program.

Despite these problems, we are still optimistic that this project will rebound. We believe the most appropriate strategy is to continue selling spec homes into the market, albeit at a slower pace. We request an amendment to the Developers Agreement to move all deadlines back one year to help facilitate this strategy.

Please contact me with any questions or comments regarding this matter or to schedule a meeting to discuss our progress.

Sincerely,

Steve DeCleene
Executive Vice President
Brookstone Homes, Inc.
1230 Corporate Center Drive
Oconomowoc, WI 53066

1230 Corporate Center Drive
Suite 200
Oconomowoc, WI 53066
262.567.5700
1.800.NEW.HOME
FAX 262.567.7228

www.brookstonehomes.com

ENCLOSURE #1

Original Contract Progress and Completion Schedule KAT Subdivision

	Lots	Infrastructure		Home Construction	
		Start	Finish	Start	Finish
Phase #1	20	08/01/08	01/09/09	01/01/09	01/01/11
Phase #2	20	07/01/10	12/01/10	01/01/11	01/01/13
Phase #3	25	07/01/12	12/01/12	01/01/13	01/01/15
Phase #4	34	07/01/14	12/01/14	01/01/15	01/01/18
Phase #5	10	07/01/16	12/01/16	01/01/18	01/01/19
Total	109				

ENCLOSURE #2

First Amendment Revised Progress and Completion Schedule KAT Subdivision

	Lots	Infrastructure		Home Construction	
		Start	Finish	Start	Finish
Phase #1	19	04/15/09	08/15/09	09/01/09	12/15/10
Phase #2	21	04/15/11	08/15/11	09/01/11	02/15/13
Phase #3	25	12/15/12	04/15/13	04/15/13	12/15/14
Phase #4	34	10/15/14	04/15/15	04/15/15	04/15/17
Phase #5	10	02/15/17	04/15/17	04/15/17	12/15/17
Total	109				

ENCLOSURE #3

Second Amendment
Revised Progress and Completion Schedule
KAT Subdivision

	Lots	Infrastructure		Home Construction	
		Start	Finish	Start	Finish
Phase #1	19	04/15/09	08/15/09	09/01/09	12/15/11
Phase #2	21	04/15/12	08/15/12	09/01/12	02/15/14
Phase #3	25	12/15/13	04/15/14	04/15/14	12/15/15
Phase #4	34	10/15/15	04/15/16	04/15/16	04/15/18
Phase #5	10	02/15/18	04/15/18	04/15/18	12/15/18
Total	109				

**SECOND AMENDMENT TO
CONTRACT OF PURCHASE AND SALE**

By And Between

**BROOKSTONE HOMES, INC
A Wisconsin Corporation**

And

**THE CITY OF KENOSHA, WISCONSIN,
A Wisconsin Municipal Corporation,**

THIS SECOND AMENDMENT is made and entered into by and between **BROOKSTONE HOMES, INC**, a Wisconsin corporation, and **THE CITY OF KENOSHA, WISCONSIN**, a Wisconsin municipal corporation.

WITNESSETH:

WHEREAS, a Contract of Purchase and Sale was entered into on March 3, 2008 ("**Contract**"), by and between **BROOKSTONE HOMES, INC** ("**BUYER**"), and **THE CITY OF KENOSHA, WISCONSIN**, ("**SELLER**"); and,

WHEREAS, pursuant to the terms of the Contract, **BUYER** was to purchase and develop certain real estate, as more particularly set forth in the Contract and further described in Exhibit "A" (the "**Property**"); and,

WHEREAS, on November 26, 2008, **BUYER** purchased the Property, with the exception of four (4) parcels to be developed by **SELLER**, for the sum of Eighty One Thousand (\$81,000.00) Dollars; and,

WHEREAS, prior to the purchase of the Property, a First Amendment to the Contract was executed by **BUYER** and **SELLER** with an effective date of November 10, 2008; and

WHEREAS, pursuant to the terms of the First Amendment, **BUYER** was to develop nineteen (19) single family homes by December 15, 2010 in accord with the Revised Progress and Completion Schedule attached as Exhibit "C" to the First Amendment to the Contract; and,

WHEREAS, development of Phase I was commenced but will not be completed by December 15, 2010; and,

WHEREAS, **SELLER** has the right to enforce various remedies under the Contract, including the right to repurchase parcels which were not developed in a timely manner, but has not to date asserted those rights; and,

WHEREAS, the parties are agreeable to an extension of time for **BUYER** to complete Phase I and all subsequent phases.

NOW, THEREFORE, in consideration of the mutual promises and agreements contained therein, together with other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, it is agreed by and between the undersigned as follows:

1. Extension. **BUYER** shall have until December 15, 2011, to complete the development of nineteen (19) single family homes in Phase I of the Progress and Completion Schedule. In addition, **BUYER** shall have one (1) additional year to complete subsequent phases.

The Progress and Completion Schedule attached as Exhibit "C" to the First Amendment of the Contract is deleted and replaced with the following:

	Lots	Infrastructure		Home Construction	
		Start	Finish	Start	Finish
Phase #1	19	04/15/09	08/15/09	09/01/09	12/15/11
Phase #2	21	04/15/12	08/15/12	09/01/12	02/15/14
Phase #3	25	12/15/13	04/15/14	04/15/14	12/15/15
Phase #4	34	10/15/15	04/15/16	04/15/16	04/15/18
Phase #5	10	02/15/18	04/15/18	04/15/18	12/15/18
Total	109				

2. Recording. The parties agree that this Second Amendment of the Contract, or a memorandum thereof, shall be recorded at the Office of the Register of Deeds for Kenosha County and the covenants and agreements contained herein shall run with the land and be binding upon heirs, assigns, legal representatives and successors to the parties hereto.

3. Exhibits. The following Exhibits are attached hereto and incorporated herein by reference:

- a. Exhibit "A" - General Property & Legal Description.
- b. Exhibit "B" - Phasing Map.
- c. Exhibit "C" - Revised Progress and Completion Schedule

4. Waiver. No extension of time, forbearance, neglect or waiver by a party to this Contract with respect to any one or more of the covenants, terms or conditions of this Contract shall be construed as a waiver of any of the other covenants, terms or conditions of this Contract, nor shall any extension of time, forbearance or waiver by a party hereto in any one or more instance or particulars to be a waiver or act as an estoppel with respect to any other instance or particular covered by this Contract.

5. Effective Date. This Amendment shall be effective on the date of last execution by a party hereto (the "Effective Date").

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by their duly authorized officers, sealed, and delivered as of the day and year first above written.

BROOKSTONE HOMES, INC.
A Wisconsin Corporation

By: _____
SCOTT B. THISTLE, President
Date: _____

STATE OF WISCONSIN)
 :SS.
COUNTY OF WAUKESHA)

Personally came before me this _____ day of November, 2010, **SCOTT B. THISTLE, the President of BROOKSTONE HOMES, INC,** a Wisconsin corporation, to me known to be such President of said corporation and acknowledged to me that he executed the foregoing instrument as such President as the agreement of said corporation, by its authority.

Notary Public, Waukesha County, WI.
My Commission expires/is: _____

PRELIMINARY PLAT OF K. A. T. SUBDIVISION

BEING A REDIVISION OF PART OF LOT 2 AND ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. 2490, RECORDED AS DOCUMENT NO. 14474521 OF PART OF PARCELS 1 AND 2 OF CERTIFIED SURVEY MAP NO. 1854, RECORDED AS DOCUMENT NO. 10063511 OF PART OF THE LAND RECORDED IN WARRANTY DEED, VOLUME 53, PAGE 141 ON FEBRUARY 10, 1903 AND OF ALL OF THE LAND RECORDED AS PARCEL 11 IN WARRANTY DEED, DOCUMENT 100618 ON NOVEMBER 6, 1955; ALL BEING RECORDED WITH THE KENOSHA COUNTY REGISTER OF DEEDS OFFICE, AND ALL BEING IN THE SOUTHWEST QUARTER OF SECTION 23, TOWN 2 NORTH, RANGE 22 EAST OF THE FOURTH PRINCIPAL MERIDIAN IN THE CITY OF KENOSHA, KENOSHA COUNTY, WISCONSIN



NORTH ARROW AND BEARINGS ON THIS PLAT REFER TO GRID NORTH, WISCONSIN STATE PLANE CO-ORDINATE SYSTEM, SOUTH ZONE (NAD-27), AND ARE BASED ON THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 23, TOWN 2 NORTH, RANGE 22 EAST AS BEARING N 89°30'36" W

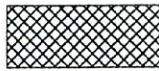
SEE LEGEND AND NOTES ON SHEET 3 OF 3

07-222-23-328-003 UNPLATTED LANDS

07-222-23-328-004 UNPLATTED LANDS

07-222-23-327-001 GRAD BY LOCAL ORDER 72 U.A. & B.L.O.C. CORPORATION

EXHIBIT "A"



CROSS-HATCHING
DENOTES
LOTS 20, 40, 64, 90
AND
OUTLOTS 1, 2 AND 3
WHICH ARE TO
BE RETAINED BY THE
CITY OF KENOSHA

N89°30'36"W 1054.17'

42ND STREET 589°30'36"E 337.50'

07-222-23-351-024 C.S.M. 2480 OWNED BY CITY OF KENOSHA (EXTENDS WEST TO 35TH AVENUE) LOT 4

LOCATION SKETCH SOUTHWEST QUARTER SECTION 23-2-22 SCALE 1" = 100'

07-222-23-351-002 OWNED BY WC HERGENS

07-222-23-351-003 UNPLATTED LANDS

07-222-23-351-004 UNPLATTED LANDS

07-222-23-351-005 UNPLATTED LANDS

07-222-23-351-006 UNPLATTED LANDS

07-222-23-351-007 UNPLATTED LANDS

07-222-23-351-008 UNPLATTED LANDS

07-222-23-351-009 UNPLATTED LANDS

07-222-23-351-010 UNPLATTED LANDS

07-222-23-351-011 UNPLATTED LANDS

07-222-23-351-012 UNPLATTED LANDS

07-222-23-351-013 UNPLATTED LANDS

07-222-23-351-014 UNPLATTED LANDS

07-222-23-351-015 UNPLATTED LANDS

07-222-23-351-016 UNPLATTED LANDS

07-222-23-351-017 UNPLATTED LANDS

07-222-23-351-018 UNPLATTED LANDS

07-222-23-351-019 UNPLATTED LANDS

07-222-23-351-020 UNPLATTED LANDS

07-222-23-351-021 UNPLATTED LANDS

07-222-23-351-022 UNPLATTED LANDS

07-222-23-351-023 UNPLATTED LANDS

07-222-23-351-024 UNPLATTED LANDS

07-222-23-351-025 UNPLATTED LANDS

07-222-23-351-026 UNPLATTED LANDS

07-222-23-351-027 UNPLATTED LANDS

07-222-23-351-028 UNPLATTED LANDS

07-222-23-351-029 UNPLATTED LANDS

07-222-23-351-030 UNPLATTED LANDS

07-222-23-351-031 UNPLATTED LANDS

07-222-23-351-032 UNPLATTED LANDS

07-222-23-351-033 UNPLATTED LANDS

07-222-23-351-034 UNPLATTED LANDS

07-222-23-351-035 UNPLATTED LANDS

07-222-23-351-036 UNPLATTED LANDS

07-222-23-351-037 UNPLATTED LANDS

07-222-23-351-038 UNPLATTED LANDS

07-222-23-351-039 UNPLATTED LANDS

07-222-23-351-040 UNPLATTED LANDS

07-222-23-351-041 UNPLATTED LANDS

07-222-23-351-042 UNPLATTED LANDS

07-222-23-351-043 UNPLATTED LANDS

07-222-23-351-044 UNPLATTED LANDS

07-222-23-351-045 UNPLATTED LANDS

07-222-23-351-046 UNPLATTED LANDS

07-222-23-351-047 UNPLATTED LANDS

07-222-23-351-048 UNPLATTED LANDS

07-222-23-351-049 UNPLATTED LANDS

07-222-23-351-050 UNPLATTED LANDS

07-222-23-351-051 UNPLATTED LANDS

07-222-23-351-052 UNPLATTED LANDS

07-222-23-351-053 UNPLATTED LANDS

07-222-23-351-054 UNPLATTED LANDS

07-222-23-351-055 UNPLATTED LANDS

07-222-23-351-056 UNPLATTED LANDS

07-222-23-351-057 UNPLATTED LANDS

07-222-23-351-058 UNPLATTED LANDS

07-222-23-351-059 UNPLATTED LANDS

07-222-23-351-060 UNPLATTED LANDS

07-222-23-351-061 UNPLATTED LANDS

07-222-23-351-062 UNPLATTED LANDS

07-222-23-351-063 UNPLATTED LANDS

07-222-23-351-064 UNPLATTED LANDS

07-222-23-351-065 UNPLATTED LANDS

07-222-23-351-066 UNPLATTED LANDS

07-222-23-351-067 UNPLATTED LANDS

07-222-23-351-068 UNPLATTED LANDS

07-222-23-351-069 UNPLATTED LANDS

07-222-23-351-070 UNPLATTED LANDS

07-222-23-351-071 UNPLATTED LANDS

07-222-23-351-072 UNPLATTED LANDS

07-222-23-351-073 UNPLATTED LANDS

07-222-23-351-074 UNPLATTED LANDS

07-222-23-351-075 UNPLATTED LANDS

07-222-23-351-076 UNPLATTED LANDS

07-222-23-351-077 UNPLATTED LANDS

07-222-23-351-078 UNPLATTED LANDS

07-222-23-351-079 UNPLATTED LANDS

07-222-23-351-080 UNPLATTED LANDS

07-222-23-351-081 UNPLATTED LANDS

07-222-23-351-082 UNPLATTED LANDS

07-222-23-351-083 UNPLATTED LANDS

07-222-23-351-084 UNPLATTED LANDS

07-222-23-351-085 UNPLATTED LANDS

07-222-23-351-086 UNPLATTED LANDS

07-222-23-351-087 UNPLATTED LANDS

07-222-23-351-088 UNPLATTED LANDS

07-222-23-351-089 UNPLATTED LANDS

07-222-23-351-090 UNPLATTED LANDS

07-222-23-351-091 UNPLATTED LANDS

07-222-23-351-092 UNPLATTED LANDS

07-222-23-351-093 UNPLATTED LANDS

07-222-23-351-094 UNPLATTED LANDS

07-222-23-351-095 UNPLATTED LANDS

07-222-23-351-096 UNPLATTED LANDS

07-222-23-351-097 UNPLATTED LANDS

07-222-23-351-098 UNPLATTED LANDS

07-222-23-351-099 UNPLATTED LANDS

07-222-23-351-100 UNPLATTED LANDS

07-222-23-351-101 UNPLATTED LANDS

07-222-23-351-102 UNPLATTED LANDS

07-222-23-351-103 UNPLATTED LANDS

07-222-23-351-104 UNPLATTED LANDS

07-222-23-351-105 UNPLATTED LANDS

07-222-23-351-106 UNPLATTED LANDS

07-222-23-351-107 UNPLATTED LANDS

07-222-23-351-108 UNPLATTED LANDS

07-222-23-351-109 UNPLATTED LANDS

07-222-23-351-110 UNPLATTED LANDS

07-222-23-351-111 UNPLATTED LANDS

07-222-23-351-112 UNPLATTED LANDS

07-222-23-351-113 UNPLATTED LANDS

07-222-23-351-114 UNPLATTED LANDS

07-222-23-351-115 UNPLATTED LANDS

07-222-23-351-116 UNPLATTED LANDS

07-222-23-351-117 UNPLATTED LANDS

07-222-23-351-118 UNPLATTED LANDS

07-222-23-351-119 UNPLATTED LANDS

07-222-23-351-120 UNPLATTED LANDS

07-222-23-351-121 UNPLATTED LANDS

07-222-23-351-122 UNPLATTED LANDS

07-222-23-351-123 UNPLATTED LANDS

07-222-23-351-124 UNPLATTED LANDS

07-222-23-351-125 UNPLATTED LANDS

07-222-23-351-126 UNPLATTED LANDS

07-222-23-351-127 UNPLATTED LANDS

07-222-23-351-128 UNPLATTED LANDS

07-222-23-351-129 UNPLATTED LANDS

07-222-23-351-130 UNPLATTED LANDS

07-222-23-351-131 UNPLATTED LANDS

07-222-23-351-132 UNPLATTED LANDS

07-222-23-351-133 UNPLATTED LANDS

07-222-23-351-134 UNPLATTED LANDS

07-222-23-351-135 UNPLATTED LANDS

07-222-23-351-136 UNPLATTED LANDS

07-222-23-351-137 UNPLATTED LANDS

07-222-23-351-138 UNPLATTED LANDS

07-222-23-351-139 UNPLATTED LANDS

07-222-23-351-140 UNPLATTED LANDS

07-222-23-351-141 UNPLATTED LANDS

07-222-23-351-142 UNPLATTED LANDS

07-222-23-351-143 UNPLATTED LANDS

07-222-23-351-144 UNPLATTED LANDS

07-222-23-351-145 UNPLATTED LANDS

07-222-23-351-146 UNPLATTED LANDS

07-222-23-351-147 UNPLATTED LANDS

07-222-23-351-148 UNPLATTED LANDS

07-222-23-351-149 UNPLATTED LANDS

07-222-23-351-150 UNPLATTED LANDS

07-222-23-351-151 UNPLATTED LANDS

07-222-23-351-152 UNPLATTED LANDS

07-222-23-351-153 UNPLATTED LANDS

07-222-23-351-154 UNPLATTED LANDS

07-222-23-351-155 UNPLATTED LANDS

07-222-23-351-156 UNPLATTED LANDS

07-222-23-351-157 UNPLATTED LANDS

07-222-23-351-158 UNPLATTED LANDS

07-222-23-351-159 UNPLATTED LANDS

07-222-23-351-160 UNPLATTED LANDS

07-222-23-351-161 UNPLATTED LANDS

07-222-23-351-162 UNPLATTED LANDS

07-222-23-351-163 UNPLATTED LANDS

07-222-23-351-164 UNPLATTED LANDS

07-222-23-351-165 UNPLATTED LANDS

07-222-23-351-166 UNPLATTED LANDS

07-222-23-351-167 UNPLATTED LANDS

07-222-23-351-168 UNPLATTED LANDS

07-222-23-351-169 UNPLATTED LANDS

07-222-23-351-170 UNPLATTED LANDS

07-222-23-351-171 UNPLATTED LANDS

07-222-23-351-172 UNPLATTED LANDS

07-222-23-351-173 UNPLATTED LANDS

07-222-23-351-174 UNPLATTED LANDS

07-222-23-351-175 UNPLATTED LANDS

07-222-23-351-176 UNPLATTED LANDS

07-222-23-351-177 UNPLATTED LANDS

07-222-23-351-178 UNPLATTED LANDS

07-222-23-351-179 UNPLATTED LANDS

07-222-23-351-180 UNPLATTED LANDS

07-222-23-351-181 UNPLATTED LANDS

07-222

Exhibit "A"
Legal Description

Lots 1 thru 19, 21 thru 39, 41 thru 63, 65 thru 89, 91 thru 109 and Outlot 4 in K.A.T. Subdivision, being a redivision of all of Lot 2 and Lot 3 of Certified Survey Map No. 2490, recorded as Document No. 1447452; of part of Parcel I and all of Parcel II of Certified Survey Map No. 1854, recorded as Document No. 1006351; of part of the land recorded in Warranty Deed, Volume 53, page 141 on February 10, 1903; and all of the land recorded with the Kenosha Register of Deeds office, and being in the Northeast Quarter, the Northwest Quarter, the Southeast Quarter and the Southwest Quarter, all in the Southwest Quarter of Section 25, Town 2 North, Range 22 East of the Fourth Principal Meridian. Said land lying and being in the City of Kenosha, Kenosha County, Wisconsin.

Revised Exhibit "C"
 Progress and Completion Schedule
 KAT Subdivision

	Lots	Infrastructure		Home Construction	
		Start	Finish	Start	Finish
Phase #1	19	04/15/09	08/15/09	09/01/09	12/15/11
Phase #2	21	04/15/12	08/15/12	09/01/12	02/15/14
Phase #3	25	12/15/13	04/15/14	04/15/14	12/15/15
Phase #4	34	10/15/15	04/15/16	04/15/16	04/15/18
Phase #5	10	02/15/18	04/15/18	04/15/18	12/15/18
Total	109				



City of Kenosha
Conventional Services Bid - 60 months.

	AT&T		TDS METROCOM		
CITY CENTREX BLOCK					
298 Centrex Lines	\$	10.63 \$	3167.29 \$	10.85 \$	3,233.30
9797 Local Calls	\$	0.21 \$	2057.37 \$	0.07 \$	685.79
1882 Extended Community Minutes	\$	0.05 \$	94.10 \$	\$	\$
680 Extended Community Calls	\$	\$	\$	0.07 \$	47.60
298 Federal Access	\$	5.12 \$	1524.90 \$	5.56 \$	1,656.88
298 9-1-1 Emergency	\$	0.17 \$	50.83 \$	0.18 \$	53.64
298 Fed Universal	\$	0.12 \$	35.88 \$	0.68 \$	202.64
298 WI Universal	\$	0.18 \$	53.82 \$	0.95 \$	283.10
298 Admin Fee				0.49 \$	146.02
Police & Fire		29.17	29.17	8.75 \$	8.75
1 MCI Third Party	\$	11.75 \$	11.75 \$	\$	\$
4 Local Information Calls	\$	1.79 \$	7.16 \$	1.00 \$	4.00
1 AT&T Discount	\$	-800.89 \$	-800.89 \$	\$	\$
1 Preferred Customer Discount				(300.00) \$	(300.00)
TOTAL LOCAL CENTREX CHARGES			6231.38		\$ 6,021.72

	AT&T		TDS METROCOM		
FIRE CENTREX BLOCK					
11 Centrex Lines	\$	43.40 \$	477.41 \$	10.85 \$	119.35
783 Local Calls	\$	0.21 \$	164.43 \$	0.07 \$	54.81
36 Extended Community Minutes	\$	0.05 \$	1.80 \$	\$	\$
21 Extended Community Calls	\$	\$	\$	0.07 \$	1.47
11 Federal Access	\$	5.10 \$	56.10 \$	5.56 \$	61.16
11 9-1-1 Emergency	\$	0.17 \$	1.87 \$	0.18 \$	1.98
11 Fed Universal	\$	0.12 \$	1.32 \$	0.68 \$	7.48
11 WI Universal	\$	0.18 \$	1.98 \$	0.95 \$	10.45
11 Admin Fee				0.49 \$	5.39
Police & Fire		7.57	7.57	8.75 \$	8.75
0 Local Information Calls	\$	1.79 \$	0.00 \$	1.00 \$	-
0 AT&T Discount	\$	-62.85 \$	-62.85 \$	\$	\$
(Excludes Fed & State Taxes)					
TOTAL LOCAL CENTREX CHARGES			\$ 649.63		\$ 270.84

	AT&T		TDS METROCOM		
CITY ANALOG LINES					
2 Measured Business Line	\$	28.50 \$	28.50 \$	11.50 \$	23.00
21 Measured Business Line	\$	29.75 \$	624.75 \$	11.50 \$	241.50
1 Measured Business Line	\$	43.45 \$	43.45 \$	11.50 \$	11.50
335 Local Calls	\$	0.21 \$	70.35 \$	0.07 \$	23.45
2 3-way Calls	\$	1.99 \$	3.98 \$	Inc	Inc
41 Auto Call Back	\$	1.99 \$	81.59 \$	\$	\$
2 Auto Call Back (Feature)	\$	\$	\$	5.00 \$	10.00
76 Extended Community Minutes	\$	0.05 \$	3.80 \$	\$	\$
23 Extended Community Calls	\$	\$	\$	0.07 \$	1.61
2 Additional Directory Listings	\$	6.00 \$	12.00 \$	6.00 \$	12.00
24 Federal Access	\$	5.10 \$	122.40 \$	5.56 \$	133.44
24 Police and Fire Fee	\$	0.75 \$	18.00 \$	0.75 \$	18.00
24 911 Emergency	\$	0.23 \$	5.52 \$	0.18 \$	4.32
24 Fed Universal	\$	0.99 \$	23.75 \$	0.68 \$	16.32
24 WI Universal Service Fee	\$	1.65 \$	39.60 \$	0.95 \$	22.80
24 WI Admin	\$	\$	\$	0.49 \$	11.76
1 AT&T Discount	\$	-111.36 \$	-111.36 \$	\$	\$
1 2 Channel ISDN BRI	\$	105.00 \$	105.00 \$	\$	\$
TOTAL LOCAL ANALOG CHARGES			\$ 1071.34		\$ 529.70

	AT&T		TDS METROCOM		
LONG DISTANCE					
1 Fed USF				12.920 \$	12.92
215 Carrier Line Charges	\$	0.270 \$	58.05 \$	\$	\$
59 Centrex Carrier Line Charges	\$	0.040 \$	2.36 \$	\$	\$
1 Universal Connectivity Charge	\$	16.670 \$	16.67 \$	\$	\$
1 Admin Expense Fee	\$	1.060 \$	1.06 \$	\$	\$
3212.4 Intrastate Intralata Schedule A	\$	0.033 \$	106.42 \$	0.036 \$	115.65
73.7 Intrastate Intralata Schedule B	\$	0.026 \$	1.91 \$	0.036 \$	2.65
667.1 Intrastate Schedule A	\$	0.033 \$	22.10 \$	0.036 \$	24.02
370.5 Intrastate Schedule B	\$	0.026 \$	9.56 \$	0.036 \$	13.34
2252.3 Interstate Schedule A	\$	0.027 \$	60.74 \$	0.036 \$	81.08
4.4 Canada	\$	0.091 \$	0.40 \$	0.100 \$	0.44
TOTAL LD CHARGES			\$ 279.26		\$ 250.10

TOTAL CHARGES \$ 8231.61 \$ 7,072.36

Monthly Savings \$ 1,159.25
Annual Savings \$ 13,911.04
Term Savings \$ 69,555.22



Date: _____

Telecommunications Service Agreement

Customer Information - Service Address

Ordered By / Title Frank Pacetti Administrator
 Type of Business Municipality
 Business Name City of Kenosha
 Street 625 52nd St
 City, State, Zip Kenosha, WI 53140

Main Yellow Pages Heading _____

Phone: 262-653-4000

Fax: _____

Email: _____

Multiple Locations: YES See Attached Additional Service Locations Addendum(s)

Billing Information Same As Above

Tax ID Number _____

Bill to Company _____

Billing Contact Name _____

Phone _____

Fax _____

Address _____

City, State, Zip _____

Service Location Details Room/Floor: _____ Requested Install (D/T) _____ Comments: _____

Installation or repair contact (if different from above)

Name: _____ Phone: _____ Test Turn-Up Contact #: _____ Bus Hrs: _____ Bldg Access Contact #: _____

Other Telephone Service Providers

Current Local Provider AT&T

Equipment Vendor _____

Current LD Provider AT&T

Vendor Telephone _____

Toll Free Provider NA

Quantity Ordered	Description of Services / Equipment	Term	Monthly Recurring Charge		Non-Recurring Charge	
			Unit	Total	Unit	Total
218	Centrex Lines	60 months	\$10.85	\$2,365.30	\$20.00	\$4,360.00
1	Enhanced LD Flex	60 months				
1	Service Order Charge				\$20.00	\$20.00
1	Waive Install and Service Order					(\$4,380.00)
1	Preferred Customer Discount		(\$300.00)	(\$300.00)		
10	Centrex lines	60 months	10.85	108.50		

*XData and XData Pack locations must have a minimum of 3 lines. ManagedIP locations must have a minimum of 4 Premium or Office stations in any combination. If a location falls below the minimum requirement, the service will be canceled and cancellation charges will apply. **FCC/911//USF/Federal and State taxes, Administrative Fee and Additional Directory Listing charges apply. Local usage charges apply if applicable. ***If Customer chooses TDS as its long distance provider, TDS will block international calling unless specifically identified in the Description of Services/Equipment section of this Agreement.

X Customer Initials: _____ Date: _____

Total: ~~\$2,065.30~~ Total: \$0.00
 2173.80

4KD

Select TDS Company:

TDS Metrocom, LLC

1. **Agreement.** This Telecommunications Service Agreement ("Agreement") is between TDS Metrocom, LLC ("TDS") with its principal office at 525 Junction Road Madison WI, 53717 and City of Kenosha with its office at 625 52nd St, Kenosha, WI 53140 ("Customer").

The Customer hereby agrees to purchase from TDS and TDS agrees to sell the Services ("Services") identified in this Agreement or any future Amendments agreed to by the parties pursuant to the terms and conditions set forth herein. Amendments are included herein by reference as integral parts of this Agreement. If Customer wishes to change the Services or add additional Services, Customer and TDS shall execute an Amendment describing such changes or additions. Unless specifically set forth on any Amendment, if the terms of any documents incorporated by reference are inconsistent with this Agreement, the terms of this Agreement will control. Customer agrees that the TDS Internet Services Terms of Service, Internet Services Description, Privacy Policy, and Acceptable Use Policy [together referred to as the "TDS Internet Terms of Service"] as stated on www.tds.net will apply to any internet Services provided under this Agreement. The TDS Internet Terms of Service are included herein by reference as integral parts of this Agreement. Further, Customer also agrees to accept the Google Terms of Service if Customer chooses to use TDS-provided email service. Customer acknowledges certain duties and obligations of TDS under this Agreement may be performed by certain affiliates of TDS.

2. **Service Installation; Customer Requirements and Responsibilities.** TDS shall only be responsible for bringing the lines ordered by Customer to the Customer designated demarcation point at Customer's premises where TDS equipment terminates. In no event shall TDS be responsible for connecting, installing or wiring past the demarcation point. Customer agrees and acknowledges that it shall be Customer's sole responsibility to provide and arrange for all necessary wiring and equipment required to extend dial tone including phone system programming and any other related wiring or work required to implement the Services. At the time of service installation and during maintenance and repair, Customer agrees to provide at no charge, access to any equipment, a telephone, a safe working environment and adequate storage space for a reasonable quantity of replacement parts, electrical power to operate the Services and adequate space in Customer's premises to house any equipment used in connection with provision of the Services, and shall take all other actions reasonably required for the performance of Services by TDS under this Agreement. TDS is not responsible for any long distance charges associated with the use of Internet services. Customer is responsible for the security of all passwords, equipment or systems that allow access to the Services provided by TDS. Customer acknowledges that they are responsible for actions on their account performed by others who have acquired Customer's passwords or access to Customer's equipment or systems with or without Customer's knowledge and Customer agrees to pay any charges that are incurred regardless of any claim the Customer may have against third parties based on unauthorized access to Customer's passwords, equipment or systems.

3. **Billing.** Compensation to be paid by Customer to TDS for Services provided under this Agreement shall be established at the rate and terms provided in this Agreement and by local tariff, where applicable. The Customer agrees to pay TDS the contract commitment amount set forth on page 1 of this Agreement. All invoices are due within 30 days from date of invoice. If allowed under applicable tariff, a late charge of 1-1/2% per month, or the highest permissible amount chargeable by law, whichever is less, may be charged on any unpaid balance owed to TDS which remains unpaid for 30 days or more after the date of the invoice. In the event that any action taken by any legislative, judicial or regulatory body directly or indirectly causes a reduction in revenue or an increase in expenses with respect to the provision of the Services, TDS shall have the right to increase the amount of Recurring Charges set forth in this Agreement upon 30 days notice. Customer shall have the right to terminate this Agreement within 30 days of notice of the change in such Recurring Charges. Customer agrees that any unlimited service is being provided based on reasonable usage, and that use of the service for auto dialers, long distance dialup access to the Internet or other information services, call centers, certain switching applications or other high volume calling applications is not permitted and will entitle TDS to terminate the Service upon written notice of the violation. TDS reserves the right to monitor Customer's usage to determine compliance with these limitations. Bundled prices represented on this Agreement may be billed separately on Customer's bill. The separate pricing may not be used with any other product or bundled products.

4. **Warranty.** TDS WARRANTS THAT THE SERVICES SHALL BE PERFORMED IN A GOOD AND WORKMAN LIKE MANNER. EXCEPT WITH RESPECT TO THE FOREGOING WARRANTY, TDS IS PROVIDING ALL SERVICES TO THE CUSTOMER "AS IS" AND TDS MAKES NO WARRANTY AS TO THE CONTINUOUS OPERATION OF THE SERVICE OR ANY SPECIFIC FEATURE OF THE SERVICE. ALL WARRANTIES, EXPRESS OR IMPLIED INCLUDING, WITHOUT LIMITATION, THE IMPLIED WARRANTY OF MERCHANTABILITY AND THE IMPLIED WARRANTY OF FITNESS FOR A PARTICULAR PURPOSE AND ANY WARRANTIES ARISING BY STATUTE, OPERATION OF LAW, COURSE OF DEALING OR PERFORMANCE, OR USAGE OF TRADE ARE DISCLAIMED. TDS DOES NOT WARRANT THAT THE SERVICES OR RELATED PRODUCTS WILL MEET YOUR REQUIREMENTS OR PREVENT UNAUTHORIZED ACCESS TO YOUR COMPUTERS, NETWORK, SERVERS AND OTHER EQUIPMENT OR TO ANY DATA, INFORMATION OR FILES ON ANY OF THEM. CONNECTIONS (SYNC-RATES) ARE RATE ADAPTIVE AND MAY BE LOWER DUE TO THE LENGTH AND CONDITION OF THE LINE. ACTUAL THROUGHPUT MAY BE LOWER DUE TO INTERNET CONGESTION, NETWORK UTILIZATION, PROTOCOL OVERHEADS OR OTHER FACTORS, WHICH CAN NOT BE CONTROLLED BY TDS. IN THE EVENT OF A POWER OUTAGE AT CUSTOMER'S LOCATION OR IF CUSTOMER'S BROADBAND SERVICE IS DOWN, SERVICES THAT ARE NOT LINE-POWERED (SUCH AS managedIP) WILL NOT OPERATE AND CUSTOMER WILL NOT HAVE ACCESS TO EMERGENCY SERVICES SUCH AS 911.

5. **Limitation of Liability.** TDS SHALL NOT BE LIABLE IN CONTRACT OR IN TORT, INCLUDING NEGLIGENCE, OR OTHERWISE, FOR ANY SPECIAL, INDIRECT, INCIDENTAL OR CONSEQUENTIAL DAMAGES WHATSOEVER INCLUDING, BUT NOT LIMITED TO, LOSS OF PROFITS OR REVENUE, LOSS OF THE USE OF THE SERVICE, LOSS OF DATA, CUSTOMER'S INABILITY TO USE THE SERVICE, INTERRUPTIONS OR CLAIMS BY THIRD PARTIES. THE PARTIES AGREE THAT TO THE EXTENT PERMITTED BY APPLICABLE LAW, TDS LIMITS LIABILITY RELATED TO THE PROVISION OF SERVICES TO THE AMOUNT PAID BY CUSTOMER IN THE PREVIOUS FIVE (5) MONTHS FOR SERVICES GIVING RISE TO, OR WHICH ARE

THE SUBJECT OF, THE CLAIM WHETHER SUCH CLAIM ALLEGES BREACH OF CONTRACT, OR TORTIOUS CONDUCT INCLUDING, BUT NOT LIMITED TO, NEGLIGENCE OR ANY OTHER THEORY. TDS SHALL HAVE NO LIABILITY OR RESPONSIBILITY TO CUSTOMER FOR ANY OMISSION OR ERROR WITH RESPECT TO CUSTOMER'S TELEPHONE DIRECTORY LISTINGS.

NO ACTION, REGARDLESS OF FORM, ARISING OUT OF THE PROVISION OF SERVICES OR ITS PERFORMANCE MAY BE BROUGHT BY CUSTOMER MORE THAN ONE (1) YEAR AFTER THE CAUSE OF ACTION HAS ACCRUED.

6. Insecurity of the Internet. CONNECTION TO THE INTERNET CREATES INSECURITY. Security and disruption problems are inherent in the Internet. The very openness of the Internet creates risks that the Internet is insecure, and vulnerable to both intentional and unintentional disruption. Security breaches can occur for technical and other reasons, and, despite the implementation of security measures, we cannot guarantee that our networks are not vulnerable to unauthorized and illegal access, computer viruses and other disruptive problems. Our ability to provide our services depends in part on the reliability of the Internet and the networks of our partners, and our services can also be negatively affected by limitations inherent in the technology infrastructure supporting the Internet and the internal networks of Internet users. Customer must provide adequate information security for their own networks by using appropriately complex passwords, firewalls, and updated anti-virus and anti-spyware software.

7. Default. An event of default ("Event of Default") shall occur upon the occurrence of all or any one of the following events: (a) the Customer does not pay when due any invoice; (b) the Customer ceases doing business as a going concern; (c) the Customer makes an assignment for the benefit of its creditors or admits in writing to its inability to pay its debts as they become due; (d) the Customer files, or has filed against it, a petition in bankruptcy or for its reorganization, arrangement, composition or readjustment under any state insolvency law or the Customer liquidates all or a substantial part of its assets not in the ordinary course of its business, dissolves or takes other similar action; or (e) the Customer shall default in the performance of any of its obligations to TDS or any assignee arising under this Agreement, or any other agreement between the Customer and TDS and such default is not cured within 30 days of TDS providing notice of same, unless prohibited by relevant federal, state or local law.

8. Remedies. Upon the occurrence of an Event of Default, unless prohibited by relevant federal, state or local law, TDS may, at its option and without notice or demand, exercise all or any one of more of the following remedies: (a) declare immediately due and payable all invoices and all other sums due, including termination charges, or to become due hereunder or under any other agreement between the Customer and TDS; (b) terminate all of its obligations arising under this Agreement, and any other agreement between Customer and TDS; (c) enter the premises where any of TDS' equipment is located and repossess all or any part of the equipment; (d) offset any amounts due TDS under this Agreement against any amounts TDS or any of its affiliates owes the Customer (or the Customer's affiliates) under any other agreement; or (e) exercise all other legal and equitable remedies which TDS may have. The foregoing remedies shall be deemed cumulative and may be exercised successively or concurrently as permitted by law.

9. Interruption of Services. For any interruption of Service that is not due to negligence or non-compliance with any term or condition of this Agreement by Customer or the failure of operation or malfunction of facilities, power or equipment provided by the Customer, Customer will be entitled to a credit against the monthly Recurring Charge for such Service. Service will be deemed to be interrupted from the time TDS receives notice from Customer that the Service is not working until the time the Service is working. Unless provided otherwise by law or tariff, credits shall be calculated on the basis of a 30-day month and shall be credited upon Customer request against the monthly Recurring Charge for such Service as follows:

- First 30 minutes: none
- 30 minutes to 3 hours: 1/10 day
- Each additional 3 hour period (or fraction thereof): 1/5 day

If the duration of the outage is more than 24 hours, then the credit shall be the daily pro-rated amount of the Customer's monthly Recurring Charge for the applicable Service for each day thereafter, in an aggregate amount not to exceed the monthly Recurring Charge for such Service. Credits under this provision shall be the Customer's sole remedy and TDS' sole liability for any Service outage.

10. Support. The following outlines TDS support boundaries and procedures for TDS Internet connectivity and access.

10.1 Warranty. Internet access equipment and/or polycom telephone sets purchased or leased from TDS is fully supported per the manufacturer's warranty period (individual manufacturer's warranties vary; check specific manufacturer for the warranty period). Extended warranty support programs may be available through TDS. Equipment leased or purchased from third party vendors, including vendors recommended by, are *not* supported by TDS.

10.2 Boundaries.

- 10.2.1 Purchased Equipment from TDS – The boundary is the Ethernet port on the router. Please note that the inside wiring between the Network Interface Device (NID) and the equipment is not supported.
- 10.2.2 Customer Provided Equipment – The boundary is the Network Interface Device (NID). When TDS is able to verify circuit integrity the support boundary is met.
- 10.2.3 NOTE: Firewalls, Virtual Private Networks (VPN) and network management are beyond the support boundaries provided by TDS for dedicated Internet services.

10.3 Activation.

- 10.3.1 Equipment Purchased from TDS – Equipment purchased from TDS.

10.3.2 Customer Provided Equipment – Configuration and installation of equipment not purchased or leased from TDS is the Customer's responsibility. TDS will provide the Customer with a list of relevant IP addresses for use in the configuration of the Customer's equipment. However, it is the Customer's responsibility to configure the equipment.

10.3.3 Limits – Activation is limited according to the boundaries listed in section 10.3.1 and 10.3.2 above.

10.4 Help Desk. Technical support is available only through the TDS Help Desk.

10.5 Unsupported Routers. Routers not purchased through TDS are unsupported. TDS will not provide support services for unsupported routers.

11. Term and Termination

11.1 TDS will provide Customer with the Services pursuant to the rates, terms and conditions specified herein, commencing on the latter of the requested service date or the day following the date in which TDS notifies Customer that the Service is ready for use ("Service Commencement Date"). At the expiration of any Service Term, this Agreement shall continue in effect with respect to the Service on a month-to-month basis until canceled by either party on 30 days written notice; provided, however that the charges for the Service during any renewal period shall be at the then-current monthly rate charged by TDS for such Service. Unless specifically exempted, Services shall be subject to all general regulations applicable to the provision of Service and rates charged for such Service by TDS and stated in its general tariff including late payment charges, termination charges, and related expenses.

initial 11.2 Customers who terminate their Service prior to the expiration of the Term shall be liable for the repayment of any promotional credits, discounts or fee waivers including but not limited to installation fee waivers and for reimbursement of any special construction or non-recurring charges for Services or related facilities requested by Customer. Unless otherwise set forth under applicable tariff, if Customer terminates Service prior to expiration of the Term, Customer shall pay an early termination fee equal to: (a) the difference between the amount billed had the Customer been billed at the rate applicable under an agreement which had a term equal to the term between the effective date of this Agreement and the termination date; plus (b) the full purchase price of any equipment as shown above, minus the amounts already paid on a per month basis up to the date of termination. If there is a partial cancellation, any volume discounts going forward will be applied based only on the remaining volume. Either party may cancel this Agreement without liability in the event TDS is prohibited from providing service or if any material rate or term contained herein is substantially changed by final order of a court, administrative agency, or other body of competent jurisdiction. Termination charges will not apply if the Customer replaces the Service with a new contract with a term equal to or greater than the original term with a minimum commitment equal to at least 75% of the original commitment level under this Agreement. Each Service designation is deemed a separate service and cancellation of any single service shall not affect the other services ordered by Customer in this Agreement. Customer agrees that the forgoing early termination fees are fair and reasonable and that TDS's provision of the Services would not be commercially viable but for these Customer commitments.

11.3 This Agreement shall remain effective until terminated in accordance with the provisions set forth herein.

12. Subsequent Line Additions/Deletions. For each new line added to this Agreement after a 60-day grace period, installation charges will apply. Installation charges for advanced business products will be quoted at the time of request on an individual case basis. Subsequent feature deletions, after a 60-day grace period, will be assessed a service order charge per account.

13. Special Construction. Where facilities are not available or if equipment, new facilities or changes to existing facilities are required for the provision of additional services, a special construction charge will apply in addition to the monthly service charge. Customer may be required to pay additional charges or to contract for Services beyond the normal service term, or both.

14. Insurance. Each party shall maintain Commercial Workers' Compensation Insurance as required by law and Commercial General Liability Insurance with a minimum combined single limit of \$1,000,000 per occurrence covering personal injury and property damage.

15. MISCELLANEOUS

15.1 GOVERNING LAW: This Agreement shall be governed by and construed in accordance with the laws of the State where the Services are performed (without giving effect to conflicts of law).

15.2 ATTORNEY'S FEES AND COSTS: In any action by a party to enforce its rights hereunder, the non-prevailing party shall pay the prevailing party's cost and expenses (including reasonable attorney's fees).

15.3 EXTRAORDINARY CIRCUMSTANCES: TDS shall not be liable for any failure to perform its obligations under this Agreement to the extent such failure is due to "Force Majeure". Force Majeure includes, but is not limited to, acts of God, strike, lockout or other interference with work, war, declared or undeclared, blockade, disturbance, lightning, fire, earthquake, storm, flood, explosion, network or other telecommunications failures, including suppliers, inability or delay in obtaining governmental or quasi-governmental approvals, consents, permits, licenses and any other cause whether of the kind specified above or otherwise which is not reasonably within the control of TDS.

15.4 ENTIRE AGREEMENT: This Agreement, any Amendments, and any Attachments, together with any applicable tariffs, shall constitute the entire Agreement between Customer and TDS notwithstanding inconsistent or additional terms and conditions in Customer's purchase orders or other documents submitted to TDS. ~~Any statements by TDS's agent(s) that differ in~~ **Sumner Council Agenda Item # R.2**

any way from the terms and conditions of this Agreement shall have no force or effect. This Agreement shall at all times be subject to such modifications as a PSC/PUC and/or the FCC may, from time to time, require under their respective jurisdictions and otherwise, this Agreement may be amended only by a written instrument executed by both parties.

15.5 **CUSTOMER REPRESENTATIONS:** The Customer represents that the person signing this Agreement on behalf of the Customer is a duly authorized representative of the Customer and has the authority to execute this Agreement on the Customer's behalf.

15.6 **SEVERABILITY AND SURVIVAL OF TERMS:** Any term or condition of this Agreement which is prohibited or unenforceable in any jurisdiction shall, as to such jurisdiction, be ineffective to the extent of such prohibition or unenforceability, without invalidating any of the remaining terms or conditions of the Agreement.

15.7 **ASSIGNMENT:** Neither party may assign this Agreement or any of its rights or obligations hereunder without the prior written consent of the other party, and any such attempted assignment shall be void, except that TDS may assign this Agreement, or any of its rights or obligations hereunder in the event of any corporate reorganization, or to any subsidiary or affiliate, any purchaser of all or substantially all of the assets of TDS, or any entity with which or into which TDS may merge or consolidate, without the consent of Customer upon written notice to Customer.

15.8 **TAXES:** In addition to the payments required hereunder, Customer shall pay all sales, use, transfer and other taxes whether federal, state or local, however designated, which are levied or imposed by reason of the transactions contemplated by this Agreement excluding, however, any income taxes on fees paid to TDS by Customer.

15.9 **WAIVER:** A failure of either party to exercise any right provided for herein, shall not be deemed to be a waiver of any right hereunder.

15.10 **ELECTRONIC DOCUMENTS:** TDS hereby gives notice of its right to convert this Agreement to electronic format and retain this Agreement solely in an electronic format. TDS may provide this Agreement in electronic form or may provide a reproduction of this Agreement from its electronic copy in the event of any dispute regarding the rights and obligations of the parties under this Agreement. The parties agree that any document in electronic format or any document reproduced from an electronic format shall not be denied legal effect, validity, or enforceability and shall meet any requirement to provide an original or hard copy.

If switching to TDS Long Distance, Customer is responsible for cancellation of current long distance carrier service.
Customer initials _____

If switching to TDS provided data service, Customer is responsible for cancellation of current data service.
Customer initials _____

Authorization:

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first written below.

City of Kenosha

Customer Name

TDS

By:

Signature – Authorized Representative

By:

Signature – Authorized Representative

Frank Pacetti

Print Name

Fred Dooley

Print Name

City Administrator

Title

Account Executive

Title

Date

Date

**CITY OF KENOSHA
SCHEDULES OF DISBURSEMENTS**

Disbursement Record 19

Approved by Council _____

The Finance Committee reviewed the attached listing of disbursements for the period from 10/01/10 through 10/15/10 and have approved the disbursements as follows:

1. Checks numbered from 099153 through 099669 as shown on attached listing consisting of:

a. Debt Service	-0-
b. Investments	5,000,000.00
c. All Other Disbursements	6,788,184.02
SUBTOTAL	11,788,184.02

PLUS:

2. City of Kenosha Payroll Wire Transfers from the same period: 1,397,084.42

TOTAL DISBURSEMENTS APPROVED **13,185,268.44**

David Bogdala

Daniel Prozanski Jr.

Katherine Marks

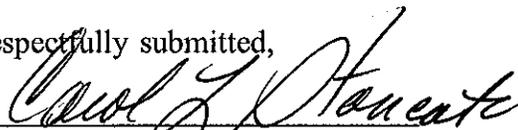
Eric Haugaard

Tod Ohnstad

Theodore Ruffalo

I have examined the vouchers listed on the attached sheets and have not found any unauthorized or improper payments. It must be understood that this statement in no way should be interpreted as a guarantee that errors do not exist. I have initially examined the attached vouchers for proper account classification. However, the account classifications as shown for the attached vouchers are subject to change upon subsequent review by both myself and respective department heads of the City of Kenosha.

Respectfully submitted,



Director of Finance

(disbursementsblank.share.fin)

**FISCAL NOTE
CITY OF KENOSHA
DEPARTMENT OF FINANCE**

PREPARED FOR: Finance Committee

ITEM: Disbursement Record #19

ESTIMATED FINANCIAL IMPACT:

No additional fiscal note needed.

Date Prepared: 10/22/10

Prepared By: *MES*

Reviewed By: 

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99153	10/01	ANIXTER WISCONSIN	110-01-51801-246-984	9/10 DP FD REMODEL	2,510.34
			110-01-51801-246-984	9/10 DP FD REMODEL	222.34
				..... CHECK TOTAL	2,732.68
99154	10/01	WE ENERGIES	110-03-53109-221-000	9/10 STREET LIGHTING	59,198.94
			110-05-55109-221-000	9/10 STREET LIGHTING	657.05
				..... CHECK TOTAL	59,855.99
99155	10/01	RNOW, INC.	630-09-50101-393-000	9/10-SE PARTS/MATERI	112.07
			630-09-50101-393-000	9/10-SE PARTS/MATERI	54.95
				..... CHECK TOTAL	167.02
99156	10/01	BUMPER TO BUMPER	630-09-50101-393-000	8/10-CE PARTS, MATER	2,275.35
			520-09-50201-347-000	8/10-TD PARTS, MATER	476.69
			110-05-55109-344-000	8/10-PA PARTS, MATER	64.28
			501-09-50105-344-000	8/10-SW PARTS, MATER	34.35
			110-02-52203-344-000	8/10-FD PARTS, MATER	28.67
			632-09-50101-389-000	8/10-SE PARTS, MATER	14.19
			110-05-55109-361-000	7/10-PA PARTS, MATER	3.92
			520-09-50201-317-000	8/10-TD PARTS, MATER	3.39
				..... CHECK TOTAL	2,900.84
99157	10/01	HWY C SERVICE	501-09-50105-344-000	9/10-SW SERVICE/PART	169.33
			630-09-50101-393-000	9/10-SE#2501 PARTS/S	143.12
			501-09-50105-344-000	9/10-SW SERVICE/PART	10.48
				..... CHECK TOTAL	322.93
99158	10/01	ICMA RETIREMENT TRUST	110-00-21572-000-000	9/16-30/10 CONTRIBS	54,143.92
99159	10/01	INTERSTATE ELECTRIC SUPPLY	110-03-53109-375-000	9/10-ST ELECTRICAL S	210.25
			110-01-51801-246-984	9/10-FD REMODEL ELEC	30.17
			110-03-53109-361-000	8/10-PW ELECTRICAL S	24.60
				..... CHECK TOTAL	265.02
99160	10/01	KENOSHA ANIMAL HOSPITAL	110-02-52103-381-000	8/10-CHICO VET EXAM	89.35
			110-02-52103-381-000	9/10-CHICO TABS-VET	48.60
				..... CHECK TOTAL	137.95
99161	10/01	KENOSHA CITY/COUNTY	110-02-52111-251-000	10/10 JOINT SERVICES	258,078.50
			110-02-52202-251-000	10/10 JOINT SERVICES	64,519.67
				..... CHECK TOTAL	322,598.17

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99162	10/01	KENOSHA CITY EMPLOYEE'S	110-00-21562-000-000	10/01/10 CITY HRLY	15,386.05
			110-00-21562-000-000	10/01/10 WATER HRLY	4,543.35
			110-00-21562-000-000	10/01/10 MUSEUM HRLY	185.00
				..... CHECK TOTAL	20,114.40
99163	10/01	UNITED HOSPITAL SYSTEMS INC	110-09-56405-161-000	8/10/10 J VAN WIE	1,606.80
			110-02-52101-219-000	9/10 10-129666 LAB	49.60
			110-02-52101-219-000	8/10 10-126441 LAB	49.60
			110-02-52101-219-000	8/10 10-122600 LAB	49.60
			110-09-56405-161-000	9/8/10 J GETKA	7.50
	..... CHECK TOTAL	1,763.10			
99164	10/01	KENOSHA NEWS	520-00-18751-000-000	8/10 METRA CONSTRUCT	565.50
			520-00-18751-000-000	8/10 METRA CLEANUP	522.00
			110-00-21104-000-000	9/10 A PERRIN LICENS	43.75
			110-01-50101-321-000	9/10 ABSENTEE CANVS	22.24
	..... CHECK TOTAL	1,153.49			
99165	10/01	TRAFFIC & PARKING CONTROL CO	520-09-50401-249-000	SIGNS TRANSFER CNTR	93.13
99166	10/01	WELDCRAFT, INC.	110-05-55109-219-000	RAILING	3,303.00
			110-05-55109-219-000	SOUTH PIER STEPS	795.00
			110-05-55109-219-000	7/10 PA WELDING SERV	205.30
	..... CHECK TOTAL	4,303.30			
99167	10/01	WILLKOMM INC., JERRY	520-09-50106-341-000	9/10-TD DIESEL FUEL	18,491.64
			630-09-50101-392-000	9/10-CE DIESEL FUEL	18,367.65
	..... CHECK TOTAL	36,859.29			
99168	10/01	WE ENERGIES	110-05-55111-221-000	#37 08/19-09/21	2,065.42
			110-03-53109-221-000	#37 08/23-09/22	1,789.91
			110-03-53109-221-000	#37 08/22-09/21	1,591.56
			110-02-52203-221-000	#37 08/24-09/23	1,398.00
			110-03-53109-221-000	#37 08/17-09/16	1,360.92
			110-05-55102-221-000	#37 08/09-09/08	1,246.99
			110-05-55109-221-000	#37 08/18-09/19	1,025.57
			110-05-55109-221-000	#37 08/23-09/22	841.69
			522-05-50102-221-000	#37 08/18-09/19	824.77
			110-03-53109-221-000	#37 08/18-09/19	766.37
			110-03-53109-221-000	#37 08/15-09/14	719.25
			110-03-53116-221-000	#37 08/19-09/20	708.49
			110-03-53109-221-000	#37 08/19-09/20	406.49
			110-05-55109-221-000	#37 08/19-09/20	373.94
			110-03-53109-221-000	#37 08/20-09/21	362.44
			110-03-53109-221-000	#37 08/19-09/21	349.81
			110-05-55109-221-000	#37 08/15-09/14	137.68
			110-03-53109-221-000	#37 08/24-09/22	119.19
			110-05-55111-222-000	#37 08/19-09/21	93.78
			110-03-53117-221-000	#37 08/19-09/20	66.70

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
			522-05-50102-222-000	#37 08/18-09/19	29.80
			110-02-52203-222-000	#37 08/23-09/21	26.95
			110-05-55109-221-000	#37 08/17-09/18	23.44
			110-05-55109-221-000	#37 08/22-09/21	17.69
			110-05-55109-222-000	#37 08/18-09/19	9.28
				..... CHECK TOTAL	16,356.13
99169	10/01	REINDERS INC.	110-05-55109-344-000	REPAIR REELMASTER	3,220.90
			110-05-55109-344-000	REPAIR GROUNDMASTER	1,077.60
				..... CHECK TOTAL	4,298.50
99170	10/01	WETTENGEL CAMPAGNA	520-09-50106-311-000	8/10-TD REPAIRS/SUPP	111.00
			520-09-50106-311-000	8/10-TD REPAIRS/SUPP	95.00
				..... CHECK TOTAL	206.00
99171	10/01	WIS FUEL & HEATING INC	630-09-50101-393-000	9/10 CE LUBRICANTS/O	1,566.00
			110-05-55109-341-000	9/10 PA LUBRICANTS/O	1,132.85
				..... CHECK TOTAL	2,698.85
99172	10/01	BADGER OIL EQUIPMENT CO.	630-09-50101-235-000	9/10 SE REPAIR FUEL	260.30
			520-09-50201-235-000	REPROGRAM TLS	177.50
				..... CHECK TOTAL	437.80
99173	10/01	CURTIS INDUSTRIES, INC	630-09-50101-393-000	9/10 SE FASTENERS-VA	133.53
99174	10/01	AT&T	206-02-52205-227-000	9/10-10/09 DS1 SERVI	900.00
			206-02-52205-227-000	9/10-10/09 DS1 SERVI	588.00
			206-02-52205-227-000	9/10 REPAIR-DS1 SERV	285.00
				..... CHECK TOTAL	1,773.00
99175	10/01	DME ACCESS INC.	520-09-50202-246-000	ELEVATOR SERV AGRMNT	1,792.00
			520-09-50202-246-000	SERVICE CALL	263.00
			520-09-50202-246-000	SERVICE CALL	180.00
				..... CHECK TOTAL	2,235.00
99176	10/01	CHASE BANK KENOSHA	110-00-21513-000-000	10/01/10 HRLY DEDCT	21,713.83
			110-00-21511-000-000	10/01/10 HRLY DEDCT	12,759.43
			110-00-21612-000-000	10/01/10 HRLY DEDCT	12,759.21
			110-00-21614-000-000	10/01/10 HRLY DEDCT	3,164.13
			110-00-21514-000-000	10/01/10 HRLY DEDCT	3,164.05
				..... CHECK TOTAL	53,560.65

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99177	10/01	DORON PRECISION SYSTEMS, INC.	110-01-51801-246-984	REINSTALL SIMULATOR	2,300.00
99178	10/01	VYATTA INC.	110-01-51102-233-000	SUBSCRIPTION SERVICE	1,794.60
99179	10/01	ALFRED BENESCH & COMPANY	448-11-50901-589-000	5/24-8/15 14TH AVE-E	2,672.29
99180	10/01	PAT'S SERVICES, INC.	205-03-53119-282-000	8/14-9/10-COMPOST ST	65.80
99181	10/01	DEPARTMENT OF CORRECTIONS	110-00-21581-000-000	10/01/10 D FAFFORD	30.00
99182	10/01	SCHELBLE & HEMMER, S.C.	110-00-21581-000-000	10/01/10 B GARRETT	113.09
99183	10/01	PETCO ANIMAL SUPPLIES	110-02-52103-381-000	8/10-PET FOOD/SUPPLI	103.44
99184	10/01	CONCRETE SPECIALTIES CO.	501-09-50105-355-000	9/10 MERCHANDISE	737.50
			501-09-50105-355-000	9/10 MERCHANDISE	410.00
			403-11-51002-588-000	9/10 RESURFACING-PH.	320.00
				..... CHECK TOTAL	1,467.50
99185	10/01	PITNEY BOWES	110-01-51306-282-000	9/10-MACHINE LEASE/M	364.00
99186	10/01	BENDLIN FIRE EQUIPMENT CO.	206-02-52205-344-000	8/10 FD PARTS/MATERI	139.18
99187	10/01	M B PROMOTIONS	110-02-52110-311-000	ZIPPER PULLS	1,106.00
99188	10/01	POTTER'S CENTER	289-06-50610-259-000	#5166769 SUBGR AGMT	4,628.00
			289-06-50610-259-000	#5166771 SUBGR AGMT	504.00
				..... CHECK TOTAL	5,132.00
99189	10/01	JAMES IMAGING SYSTEMS, INC.	110-01-51801-246-984	MOVE ASSESSOR COPIER	125.00
99190	10/01	GROWER EQUIPMENT & SUPPLY CO	630-09-50101-393-000	SEEDER CUP	103.86
99191	10/01	MICHELS CORPORATION	409-11-51006-589-000	EST 3-38TH ST RECONS	36,373.62
99192	10/01	LAB SAFETY SUPPLY INC	110-05-55108-369-000	TABLE CADDIES	853.83
			110-05-55108-369-000	DOLLY	399.00
			110-05-55108-369-000	DOLLY	266.00
				..... CHECK TOTAL	1,518.83

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99193	10/01	LAKESIDE INTERNATIONAL TRUCK	630-09-50101-393-000	8/10 CE PARTS-MATERI	2,392.14
			520-09-50201-347-000	8/10 FD BUS PARTS/MA	1,025.99
			206-02-52205-344-000	8/10 FD PARTS & MATE	352.74
				..... CHECK TOTAL	3,770.87
99194	10/01	PAGEL HYDRAULIC SERVICE	630-09-50101-393-000	TWO PUMPS	2,197.10
99195	10/01	AT&T	110-01-51801-225-000	7/10 AT&T ONE NET	218.49
			110-00-14401-000-000	7/10 AT&T ONE NET	33.20
			520-09-50301-225-000	7/10 AT&T ONE NET	26.74
			110-00-15202-000-000	7/10 AT&T ONE NET	3.04
				..... CHECK TOTAL	281.47
99196	10/01	AUTO ZONE COMMERCIAL	630-09-50101-393-000	9/10 SE #2626 PARTS/	43.99
			632-09-50101-389-000	9/10 SE PARTS/SUPPLI	4.99
				..... CHECK TOTAL	48.98
99197	10/01	HILLSIDE TRUE VALUE	520-09-50201-317-000	8/10-TD MISC. SUPPLI	7.83
99198	10/01	HUMANA INSURANCE CO	611-09-50101-155-517	10/10 PREMIUM	73,857.60
			611-09-50101-155-518	10/10 PREMIUM	30,709.60
			611-09-50101-155-519	10/10 PREMIUM	7,866.00
			611-09-50101-155-525	10/10 PREMIUM	3,689.00
			611-09-50101-155-517	09/10 ADJUSTMENTS	240.84
			611-09-50101-155-518	09/10 ADJUSTMENTS	100.14
			611-09-50101-155-519	09/10 ADJUSTMENTS	25.65
			611-09-50101-155-518	10/10 PREMIUM	86.49CR
			611-09-50101-155-518	09/10 ADJUSTMENTS	259.47CR
				..... CHECK TOTAL	116,142.87
99199	10/01	US CELLULAR	206-02-52205-226-000	9/10 FD-CELL SERVICE	149.12
			110-02-52101-226-000	9/10 PD-CELL AIRTIME	75.91
			110-02-52103-226-000	9/10 PD-CELL AIRTIME	69.65
			110-02-52109-226-000	9/10 PD-CELL AIRTIME	36.33
			206-02-52205-226-000	9/10 FD-CELL AIRTIME	30.00
			110-02-52109-226-000	9/10 PD-CELL SERVICE	19.35
			110-02-52103-226-000	9/10 PD-CELL SERVICE	19.35
			110-02-52101-226-000	9/10 PD-CELL SERVICE	19.35
			110-02-52102-226-000	9/10 PD-CELL SERVICE	15.28
			110-02-52102-226-000	9/10 PD-CELL AIRTIME	13.05
			110-02-52108-226-000	9/10 PD-CELL AIRTIME	12.30
			283-06-52601-259-000	#5164488 9/10 CELL P	3.07
			110-02-52108-226-000	9/10 PD-CELL SERVICE	3.07
			283-06-52601-259-000	#5164488 9/10 AIRTIM	1.45
				..... CHECK TOTAL	467.28

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99200	10/01	CUMMINS NPOWER, LLC	520-09-50201-347-000	8/10 TD PARTS/SERVIC	697.03
			520-09-50201-347-000	8/10 TD PARTS/SERVIC	263.44
				..... CHECK TOTAL	960.47
99201	10/01	ROBINSON BROTHERS	520-00-18751-000-000	ASBESTOS ABATEMENT	6,865.00
99202	10/01	CENTER FOR SCHOOL YOUTH	110-02-52107-264-000	10/26 CRISIS PREP	280.00
99203	10/01	LEC COMMITTEE	110-02-52107-264-000	10/12-13 SUMMIT	150.00
99204	10/01	EMERGING COMMUNITIES CORP	492-11-50101-589-000	7-9/10 CONSULT SERV	3,000.00
99205	10/01	WASTE MANAGEMENT OF WI	110-03-53117-253-416	9/10 1129.96 TONS	22,384.50
			110-03-53117-253-416	9/10 WDNR TONNAG FEE	14,689.48
			110-03-53117-253-417	9/10 19 COMPCT PULLS	2,935.51
			110-03-53117-253-417	9/10 136.21 TONS	2,698.32
			501-09-50104-253-000	9/10 117.23 TONS	2,322.33
			110-03-53117-253-417	9/10 WDNR TONNAG FEE	1,770.73
			501-09-50104-253-000	9/10 WDNR TONNAG FEE	1,523.99
			110-03-53117-253-416	9/10 FUEL SURCHARGE	987.26
			110-03-53117-253-417	9/10 FUEL SURCHARGE	249.51
			110-03-53117-253-416	9/10 ENVIRO SURCHG	208.00
			501-09-50104-253-000	9/10 FUEL SURCHARGE	103.61
			110-03-53117-253-417	9/10 ENVIRO SURCHG	76.00
			501-09-50104-253-000	9/10 ENVIRO SURCHG	44.00
				..... CHECK TOTAL	49,993.24
99206	10/01	MALSACK, J	110-09-56501-259-570	9/10 4517 47 AV-GRS	610.00
			110-09-56501-259-570	9/10 6529 82 AV-GRS	255.00
			110-09-56501-259-570	9/10 1718 27 ST-GRS	220.00
			110-09-56501-259-570	9/10 2723 71 ST-GRS	155.00
			110-09-56501-259-570	9/10 5107 21 AV-GRS	125.00
			110-09-56501-259-570	9/10 2125 22 ST-GRS	55.00
			110-09-56501-259-570	9/10 5104 19 AV-GRS	25.00
				..... CHECK TOTAL	1,445.00
99207	10/01	JENSEN TOWING	110-02-52103-219-000	9/10-#10-132458 TOWI	87.75
99208	10/01	REGISTER OF DEEDS	110-01-50301-219-000	CIVIL ACTION #30701	30.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99209	10/01	CREATIVE DESIGNS	110-01-50602-311-000	ADOPT-A-SPOT SIGNS	450.00
99210	10/01	STEEP EQUIPMENT CO.	630-09-50101-393-000	9/10-SE PARTS/MATERI	88.40
99211	10/01	AT&T	110-01-51801-225-000	8/10 652-8297	36.55
99212	10/01	VULCAN SIGNS, INC	110-03-53110-372-000	SIGNS	9,386.99
99213	10/01	NORTHLAND EQUIPMENT	630-09-50101-393-000	14' CONVEYOR	6,001.00
99214	10/01	MENARDS (KENOSHA)	110-02-52203-353-000	9/10-FD#2 MERCHANDIS	212.27
			110-05-55109-389-000	9/10-PA MERCHANDISE	199.80
			110-03-53109-375-000	910-ST MERCHANDISE	100.46
			110-05-55109-389-000	9/10-PA MERCHANDISE	81.78
			501-09-50105-357-000	9/10-ST MERCHANDISE	78.94
			110-01-51801-246-984	9/10-FD REMODEL MERC	58.76
			110-01-51801-246-984	9/10-FD REMODEL MERC	51.33
			110-02-52203-357-000	9/10-FD#2 MERCHANDIS	48.71
			110-01-51801-246-984	9/10-FD REMODEL MERC	39.48
			501-09-50105-357-000	9/10-ST MERCHANDISE	31.27
			110-02-52203-382-000	9/10-FD#2 MERCHANDIS	4.50
			110-01-51801-246-984	9/10-FD REMODEL MERC	1.97
				..... CHECK TOTAL	909.27
99215	10/01	RESOURCE RECOVERY SYSTEMS	205-03-53119-219-000	9/10 RENTAL OF EQUIP	4,920.00
99216	10/01	TOTAL CYCLERY	110-02-52203-344-000	8/10-UNIT#417 BICYCL	66.25
			110-02-52103-344-000	8/10-UNIT#460 BICYCL	55.23
			110-02-52103-344-000	8/10-UNIT#469 BICYCL	55.22
			110-02-52103-344-000	8/10-UNIT#550 BICYCL	33.13
				..... CHECK TOTAL	209.83
99217	10/01	WIS SCTF	110-00-21581-000-000	10/01/10 HRLY DEDUCT	1,533.41
			110-00-21581-000-000	10/01/10 HRLY DEDCT	76.94
				..... CHECK TOTAL	1,610.35
99218	10/01	CARPENTERS HOME IMPRVMT INC	289-06-50405-259-000	E5171390 SUBGR AGMT	9,140.61
99219	10/01	ALL KOOL RADIATOR REPAIR	630-09-50101-393-000	9/10 SE RADIATOR REP	150.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99220	10/01	ILLINOIS DEPT OF PUBLIC AID	110-00-21581-000-000	10/01/10 J PETRILLO	139.82
99221	10/01	GRAINGER	521-09-50101-372-000	9/10-AR PARTS/MATERI	164.70
99222	10/01	TIME WARNER CABLE	110-01-51102-233-000	9/19-10/18 SE STORES	139.95
99223	10/01	CINTAS CORP	632-09-50101-259-000	8/10 SE UNIFORM/GLOV	368.52
			520-09-50201-367-000	8/10 TD UNIFORM/GLOV	322.31
			110-02-52203-259-000	8/10 FD UNIFORM/GLOV	152.05
				..... CHECK TOTAL	842.88
99224	10/01	NORTHERN SAFETY CO INC	110-03-53116-389-000	SAFETY GLASSES	71.05
99225	10/01	AZAR L.L.C.	401-11-51004-586-000	EST 2-SIDEWALK PROGR	48,833.10
			403-11-51001-585-000	EST 3-CURB/GUTTER PR	13,149.58
				..... CHECK TOTAL	61,982.68
99226	10/01	PROCESSWORKS INC.	110-00-21578-000-000	9/28/10 CHECK REG	416.92
99227	10/01	OLYMPIA RESORT & CONF CENTER	110-02-52107-263-000	9/12-15 J MELICHAR	210.00
			110-02-52107-263-000	9/12-15 D BARFOTH	210.00
				..... CHECK TOTAL	420.00
99228	10/01	IAFF/NATIONWIDE	110-00-21574-000-000	9/16-30/10 CONTRIBS	19,607.33
99229	10/01	AIRGAS NORTH CENTRAL	110-05-55109-235-000	8/10 PA-INDSTRL GAS	46.70
			206-02-52205-389-000	8/10 FD-OXYGEN CYLIN	34.01
			206-02-52205-389-000	8/10 FD#7 OXYGEN CYL	21.25
			206-02-52205-344-000	8/10 FD-CLYINDER RNT	21.21
			206-02-52205-389-000	8/10 FD#5 OXYGEN CYL	16.99
			206-02-52205-389-000	8/10 FD#3 OXYGEN CYL	16.99
			206-02-52205-344-000	8/10 FD#7 IND GAS	16.98
				..... CHECK TOTAL	174.13
99230	10/01	AFLAC	110-00-21535-000-000	09/10 DEDUCTS	2,020.46
			110-00-21535-000-000	09/10-10/1/10 HRLY	689.28
			110-00-21536-000-000	09/10 DEDUCTS	361.00
			110-00-21536-000-000	09/10-10/1/10 HRLY	306.96
				..... CHECK TOTAL	3,377.70

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99231	10/01	SPECTERA, INC.	110-00-21534-000-000	09/10 DEDUCTS	1,142.80
99232	10/01	GUY, LYNDIA	110-01-50602-389-000	SUPPL ADOPT A SPOT	23.51
99233	10/01	CARTHAGE COLLEGE	110-00-21905-000-000	KENNEDY & PETRETTI	50.00
99234	10/01	GREAT WEST RETIREMENT SERV.	110-00-21576-000-000	9/16-30/10 CONTRIBS	12,228.75
99235	10/01	OMB GUNS	110-02-52103-364-000	PISTOLS	7,030.00
99236	10/01	OMB GUNS	110-02-52103-364-000	ONE GLOCK 23 PISTOL	357.00
99237	10/01	CLARK DIETZ, INC	409-11-50906-589-000	7/31-8/27 PROF SERV.	7,952.90
99238	10/01	UHS PHYSICIAN CLINIC	110-09-56405-161-000	6/12/10 J MENKE	86.70
			110-09-56405-161-000	6/12/10 J MENKE	86.70
				..... CHECK TOTAL	173.40
99239	10/01	OCCUCARE SYSTEMS & SOLUTIONS	110-09-56405-161-000	7/8/10 P BRIETCHAFT	534.24
			110-09-56405-161-000	7/8/10 P BRIETCHAFT	331.99
				..... CHECK TOTAL	866.23
99240	10/01	MILWAUKEE ORTHOPAEDIC GROUP	110-09-56405-161-000	6/16/10 J ADAMS	552.00
99241	10/01	GREAT LAKES PATHOLOGISTS SC	110-09-56405-161-000	8/2/10 L RAZAA	52.80
99242	10/01	IOD INCORPORATED	110-09-56405-161-000	7/21/10 T WARDEN	8.72
			110-09-56405-161-000	8/18/10 W FOSTER	8.55
			110-09-56405-161-000	7/14/10 N BELDING	8.11
				..... CHECK TOTAL	25.38
99243	10/01	UNITED OCC MEDICINE	110-09-56405-161-000	8/10/10 J VAN WIE	200.60
99244	10/01	AURORA HEALTH CARE	110-09-56405-161-000	8/2/10 L RAZAA	2,367.73
			110-09-56405-161-000	8/2/10 L RAZAA	386.32
			110-09-56405-161-000	8/2/10 L RAZAA	304.48
			110-09-56405-161-000	8/18/10 W FOSTER	188.32
			110-09-56405-161-000	8/3/10 A GONZALES	127.60
			110-09-56405-161-000	8/2/10 L RAZAA	127.60
			110-09-56405-161-000	8/2/10 L RAZAA	28.16
			110-09-56405-161-000	8/2/10 L RAZAA	21.12
				..... CHECK TOTAL	3,551.33

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99245	10/01	ATHLETIC & THERAPEUTIC INST.	110-09-56405-161-000	7/18/07 K MIKOLAS	393.49
99246	10/01	STONERIVER PHARMACY SOLUTION	110-09-56405-161-000	8/18/10 W FOSTER	206.36
			110-09-56405-161-000	8/2/10 L RAZAA	8.91
				..... CHECK TOTAL	215.27
99247	10/01	LGIP LIBRARY	110-00-11301-000-000	9/27/10 WIRE TRANSFR	5,000,000.00
99248	10/01	NASECA OF WISCONSIN	501-09-50101-264-000	S. BILLING. 10/11/10	150.00
99249	10/01	KOHN LAW FIRM S.C.	110-00-21581-000-000	10/01/10 D LARSON	158.79
99250	10/01	RAMSEY, SALLY	110-00-21905-000-000	BEACH HOUSE-9/25/10	50.00
99251	10/01	RAMSEY, JACQUELINE	110-00-21905-000-000	BEACHHOUSE-9/24-25	300.00
99252	10/01	SCONZERT, KARIN	110-00-21905-000-000	BEACH HOUSE-9/26/10	100.00
99253	10/01	MILLER, JENNIFER	110-00-21905-000-000	ORIBILETTI-9/25/10	100.00
99254	10/01	WADE, DENNIS SR	110-00-21905-000-000	ORIBILETTI-9/24/10	100.00
99255	10/01	COZART, KENNETH AND	110-00-47118-000-000	LINCOLN GARDENS-9/18	40.00
99256	10/01	THOMPSON, ROSEMARY	110-01-50602-264-000	REG FEE-UW EXT	30.00
99257	10/01	GUTIERREZ, BAYRON M	110-00-45103-000-000	FINE PMT#V642907	50.00
			110-00-45104-000-000	FINE PMT#V642907	28.00
			110-00-21911-000-000	FINE PMT#V642907	13.00
			110-00-21901-000-000	FINE PMT#V642907	13.00
			110-00-21910-000-000	FINE PMT#V642907	10.00
				..... CHECK TOTAL	114.00
99258	10/01	GAINES, ERICKA	110-00-21904-000-000	CASH BOND-L MURRY	693.00
99259	10/01	MONTEZDECCA, VICTOR	110-00-21902-000-000	FINE PMT #V149897	88.80
99260	10/01	DITZENBERGER, JEAN	110-01-51301-263-000	7/23/10 BUDGET REV	36.00
			110-01-51301-263-000	9/28 CONCERN CITIZEN	25.60
				..... CHECK TOTAL	61.60

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99261	10/01	MEREDITH, LESLEY B.	110-02-52102-367-000	2010 CLOTHING ALLOW	400.00
99262	10/01	GREATHOUSE, JEFFREY W.	110-02-52102-367-000	2010 CLOTHING ALLOW	400.00
99263	10/01	KRYSTOWIAK, PETER	110-01-51801-246-984	MOVING EXPENSES	29.54
99264	10/01	MCCARTHY, MARK	285-06-52601-259-000	#5158604 8/17-18/10	49.50
99265	10/01	SCHROEDER, JANICE	110-03-53101-261-000	7/10-8/10-133 MILES	66.50
99266	10/01	DJUPLIN, WESLEY P	110-01-51303-144-000	TUITION SUMMER 2010	96.00
99267	10/01	KNIGHT, MATTHEW A.	110-01-50301-261-000	9/22/10 MADISON	116.35
99268	10/01	MANTUANO, CATHERINE	110-01-50602-389-000	VARIOUS SUPPLIES	249.62
99269	10/01	ANHOCK, JEFFREY	110-00-21581-000-000	9/03/10 DEDUCTIONS	120.00
99270	10/01	FIRST INDUSTRIAL INVESTMENT	311-11-50101-831-000	TID #11 REV BOND	1,876,290.34
99271	10/06	BOBCAT PLUS INC	630-09-50101-393-000	PARTS FOR FLEET 2324	319.36
99272	10/06	ACCUTEMP INC	633-09-50101-241-000	CIVIC CTR HVAC	200.00
99273	10/06	COMSYS, INCORPORATED	110-01-51102-215-000	10/8-11/7/10 SERVICE	36,013.76
			501-09-50101-215-000	10/8-11/7/10 SERVICE	9,003.46
				..... CHECK TOTAL	45,017.22
99274	10/06	BURR OAKS GREENHOUSE	110-05-55103-353-000	2010 BARREL PLANTERS	3,250.00
99275	10/06	GODFREY & KAHN, SC	110-01-51301-219-000	7-8/10 CHRYSLER PLNT	26,936.94
99276	10/06	HWY C SERVICE	501-09-50106-344-000	9/10-PW SERVICE/PART	154.15
			501-09-50106-344-000	9/10-PW SERVICE/PART	14.40
				..... CHECK TOTAL	168.55
99277	10/06	INTERSTATE ELECTRIC SUPPLY	417-11-50701-589-000	9/10-PW ELECTRICAL S	197.85
			110-03-53109-375-000	9/10-ST ELECTRICAL S	41.88
			110-03-53109-375-000	9/10-ST ELECTRICAL S	29.56
				..... CHECK TOTAL	269.29

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99278	10/06	JANTZ AUTO SALES INC	630-09-50101-393-000	9/10-SE#2541 MERCHAN	125.00
99279	10/06	CARDINAL HEALTH	206-02-52205-318-000	9/10 MEDICAL SUPPLIE	459.00
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	299.26
			206-02-52205-382-000	9/10 HOUSEKEEPNG SUP	54.35
				..... CHECK TOTAL	812.61
99280	10/06	KENOSHA CO HUMANE SOCIETY	110-04-54102-254-000	9/10 ANIMAL CONTROL	11,283.57
99281	10/06	UNITED WAY OF KENOSHA COUNTY	110-01-51301-263-000	KICKOFF LUNCHEON	75.00
99282	10/06	UNITED WAY OF KENOSHA COUNTY	206-02-52205-259-000	10/7 SHREDDING SERVI	250.00
99283	10/06	LABOR PAPER, THE	110-01-50101-321-000	7/19/10 CC MINUTES	840.00
			110-01-50101-321-000	8/02/10 CC MINUTES	504.00
				..... CHECK TOTAL	1,344.00
99284	10/06	KENOSHA UNIFIED SCHOOL	110-05-55109-221-000	7-8/10 AMECHE FIELD	134.30
99285	10/06	SHERWIN WILLIAMS CO.	110-01-51801-246-984	8/10-FD REMODEL PAIN	158.07
			110-01-51801-246-984	9/10-FD REMODEL PAIN	29.25
			110-01-51801-246-984	9/10-FD REMODEL PAIN	5.67
			110-01-51801-246-984	9/10-FD REMODEL PAIN	4.47
				..... CHECK TOTAL	197.46
99286	10/06	GLC CORP DBA GREAT LAKES ELE	403-11-50904-589-000	EST 1-INTERIOR LIGHT	16,250.50
99287	10/06	FIRST SUPPLY CO.	110-05-55104-249-000	9/10 PW SUPPLIES AND	32.10
			110-05-55104-249-000	9/10 PW SUPPLIES AND	10.90
			521-09-50101-344-000	9/10 AR SUPPLIES AND	2.52
			110-05-55104-249-000	9/10 CREDIT SUPPLIES	11.40CR
				..... CHECK TOTAL	34.12
99288	10/06	SHOPKO DEPT. STORE	110-02-52203-382-000	9/10-FD#6 MERCHANDIS	46.28
			110-02-52203-382-000	9/10-FD#6 MERCHANDIS	29.97
			110-02-52203-344-000	9/10-FD#1 MERCHANDIS	10.78
			110-02-52203-353-000	9/10-FD#6 MERCHANDIS	4.99
				..... CHECK TOTAL	92.02
99289	10/06	TRAFFIC & PARKING CONTROL CO	110-03-53110-372-000	9/10-ST TRAFFIC SIGN	322.30

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99290	10/06	KENOSHA COUNTY	110-01-50901-227-000	7-9/10 PHONE CHGS	24.78
99291	10/06	VULCAN MATERIALS COMPANY	501-09-50105-354-000	9/10 AGGREGATE MATER	1,426.91
99292	10/06	WE ENERGIES	285-06-51605-259-000	#5168293 UTILITIES	70.34
			231-06-51613-259-000	#5168287 UTILITIES	36.35
			285-06-51604-259-000	#5169254 UTILITIES	33.98
			267-06-51603-259-000	35168276 UTILITIES	28.63
			286-06-51604-259-000	#5168284 UTILITIES	28.30
			267-06-51605-259-000	35169253 UTILITIES	26.81
			267-06-51604-259-000	#5169257 UTILITIES	24.69
				..... CHECK TOTAL	249.10
99293	10/06	PAYNE & DOLAN INC.	110-03-53103-355-000	8/10 ASPHALT MATERIA	102.41
99294	10/06	REINDERS INC.	630-09-50101-393-000	TRANSAXLE ASSEMBLY	8,447.41
			630-09-50101-393-000	9/10-SE PARTS/SERVIC	247.75
				..... CHECK TOTAL	8,695.16
99295	10/06	C.J.W., INC.	524-05-50101-397-000	9/10 CONSUMABLE MERC	39.31
99296	10/06	KENOSHA ACHIEVEMENT CENTER	520-09-50301-258-000	9/10 SPECL TRANSPORT	14,167.00
			520-09-50301-258-000	9/10 WEEKEND DISPTCH	584.00
				..... CHECK TOTAL	14,751.00
99297	10/06	OFFICEMAX	110-02-52103-311-000	9/10 PD #1606 OFFICE	396.06
			632-09-50101-311-000	8/10 SE #1598 OFFICE	184.09
			632-09-50101-311-000	8/10 SE #1578 OFFICE	179.42
			110-01-51101-311-000	9/10 FN #1608 OFFICE	51.70
			110-02-52201-311-000	9/10 FD #1610 OFFICE	51.20
			110-02-52103-311-000	9/10 PD #1607 OFFICE	50.91
			110-01-50101-311-000	8/10 CT #1561 OFFICE	43.24
			521-09-50101-311-000	9/10 AR #1612 OFFICE	42.68
			110-02-52103-311-000	9/10 PD #1607 OFFICE	22.93
			110-01-50602-389-000	9/10 PA #1611 OFFICE	16.00
			110-02-52201-311-000	9/10 FD #1609 OFFICE	12.90
				..... CHECK TOTAL	1,051.13
99298	10/06	ALFRED BENESCH & COMPANY	409-11-50906-589-000	8/15-9/12 38TH ST CO	744.56

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99299	10/06	PAT'S SERVICES, INC.	524-05-50101-282-000	8/19-9/15 GOLF COURS	98.00
			110-05-55108-282-000	8/19-9/15 SOUTHPORT	98.00
			110-05-55108-282-000	8/19-9/15 ALFORD 1	98.00
			110-05-55108-282-000	8/19-9/09 HOBBS PORT	38.50
				..... CHECK TOTAL	332.50
99300	10/06	LINCOLN CONTRACTORS SUPPLY	110-03-53109-361-000	9/10-ST TOOLS/SUPPLI	102.49
99301	10/06	CARMICHAEL COMMUNICATIONS	222-09-50101-259-908	PB&J CONCERTS 2010	4,000.00
99302	10/06	ACCURATE PRINTING CO., INC.	222-09-50101-311-000	8/10 FOLK FEST BKMKR	138.00
99303	10/06	AT CONFERENCE	110-01-51801-225-000	CONF CALL OF 9/2/10	11.27
99304	10/06	AETNA CLAIMS	611-09-50101-155-527	9/30/10 MED CLAIMS	13,884.82
99305	10/06	BELLE COFFEE SERVICE	524-05-50101-397-000	9/10-GO COFFEE/SUPPL	63.00
99306	10/06	MANDLIK & RHODES INFORMATION	501-09-50102-219-000	9/10 COUPON REDMPTN	394.00
			501-09-50102-219-000	10/01 ADMIN FEE	350.00
			501-09-50102-219-000	9/10 RETAIL INCENTV	15.76
			501-09-50102-219-000	9/10 PER CHECK FEE F	3.00
			501-09-50102-219-000	9/10 POSTAGE FEE	2.64
			501-09-50102-219-000	9/10 POSTAGE	2.40
				..... CHECK TOTAL	767.80
99307	10/06	FLORIDA MICRO	110-01-51102-539-000	NAS DRIVE	4,457.68
99308	10/06	LIBERTY BUILDERS, LLC	285-06-51604-259-000	#5167654 DOORS	1,046.62
99309	10/06	HILTON GARDEN INN	110-02-52107-263-000	10/11-15/10 J KUNZ	557.10
99310	10/06	LEE PLUMBING, INC.	110-02-52203-246-000	9/10-FD#7 PLUMBING	315.50
			110-02-52203-246-000	9/10-FD#7 PLUMBING	75.00
				..... CHECK TOTAL	390.50
99311	10/06	GUTTORMSEN LAW OFFICE, LLC	110-01-50101-219-000	7/10 SERVICES	292.50
99312	10/06	HUMANA CLAIMS	611-09-50101-155-527	10/01/10 MED CLAIMS	81,897.75
			611-09-50101-155-527	10/01/10 MED CLAIMS	63,222.04
			611-09-50101-155-527	10/05/10 MED CLAIMS	24,413.27
			611-09-50101-155-527	10/05/10 PHARMACY	12,590.20
			611-09-50101-155-527	10/01/10 PHARMACY	11,766.58
			611-09-50101-155-527	10/01/10 PHARMACY	5,495.94
				..... CHECK TOTAL	199,385.78

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99313	10/06	PIONEER COMMERCIAL CLEANING	110-01-51801-243-000	9/10-JANITORIAL SERV	3,350.00
99314	10/06	KENOSHA REALTORS ASSOC, INC.	110-01-50901-323-000	DUES-P KRYSTOWIAK	408.00
99315	10/06	DISNEY EDUCATIONAL PRODUCTN.	110-02-52204-383-000	SAFETY VIDEOS	119.88
99316	10/06	FIRE SAFETY EDUCATION	110-02-52204-383-000	COLORING BOOK	2,615.00
			110-02-52204-383-000	COLORING BOOK	780.00
				..... CHECK TOTAL	3,395.00
99317	10/06	MALSACK, J	110-09-56501-259-570	9/10 4509 55 ST-GRS	389.50
			110-09-56501-259-570	9/10 4110 25 ST-GRS	337.25
			110-09-56501-259-570	9/10 4212 21 AV-GRS	275.50
			110-09-56501-259-570	9/10 1413 72 ST-GRS	247.00
			110-09-56501-259-570	9/10 10106 66 ST-GRS	185.25
			110-09-56501-259-570	9/10 4308 6 AV-GRAS	175.75
			110-09-56501-259-570	9/10 5541 37 AV-GRS	147.25
			110-09-56501-259-570	9/10 4512 53 ST-GRS	133.00
			110-09-56501-259-570	9/10 7105 24 AV-GRS	118.75
			110-09-56501-259-570	9/10 6322 24 AV-GRS	97.37
			110-09-56501-259-570	9/10 3313 22 AV-GRS	76.00
			110-09-56501-259-570	9/10 6550 7 AV-GRAS	52.25
			110-09-56501-259-570	9/10 1809 65 ST-GRS	30.87
			110-09-56501-259-570	9/10 6638 18 AV-GRS	26.12
			110-09-56501-259-570	9/10 6611 20 AV-GRS	24.41
			110-09-56501-259-570	9/10 6623 20 AV-GRS	11.64
				..... CHECK TOTAL	2,327.91
99318	10/06	T & A INDUSTRIAL, LTD.	501-09-50105-344-000	9/10 ST MISC SUPPLIE	309.32
99319	10/06	ZEP MANUFACTURING CO.	110-05-55109-389-000	GRAFFITI REMOVER	350.01
			110-05-55109-389-000	LUBRICANT	217.94
				..... CHECK TOTAL	567.95
99320	10/06	KENOSHA COUNTY TREASURER	110-04-54101-252-000	10/10 HEALTH SERVICE	90,519.50
99321	10/06	CENTRAL SAW AND MOWER	110-05-55109-219-000	SERVICE/SUPPLIES	124.93
			501-09-50106-344-000	SERVICE/SUPPLIES	69.73
				..... CHECK TOTAL	194.66

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99322	10/06	HANSMANN PRINTING	110-02-52103-311-000	9/10 PD-OT SLIPS	253.00
99323	10/06	HNTB - GREAT LAKES	501-09-50102-219-000	6/26-8/20 TASK #6	4,598.76
99324	10/06	MENARDS (KENOSHA)	110-05-55109-244-000	9/10-PA MERCHANDISE	83.88
			110-02-52203-382-000	9/10-FD#2 MERCHANDIS	80.19
			521-09-50101-344-000	9/10-AR MERCHANDISE	43.34
			110-03-53110-361-000	9/10-ST MERCHANDISE	31.08
			110-03-53110-389-000	9/10-ST MERCHANDISE	30.25
			521-09-50101-357-000	9/10-AR MERCHANDISE	26.33
			110-02-52203-353-000	9/10-FD#2 MERCHANDIS	25.98
			110-03-53109-375-000	9/10-ST MERCHANDISE	24.20
			520-09-50401-249-000	8/10-TD MERCHANDISE	19.97
			520-09-50401-249-000	8/10-TD MERCHANDISE	19.93
			520-09-50401-249-000	8/10-TD MERCHANDISE	19.25
			521-09-50101-382-000	9/10-AR MERCHANDISE	16.43
			110-03-53109-375-000	9/10-ST MERCHANDISE	12.98
			520-09-50401-249-000	7/10-TD MERCHANDISE	5.47
				..... CHECK TOTAL	439.28
99325	10/06	TOTAL CYCLERY	110-02-52103-344-000	8/10 UNIT 538 BICYCL	128.25
			110-02-52103-344-000	8/10 UNIT 278 BICYCL	62.02
			110-02-52103-344-000	8/10 UNIT 516 BICYCL	50.12
			110-02-52103-344-000	8/10 UNIT 395 BICYCL	50.12
				..... CHECK TOTAL	290.51
99326	10/06	LAKEVIEW DECORATING	633-09-50101-244-000	CIVIC CTR-LABOR/MTRL	2,010.00
99327	10/06	HERO'S SALUTE AWARDS COMPANY	110-02-52203-389-000	9/10-SILVA PLAQUE	152.63
99328	10/06	HALLMAN LINDSAY	110-05-55102-244-000	9/10-PA PAINT/PRODUC	271.60
			285-06-51605-259-000	#5166641 PAINT	28.49
			285-06-51605-259-000	#516639 PAINT	28.49
				..... CHECK TOTAL	328.58
99329	10/06	LASER NET INC	110-01-51306-312-000	6/10 PRINTING/MAIL	2,837.48
			110-01-51201-311-000	6/10 PRINTING/MAIL	1,472.20
				..... CHECK TOTAL	4,309.68
99330	10/06	ROCKFORD IND. WELDING	110-03-53103-389-000	9/10-ST SUPPLIES/REP	199.66
			110-03-53103-361-000	9/10-ST SUPPLIES/REP	59.02
				..... CHECK TOTAL	258.68

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99331	10/06	J.K.R. SURVEYING, INC	267-06-51609-259-000	#5169593 SURVEY	300.00
99332	10/06	FABCO RENTS	501-09-50105-282-000	EQUIPMENT RENTAL	337.70
99333	10/06	PROCESSWORKS, INC.	110-09-56310-219-000	09/10 ADMIN CHARGES	590.64
99334	10/06	ERICKSON AUTO TRIM	630-09-50101-393-000	9/10 SE #2586 UPHOLS	150.00
99335	10/06	MUNCIE TRANSIT SUPPLY	520-09-50201-347-000	8/10-TD COACH PARTS	12.40
99336	10/06	AIRGAS NORTH CENTRAL	206-02-52205-389-000	9/10 FD#4 OXYGEN CYL	84.33
			206-02-52205-389-000	9/10 FD#5 OXYGEN CYL	44.44
			206-02-52205-389-000	9/10 FD#4 OXYGEN CYL	9.26
				..... CHECK TOTAL	138.03
99337	10/06	GRAEF	405-11-50707-589-000	8/10 ARCHITECHT SRVC	3,852.00
99338	10/06	RED THE UNIFORM TAILOR	110-02-52103-367-000	9/10 POLICE UNIFORMS	1,370.60
			110-02-52103-367-000	9/10 POLICE UNIFORMS	289.70
			110-02-52103-367-000	8/10 POLICE UNIFORMS	284.10
			110-02-52206-367-000	9/10 FD UNIFORMS	212.85
			110-02-52206-367-000	9/10 FD UNIFORMS	212.85
			110-02-52206-367-000	9/10 FD UNIFORMS	212.85
			110-02-52206-367-000	7/10 FD UNIFORMS	180.90
			110-02-52103-367-000	9/10 POLICE UNIFORMS	179.00
			110-02-52206-367-000	9/10 FD UNIFORMS	141.90
			110-02-52206-367-000	8/10 FD UNIFORMS	117.90
			110-02-52103-367-000	9/10 POLICE UNIFORMS	69.95
			110-02-52206-367-000	9/10 FD UNIFORMS	67.50
			110-02-52103-367-000	9/10 POLICE UNIFORMS	67.35
				..... CHECK TOTAL	3,407.45
99339	10/06	BAYCOM	110-02-52103-369-000	AUTO POWER SHUT OFF	984.00
99340	10/06	AURORA MEDICAL GROUP	110-01-51303-216-000	7/23-9/16 SCREENS	695.00
			520-09-50101-216-000	7/23-9/16 SCREENS	65.00
				..... CHECK TOTAL	760.00
99341	10/06	LGIP MUSEUM	110-00-21805-000-000	10/01/10 WIRE TRANS	144,000.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99342	10/06	MY-N-ERGY	110-00-46603-000-000	CONDITIONAL USE PRMT	450.00
99343	10/06	MORROW, ADAM J	110-00-21904-000-000	CASH BOND#1107773	303.00
99344	10/06	CARLETON, JUNE	110-00-45103-000-000	FINE PMT #V643138	30.00
			110-00-45104-000-000	FINE PMT #V643138	28.00
			110-00-21911-000-000	FINE PMT #V643138	13.00
			110-00-21910-000-000	FINE PMT #V643138	10.00
			110-00-21901-000-000	FINE PMT #V643138	7.80
				..... CHECK TOTAL	88.80
99345	10/06	WEGERBAUER, JOSEPH & ROSE	110-00-46394-000-000	APPLIANCE STICKER	15.00
99346	10/06	BUCK, WAYDE B	521-09-50101-261-000	9/10 - 453 MILES	226.50
			521-09-50101-261-000	8/10 - 182 MILES	91.00
				..... CHECK TOTAL	317.50
99347	10/06	COVELLI, PAUL	110-01-50901-261-000	09/10 92 MILES	46.00
99348	10/06	FLAHIVE, CHRISTINE	110-02-52107-263-000	9/20-21 WIS DELLS	17.00
			110-02-52107-263-000	9/27/10 MADISON	8.00
				..... CHECK TOTAL	25.00
99349	10/06	BARFOTH, DARLENE K.	110-02-52107-263-000	9/12-15 OCONOMOWOC	44.00
99350	10/06	CRUEY, EDWARD	110-01-50901-261-000	09/10 131 MILES	65.50
99351	10/08	AFI DIRECT SERVICE INC	630-09-50101-389-000	9/10 SE HYDRAULIC R	664.90
99352	10/08	BINDELLI BROTHERS, INC	110-09-56501-259-000	9/10 5512 24 AVE BOA	98.00
99353	10/08	RNOW, INC.	630-09-50101-393-000	9/10 PARTS/MATERIALS	2,395.81
			630-09-50101-393-000	PARTS/MATERIALS	101.98
				..... CHECK TOTAL	2,497.79
99354	10/08	KENOSHA AREA CONVENTION &	110-00-41204-999-000	PROJ 2010 FINAL PYMT	113,019.44
99355	10/08	CARDINAL HEALTH	206-02-52205-318-000	9/10 MEDICAL SUPPLIE	878.85
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	482.64
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	375.66
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	276.78
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	244.45
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	200.32
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	39.80
			206-02-52205-318-000	9/10 MEDICAL SUPPLIE	23.00
				..... CHECK TOTAL	2,521.50

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99356	10/08	KRANZ, INC.	630-09-50101-393-000	STORES STOCK	1,696.50
99357	10/08	KENOSHA CITY EMPLOYEE'S	110-00-21562-000-000	10/8/10 CITY HRLY	15,410.05
			110-00-21562-000-000	10/8/10 WATER HRLY	4,543.35
			110-00-21562-000-000	10/8/10 MUSEUM HRLY	185.00
				..... CHECK TOTAL	20,138.40
99358	10/08	UNITED HOSPITAL SYSTEMS INC	110-02-52101-219-000	9/10 10-133921 LAB	49.60
			110-02-52101-219-000	4/10 10-017812 LAB	49.60
			110-02-52101-219-000	9/10 10-130163 LAB	49.60
				..... CHECK TOTAL	148.80
99359	10/08	KENOSHA NEWS	205-03-53118-326-000	9/10 ELCTRN RECYCLE	101.50
99360	10/08	WINGFOOT COMMERCIAL TIRE	630-09-50101-393-000	8/10 CE TIRES/TUBES	14,467.83
			206-02-52205-344-000	8/10 PD TIRES/SERVIC	843.91
			521-09-50101-344-000	8/10 AR TIRES/TUBES	486.98
				..... CHECK TOTAL	15,798.72
99361	10/08	SHOPKO DEPT. STORE	110-02-52203-382-000	9/10 PD #3 MERCHANDI	55.05
			110-02-52203-382-000	9/10 PD #1 MERCHANDI	40.77
				..... CHECK TOTAL	95.82
99362	10/08	KENOSHA COUNTY	110-02-52105-283-000	10/10 MONTHLY RENT	8,156.17
99363	10/08	WILLKOMM INC., JERRY	630-09-50101-392-000	9/10 DIESEL FUEL	18,522.00
99364	10/08	MILLER & ASSOC-SAUK PRAIRIE	110-05-55109-386-000	BUBBLE WINDOW	1,534.00
			110-05-55109-386-000	EXIT SECTION	812.00
				..... CHECK TOTAL	2,346.00
99365	10/08	WIS DEPT OF REVENUE	110-00-21512-000-000	09/10 DEDUCTIONS	117,344.04
99366	10/08	WE ENERGIES	110-01-51801-221-000	#38 08/26-09/28	6,293.40
			520-09-50301-221-000	#38 08/27-09/29	4,034.20
			521-09-50101-221-000	#38 08/30-09/28	3,271.65
			633-09-50101-221-000	#38 08/25-09/24	3,225.48
			520-09-50401-221-000	#38 08/25-09/27	2,239.89
			110-03-53103-221-000	#38 08/24-09/24	1,877.89
			110-03-53109-221-000	#38 08/24-09/23	1,826.15
			110-05-55109-221-000	#38 08/24-09/24	1,075.02
			632-09-50101-221-000	#38 08/24-09/24	1,045.47
			110-02-52203-221-000	#38 08/26-09/28	862.01
			110-02-52203-221-000	#38 08/30-09/29	812.76
			110-03-53109-221-000	#38 08/29-09/28	752.74
			110-03-53109-221-000	#38 08/24-09/28	648.73
			110-02-52203-221-000	#38 08/25-09/26	638.59
			110-03-53109-221-000	#38 08/30-09/29	591.59
			110-03-53109-221-000	#38 08/31-09/30	555.65

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
			110-03-53109-221-000	#38 08/25-09/25	541.80
			110-01-51802-221-000	#38 912 35 ST	435.03
			110-03-53109-221-000	#38 08/27-09/28	404.72
			110-03-53109-221-000	#38 08/26-09/27	381.57
			520-09-50301-222-000	#38 08/29-09/28	335.08
			110-03-53109-221-000	#38 08/25-09/26	317.15
			110-02-52110-221-000	#38 08/26-09/27	289.67
			110-03-53103-221-000	#38 08/23-09/23	246.86
			110-05-55111-221-000	#38 08/26-09/27	227.10
			110-03-53103-222-000	#38 08/24-09/24	204.84
			110-03-53116-222-000	#38 08/26-09/27	150.24
			110-02-52203-222-000	#38 08/30-09/29	148.10
			110-05-55111-221-000	#38 08/25-09/28	130.23
			110-01-51801-222-000	#38 08/26-09/27	122.45
			110-05-55109-222-000	#38 08/25-09/26	120.91
			633-09-50101-222-000	#38 08/25-09/26	114.74
			110-02-52203-222-000	#38 08/24-09/23	80.85
			110-01-51802-221-000	#38 2210 52 ST	78.24
			521-09-50101-222-000	#38 08/30-09/29	72.79
			519-09-50103-221-000	#38 08/24-09/23	51.51
			110-05-55109-221-000	#38 08/31-09/30	50.14
			110-03-53103-222-000	#38 08/25-09/26	48.24
			110-02-52203-222-000	#38 08/25-09/26	41.97
			110-05-55109-221-000	#38 08/25-09/26	35.78
			632-09-50101-222-000	#38 08/25-09/26	31.75
			110-05-55109-221-000	#38 08/26-09/27	30.61
			110-05-55111-222-000	#38 08/26-09/27	27.20
			520-09-50401-222-000	#38 08/24-09/23	26.07
			110-03-53103-221-000	#38 08/29-09/28	21.67
			110-05-55109-221-000	#38 08/29-09/28	20.52
			110-03-53103-221-000	#38 08/25-09/26	18.42
			110-03-53103-221-000	#38 08/26-09/27	17.57
			110-05-55109-222-000	#38 08/24-09/23	15.46
			110-02-52110-222-000	#38 08/26-09/27	15.38
			110-05-55102-221-000	#38 08/29-09/28	12.31
			110-05-55109-221-000	#38 08/24-09/23	9.34
			110-05-55109-222-000	#38 08/29-09/28	8.70
			521-09-50101-221-000	#38 08/31-09/30	8.34
				..... CHECK TOTAL	34,644.57

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99367	10/08	STATE OF WISCONSIN	110-00-21901-999-000	9/10 COURT COSTS	22,214.06
			110-00-21911-999-000	9/10 COURT COSTS	16,873.86
			110-00-45104-999-000	9/10 COURT COSTS	11,959.83
				..... CHECK TOTAL	51,047.75
99368	10/08	REINDERS INC.	110-05-55109-344-000	REPAIR FLT #2412	2,428.49
			521-09-50101-344-000	9/10 AR MAINTENANCE	210.00
			524-05-50101-219-000	9/10 PA PARTS AND SE	134.70
			521-09-50101-344-000	9/10 AR MAINTENANCE	25.07
			521-09-50101-344-000	9/10 AR MAINTENANCE	24.84
				..... CHECK TOTAL	2,823.10
99369	10/08	SOUTHPORT VACUUM	110-01-51801-246-984	CLEANER BELTS	6.75
99370	10/08	WEST GROUP	110-02-52101-322-000	BULLETIN SUBSCRIPT	318.96
99371	10/08	WIS FUEL & HEATING INC	630-09-50101-391-000	UNLEADED GASOLINE	17,136.75
99372	10/08	DON'S AUTO PARTS	630-09-50101-393-000	9/10 CE #2717 PARTS	53.04
99373	10/08	KENOSHA WATER UTILITY	110-00-46908-999-000	HYDRANT DMG 7/30/10	1,690.49
99374	10/08	CHIEF CORPORATION	110-02-52103-365-000	TLR-1S WEAPON LIGHT	472.15
99375	10/08	GODIN, GERAGHTY & PUNTILLO	110-09-56404-719-000	WILMOT INJ 7/04/08	30,000.00
99376	10/08	BATTERIES PLUS LLC	630-09-50101-393-000	9/10 SE BATTERIES &	244.50
			110-02-52103-385-000	9/10 PD BATTERIES &	54.95
				..... CHECK TOTAL	299.45
99377	10/08	CHASE BANK KENOSHA	110-00-21513-000-000	10/8/10 HRLY DEDUCT	21,017.83
			110-00-21511-000-000	10/8/10 HRLY DEDUCT	12,630.00
			110-00-21612-000-000	10/8/10 HRLY DEDUCT	12,629.86
			110-00-21614-000-000	10/8/10 HRLY DEDUCT	3,129.38
			110-00-21514-000-000	10/8/10 HRLY DEDUCT	3,129.32
				..... CHECK TOTAL	52,536.39
99378	10/08	BROWN & JONES REPORTING, INC	110-09-56402-219-000	MILLER DOL 10/25/03	422.95
			110-09-56402-219-000	ZELADA DOL 6/05/09	238.60
			110-09-56402-219-000	GAAL DOL 10/21/07	199.35
				..... CHECK TOTAL	860.90

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99379	10/08	DEPARTMENT OF CORRECTIONS	110-00-21581-000-000	10/08/10 D FAFFORD	30.00
99380	10/08	LINCOLN CONTRACTORS SUPPLY	110-03-53103-344-000 501-09-50105-361-000	9/10 SW TOOLS AND SU 9/10 SW TOOLS AND SU CHECK TOTAL	98.51 43.79 142.30
99381	10/08	ULTRA-FAB INC.	417-11-50701-589-915	ELECTRICAL CABINET	3,400.00
99382	10/08	SCHELBLE & HEMMER, S.C.	110-00-21581-000-000	10/08/10 B GARRETT	113.09
99383	10/08	PETCO ANIMAL SUPPLIES	110-02-52103-381-000 110-02-52103-381-000	PET FOOD & SUPPLIES PET FOOD & SUPPLIES CHECK TOTAL	77.57 76.57 154.14
99384	10/08	INTERSPIRO	110-02-52203-369-000	LARGE FACEPIECE	1,950.00
99385	10/08	NAPA AUTO PARTS CO.	630-09-50101-393-000 206-02-52205-344-000 520-09-50201-347-000 110-05-55109-344-000 501-09-50105-344-000 110-02-52203-344-000 110-03-53103-389-000 524-05-50101-344-000 110-05-55109-361-000 110-03-53103-344-000 520-09-50201-317-000 110-02-52204-344-000 110-01-51801-389-000 632-09-50101-389-000 110-03-53116-361-000	8/10 CE PARTS/FILTER 8/10 FD PARTS/FILTER 8/10 TD PARTS/FILTER 8/10 PA PARTS/FILTER 8/10 SW PARTS/FILTER 8/10 FD PARTS/FILTER 8/10 ST PARTS/FILTER 8/10 GO PARTS/FILTER 8/10 PA PARTS/FILTER 8/10 ST PARTS/FILTER 8/10 TD PARTS/FILTER 8/10 FD PARTS/FILTER 8/10 MB PARTS/FILTER 8/10 SE PARTS/FILTER 8/10 WA PARTS/FILTER CHECK TOTAL	1,778.87 1,057.37 349.52 244.27 196.72 168.49 141.97 86.49 83.11 64.12 39.99 27.50 22.47 15.66 4.16 4,280.71
99386	10/08	M B PROMOTIONS	110-02-52110-311-000	4" DIAMETER FLYERS	678.00
99387	10/08	JAMES IMAGING SYSTEMS, INC.	110-01-51701-232-000 110-05-55101-232-000 110-01-51101-232-000 110-02-52101-232-000 632-09-50101-232-000 501-09-50101-232-000 110-02-52601-232-000 110-01-51303-232-000 110-01-51301-232-000 631-09-50101-232-000 110-03-53101-232-000 521-09-50101-232-000 520-09-50301-232-000 110-01-52001-232-000	10-12/10 COPIER MNT 10-12/10 PA-COPIER S 10-12/10 FN-COPIER M 10/10 PD-SERVICE AGR 10-12/10 SE-COPIER M 10/10 PW-COLOR COPIE 10/10 DH-MAINT AGRE 10/10 PE-SERVICE AGR 10/10 AD-SERVICE AGR 10/10 PW-COLOR COPIE 10/10 PW-COPIER SERV 10/10 AR-SERVICE AGR 10/10-TD-SERVIC AGR 10/10 MC-COPIER MNT	388.80 262.00 260.82 181.44 99.68 85.00 74.52 66.96 66.96 50.00 50.00 37.80 34.67 33.48

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
			110-01-50301-232-000	10/10 LE-COPIER MNT	33.48
			501-09-50105-232-000	10/10 ST-COPIER SERV	13.50
			110-03-53103-232-000	10/10 ST-COPIER SERV	13.50
			501-09-50101-232-000	9/10 PW-OVERAGE CHGS	10.08
			110-01-50301-232-000	9/10 LE-OVERAGES	4.42
				..... CHECK TOTAL	1,767.11
99388	10/08	KESSINGER, NANCY	222-09-50101-295-000	10/10 REPLENISH	47.67
			110-01-51301-311-000	10/10 REPLENISH	43.84
			222-09-50101-311-000	10/10 REPLENISH	31.20
			110-01-51303-263-000	10/10 REPLENISH	26.45
			110-05-55109-341-000	10/10 REPLENISH	16.50
			110-01-51303-219-000	10/10 REPLENISH	15.68
			110-01-51306-311-000	10/10 REPLENISH	6.89
			110-02-52203-357-000	10/10 REPLENISH	5.99
			611-09-50101-155-504	10/10 REPLENISH	3.00
				..... CHECK TOTAL	197.22
99389	10/08	GUTTORMSEN LAW OFFICE, LLC	110-01-50101-219-000	7/26-8/19 SERVICES	360.00
99390	10/08	HUMANA CLAIMS	611-09-50101-155-527	10/06/10 MED CLAIMS	67,718.18
			611-09-50101-155-527	10/07/10 PHARMACY	19,097.07
			611-09-50101-155-527	10/05/10 MED CLAIMS	15,962.80
			611-09-50101-155-527	10/05/10 PHARMACY	3,951.90
			611-09-50101-155-527	10/06/10 PHARMACY	1,925.96
			611-09-50101-155-527	10/07/10 MED CLAIMS	423.09
				..... CHECK TOTAL	109,079.00
99391	10/08	PAUL CONWAY SHIELDS	110-02-52206-367-000	9/10 TURNOUT GEAR	319.00
99392	10/08	KD KANOPY	722-00-21988-000-000	CANOPY	2,200.76
99393	10/08	HABUSH TRUST ACCOUNT	110-09-56404-719-000	AUDEO-DEZELADA 6/09	12,500.00
99394	10/08	KING'S HOME REPAIR, INC	252-06-50473-259-000	#5168249 4411 7 AVE	4,910.00
99395	10/08	MOBILE HOME STUFF STORE, INC	253-06-50441-259-000	35168265 REHAB	3,630.00
99396	10/08	SCHMIDT IMPLEMENT CO. INC.	521-09-50101-375-000	9/10 AR-SERVICE/PART	149.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99397	10/08	MALSACK, J	110-09-56501-259-570	9/10 4711 29 AV-GRS	332.50
			110-09-56501-259-570	9/10 7733 35 AV-GRS	240.00
			110-09-56501-259-570	9/10 2222 23 AV-GRS	171.00
			110-09-56501-259-570	9/10 706 43 ST-GRAS	155.00
			110-09-56501-259-570	9/10 1925 45 ST-GRS	123.50
			110-09-56501-259-570	9/10 8115 SHER-GRAS	114.00
			110-09-56501-259-570	9/10 5821 SHER-GRAS	52.25
			110-09-56501-259-570	9/10 4604 50 ST-GRS	52.25
			110-09-56501-259-570	9/10 7029 26 AV-GRS	52.25
			110-09-56501-259-570	9/10 4924 SHER-GRAS	52.25
			110-09-56501-259-570	9/10 2018 45 ST-GRS	52.25
			110-09-56501-259-570	9/10 2114 52 ST-GRS	52.25
			110-09-56501-259-570	9/10 3705 52 ST-GRS	52.25
			110-09-56501-259-570	9/10 2908 RSVLT-GRS	52.25
				..... CHECK TOTAL	1,554.00
99398	10/08	WASTE MGMT OF MILWAUKEE	110-03-53117-253-418	9/10 COMPACTOR RENT	633.71
99399	10/08	INSTY-PRINTS	110-01-51303-311-000	10/10 PE-LCL 998 CNT	296.40
99400	10/08	KUEMMERLING, INC., KARL	501-09-50105-344-000	SAFETY EQUIPMENT	302.28
99401	10/08	WE ENERGIES	110-09-56404-719-000	PROP DAMAGE 8/4/10	4,322.21
99402	10/08	NORTHERN MIST LAWN SPRINKLER	417-11-50701-589-000	TROHA PARK	9,143.00
			417-11-50701-589-000	REPAIR CENTENNIAL	2,253.44
				..... CHECK TOTAL	11,396.44
99403	10/08	O'CONNOR, DUMEZ,	110-09-56402-219-000	MILLER 10/25/03	1,744.33
			110-09-56402-219-000	GAAL 10/21/07	968.00
			110-09-56402-219-000	ZELADA 6/05/09	715.00
			110-09-56402-219-000	WILMOT 7/04/08	322.96
			110-09-56402-219-000	GUADARRAMA 4/17/09	231.00
			110-09-56402-219-000	HARDY 10/6/06	11.00
				..... CHECK TOTAL	3,992.29
99404	10/08	J & M RECOVERY & TOWING	110-02-52103-219-000	9/10 10-059669 TOW	15.00
99405	10/08	MENARDS (KENOSHA)	110-01-51801-246-984	9/10 FD REMODEL MERC	236.18
			520-09-50202-249-000	8/10 TD MERCHANDISE	199.60
			110-01-51801-246-984	9/10 FD REMODEL MERC	104.69
			110-05-55109-357-000	9/10 PA MERCHANDISE	79.79
			110-01-51901-311-000	9/10 CT MERCHANDISE	70.11
			501-09-50105-359-000	9/10 SW MERCHANDISE	55.74
			110-01-51801-246-984	9/10 FD MERCHANDISE	51.20
			110-05-55109-249-000	9/10 PA MERCHANDISE	42.78
			110-03-53116-389-000	9/10 WA MERCHANDISE	41.99
			110-03-53109-375-000	9/10 ST MERCHANDISE	36.36
			110-02-52203-382-000	9/10 FD #4 MERCHANDI	23.03

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
			632-09-50101-389-000	9/10 SE MERCHANDISE	20.66
			110-03-53113-389-000	9/10 ST MERCHANDISE	17.89
			110-03-53110-389-000	9/10 ST MERCHANDISE	4.56
				..... CHECK TOTAL	984.58
99406	10/08	PAYNE & DOLAN	409-11-51004-589-000	EST 5-39TH AVE PROJ	251,058.72
			409-11-51010-589-000	EST 4-27TH ST. PROJ	51,946.55
				..... CHECK TOTAL	303,005.27
99407	10/08	SUTPHEN CORPORATION	110-02-52203-344-000	9/10 ENG 3 PARTS/SER	1,569.00
99408	10/08	GUNTA & REAK, S.C.	110-09-56402-219-000	HARPER 9/21/08	1,862.50
99409	10/08	WIS SCTF	110-00-21581-000-000	10/8/10 HRLY DEDUCTS	1,537.78
99410	10/08	WIS DEPT OF TRANSPORTATION	110-02-52103-311-000	160 CITATION BOOKS	160.00
99411	10/08	REFRIGERANT RECOVERY INC	110-03-53116-219-000	9/10 DISPOSAL WHITE	221.00
99412	10/08	ILLINOIS DEPT OF PUBLIC AID	110-00-21581-000-000	10/08/10 J PETRILLO	139.82
99413	10/08	KENOSHA COUNTY TREASURER	110-00-21910-999-000	9/10 FEES COLLECTED	12,755.74
			110-00-21901-999-000	9/10 FEES COLLECTED	2,485.43
				..... CHECK TOTAL	15,241.17
99414	10/08	ROCKFORD IND. WELDING	110-03-53103-344-000	9/10 ST SUPPLIES/REP	72.49
99415	10/08	GRAMANN REPORTING, LIMITED	110-09-56402-219-000	HARPER DOL 9/21/08	113.00
99416	10/08	LEE PLUMBING, HEATING AND	110-01-51801-246-000	INSTALL RECEPTICALS	2,845.00
99417	10/08	PROCESSWORKS INC.	110-00-21578-000-000	10/05/10 CHECK REG	1,936.05
99418	10/08	MEMPHIS NET & TWINE CO	110-05-55109-386-000	BACKSTOP NET	743.37
99419	10/08	AURORA MEDICAL GROUP	110-02-52103-219-000	09/10 SCREENS	454.00
			110-01-51303-216-000	09/10 SCREENS	209.00
			520-09-50101-216-000	09/10 SCREENS	152.00
				..... CHECK TOTAL	815.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99420	10/08	KOHN LAW FIRM S.C.	110-00-21581-000-000	10/08/10 D LARSON	158.79
99421	10/08	BUELOW, VETTER, BUIKEMA,	110-09-56402-219-000 110-01-51303-212-000	08/10 SERVICES 08/10 SERVICES CHECK TOTAL	1,548.50 579.00 2,127.50
99422	10/08	NATHANIELS REHAB & REMODEL	110-00-44802-000-000	6018 11 AVE PERMIT	40.00
99423	10/08	KARNES, SANDRA	110-09-56404-719-000	PROP DAMAGE 4/30/10	500.00
99424	10/08	SCHNAARE, RYAN	110-09-56404-719-000	PROP DAMAGE 7/28/10	382.29
99425	10/08	ENGEN, MITCH	110-02-52601-261-000 110-02-52601-226-000	09/10 197 MILES 08/10 CELL PHONE CHECK TOTAL	98.50 14.68 113.18
99426	10/08	TORCIVIA, NICK	110-02-52601-261-000	09/10 416 MILES	208.00
99427	10/08	PETERSEN, JOHN R.	110-02-52102-367-000 110-02-52102-365-000	2010 CLOTHING ALLOW SWIVEL FLASH DRIVE CHECK TOTAL	400.00 24.28 424.28
99428	10/08	JOHNSON, ORVILLE C.	110-02-52107-263-000	9/21-24 WIS DELLS	44.00
99429	10/08	BLISE, PAULA	110-02-52601-261-000	09/10 556 MILES	278.00
99430	10/08	BAUMANN, RICHARD H.	110-02-52601-261-000	09/10 541 MILES	270.50
99431	10/08	SWARTZ, MARTHA E.	110-02-52601-261-000	09/10 258 MILES	129.00
99432	10/08	HILLESLAND, RICHARD	110-02-52601-261-000	09/10 468 MILES	234.00
99433	10/08	MIKOLAS, KEVIN	110-02-52601-261-000	09/10 629 MILES	314.50
99434	10/08	WILKE, BRIAN	110-01-51701-261-000	09/10 98 MILES	49.00
99435	10/08	THOMPkins, TIMOTHY	110-01-51303-261-000	09/10 113 MILES	56.50
99436	10/08	MELICHAR, JASON	110-02-52107-263-000	9/12-15 OCONOMOWOC	44.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99437	10/08	CHIAPPETTA, LOUIS	110-02-52601-261-000	09/10 272 MILES	136.00
99438	10/08	DUMKE, JOHN E.	110-02-52601-261-000	09/10 257 MILES	128.50
99439	10/08	JANTZEN, DENNIS	110-02-52601-261-000	09/10 632 MILES	316.00
99440	10/08	SANCHEZ, MARGARITO	110-02-52601-261-000	09/10 458 MILES	229.00
			110-02-52601-264-000	AACE CERT TEST EXP	180.00
				..... CHECK TOTAL	409.00
99441	10/08	DODGE, HAROLD	110-02-52601-261-000	09/10 456 MILES	228.00
99442	10/13	ACE HARDWARE	205-03-53119-353-000	8/10 MERCHANDISE	316.74
			461-11-50901-581-000	STRAW FOR RACK DEMO	129.74
			110-03-53107-353-000	8/10 ST MERCHANDISE	59.88
			110-05-55109-249-000	8/10 PW MERCHANDISE	48.98
			501-09-50105-344-000	8/10 SW MERCHANDISE	46.48
			110-05-55109-389-000	8/10 PW MERCHANDISE	39.65
			110-05-55111-389-000	8/10 PW MERCHANDISE	35.25
			110-05-55109-361-000	8/10 PW MERCHANDISE	20.99
			110-03-53103-389-000	8/10 ST MERCHANDISE	19.99
			110-02-52203-357-000	8/10 PD MERCHANDISE	16.27
			110-03-53116-389-000	8/10 WA MERCHANDISE	13.99
			110-05-55109-344-000	8/10 PW MERCHANDISE	10.49
			110-05-55109-246-000	8/10 PW MERCHANDISE	9.63
			110-05-55109-357-000	8/10 PW MERCHANDISE	9.58
			110-03-53113-389-000	8/10 ST MERCHANDISE	8.79
				..... CHECK TOTAL	786.45
99443	10/13	RA SMITH & ASSOCIATES	409-11-50903-219-000	06/10 ADD'L EXPENSES	4,945.50
			409-11-50903-219-000	07/10 ADD'L EXPENSES	4,248.25
			409-11-50903-219-000	08/10 ADD'L EXPENSES	801.00
				..... CHECK TOTAL	9,994.75
99444	10/13	YAMAHA MOTOR CORP.	524-05-50101-282-000	10/10 GOLF CART LEAS	2,314.00
99445	10/13	CROWN TROPHY OF KENOSHA	110-02-52206-367-000	NAME PLATE ENGRAVING	9.00
99446	10/13	ELSEVIER	206-02-52205-322-000	PARAMEDIC TEXTBOOKS	540.00
			206-02-52205-322-000	PARAMEDIC TEXTBOOKS	291.63
				..... CHECK TOTAL	831.63

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99447	10/13	VIKING ELECTRIC SUPPLY	110-03-53109-375-000	9/10-ST ELECTRICAL M	75.74
99448	10/13	HWY C SERVICE	110-02-52203-344-000	8/10-FD#7 SERVICE/PA	30.23
			524-05-50101-344-000	9/10-PW SERVICE/PART	4.50
				..... CHECK TOTAL	34.73
99449	10/13	INTERSTATE ELECTRIC SUPPLY	110-01-51801-246-984	8/10-FD REMODEL ELEC	244.62
			110-03-53109-375-000	10/10-ST ELECTRICAL	159.41
			417-11-50701-589-000	10/10-PW ELECTRICAL	28.48
			110-01-51801-246-984	9/10-FD REMODEL ELEC	17.33
				..... CHECK TOTAL	449.84
99450	10/13	JANTZ AUTO SALES INC	110-02-52203-344-000	RADIATOR RECORE-ENG2	1,600.00
			110-02-52103-219-000	9/10-#10-140128 TOWI	15.00
			110-02-52103-219-000	9/10-#10-136792 TOWI	15.00
				..... CHECK TOTAL	1,630.00
99451	10/13	CARDINAL HEALTH	206-02-52205-318-000	9/10 FD MEDICAL SUPP	551.14
			206-02-52205-318-000	9/10 FD MEDICAL SUPP	279.90
			206-02-52205-318-000	9/10 FD MEDICAL SUPP	161.48
			206-02-52205-318-000	9/10 FD MEDICAL SUPP	124.80
			206-02-52205-318-000	9/10 FD MEDICAL SUPP	51.04
			206-02-52205-318-000	9/10 FD MEDICAL SUPP	46.00
				..... CHECK TOTAL	1,214.36
99452	10/13	LAKESIDE STEEL & MFG. CO.	501-09-50105-344-000	CATCH BASIN GRATES	1,545.00
99453	10/13	KENOSHA NEWS	520-09-50301-327-000	8/10 TD-BOBCAT AD	65.66
99454	10/13	BADGER TRUCK CENTER	206-02-52205-344-000	REPAIR MED 5	398.80
			206-02-52205-344-000	DEDUCTIBLE MED 5	100.00
				..... CHECK TOTAL	498.80
99455	10/13	FIRST SUPPLY CO.	110-05-55109-382-000	8/10 PA SUPPLIES AND	50.04
99456	10/13	SIMPLEX GRINNELL	521-09-50101-246-000	ANNUAL INSPECTION	2,741.00
			110-02-52203-246-000	ALARM PANEL REPAIR	646.61
				..... CHECK TOTAL	3,387.61
99457	10/13	PAYNE & DOLAN INC.	110-03-53103-355-000	9/10-ASPHALT MATERIA	469.91

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99458	10/13	REINDERS INC.	524-05-50101-219-000	9/10-GO PARTS/SERVIC	537.60
			524-05-50101-219-000	9/10-GO PARTS/SERVIC	249.48
				..... CHECK TOTAL	787.08
99459	10/13	KENOSHA WATER UTILITY	461-11-50901-581-000	WATER/STRM 4/06-6/24	44.22
			461-11-50901-581-000	STORM WATER 6-7/10	30.22
			758-09-50107-259-850	WATER/STRM 6-8/10	25.62
			461-11-50901-581-000	STORM WATER 6-7/10	25.24
			461-11-50901-581-000	STORM WATER 2-3/10	25.24
			461-11-50901-581-000	STORM WATER 6-7/10	23.24
			461-11-50901-581-000	STORM WATER 6-7/10	6.28
				..... CHECK TOTAL	180.06
99460	10/13	WIS FUEL & HEATING INC	630-09-50101-392-000	9/10-SE DIESEL FUEL	19,325.88
			630-09-50101-393-000	9/10-CE LUBRICANTS/O	813.30
				..... CHECK TOTAL	20,139.18
99461	10/13	FABCO EQUIPMENT, INC.	110-05-55109-344-000	FLEET 2716 REPAIRS	1,846.93
99462	10/13	MEDICAL COLLEGE OF WISCONSIN	206-02-52205-219-000	9/10-MED DIR SERVICE	5,000.00
99463	10/13	DWD-UI	110-09-56308-157-000	09/10 UNEMPLOYMENT	4,443.76
			110-00-15601-000-000	09/10 UNEMPLOYMENT	2,515.17
			520-09-50101-157-000	09/10 UNEMPLOYMENT	833.99
			110-09-56308-157-000	09/10 UNEMPLOYMENT	527.52
			110-09-56308-157-000	09/10 UNEMPLOYMENT	675.05CR
				..... CHECK TOTAL	7,645.39
99464	10/13	OFFICEMAX	110-02-52601-311-000	9/10 DH #1618 OFFICE	501.79
			110-02-52201-311-000	9/10 FD #1619 OFFICE	257.60
			110-02-52103-311-000	9/10 PD #1617 OFFICE	222.45
			110-01-51303-311-000	9/10 HR #1620 OFFICE	143.68
			110-01-51303-311-000	9/10 HR #1616 OFFICE	115.09
			110-02-52201-311-000	9/10 FD #1613 OFFICE	84.66
			110-05-55109-311-000	9/10 PA #1614 OFFICE	80.97
			110-01-50101-311-000	9/10 CT #1615 BC'S	43.24
				..... CHECK TOTAL	1,449.48
99465	10/13	PREISS, IRENE	110-02-52203-165-000	10/10 BENEFITS	410.53

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99466	10/13	TUDJAN, EDWARD	110-02-52203-165-000	10/10 BENEFITS	941.50
99467	10/13	ZAK, PAUL	110-02-52203-165-000	10/10 BENEFITS	861.97
99468	10/13	LINCOLN CONTRACTORS SUPPLY	501-09-50105-235-000	9/10-SW REPAIR SAW	99.18
99469	10/13	TOP CHOICE RENTALS/TENTS	222-09-50101-259-000	FOLF FEST 8/13-15	1,975.80
99470	10/13	ENDPOINT SOLUTIONS, LLC	758-09-50107-259-852	ASBESTOS ASSESSMENT	1,170.00
			758-09-50103-259-852	ASBESTOS ASSESSMENT	1,090.00
			758-09-50109-259-852	ASBESTOS ASSESSMENT	1,030.00
			758-09-50108-259-852	ASBESTOS ASSESSMENT	1,030.00
			758-09-50105-259-852	ASBESTOS ASSESSMENT	910.00
			758-09-50104-259-852	ASBESTOS ASSESSMENT	610.00
			463-11-50601-589-000	REHAB-7823 27 AVE	500.00
				..... CHECK TOTAL	6,340.00
99471	10/13	WETLAND & WATERWAY CONSULT.	403-11-51006-589-000	7-9/10 WETLAND MITIG	30,621.63
99472	10/13	ACCURATE PRINTING CO., INC.	110-02-52103-311-000	9/10 PD-LETTERHEAD	129.00
99473	10/13	TRIANGLE APPLIANCE	110-02-52203-246-000	OVEN REPAIR	127.07
99474	10/13	VERMEER SALES & SERVICE	630-09-50101-393-000	9/10 #3009 PARTS/SER	448.08
99475	10/13	SELECT SOUND SERVICE INC.	110-01-51801-246-984	RELOCATION OF PAGING	1,734.50
99476	10/13	CICCHINI ASPHALT LLC	401-11-51001-585-000	EST 2-RESURF PH III	346,683.92
			401-11-51001-585-000	EST 4-RESURF PH II	87,316.98
				..... CHECK TOTAL	434,000.90
99477	10/13	AECOM TECHNICAL SERVICES INC	403-11-51007-219-000	DESIGN GRANT PREP	3,704.28
99478	10/13	JAMES IMAGING SYSTEMS, INC.	110-01-51701-232-000	7-9/10 CD-OVERAGES	1,277.52
99479	10/13	RAY O'HERRON CO.	110-02-52103-365-000	BLADE-TECH HOLSTER	1,010.42
99480	10/13	LEE PLUMBING, INC.	110-02-52203-241-000	REPL COMPRESSOR 4	2,392.00
			110-02-52203-246-000	AC REPAIR STA 2	1,993.23
			110-02-52203-241-000	DEHUMIDIFIER STA 5	935.99
				..... CHECK TOTAL	5,321.22

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99481	10/13	INVESTORS PROPERTY SERVICES	258-06-50480-259-000	#5165436 GUTTER/DOOR	835.55
			463-11-50601-589-000	#5165436 GUTTER/DOOR	199.45
				..... CHECK TOTAL	1,035.00
99482	10/13	LAKESIDE INTERNATIONAL TRUCK	206-02-52205-344-000	MED 7 REPAIRS	1,710.49
99483	10/13	HUMANA CLAIMS	611-09-50101-155-527	10/11/10 MED CLAIMS	115,675.13
			611-09-50101-155-527	10/11/10 PHARMACY	15,320.42
			611-09-50101-155-527	10/08/10 PHARMACY	8,884.86
			611-09-50101-155-527	10/12/10 PHARMACY	2,600.63
			611-09-50101-155-527	10/08/10 MED CLAIMS	736.32
			611-09-50101-155-527	10/12/10 MED CLAIMS	178.81
				..... CHECK TOTAL	143,396.17
99484	10/13	SCHREIBER ANDERSON ASSOC.	405-11-51003-219-000	9/10 COMP. REC. PLAN	8,271.47
			405-11-51003-219-000	9/10 PETZKE PARK	3,201.27
			405-11-50806-219-000	9/10 SIMMONS ISL.	1,870.80
			405-11-51003-219-000	9/10 SUNRISE PARK-PL	1,150.92
			405-11-51003-219-000	9/10 STRAWBERRY CRK-	1,069.92
				..... CHECK TOTAL	15,564.38
99485	10/13	AT&T	110-01-51801-225-000	8/10 AT&T ONE NET	246.62
			110-00-14401-000-000	8/10 AT&T ONE NET	27.02
			520-09-50301-225-000	8/10 AT&T ONE NET	25.98
			110-00-15202-000-000	8/10 AT&T ONE NET	2.17
				..... CHECK TOTAL	301.79
99486	10/13	MILL COATINGS, INC	420-11-51008-589-000	EST 2-OVERPASS PAINT	15,100.00
99487	10/13	LAKESIDE TITLE & CLOSING SRV	110-09-56501-259-000	8/10 4219 51 AVE	35.00
			110-09-56501-259-000	8/10 5722 6 AVE	35.00
				..... CHECK TOTAL	70.00
99488	10/13	FRONTIER	110-02-52203-225-000	9/22-10/21 FIRE	41.51
99489	10/13	US CELLULAR	501-09-50103-226-000	8/10 SW-CELL AIRTIME	36.37
			501-09-50103-226-000	9/10 SW-CELL AIRTIME	23.40
			501-09-50103-226-000	9/10 SW-CELL SERVICE	8.00
			501-09-50101-226-000	8/10 SW-CELL SERVICE	8.00
			501-09-50101-226-000	9/10 SW-CELL SERVICE	1.73
			501-09-50103-226-000	9/10 SW-CELL SERVICE	1.03
			501-09-50101-226-000	8/10 SW-CELL AIRTIME	.87
			501-09-50101-226-000	9/10 SW-CELL AIRTIME	.77
				..... CHECK TOTAL	80.17

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99490	10/13	OFFICE FURNITURE RESOURCES	110-01-51801-246-984	MOVE WORKSTATIONS	1,538.75
99491	10/13	TWO MEN AND A TRUCK	110-01-51801-246-984	MOVING ASSESS OFFCE	399.50
99492	10/13	WISCONSIN MANUFACTURERS AND	709-09-50101-322-000	AMBULANCE RESP BOOK	1,330.80
99493	10/13	NICK'S ROOFING OF KENOSHA	253-06-50449-259-000	#5172800 ROOF	4,800.00
99494	10/13	EMERGENCY MEDICAL PRODUCTS	206-02-52205-318-000	STATPACKS G2 OXYGEN	62.96
			206-02-52205-318-000	RESCUE OMEGA CYLDR	51.98
			206-02-52205-318-000	RETURN STATPACKS	62.96CR
				..... CHECK TOTAL	51.98
99495	10/13	MALSACK, J	110-09-56501-259-570	9/10 706 43 ST-GRAS	85.00
99496	10/13	KAR PRODUCTS	110-02-52203-344-000	9/10-FD SUPPLIES/REP	210.43
			110-02-52203-344-000	9/10-FD SUPPLIES/REP	68.09
				..... CHECK TOTAL	278.52
99497	10/13	JENSEN TOWING	110-02-52103-219-000	8/10-SQUAD#2983 TOWI	15.00
			110-02-52103-219-000	9/10-SQUAD#2978 TOWI	15.00
				..... CHECK TOTAL	30.00
99498	10/13	PORCARO FORD	206-02-52205-344-000	PARTS-MED 7 & RES 44	463.25
			206-02-52205-344-000	WIRE ASSEMBLY-MED 5	24.65
				..... CHECK TOTAL	487.90
99499	10/13	INSTY-PRINTS	759-09-50101-311-000	COPY BINDERS	1,253.40
99500	10/13	WIS DEPT OF REVENUE	761-00-21512-000-000	09/10 KCM DEDUCTS	283.50
99501	10/13	JP MORGAN CHASE BANK	761-00-21513-000-000	9/10 KCM DEDUCTS	483.00
			761-00-21511-000-000	9/10 KCM DEDUCTS	373.14
			761-09-50101-152-000	9/10 KCM DEDUCTS	373.13
			761-09-50101-158-000	9/10 KCM DEDUCTS	87.27
			761-00-21514-000-000	9/10 KCM DEDUCTS	87.26
				..... CHECK TOTAL	1,403.80
99502	10/13	SCHINDLER ELEVATOR CORP.	521-09-50101-246-000	SERVICE CALL	437.81

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99503	10/13	SOUTHERN WISCONSIN APPRAISAL	758-09-50101-259-000	APPR 5810 19 AVE	300.00
99504	10/13	WASTE MANAGEMENT	633-09-50101-253-000	10/10 LI WEEKLY PICK	80.21
			521-09-50101-219-000	10/10 AR PAPER RECYC	54.08
			110-01-51801-246-000	10/10 MB PULL CHARGE	54.08
			110-05-55109-246-000	10/10 PA PAPER RECYC	37.86
				..... CHECK TOTAL	226.23
99505	10/13	WILKINSON-CAPSTRAN, INC.	110-02-52203-246-000	VEHICLE LIFT REPAIR	1,360.50
99506	10/13	EVANSTON BICYCLE CLUB	110-00-21905-000-000	LINCOLN PAVILLION	100.00
99507	10/13	MENARDS (KENOSHA)	110-05-55104-249-000	8/10 FIELD PAINT MER	286.80
			461-11-50901-581-000	SEED	179.94
			110-05-55104-249-000	8/10 FIELD PAINT	143.40
			110-05-55109-249-000	9/10 PA MERCHANDISE	88.37
			110-05-55107-382-000	9/10 PA MERCHANDISE	70.05
			110-05-55109-382-000	8/10 PW MERCHANDISE	65.88
			110-05-55109-248-000	8/10 PA MERCHANDISE	63.24
			110-05-55109-389-000	9/10 PA MERCHANDISE	31.60
			110-05-55109-341-000	8/10 PA MERCHANDISE	22.16
			110-02-52101-389-000	9/10 PD MERCHANDISE	19.96
			110-05-55109-344-000	8/10 PA MERCHANDISE	15.88
			110-05-55109-382-000	8/10 PA MERCHANDISE	12.87
			110-05-55109-357-000	8/10 PA MERCHANDISE	10.68
			110-05-55109-382-000	8/10 PA MERCHANDISE	9.16
				..... CHECK TOTAL	1,019.99
99508	10/13	WAUKEGAN AVIATION SERVICES	521-09-50101-231-000	RADIO REPAIR	338.50
99509	10/13	SUTPHEN CORPORATION	110-02-52203-344-000	9/10 PARTS/SERVICE	362.20
			110-02-52203-344-000	9/10 PARTS/SERVICE	194.44
				..... CHECK TOTAL	556.64
99510	10/13	HALLMAN LINDSAY	110-05-55104-249-000	9/10-PW PAINT/PRODUC	271.60
			110-05-55102-244-000	9/10-PA PAINT/PRODUC	271.60
				..... CHECK TOTAL	543.20
99511	10/13	SNAP-ON INDUSTRIAL	632-09-50101-361-000	9/10 TOOL/REPAIR SER	65.58

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99512	10/13	GRAINGER	110-05-55109-344-000	8/10-PW PARTS/MATERI	285.75
			110-05-55109-344-000	8/10-PW PARTS/MATERI	118.32
				..... CHECK TOTAL	404.07
99513	10/13	ROCKFORD IND. WELDING	110-03-53103-361-000	9/10-ST SUPPLIES/REP	60.15
99514	10/13	TIME WARNER CABLE	520-09-50301-233-000	10/10 TRANSIT-ROADRU	139.95
			110-01-51102-233-000	10/10 AIRPORT-ROADRU	139.95
			524-05-50101-219-000	10/10 MONTHLY CABLE	17.58
				..... CHECK TOTAL	297.48
99515	10/13	GATEWAY TECH COLLEGE	110-02-52206-264-000	7/10-EMT REFRESHER	3,423.48
99516	10/13	BOUND TREE MEDICAL, LLC	206-02-52205-318-000	9/10 FD MEDICAL SUPP	1,713.60
			206-02-52205-318-000	6/10 FD MEDICAL SUPP	726.59
			206-02-52205-318-000	9/10 FD MEDICAL SUPP	128.80
				..... CHECK TOTAL	2,568.99
99517	10/13	MCDEVITT'S TOWING	110-02-52103-219-000	8/10 SQD 2981 TOWING	33.50
99518	10/13	INLAND POWER GROUP	110-02-52203-344-000	ENGINE 4 REPAIR	947.12
99519	10/13	MILWAUKEE SPRING &	630-09-50101-393-000	PARTS FOR FLEET 2445	3,534.08
99520	10/13	HASTINGS AIR ENERGY CONTROL	110-02-52203-246-000	AIRLINE DROP REPAIR	1,815.29
99521	10/13	RIMKUS, JASON	761-09-50101-111-000	10/01-15/10 SERVICE	1,787.18
			761-00-21514-000-000	10/01-15/10 SERVICE	25.91CR
			761-00-21599-000-000	10/01-15/10 SERVICE	89.35CR
			761-00-21512-000-000	10/01-15/10 SERVICE	98.70CR
			761-00-21511-000-000	10/01-15/10 SERVICE	110.81CR
			761-00-21513-000-000	10/01-15/10 SERVICE	187.00CR
				..... CHECK TOTAL	1,275.41
99522	10/13	PIRO, RALPH	761-09-50101-111-000	10/01-15/10 SERVICE	846.96
			761-00-21514-000-000	10/01-15/10 SERVICE	12.28CR
			761-00-21512-000-000	10/01-15/10 SERVICE	33.80CR
			761-00-21513-000-000	10/01-15/10 SERVICE	49.00CR
			761-00-21599-000-000	10/01-15/10 SERVICE	50.00CR
			761-00-21511-000-000	10/01-15/10 SERVICE	52.51CR
				..... CHECK TOTAL	649.37

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99523	10/13	FLANNERY FIRE PROTECTION INC	501-09-50105-246-000	FIRE ALARM REPAIR	134.48
			110-03-53103-246-000	FIRE ALARM REPAIR	134.47
				..... CHECK TOTAL	268.95
99524	10/13	AIRGAS NORTH CENTRAL	206-02-52205-344-000	SAFETY GLASSES/HDGR	35.03
			206-02-52205-344-000	SHIELD DRAG ICE 40C	31.00
			206-02-52205-344-000	MILLER STYLE ELCTRD	16.35
				..... CHECK TOTAL	82.38
99525	10/13	RAY ALLEN MANUFACTURING CO	783-00-21995-000-000	HEAT ALERT	2,685.00
			783-00-21995-000-000	COOL K-9	289.85
			783-00-21995-000-000	PLASTIC MUZZLE	89.85
				..... CHECK TOTAL	3,064.70
99526	10/13	JOHNSON CONTROLS, INC.	752-09-50101-589-000	PMT #2 9/10 SERVICE	420,000.00
99527	10/13	WE ENERGIES	463-11-50801-589-000	RETIRE 5915 SHER RD	1,558.10
99528	10/13	BUELOW, VETTER, BUIKEMA,	110-01-51303-212-000	08/10 SERVICES	4,224.00
			110-01-51303-212-000	09/10 SERVICES	2,544.00
			110-01-51303-212-000	09/10 SERVICES	1,192.50
			110-01-51303-212-000	09/10 SERVICES	870.90
				..... CHECK TOTAL	8,831.40
99529	10/13	KENOSHA MERCHANTS	110-00-21905-000-000	2010 BASEBALL	50.00
			110-00-47119-000-000	2010 BASEBALL	40.00
				..... CHECK TOTAL	90.00
99530	10/13	DAWSON, ROAMIE	110-00-21905-000-000	ORIBILETTI-10/9/10	100.00
99531	10/13	MENGE, THOMAS	110-00-46394-000-000	APPLIANCE STICKER	15.00
99532	10/13	LEMENS, MICHAEL	631-09-50101-261-000	7/10-9/10 457 MILES	228.50
			631-09-50101-261-000	1/10-6/10 439 MILES	219.50
				..... CHECK TOTAL	448.00
99533	10/13	KRYSTOWIAK, PETER	110-01-50901-261-000	326 MILES	163.00
			110-01-50901-263-000	WIS DELLS 326 MILES	33.40
				..... CHECK TOTAL	196.40

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99534	10/13	MCCARTHY, MARK	110-01-51701-261-000	9/10 50 MILES	25.00
			110-01-51701-261-000	8/10 44 MILES	22.00
				..... CHECK TOTAL	47.00
99535	10/13	CRUEY, EDWARD	110-01-50901-263-000	9/15-17 WIS DELLS	32.81
99536	10/13	RISCH, KEVIN	631-09-50101-261-000	9/10 163 MILES	81.50
99537	10/15	AMALGAMATED TRANSIT UN 998	110-00-21556-000-000	10/15/10 UNION DUES	3,320.21
99538	10/15	TEAMSTERS LOCAL UNION 43	110-00-21555-000-000	10/15/10 UNION DUES	1,389.30
99539	10/15	RNOW, INC.	630-09-50101-393-000	9/10-SE#2557 PARTS/M	695.76
			630-09-50101-393-000	9/10-SE PARTS/MATERI	127.10
				..... CHECK TOTAL	822.86
99540	10/15	CHESTER ELECTRONICS SUPPLY	110-02-52101-389-000	9/10 PD PARTS & MATE	74.95
			110-02-52204-344-000	9/10 FD PARTS & MATE	69.99
			110-02-52103-365-000	9/10 PD PARTS & MATE	50.51
			110-01-51901-311-000	9/10 CT PARTS & MATE	27.54
			110-01-51801-389-000	9/10 MB PARTS & MATE	15.00
			632-09-50101-389-000	9/10 SE PARTS & MATE	13.99
			206-02-52205-363-000	9/10 FD PARTS & MATE	10.98
			110-02-52101-389-000	9/10 PD PARTS & MATE	3.99
				..... CHECK TOTAL	266.95
99541	10/15	ICMA RETIREMENT TRUST	110-00-21572-000-000	10/1-15/10 CONTRIBS	70,908.78
99542	10/15	WIS DEPT OF REVENUE	110-09-56507-259-999	9/10 SALES TAX	2,241.54
99543	10/15	KEN-CRETE PRODUCTS CO., INC.	501-09-50105-355-000	9/10-CONCRETE/MATERI	6,811.25
99544	10/15	KENOSHA ANIMAL HOSPITAL	110-02-52103-381-000	10/10-EDY VET SERVIC	75.95
99545	10/15	KENOSHA CITY EMPLOYEE'S	110-00-21562-000-000	10/15/10 CITY SAL	48,674.02
			110-00-21562-000-000	10/15/10 CITY HRLY	15,225.05
			110-00-21562-000-000	10/15/10 LIBRARY SAL	8,177.50
			110-00-21562-000-000	10/15/10 WATER SAL	7,877.50
			110-00-21562-000-000	10/15/10 WATER HRLY	4,543.35
			110-00-21562-000-000	10/15/10 MUSEUM HRLY	185.00
				..... CHECK TOTAL	84,682.42

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99546	10/15	KENOSHA CITY EMPLOYEE'S	110-00-21553-000-000	10/15/10 CITY SAL	40.82
99547	10/15	KENOSHA CO HUMANE SOCIETY	110-04-54102-254-000	10/10 ANIMAL CONTROL	11,282.57
99548	10/15	KENOSHA COUNTY SHERIFF DEPT	110-02-52108-256-000	09/10 PRISONER MNT	2,392.00
99549	10/15	UNITED WAY OF KENOSHA COUNTY	110-00-21541-000-000	10/15/10 CITY SAL	1,550.43
			110-00-21541-000-000	10/15/10 LIBRARY SAL	332.00
			110-00-21541-000-000	10/15/10 WATER SAL	63.83
				..... CHECK TOTAL	1,946.26
99550	10/15	UNITED HOSPITAL SYSTEMS INC	206-02-52205-219-000	8/10 DRUGS	216.72
99551	10/15	KENOSHA NEWS	110-01-51303-326-000	9/10 BUS DRIVER PT	174.94
			110-00-21104-000-000	9/10 PADDY 'O LIC	43.75
				..... CHECK TOTAL	218.69
99552	10/15	KENOSHA POLICE & FIREMEN'S	110-00-21563-000-000	10/15/10 SAL DEDUCT	95,455.00
99553	10/15	LAMINATED PRODUCTS INC.	110-01-51801-246-984	COUNTERTOP-KFD MOVE	190.00
99554	10/15	SHERWIN WILLIAMS CO.	110-03-53103-389-000	9/10-ST PAINT/SUPPLI	25.75
99555	10/15	MINNESOTA LIFE INSURANCE	110-00-21533-000-000	11/10 PREMIUM	13,447.25
			110-09-56304-156-000	11/10 PREMIUM	6,804.06
			110-00-15601-000-000	11/10 PREMIUM	1,634.19
			110-00-15201-000-000	11/10 PREMIUM	1,208.18
			520-09-50101-156-000	11/10 PREMIUM	662.11
			110-00-15202-000-000	11/10 PREMIUM	411.78
			631-09-50101-156-000	11/10 PREMIUM	280.92
			632-09-50101-156-000	11/10 PREMIUM	195.54
			110-00-14401-000-000	11/10 PREMIUM	126.58
			520-09-50201-156-000	11/10 PREMIUM	83.92
			520-09-50105-156-000	11/10 PREMIUM	78.02
			521-09-50101-156-000	11/10 PREMIUM	74.80
			501-09-50101-156-000	11/10 PREMIUM	28.92
			520-09-50301-156-000	11/10 PREMIUM	27.49
			630-09-50101-156-000	11/10 PREMIUM	23.92
			520-09-50403-156-000	11/10 PREMIUM	15.18
			501-09-50103-156-000	11/10 PREMIUM	4.28
			501-09-50105-156-000	11/10 PREMIUM	3.18
			520-09-50401-156-000	11/10 PREMIUM	2.30
			110-00-13127-000-000	11/10 PREMIUM	1.20
				..... CHECK TOTAL	25,113.82

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99556	10/15	SHOPKO DEPT. STORE	110-02-52203-382-000	9/10-FD#4 MERCHANDIS	74.87
99557	10/15	NORTHWESTERN UNIVERSITY	110-02-52107-264-000	10/11-15 J KUNZ	775.00
99558	10/15	TRAFFIC & PARKING CONTROL CO	110-03-53110-372-000	9/10-TRAFFIC SIGNS	250.50
99559	10/15	VAN'S ROOFING, INC	110-05-55109-245-000	REPAIR ROOF	2,000.00
99560	10/15	WELDCRAFT, INC.	110-05-55102-344-000	9/10 PA WELDING SERV	30.59
99561	10/15	SPECTRUM PEST CONTROL	222-09-50101-259-000	MOSQUITO CONT POERIO	889.00
99562	10/15	WE ENERGIES	110-05-55109-221-000	#39 09/07-10/06	1,400.37
			110-03-53109-221-000	#39 09/07-10/06	960.74
			110-03-53109-221-000	#39 09/06-10/05	617.17
			524-05-50101-221-000	#39 09/06-10/05	587.43
			110-03-53109-221-000	#39 09/01-10/04	344.99
			110-03-53109-221-000	#39 08/08-09/08	250.94
			110-03-53109-221-000	#39 09/01-10/03	243.23
			110-03-53109-221-000	#39 09/09-10/07	181.69
			110-03-53103-221-000	#39 09/01-10/03	176.04
			110-05-55109-221-000	#39 09/06-10/05	164.17
			110-05-55109-221-000	#39 09/08-10/07	128.17
			110-05-55102-221-000	#39 09/07-10/06	118.04
			110-05-55109-221-000	#39 09/03-10/05	97.99
			110-05-55102-221-000	#39 09/06-10/05	97.85
			110-05-55109-221-000	#39 09/09-10/08	66.87
			110-05-55109-221-000	#39 09/02-10/04	64.07
			110-03-53109-221-000	#39 09/02-10/04	55.79
			524-05-50101-222-000	#39 09/06-10/05	52.01
			110-05-55108-221-000	#39 09/08-10/07	41.06
			110-05-55103-222-000	#39 09/01-10/03	29.79
			110-05-55109-222-000	#39 09/06-10/05	18.71
			110-05-55109-222-000	#39 09/07-10/06	13.88
			110-01-51802-222-000	#39 09/08-10/07	13.27
			110-05-55109-222-000	#39 09/02-10/04	9.28
			110-02-52103-222-000	#39 08/31-09/30	8.70
			110-05-55109-222-000	#39 09/08-10/07	8.41
			110-05-55108-221-000	#39 09/06-10/05	8.08
				..... CHECK TOTAL	5,758.74

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99563	10/15	AMERICAN STUDENT ASSISTANCE	110-00-21581-000-000	10/15/10 H TOLBERT	216.09
99564	10/15	FEDERAL RESERVE BANK OF	110-00-21561-000-000	10/10 SAVINGS BONDS	450.00
99565	10/15	WE ENERGIES	110-03-53109-221-000	3904 27TH ST-LIGHT	304.89
99566	10/15	PAYNE & DOLAN INC.	110-03-53103-355-000	9/10 ASPHALT MATERIA	655.13
99567	10/15	REINDERS INC.	110-05-55109-219-000	9/10-PA PARTS/SERVIC	81.91
99568	10/15	KENOSHA WATER UTILITY	461-11-50901-581-000	4902 37 AV-WATER	73.03
			461-11-50901-581-000	4901 37 AV-STORM WTR	25.24
			461-11-50901-581-000	4915 37 AV-STRM WTR	25.24
			758-09-50104-259-850	7-8/10 WATER/STMWTR	18.50
			758-09-50108-259-850	6-08/10 WATER/STMWTR	15.50
				..... CHECK TOTAL	157.51
99569	10/15	CURTIS INDUSTRIES, INC	630-09-50101-393-000	9/10 SE FASTENERS-VA	126.71
99570	10/15	AIRCRAFT OWNERS & PILOTS	521-09-50101-323-000	MEMBERSHIP DUES	45.00
99571	10/15	WISCONSIN LIFT TRUCK PARTS	630-09-50101-393-000	PARTS MANUAL	97.38
			630-09-50101-393-000	DRUM	85.34
			630-09-50101-393-000	SERVICE MANUAL	85.14
				..... CHECK TOTAL	267.86
99572	10/15	CHASE BANK KENOSHA	110-00-21513-000-000	10/15/10 DEDUCTS	221,307.77
			110-00-21511-000-000	10/15/10 DEDUCTS	85,956.11
			110-00-21612-000-000	10/15/10 DEDUCTS	85,955.20
			110-00-21614-000-000	10/15/10 DEDUCTS	24,938.01
			110-00-21514-000-000	10/15/10 DEDUCTS	24,937.78
				..... CHECK TOTAL	443,094.87
99573	10/15	AT&T	110-01-51801-227-000	09/28-10/27/10 MAIN	3,830.37
			110-01-51801-225-000	09/28-10/27/10 MAIN	789.77
			110-00-14401-000-000	09/28-10/27/10 MAIN	302.80
			110-00-15202-000-000	09/28-10/27/10 MAIN	246.77
			520-09-50301-227-000	09/28-10/27/10 MAIN	199.71
			110-05-55109-227-000	09/28-10/27/10 MAIN	164.71
			110-03-53103-227-000	09/28-10/27/10 MAIN	139.37
			521-09-50101-227-000	09/28-10/27/10 MAIN	113.36
			632-09-50101-227-000	09/28-10/27/10 MAIN	76.02
			110-03-53103-225-000	09/28-10/27/10 MAIN	71.37
			520-09-50301-225-000	09/28-10/27/10 MAIN	70.33
			520-09-50401-227-000	09/28-10/27/10 MAIN	63.35
			501-09-50101-227-000	09/28-10/27/10 MAIN	63.35
			110-02-52110-227-000	09/28-10/27/10 MAIN	60.34
			110-05-55109-225-000	09/28-10/27/10 MAIN	55.32
			110-02-52108-225-000	09/28-10/27/10 MAIN	54.25

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
			632-09-50101-225-000	09/28-10/27/10 MAIN	49.55
			110-03-53116-227-000	09/28-10/27/10 MAIN	38.01
			524-05-50101-227-000	09/28-10/27/10 MAIN	37.34
			110-02-52103-227-000	09/28-10/27/10 MAIN	35.00
			524-05-50101-225-000	09/28-10/27/10 MAIN	32.76
			206-02-52205-227-000	09/28-10/27/10 MAIN	25.34
			110-02-52110-225-000	09/28-10/27/10 MAIN	23.85
			501-09-50101-225-000	09/28-10/27/10 MAIN	20.11
			110-05-55111-227-000	09/28-10/27/10 MAIN	12.67
			110-02-52203-227-000	09/28-10/27/10 MAIN	12.67
			520-09-50301-327-000	09/28-10/27/10 MAIN	12.00
			521-09-50101-225-000	09/28-10/27/10 MAIN	10.78
			110-03-53116-225-000	09/28-10/27/10 MAIN	9.68
			520-09-50401-227-000	09/28-10/27/10 MAIN	.84
			206-02-52205-227-000	09/28-10/27/10 MAIN	.42
				..... CHECK TOTAL	6,622.21
99574	10/15	AT&T	110-01-51801-225-000	9/28-10/27 653-7213	633.62
			110-02-52108-225-000	10/4-11/3 656-1234	189.94
			110-01-51801-227-000	9/28-10/27 653-8297	114.23
			110-05-55111-225-000	9/28-10/27 942-3781	32.88
			110-02-52203-225-000	9/22-10/21 REPEATER	32.52
			521-09-50101-225-000	10/4-11/3 656-1586	31.68
			110-01-51801-225-000	10/1-10/31 605-9294	31.68
				..... CHECK TOTAL	1,066.55
99575	10/15	WIS DEPT OF JUSTICE	110-01-51303-219-000	9/10 SERVICES	7.00
99576	10/15	NEHER ELECTRIC SUPPLY	630-09-50101-393-000	9/10-PHILLIPS LAMPS	540.00
99577	10/15	KENOSHA ACHIEVEMENT CENTER	520-09-50301-258-000	10/10 SPECIAL TRNSP	14,167.00
			520-09-50301-258-000	10/10 WEEKEND DISPTC	584.00
				..... CHECK TOTAL	14,751.00
99578	10/15	DEPARTMENT OF CORRECTIONS	110-00-21581-000-000	10/15/10 D FAFFORD	30.00
99579	10/15	LINCOLN CONTRACTORS SUPPLY	110-05-55109-367-000	9/10-PA TOOLS/SUPPLI	72.40
			501-09-50105-344-000	9/10-ST TOOLS/SUPPLI	46.39
				..... CHECK TOTAL	118.79

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99580	10/15	BANE-NELSON, INC.	409-00-13109-000-000	7/10 MONTHLY STORAGE	150.00
			409-00-13109-000-000	6/10 MONTHLY STORAGE	150.00
				..... CHECK TOTAL	300.00
99581	10/15	WIS FIRE INSPECTORS ASSOC.	110-02-52204-264-000	P RYAN-11/4-5/10	160.00
99582	10/15	LEE'S RENT IT	110-05-55109-219-000	9/10-PA EQUIPMENT RE	18.31
99583	10/15	KENOSHA FIREFIGHTER C.A.R.E.	110-00-21564-000-000	10/15/10 SAL DEDUCT	739.00
99584	10/15	SCHELBLE & HEMMER, S.C.	110-00-21581-000-000	10/15/10 B GARRETT	126.95
99585	10/15	SCHMIT, PAUL J.	524-05-50101-354-000	TOP DRESSING	861.06
			524-05-50101-354-000	TOP DRESSING	834.62
				..... CHECK TOTAL	1,695.68
99586	10/15	SIGN A RAMA	222-09-50101-259-000	SIGNS FOLK FESTIVAL	315.00
			222-09-50101-259-000	SIGNS FOLK FESTIVAL	207.00
				..... CHECK TOTAL	522.00
99587	10/15	BENDLIN FIRE EQUIPMENT CO.	206-02-52205-344-000	9/10 FD PARTS/MATERI	227.41
			206-02-52205-344-000	9/10 FD PARTS/MATERI	158.29
			206-02-52205-344-000	9/10 FD PARTS/MATERI	63.00
				..... CHECK TOTAL	448.70
99588	10/15	PARKSIDE TRUE VALUE HARDWARE	110-02-52203-382-000	9/10 SUPPLIES	36.44
99589	10/15	AETNA CLAIMS	611-09-50101-155-527	10/12/10 MED CLAIMS	34,561.14
99590	10/15	AECOM TECHNICAL SERVICES INC	492-11-50101-589-000	8/10 CHRYSLER ASSMT	13,452.76
			420-11-50804-219-000	8/10 KENOSHA SITE	855.08
			492-11-50101-589-000	8/10 PARRONE SITE I	685.46
			420-11-50804-219-000	8/10 KENOSHA SITE	190.90
				..... CHECK TOTAL	15,184.20
99591	10/15	MESSERLI & KRAMER P.A.	110-00-21581-000-000	10/15/10 A PAURA	135.65
99592	10/15	MANDLIK & RHODES INFORMATION	501-09-50102-219-000	10/10 COUPON REDMPTN	496.00
			501-09-50102-219-000	10/10 RETAIL INCNTV	19.84
			501-09-50102-219-000	10/10 PER CHECK FEE	3.50
			501-09-50102-219-000	10/10 POSTAGE FEE	3.08
			501-09-50102-219-000	10/10 POSTAGE	.96
				..... CHECK TOTAL	523.38

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99593	10/15	SELECT SOUND SERVICE INC.	414-11-50906-589-000	BALANCE-TONE ALERT	5,696.67
99594	10/15	PACE ANALYTICAL	420-11-50804-219-000	LAB SERVICES	952.00
99595	10/15	MISDU	110-00-21581-000-000	10/15/10 J JANDRON	26.87
99596	10/15	PARTNERS IN DESIGN	520-00-18751-000-000	9/10 METRA STATION R	15,152.40
99597	10/15	AECOM TECHNICAL SERVICES INC	403-11-51007-219-000	7/10 GRANT PREPARTN	193.74
99598	10/15	GRUNAU COMPANY, INC	412-11-51001-584-000	EST 2-KPM HVAC COMPR	9,142.19
99599	10/15	LAKESIDE INTERNATIONAL TRUCK	630-09-50101-393-000	8/10-SE PARTS-MATERI	393.70
99600	10/15	HUMANA CLAIMS	611-09-50101-155-527	10/13/10 MED CLAIMS	100,320.15
			611-09-50101-155-527	10/14/10 MED CLAIMS	10,712.30
			611-09-50101-155-525	10/14/10 DENTAL CLMS	2,025.36
			611-09-50101-155-527	10/13/10 PHARMACY	1,316.36
				..... CHECK TOTAL	114,374.17
99601	10/15	PAUL CONWAY SHIELDS	110-02-52206-367-000	8/10-TURNOUT GEAR	130.00
99602	10/15	AUTO ZONE COMMERCIAL	630-09-50101-393-000	9/10 SE #2541 PARTS/	46.18
99603	10/15	HILLSIDE TRUE VALUE	110-02-52203-344-000	9/10-FD MISC. SUPPLI	93.50
			520-09-50401-249-000	8/10-TD MISC. SUPPLI	37.11
			206-02-52205-382-000	9/10-FD MISC. SUPPLI	20.94
				..... CHECK TOTAL	151.55
99604	10/15	LAW OFFICES OF TIMOTHY EVANS	759-09-50101-219-000	8/28/10 PROF SERVC	100.00
99605	10/15	MILWAUKEE BUILDERS SUPPLY	285-06-51605-259-000	#5173492 -MATERIALS	6,594.10
			285-06-51605-259-000	#5173541 -MATERIALS	114.27
			285-06-51605-259-000	#5173538 -MATERIALS	31.00
				..... CHECK TOTAL	6,739.37
99606	10/15	DISASTER MEDICINE & PUBLIC	206-02-52205-322-000	#01312217 SUBSCRIPT	164.00
99607	10/15	GRANADO, MARY	110-02-52102-219-000	#10-148344 10/3/10	25.00

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99608	10/15	HEALTHSTAT	611-09-50101-155-504	MID LEVEL PROVIDER	12,840.00
			611-09-50101-155-504	PROGRAM ADMIN FEE	6,669.74
				..... CHECK TOTAL	19,509.74
99609	10/15	GRAND GENEVA	632-09-50101-263-000	M. LENCI 11/10-12	174.00
99610	10/15	GUSTIN CONSTRUCTION	258-06-50443-259-000	#5175146 REPAIR	3,444.00
99611	10/15	REMY BATTERY CO., INC.	630-09-50101-393-000	9/10-CE BATTERIES	599.92
99612	10/15	CHRISTIANSEN HEATING & SHEET	285-06-51605-259-000	#5169596 5500 24 AVE	5,566.60
99613	10/15	JENSEN TOWING	110-02-52103-219-000	9/10-#10-137564 TOWI	45.00
			110-02-52103-219-000	9/10-#10-117039 TOWI	45.00
				..... CHECK TOTAL	90.00
99614	10/15	REGISTER OF DEEDS	409-11-51003-589-000	PARCEL 6-ROBERTS	30.00
			409-11-51003-589-000	PARCEL 5-CJVLJV	30.00
			409-11-51003-589-000	PARCEL 2-COUNTRY INN	30.00
			403-11-51001-588-000	STM SWR 1338 20 AV	30.00
			401-11-50712-581-000	SDWK CHILDERS 39TH	30.00
				..... CHECK TOTAL	150.00
99615	10/15	CHULA VISTA RESORT	110-02-52204-263-000	T COX 11/01-05/10	70.00
99616	10/15	KENOSHA STARTER & ALTERNATOR	630-09-50101-393-000	9/10-SE PARTS/LABOR	164.36
			630-09-50101-393-000	9/10-SE PARTS/LABOR	81.41
				..... CHECK TOTAL	245.77
99617	10/15	INSTY-PRINTS	110-01-51701-311-000	CIP FIRST PRINTING	1,047.23
			110-01-51701-311-000	TABS FOR CIP	519.60
				..... CHECK TOTAL	1,566.83
99618	10/15	KUEMMERLING, INC., KARL	501-09-50105-344-000	SAFETY EQUIPMENT	1,075.60
			501-09-50105-344-000	SAFETY EQUIPMENT	468.50
			501-09-50105-344-000	SAFETY EQUIPMENT	110.10
				..... CHECK TOTAL	1,654.20
99619	10/15	MARTIN PETERSEN COMPANY, INC.	403-11-50904-589-000	EST 1-HEATING/VENTL	1,116.25

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99620	10/15	SCHINDLER ELEVATOR CORP.	521-09-50101-242-000	10-12/10 ELEVATOR MA	111.03
99621	10/15	HUCKSTORF DIESEL INC.	630-09-50101-393-000	9/10-SE PARTS/MATERI	391.25
99622	10/15	NYBERG TROPHIES & AWARDS	110-01-51801-246-984	WALL PLAQUES	13.00
99623	10/15	CHAPTER 13 TRUSTEE	110-00-21581-000-000	10/15/10 B MIFFLIN	419.00
			110-00-21581-000-000	10/15/10 P CHASE	300.00
			110-00-21581-000-000	10/15/10 H DARY III	283.00
				..... CHECK TOTAL	1,002.00
99624	10/15	MENARDS (KENOSHA)	110-05-55104-361-000	9/10-PA MERCHANDISE	193.06
			110-05-55102-361-000	9/10-PA MERCHANDISE	160.19
			110-05-55109-249-000	9/10-PA MERCHANDISE	156.88
			110-01-51801-246-984	9/10-FD REMODEL MERC	102.44
			521-09-50101-344-000	9/10-AR MERCHANDISE	73.48
			110-05-55111-389-000	9/10-PA MERCHANDISE	51.87
			110-02-52203-344-000	9/10-FD#4 MERCHANDIS	42.84
			521-09-50101-382-000	9/10-AR MERCHANDISE	22.99
			110-03-53116-389-000	9/10-WA MERCHANDISE	20.97
			524-05-50101-389-000	9/10-GO MERCHANDISE	19.98
			206-02-52205-344-000	9/10-FD#4 MERCHANDIS	19.44
			110-05-55109-249-000	9/10-PA MERCHANDISE	15.24
			110-03-53103-355-000	9/10-ST MERCHANDISE	13.78
			110-05-55102-361-000	9/10-PA MERCHANDISE	9.98
			110-05-55109-246-000	9/10-PA MERCHANDISE	9.44
			521-09-50101-341-000	9/10-AR MERCHANDISE	5.95
			110-02-52203-382-000	9/10-FD#7 MERCHANDIS	2.99
				..... CHECK TOTAL	921.52
99625	10/15	SUTPHEN CORPORATION	206-02-52205-344-000	7/10 PARTS/SERVICE	160.60
99626	10/15	KASDORF, LEWIS & SWIETLIK	110-09-56405-212-000	4/10/09 RIESSELMANN	55.40
99627	10/15	WIS SCTF	110-00-21581-000-000	10/15/10 SAL DEDUCT	7,817.83
			110-00-21581-000-000	10/15/10 HRLY DEDCT	1,557.78
				..... CHECK TOTAL	9,375.61
99628	10/15	KENOSHA COUNTY JOB CTR	110-02-52102-219-000	CHEMIST-12/31/09	14,918.93

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99629	10/15	ILLINOIS DEPT OF PUBLIC AID	110-00-21581-000-000	10/15/10 M RIVERA	278.00
			110-00-21581-000-000	10/15/10 J PETRILLO	139.82
				..... CHECK TOTAL	417.82
99630	10/15	FIREHOUSE MAGAZINE	110-02-52206-322-000	12 COPIES @ \$22/EACH	264.00
99631	10/15	ACCURINT	110-02-52101-219-000	8/10 PD SEARCHES/LOC	60.65
99632	10/15	OCWEN LOAN SERVICES	110-00-21109-000-000	4827 30 AVE ASSESSMT	2.30
99633	10/15	J & L LANDSCAPING	633-09-50101-249-000	9/10-LAWN MOWING,	178.73
			633-09-50101-249-000	9/10-FERTILIZING & W	25.00
				..... CHECK TOTAL	203.73
99634	10/15	UW MILWAUKEE	110-02-52107-264-000	12/14 REG T.GENTHNER	150.00
99635	10/15	PROCESSWORKS INC.	110-00-21578-000-000	10/13/10 CHECK REG	2,021.65
99636	10/15	NEW URBAN NEWS	110-01-51701-322-000	1 YEAR SUBSCRIPTION	79.00
99637	10/15	IAFF/NATIONWIDE	110-00-21574-000-000	10/1-15/10 CONTRIBS	19,727.33
99638	10/15	APWA - WISCONSIN CHAPTER	632-09-50101-264-000	11/10-12/10-M LENCI	185.00
99639	10/15	J D BENEFITS, INC	110-00-21517-000-000	10/01-15/10 DEDUCTS	2,929.93
99640	10/15	ARCTIC GLACIER, INC.	110-05-55108-282-000	ICE FREEZER RENTAL,	175.00
			110-05-55108-219-000	BAGS OF ICE	138.00
				..... CHECK TOTAL	313.00
99641	10/15	GREAT WEST RETIREMENT SERV.	110-00-21576-000-000	10/1-15/10 CONTRIBS	12,358.75
99642	10/15	COMPREHENSIVE ORTHOPAEDICS	110-09-56405-161-000	7/8/10 P BRIETCHAFT	96.05
99643	10/15	BIRNDORF, MICHAEL M.D.	110-09-56405-161-000	9/8/10 J GETKA	60.35
99644	10/15	KENOSHA MEDICAL CTR CAMPUS	206-02-52205-322-000	10 ACLS MANUALS	300.00
99645	10/15	KENOSHA EMERGENCY PHYSICIANS	110-09-56405-161-000	9/15/10 D LANGEVIN	115.60

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99646	10/15	AURORA HEALTH CARE	110-09-56405-161-000	6/19/10 R WOJTAK	2,428.80
			110-09-56405-161-000	7/23/10 E YUNK	127.60
			110-09-56405-161-000	6/19/10 R WOJTAK	74.80
			110-09-56405-161-000	8/26/10 R HILL	44.00
				..... CHECK TOTAL	2,675.20
99647	10/15	BOSTANCHE, JOHN DPM	110-09-56405-161-000	6/16/10 S SELIN	81.47
			110-09-56405-161-000	6/16/10 S SELIN	40.88
				..... CHECK TOTAL	122.35
99648	10/15	METROPOLITAN BUILDERS ASSOC	110-01-51701-264-000	10/21/10 J LABAHN	60.00
99649	10/15	KOHN LAW FIRM S.C.	110-00-21581-000-000	10/15/10 D LARSON	158.79
99650	10/15	RUFFOLO, MICHAEL	110-00-21581-000-000	10/15/10 H TOLBERT	106.09
99651	10/15	COMMISSION ON PROFESSIONAL	110-02-52206-264-000	K SCHROEDER	375.00
99652	10/15	PICKETT, EBONY	110-00-21109-000-000	COURT PYMT V417013	60.00
99653	10/15	HOWARD, DEREK	110-00-21109-000-000	COURT PYMT 1056536	7.20
99654	10/15	KESSLER, SCOTT	110-00-46394-000-000	APPLIANCE STICKER	15.00
99655	10/15	MORGAN, LAURETTA	110-00-21905-000-000	BEACH HOUSE-10/3/10	100.00
99656	10/15	SMITH, CATHRYN	110-00-21905-000-000	BEACH HOUSE-10/2/10	300.00
99657	10/15	KREWSON, SHARON	110-01-51701-264-000	DOT LPA SEMINAR	25.00
99658	10/15	LARSEN, ERIC T.	110-02-52107-367-000	2010 CLOTHING ALLOW	400.00
99659	10/15	MORRISSEY, JOHN W.	110-02-52107-263-000	9/30-10/1 JANESVILLE	112.45
99660	10/15	TORRES, PABLO	110-02-52107-263-000	8/2-10/1/10 CHICAGO	352.00
99661	10/15	DE LA ROSA, ERNAN	110-02-52101-219-000	COURT DUTY 10/12/10	47.87
99662	10/15	SCHROEDER, JANICE	501-09-50103-367-000	SWU SHIRTS	183.75
			501-09-50101-367-000	SWU SHIRTS	130.00
				..... CHECK TOTAL	313.75

START DATE FOR SUMMARY: 10/01 END DATE FOR SUMMARY: 10/15

CHECK #	CHECK DATE	VENDOR NAME	ACCOUNT	DESCRIPTION	AMOUNT
99663	10/15	WASHINGTON, AL	110-01-50901-261-000	338 MILES	169.00
			110-01-50901-263-000	9/15-17 WIS DELLS	32.79
				..... CHECK TOTAL	201.79
99664	10/15	MCNEELY, RYAN	206-02-52205-264-000	REG FEE ASQ EXAM	165.00
99665	10/15	PIORKOWSKI, RON	520-09-50301-263-000	9/20-22/10 WAUSAU	213.74
99666	10/15	THOMSEN, JOHN	110-02-52201-263-000	9/21-24 LAS VEGAS	75.00
			110-02-52201-261-000	9/21-24 LAS VEGAS	60.00
			110-02-52203-262-000	9/21-24 LAS VEGAS	20.00
				..... CHECK TOTAL	155.00
99667	10/15	SCHRANDT, JONATHAN	110-02-52107-263-000	6/21-10/01 CHICAGO	592.00
			110-02-52107-263-000	7/21 ROSEMONT	8.00
				..... CHECK TOTAL	600.00
99668	10/15	SCHMIDT, MARY KAY	110-00-21561-000-000	SAVINGS BOND ACCT	50.00
99669	10/15	NICHOLS, DUSTY	110-02-52107-263-000	6/21-10/01 CHICAGO	592.00

GRAND TOTAL FOR PERIOD ***** 11,788,184.02

MEMORANDUM

TO: Mr. Jeffrey Labahn, AICP
Director of City Development

Frank Pacetti
City Administrator

FROM: Richard H. Rodenbeck, Director of Business Finance
Kenosha Area Business Alliance, Inc.

WRH 10/9/10

DATE: October 9, 2010

SUBJECT: 2010 3rd Quarter Loan Reports

In accordance with the terms in KABA's current City/Federal assisted project contracts, we are pleased to provide you with the quarterly reports for the period ending September 30, 2010. The enclosed reports are for the following projects:

1. City RLF Loan Fund
2. UDAG Loan Fund

These reports have also been submitted to the City Finance Committee and all City Council Members. It is our understanding the reports will be reviewed and considered at the Finance Committee's Meeting on Monday, November 1, 2010 at 5:30pm.

Should you have any questions regarding the attached or desire additional information, please call me at your convenience.

Enclosures

cc: City Finance Director
Council Members

**Kenosha Area Business Alliance, Inc. and Its Subsidiary
 Summary of Scheduled Maturity Dates
 For the Period Ending September 30, 2010**

<u>CITY Revolving Loan Fund</u>	<u>Geographic Location</u>	<u>Business Type</u>	<u>Industry</u>	<u># of Employees</u>	<u>Principal Balance</u>	<u>Scheduled Maturity Date</u>
MCR Properties, LLC	BPOK	Business Dev.	Real Estate	Approx. 100	\$ 354,355.81	07/01/20
R&R Properties of WI, LLC	BPOK	Manufacturer	Steel	53	\$ 224,663.84	09/01/19
Bradshaw Medical, Inc.	BPOK	Manufacturer	Medical Instruments	110	\$ 221,799.79	01/01/17
Madson Investments, LLC	BPOK	Manufacturer	Reflective Lighting	25	\$ 169,299.27	10/01/28
Bradshaw Medical, Inc.	BPOK	Manufacturer	Medical Instruments	See Above	\$ 462,833.90	10/01/18
Centralestate, Inc.	BPOK	Manufacturer	Centrifuges	65	\$ 319,041.30	05/01/25
Total					\$ 1,751,993.91	

<u>UDAG Revolving Loan Fund</u>	<u>Geographic Location</u>	<u>Business Type</u>	<u>Industry</u>	<u># of Employees</u>	<u>Principal Balance</u>	<u>Scheduled Maturity Date</u>
MCR Properties, LLC	BPOK	Business Dev.	Real Estate	See Above	\$ 597,232.50	09/01/19
R&R Properties of WI, LLC	BPOK	Manufacturer	Steel	See Above	\$ 258,588.05	09/01/14
Monarch Plastics, Inc.	1205 65th Street	Manufacturer	Plastic Extrusion	88	\$ 669,980.29	08/01/22
Garetto Real Estate, LLC	1020 35th Street	Medical Services	Healthcare	35	\$ 448,887.22	01/01/28
R&R Properties of WI, LLC	BPOK	Manufacturer	Steel	See Above	\$ 209,717.94	12/01/23
Total					\$ 2,184,406.00	

**KENOSHA AREA BUSINESS ALLIANCE
City Revolving Loan Fund
Quarterly Status Report**

Period July 1, 2010 through September 30, 2010

Bank Account Balance as of 7/1/10:	\$ 276,092.45
Plus Loan Principal & Interest Received:	\$ 284,596.30
Plus Bank Interest Income:	\$ 37.72
Plus CD Proceeds (Incl. Interest):	\$ -
Plus Loan & Service Income:	\$ -
Less Loan Disbursements:	\$ -
Less CD Purchases:	\$ -
Less Bank/Loan/Service/Legal Expenses:	\$ 94.52
Less Administrative Allocation for 2010:	\$ -
Balance In Bank Account as of 9/30/10:	<u>\$ 560,631.95</u>
Balance of CDs as of 9/30/10:	\$ -
Less Outstanding Commitments as of 9/30/10:	\$ -
Less Approved Loans (Commitments Pending):	<u>\$ (359,000.00)</u>
Balance Available for Loans:	<u>\$ 201,631.95</u>

Narrative: There were no loans in arrears as of September 30, 2010. See attached summary for all active loans in this account as of September 30, 2010.

KENOSHA AREA BUSINESS ALLIANCE, INC. AND ITS SUBSIDIARY
LOAN FUNDS ANALYSIS SCHEDULE
 For the Nine Months Ended September 30, 2010

	Original Principal Balance	Principal Balance at 1/1/2010	Current Year Borrowings	Interest Receipts YTD 9/30/2010	Principal Receipts YTD 9/30/2010	Principal Balance 9/30/2010
M & P Properties, LLC	378,000.00	233,915.81		7,973.35	233,915.81	0.00
MCR Properties, LLC	500,000.00	377,122.83		9,615.50	22,767.02	354,355.81
R & R Properties of WI, LLC	500,000.00	263,636.77		6,005.83	38,972.93	224,663.84
Bradshaw Medical, Inc.	300,000.00	241,261.76		10,034.36	19,461.97	221,799.79
Bradshaw Medical, Inc.	202,715.76	182,411.01		5,298.48	13,111.74	169,299.27
Madson Investments, LLC	500,000.00	477,135.40		10,593.13	14,301.50	462,833.90
Centrealstate, Inc.	325,000.00	234,937.72	90,062.28	6,136.27	5,958.70	319,041.30
Total	2,705,715.76	2,010,421.30	90,062.28	55,656.92	348,489.67	1,751,993.91

City Revolving Loan Fund (City/RLF)

M & P Properties, LLC
 MCR Properties, LLC
 R & R Properties of WI, LLC
 Bradshaw Medical, Inc.
 Bradshaw Medical, Inc.
 Madson Investments, LLC
 Centrealstate, Inc.

Total

This information should be read only in connection with the accompanying accountant's report.

**KENOSHA AREA BUSINESS ALLIANCE
Urban Development Action Grant Loan Fund
Quarterly Status Report**

Period July 1, 2010 through September 30, 2010

Bank Account Balance as of 7/1/10:	\$ 412,434.23
Plus Loan Principal & Interest Received:	\$ 68,316.29
Plus Bank Interest Income:	\$ 113.27
Plus CD Proceeds (Incl. Interest):	\$ 200,000.00
Plus Loan & Service Income:	\$ -
Less Loan Disbursements:	\$ -
Less CD Purchases:	\$ 200,000.00
Less Bank/Loan/Service/Legal Expenses:	\$ -
Less Administrative Allocation for 2010:	\$ -
Balance In Bank Account as of 9/30/10:	<u>\$ 480,863.79</u>
Balance of CDs as of 9/30/10:	\$ -
Less Outstanding Commitments as of 9/30/10:	\$ (250,000.00)
Less Approved Loans (Commitments Pending):	<u>\$ (197,500.00)</u>
Balance Available for Loans:	<u><u>\$ 33,363.79</u></u>

Narrative: There were no loans in arrears as of September 30, 2010. See attached summary for all active loans in this account as of September 30, 2010.

KENOSHA AREA BUSINESS ALLIANCE, INC. AND ITS SUBSIDIARY
LOAN FUNDS ANALYSIS SCHEDULE
 For the Nine Months Ended September 30, 2010

	Original Principal Balance	Principal Balance at 1/1/2010	Current Year Borrowings	Interest Receipts YTD 9/30/2010	Principal Receipts YTD 9/30/2010	Principal Balance 9/30/2010
MCR Properties, LLC	900,000.00	634,938.36		25,505.19	37,705.86	597,232.50
Q & R Properties of WI, LLC	575,500.00	303,445.94		6,912.72	44,857.89	258,588.05
Monarch Plastics, Inc.	800,000.00	702,418.41		20,642.44	32,438.12	669,980.29
Garetto Real Estate, LLC	500,000.00	468,748.03		17,427.09	19,860.81	448,887.22
Q & R Properties of WI, LLC	225,000.00	216,121.56		4,798.95	6,403.62	209,717.94
Total	3,000,500.00	2,325,672.30	0.00	75,286.39	141,266.30	2,184,406.00

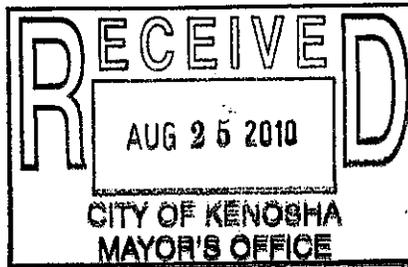
Urban Development Action Grant
 Revolving Loan Fund (UDAG)

This information should be read only in connection with the accompanying accountant's report.

3601 30th Avenue, Suite 202
Kenosha, WI 53144

Phone: (262) 658-4104
Fax: (262) 658-2005

www.kenoshaunitedway.org



United Way
of Kenosha County

August 23, 2010

A3
Mayor Keith G. Bosman *and*
City of Kenosha
Room 300
625 52nd Street
Kenosha, WI 53140

County Executive Jim Kreuser
County of Kenosha
Administrative Building
1010 56th St.
Kenosha, WI 53140-3738

*Ref to
FINANCE*

Dear Gentlemen:

On behalf of the Board of Directors of the United Way of Kenosha County, Inc., I request the assistance of the City and the County to enhance the performance of our United Way for the benefit of our communities.

The United Way has arranged for the American City Bureau, Inc. (ACB) to provide professional fundraising consulting services to:

- ◆ increase the productivity of the United Way of Kenosha County's development (campaign) operations,
- ◆ identify potential areas of campaign growth, and
- ◆ recommend the best methods for realizing these fundraising opportunities.

American City Bureau is a nationally recognized firm for performing such studies. It will focus on

- ◆ finding methods of building productivity,
- ◆ improving efficiencies, and
- ◆ enhancing fundraising performance of our United Way.

The project director will be Lynda Jobman, a Kenosha resident who is a Senior Consultant member of the ACB national consulting staff. She is a seasoned professional with a deep understanding of our United Way and our local area. She has been serving on the Campaign Cabinet, from which she will resign to conduct the study.

A copy of the proposal from American City Bureau is attached. You will note that it is titled "development office audit." This is a technical phrase used in our development consulting profession. It does not refer to "audit" in the often-used sense of a financial audit. Rather, this type of audit refers to examination to evaluate or improve procedures, job descriptions, staff activities, appropriateness, effectiveness, efficiency, and the like. A description of study findings and a set of action recommendations is made by the consultant to the Board for implementation as it finds appropriate.

The total cost of this study will be \$8,500. This is an excellent price that was secured by our proposed project director as a service to Kenosha and Kenosha County. An initial payment of \$4,250 is due upon signing the contract agreement. The remaining \$4,250 is due upon presentation of the final report. Travel expenses will be billed at cost and will be minimal. We are prepared to begin the study on or about October 1, 2010, or as soon thereafter as funding is secured.

The Board of the United Way respectfully requests equal City and County participation, in the amount of \$4,250 each, to perform this study, which will be beneficial to both governmental entities.

what matters. ®

The Board prefers to obtain special funding for this purpose in order to commit as much money as possible to agency programs. I am soliciting private donors for the estimated up to \$1,500 additional funding needed to provide clerical and data retrieval services to assemble the information required for an effective study. Of this latter amount, \$500 has already been pledged.

A peak functioning United Way enables City and County departments to fulfill their missions by contracting with strong not-for-profit agencies located in the County that supplement their earned income with philanthropic contributions from the community. The stronger and better funded these agencies' programs are, the less burden placed on governmental resources.

Conducting this study is part of a multifaceted 2010-2011 Board of Directors plan to enhance the performance of our United Way. The total plan summary is:

- ◆ Conduct an independent development fundraising study with recommendations to improve fundraising performance. This is the study for which we are requesting funds from the City and County.
- ◆ Utilize best practices in re-implementing the Community Services Liaison (CSL) program this fall, calling upon the United Way Worldwide to provide support from its regional CSL representative. This has been arranged, and we are in conversation with Nancy McCormick, AFL-CIO/CSL Midwest Regional Director United Way Worldwide. She has already met with our Board.
- ◆ Reconvene the strategic planning committee in late winter under the co-chairmanship of Board member Annie Jones (Community Development, UW Extension) to update the strategic plan and align staff and volunteer activities with the appropriate recommendations of the campaign office study.
- ◆ Search, screen, hire and train a new campaign manager this fall. Familiarity with best practices will be emphasized.
- ◆ Enhance UW metrics, quantitative and qualitative, to assess progress towards fund raising goals.

Attached for your reference are the American City Bureau campaign study proposal, and the United Way of Kenosha County's Operating Plan for 2010-2011. The Board has given unanimous support to these initiatives.

Thank you for your consideration. I and others as appropriate will be available to brief you, others in your administration, and other elected officials on this matter.

Respectfully,



Len Iaquina, President, 2010-2011
United Way of Kenosha County, Inc.

Attachments:

Consulting Proposal of Service, American City Bureau, Inc.
United Way of Kenosha County 2010-2011 Strategic Plan and Annual Operating Plan

ADDENDUM

**AGENDA
KENOSHA COMMON COUNCIL
KENOSHA, WISCONSIN
Council Chambers – Room 200 – Kenosha Municipal Building
Monday, November 1, 2010
7:00 P.M.**

**CALL TO ORDER
ROLL CALL
INVOCATION
PLEDGE OF ALLEGIANCE**

I. APPOINTMENTS/REAPPOINTMENTS BY THE MAYOR

- I.1. Reappointment of Jennifer Mahone to the Mayor's Youth Commission for a Term to Expire May 1, 2011.

web site: www.kenosha.org



**KEITH G. BOSMAN
MAYOR**



*CITY OF KENOSHA
625 - 52nd Street
Kenosha, Wisconsin 53140
(262) 653-4000
Fax (262) 653-4010*

October 29, 2010

The Honorable Common Council
CITY OF KENOSHA
Kenosha, WI 53140

Dear Ladies and Gentlemen:

I hereby reappoint Jennifer Mahone, 3931 31st Avenue, Kenosha to the Mayor's Youth Commission for a six-month extension of her term which will expire May 1, 2011.

I am confident Ms. Mahone will continue to be a valuable member of the Mayor's Youth Commission and will serve in an efficient and conscientious manner.

Sincerely,
CITY OF KENOSHA

A handwritten signature in black ink, appearing to read 'Keith G. Bosman', written over the printed name below.

Keith G. Bosman
Mayor

KGB:jd