

COMMITTEE OF THE WHOLE OF THE KIMBERLY VILLAGE BOARD

MAY 11, 2009

Chairman Kuen called the meeting to order at 6:00 p.m. Members present for roll call were Trustees Gaffney, Hammen, Hruzek, Opsteen, Trentlage, Weber and President Kuen. Also present were Street Commissioner Vander Velden and one citizen. Engineer Werner arrived at 6:30 p.m.

The Committee reviewed the request of Fire Chief Van Thiel to purchase ice/cold water rescue equipment from the Fire Department Donation Trust Fund at a cost not to exceed \$3,000. The Committee felt the request was appropriate and would take official action next Monday.

The committee reviewed the joint agreement with the Village of Combined Locks for services from McMahan for the Riverview Heights Pond design work. President Kuen would like to see what the Sunset Pond engineering costs were for the Village of Kimberly. Trustee Opsteen also questioned if we were paying again for the grant application (\$1,800). Administrator Hermus will check of both of these issues prior to next week's approval.

The Committee reviewed the agreement with Dan DeKoch for the Centennial Artwork at a cost of \$4,000. The "affordable print" is not clearly defined due to the project not being available yet for quotes. After a short discussion, this item will be placed on next Monday's agenda for official action.

The Committee discussed the claim received from Appleton Papers for damage to a semi trailer which struck a tree on Kimberly Avenue adjacent to the watermain project, and the recommendation of CVMIC Claim Manager Tom Mann. The recommendation of Mr. Mann seemed appropriate as many trucks passed thru this corridor for a week prior to this accident. Also, the trees were trimmed prior to the project (which Appleton Papers alludes should have been done). The Board will consider the claim next Monday.

The claim of Ms. Eisch was not discussed as an official claim has not yet been received.

The Committee discussed the request from Holy Spirit to park a boat and trailer on church property (residentially zoned). After a short discussion, it was felt the request was appropriate, and will be placed on next Monday's agenda for official action.

The request of Tanner's to continue with outdoor Sunday afternoon music was discussed. It was felt as long as they contain the noise, it would be appropriate. Trustee Trentlage noted that Saturday nights are getting louder, and neighbors are being disturbed. President Kuen noted that no complaints were received, but it will be dealt with if it becomes a problem, and the noise ordinance enforced.

Administrator Hermus shared the Centennial Budget with the Board. The Village of Kimberly will be asked to provide seed money for the event, but based on the preliminary budget should receive the majority back if the event is successful.

Administrator Hermus noted that the CE Underpass Engineering firm selection has been approved by the Wisconsin Department of Transportation. The DOT will now negotiate a contract with McMahon, after which we can move forward.

Administrator Hermus announced that the Chief of Police candidates meet and greet will be on May 29th. A reception and dinner with the candidates for elected officials and their spouses will be held at Liberty Hall beginning about 5:30 p.m. Please let Administrator Hermus know by May 18th if you and your significant other will be attending that event.

Administrator Hermus noted that Trustee Trentlage has volunteered to replace Trustee Weber on this year's Board of Review.

President Kuen noted the plan of the Governor to continue to shave shared revenues. He encouraged all elected officials to contact the Governor and Legislator to curb state spending, and stop collecting taxes from local residents and not returning any. Local governments supply streets, sewers and safety which are critical to health and welfare.

The committee discussed the issue of concrete streets and Vinton's response to our request for some remedy to the problem. There are several communities which are not happy with the products and need some type of thoughtful response to the issue. It was felt that a Quad Community Meeting would be appropriate to discuss the concrete issues the Heart of the Valley Communities are having, to include Appleton if they would like to attend. It does not matter if it is the product or workmanship, our contract is with Vinton and they are the people who need to respond to the problem.

They suggested grinding the various aprons which are off by up to 1 1/8 inch. However the Board would not agree to grind brand new concrete which property owners paid 100% of the costs. They would not want that on their property, and will not ask residents to accept it. Also, it is felt that Vinton does not realize how bad they are, and the inconsistency of the aprons.

It was noted that several sidewalks from last year are scaling and have shirking. We are working with that contractor and he is going to replace the defective walks after we walk the project and identify them. Ironically, Street Commissioner Vander Velden shared pictures of his brother's sidewalk in the apron at his home. The concrete is 40 years old and shirking is occurring! It is very puzzling. The beat juice issue could be the culprit; however there is no consistence to the issue as some communities have not used beat juice.

After much discussion, Engineer Werner was asked to relay our displeasure with Vinton and we will take whatever action is necessary to remedy the issue. We are not looking for excuses, but remedies to the issue that is affecting concrete pavement in the Village of Kimberly, and our residents who live on these streets. Kimberly's feeling is tear out the inferior product and replace it. If Vinton has another remedy, present it and the Board will consider it.

Trustee Hammen moved, Gaffney seconded the motion to adjourn. The motion carried by unanimous vote of the Board.

Rick J. Hermus
Administrator/Clerk