

## **REGULAR MEETING OF THE KIMBERLY VILLAGE BOARD**

**JUNE 7, 2010**

President 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 Engineer Werner, Chief of Police Misselt, Director of Library Services Carpenter, Community Enrichment Director Schaefer and five citizens.

Trustee Hammen moved, Gaffney seconded the motion to approve the minutes of the May meetings as presented. The motion carried by unanimous vote of the Board.

Trustee Trentlage, Trustee Opsteen, and President Kuen's inquiries regarding payments were answered by Director of Library Services Carpenter, Community Enrichment Director Schaefer, Fiscal Manager Rein, and Engineer Werner. Trustee Trentlage moved, Hammen seconded the motion to approve the bills and claims for the month of May as prepared. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Trentlage seconded the motion to approve the financial statements for the month of May as presented. The motion carried by unanimous vote of the Board.

Trustee Opsteen questioned the elimination of the third water vehicle and mileage reimbursement as proposed by Jerry Verstegen of MCO. President Kuen tabled the answer until Mr. Hermus returns. Trustee Trentlage would like to commend Mr. Verstegen on his expertise regarding his flow testing and the positive response for the residents. Trustee Hammen moved, Weber seconded the motion to approve the minutes of the various Boards and Commissions as presented. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Hammen seconded the motion to approve the Request for Payment Number One from Vinton Construction Company for the 2010 Street Paving Projects in the amount of \$117,582.21. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Gaffney seconded the motion to approve Change Order Number One from Great Lakes TV Seal, Inc. for the 2009 Sanitary Sewer Cleaning and Televising Project for an increase of \$29,362.20. Engineer Werner explained the increase was due to additional televising, protruding taps removed, and grouting done. The motion carried by unanimous vote of the Board.

Trustee Weber moved, Trentlage seconded the motion to approve the Request for Payment Number One from Great Lakes TV Seal, Inc. for the 2009 Sanitary Sewer Cleaning and Televising Project in the amount of \$75,435.61. The motion carried by unanimous vote of the Board.

Trustee Weber moved, Gaffney seconded the motion to approve the recommendation of the Kimberly Plan Commission for the landscape plan and sign for U.S. Oil at 425 Better Way. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Hammen seconded the motion to approve the recommendation of the Kimberly Plan Commission for the Certified Survey Map for Lot 169, Third Addition to Highview Estates. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Gaffney seconded the motion to approve the request by Dick Vanden Boogaard, Chairman of the 2010 Centennial Parade for a parade permit for September 11, 2010. The motion carried by unanimous vote of the Board.

Trustee Gaffney moved, Hammen seconded the request of Community Enrichment Director Schaefer to transfer \$24,735.00 from the Park Reserve Fund to the Park Outlay account for the Upper Sunset Asphalt Paving. The motion was approved unanimously by a roll-call vote.

Trustee Trentlage moved, Hammen seconded the motion to approve the operator's licenses for the following:

Karen L. Mattice  
2118 N. Appleton St.  
Appleton, WI 54911

Kwik Trip  
701 Schelfhout Ln.

Bryan J. Corey  
314 N. Main St.  
Kimberly, WI 54136

Peerenbooms Bar

Leonard D. Porter  
309-1/2 E. Kimberly Ave.  
Kimberly, WI 54136

Kwik Trip

Patricia A. Kufner  
W899 Rusch Rd.  
Brillion, WI 54116

Kwik Trip

Carolyn Hipp  
N6985 Irish Rd.  
Hilbert, WI 54129

Kwik Trip

Patricia M. Meixl  
302 S. Lincoln St.  
Kimberly, WI 54136

Hitter's Sports Bar

Pamela A. Mee  
616 E. Third St.  
Kimberly, WI 54136

Pick'N Save

Marjorie M. Solberg  
803 Madison St.  
Little Chute, WI 54140

Pick’N Save

Cheryl L. Hafkey  
216 Taylor St., Apt. B  
Little Chute, WI 54140  
Sharon A. Vander Velden  
229 S. James St.  
Kimberly, WI 54136

Pick’N Save

Kwik Trip

Tammy Michalkiewicz  
430 W. 10th St.  
Kaukauna, WI 54130

Butch’s Pizza

Jamie L. Roovers  
315 Prospect St.  
Combined Locks, WI 54113

Butch’s Pizza

David J. Le Blanc  
1214 Sunset Dr.  
Kimberly, WI 54136

KRA

Douglas C. Tessen  
17 Floral Dr.  
Kimberly, WI 54136

Peerenboom’s Bar

Steven W. Greely  
204 S. Helen St.  
Kimberly, WI 54136

KRA

Daniel L. Ebben  
W2836 Emons Rd.  
Appleton, WI 54915

KRA

Dena R. Barton  
W3210 Westowne Ct.  
Appleton, WI 54915

KBO

Gary R. Swick  
351 Schindler Dr.  
Kimberly, WI 54136

KRA

Mike T. Albers  
634 Applewood Dr.  
Kimberly, WI 54136

Butch’s Pizza

The motion carried by unanimous vote of the Board.

Chief Misselt reported that the smoking ordinance will be presented to the Board for approval shortly. He also has an initial draft regarding a neighborhood electrical vehicle ordinance, which Combined Locks is dealing with now, that he would like both Little Chute and Kimberly Boards to consider.

Engineer Werner reported that First Street reconstruction will begin on Wednesday, June 9, 2010, starting with the pavement removal and storm sewer work. He also addressed the round-about proposal at Kennedy and Railroad, and stated all the data has been collected and the field work has been done as to how the round-about will impact the neighboring properties. The greatest expense is the handwork concrete that has to be done. Trustee Trentlage reiterated that this is just a proposed round-about, under study at the time being.

Community Enrichment Director Schaefer noted the start of the Recreation Programs began today, June 7<sup>th</sup>, and also the opening of Sunset Beach on Saturday, June 5<sup>th</sup>.

Library Director Carpenter noted the hire of two new employees. Pat Stangfield, Library Assistant, who started on June 2<sup>nd</sup>, comes to us with eight years experience as a clerk at the Appleton Public Library. Ann Hardginski, who will start on June 14<sup>th</sup> as the Youth Services Librarian, has 11 years experience from the Menasha Public Library. The Summer Library Program starts on Monday with children, teen, and adult programs. Beth wished to thank Trustee Hammen for his help with the library program on May 20<sup>th</sup>.

The water rate increase proposed by the Kimberly Water Department was briefly discussed, with comparisons of other communities listed. Kimberly's increase of 32% is modest compared with the majority.

Trustee Weber and Trustee Opsteen will not be in attendance at the June 14<sup>th</sup> meeting. Trustee Trentlage inquired if the Board of Review was being held next week, as they were not notified. Fiscal Manager Rein confirmed the date of the Board of Review as Wednesday, June 16<sup>th</sup>, 4:00-6:00 p.m. Trustee Trentlage also acknowledged that 35 people graduated from the Leadership Fox Cities, and Administrator Hermus is one of the steering committee. She gave kudos to our community.

Wendy Romenesko, landlord of 415 Arthur Court, Patty Lulloff, renter at 415 Arthur Court, and a resident from 426 Arthur Court appeared before the Board to voice a complaint regarding Creative Metal Products. The residents' complaints mostly dealt with noise from three compressors and debris (rust) being expelled into the air from power sanding. They brought pictures, video, neighbor's letters, and an audio tape of the "banging" noise emitted. Other resident's letters were emailed directly to Administrator Hermus. The residents felt a fence would be appropriate. President Kuen reminded the residents that the business is operating in an industrially zoned area, unfortunately, the properties abut the industrial area. The Village cannot mandate that the business owner erect a fence; he suggested perhaps the landlord could erect a fence. Chief Misselt said the department has responded to the complaints several times at the

request of Ms. Luloff, and that Creative Metal Products has one liquid nitrogen tank with a relief valve that did record 80 decibels, which was over the 75 decibel limit. The police department has spoken with the owner, Jeff Wolding, and he will be contacting the supplier to see if there is a way to lower the noise level when the relief valve opens. The Officer also spoke with him about keeping the doors shut to reduce the noise. President Kuen will initiate contact with Mr. Wolding, and inform him that the way he conducts business is being intrusive to the neighborhood. The Police Department will monitor the situation due to the ongoing complaints.

The resident at 426 Arthur Court also requested the erection of signs, regarding the disabled children and the large number of children in the court. Chief Misselt explained that he would talk with Street Commissioner Vander Velden about the necessity of signs on Arthur Court.

KRA will be sponsoring a social next Tuesday, June 15<sup>th</sup>, in appreciation for the work done on the Sunset Upper Building, to include contractors, vendors and volunteers.

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

Barbara E. Rein  
Acting Secretary