

REGULAR MEETING OF THE KIMBERLY VILLAGE BOARD

SEPTEMBER 14, 2009

President Kuen called the meeting to order at 6:00 p.m. Members present for roll call were Trustees Gaffney, Hammen, Hruzek, Opsteen, Weber, Trentlage and President Kuen. Also present were Street Commissioner Vander Velden, Engineer Werner, Assistant Police Chief Recker, Community Enrichment Director Schaefer and three citizens.

Trustee Hammen moved, Weber seconded the motion to approve the minutes of the August Meetings as presented. The motion carried by unanimous vote of the Board.

Trustee Weber moved, Gaffney seconded the motion to approve the bills and claims for the month of August as presented. The motion carried by unanimous vote of the Board.

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

Trustee Hammen moved, Trentlage seconded the motion to approve the minutes of the various Boards and Commissions for the month of August as presented. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Hammen seconded the motion to adopt the new Weights and Measures Fee Schedule. The motion carried by unanimous vote of the Board.

President Kuen recommended that Roger Price be appointed to serve one (1) three year term on the Kimberly Water Commission. Trustee Gaffney moved, Weber seconded the motion to approve. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Trentlage seconded the motion to approve the Request for Payment Number Three and Final from Great Lakes TV Seal, Inc. for the 2008 Sanitary Sewer Cleaning & Televising Project in the amount of \$1,479.20. Engineer Werner explained that this request was for retainage that was missed. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Gaffney seconded the motion to approve the Request for Payment Number Two from Advance Construction, Inc. in the amount of \$198,779.27 for the 2009 Sanitary Sewer Reconstruction Project. Engineer Werner reported that all the laterals are complete, and restoration is in progress. The motion carried by unanimous vote of the Board.

Trustee Gaffney moved, Hammen seconded the motion to approve the Request for Payment Number Five and Final from Vinton Construction Company for the 2008 Sanitary Sewer and Watermain Reconstruction Project in the amount of \$14,420.53. The motion carried by unanimous vote of the Board.

On a motion by Trentlage, and a second by Hammen, the Board unanimously approved the Request for Payment Number Three and Final from MCC, Inc. for the 2008 Sunset Park Road Reconstruction Project in the amount of \$9,754.67.

CED Schaefer reported, based on the remaining estimates for the electrical and framing, that the final numbers for the Upper Sunset Park Concession Stand Project total \$42,500.00. Based on these numbers, he requested that the Board transfer \$30,000.00 from the Park Reserve Account. President Kuen confirmed that the money is in this account, and has been earmarked for this project. Trustee Hammen moved, and Trentlage seconded the motion to approve the transfer of \$30,000.00 from the Park Reserve Account for the Upper Sunset Park Concession Stand. The motion carried by a unanimous roll-call vote of the Board.

President Kuen reviewed the correspondence from Administrator Hermus to Mark Surwillo, District Manager of the HOVMSD, alerting him to the stance of the Village of Kimberly regarding the Petition for Attachment filed by the Town of Harrison. Trustee Trentlage questioned the outcome of the Public Hearing, but President Kuen has not received any feedback to date. Trustee Opsteen questioned the capacity of the interceptor when designed, and President Kuen replied that the interceptor was over-engineered, and that it would be large enough to take the additional flow, if it would be approved.

Trustee Hammen moved, Weber seconded the motion to approve the Reserve Combination "Class B" Fermented Malt Beverage and Liquor License for Pollywogs Bar & Grill, 700 Schelfhout Lane, Suite C, Kimberly. Steven Vetter, agent for the facility, was present and stated he expected to open in early November. President Kuen confirmed to Trustee Opsteen that this was one of the \$10,000.00 licenses issued. The motion carried by unanimous vote of the Board.

President Kuen explained the correspondence regarding the DNR denial of the Joint Riverview Pond, and how one branch of the DNR does not necessarily work in conjunction with another. We have had correspondence with state and elected officials soliciting their help. The Village will take a wait-and-see attitude regarding the delay, and if the project is not approved, further serious discussions will follow as to when and if we will construct another pond.

Assistant Chief Recker apologized for the dated June activity report, explaining the cumbersome data entry required of the statistics. He also gave his kudos to the Kimberly Fire Department and Fire Chief Van Thiel for their excellent response on Labor Day to the John Street garage fire. He noted that the fire fighters worked succinctly with the police officers, and the fire report was far superior to past reports. The State Fire Marshall was called in regarding the suspicious nature of the fire; however, the cause of origin is not yet known.

Street Commissioner Vander Velden shared two proposals for recycling polycarts; one being the Schaefer 65 gallon blue or green polycart, and the other being a Toter 64 gallon blue polycart. The warranties on both carts are the same; however, the lower price of the Toter cart is reflected in the quality. Winnebago County had solicited nine proposals, with Toter being the least expensive, followed by Schaefer as being the next least expensive. Street Commissioner Vander Velden recommended purchasing the more expensive, yet more durable Schaefer carts. He was also able to secure a \$2.75 per cart reduction from the Schaefer sales representative,

Jerry Weedman, over the Winnebago County quote. Trustee Opsteen questioned whether or not we could purchase colored lids with gray carts to distinguish between recycling and rubbish. Street Commissioner Vander Velden felt the entire cart should be of a different color than rubbish for easy identification. The Board felt a darker color would be more durable for scratches and wear. Trustee Hammen moved, Trentlage seconded the motion to authorize Street Commissioner Vander Velden to proceed with the acquisition of 65 gallon bins from Schaefer, with the Street Commissioner to decide the color. The unreserved surplus will fund the purchase of the carts. The motion carried by unanimous vote of the Board.

Street Commissioner Vander Velden addressed the letters sent to three residents on Papermaker Drive regarding the grinding of the aprons. McMahon's has not yet received a schedule as to when this will begin. President Kuen asked that the landscaping schedule for the terrace restoration be addressed also.

Trustee Trentlage commended Street Commissioner Vander Velden and his crew on the street reconstruction project; the concrete, curb, and reseeded were all done quite well.

Community Enrichment Director Schaefer noted that in 2004, when the Fox River Cleanup Project started, communities were asked to submit projects for funding. The Federal Government recently notified Mr. Schaefer that the Sunset Fishing Wharf Project has been approved for grant funding in the amount of \$12,500.00, which at that time was 50% of the project. Today's cost of the project is \$26,000.00 due to inflation. The remainder of the funding will come from the Park Reserve account. This wharf was modeled after the wharf located in Little Chute, at Island Park. It will be one hundred feet long, and six feet wide, with a very small lip to make it totally accessible. We are awaiting final approval from the DNR, and hope to proceed this fall.

With the help of Trustee Trentlage, Community Enrichment Director Schaefer will be bringing "Recycle that Stuff" to Kimberly on a Saturday in October. No firm date has been set yet. It is an opportunity for residents to recycle computers, household appliances, televisions, etc. Little Chute held a similar recycling program in the spring, with a turn-out of approximately 250 people. This will be run at no cost to the Village, but there may be a minimal cost to the resident, depending on the item. President Kuen stressed that any fees be clearly defined to the residents. Trustee Opsteen expressed concern over the possible overwhelming response, and the ability of the organization to handle the load. CED Schaefer assured him that this organization has done these for many years in the Madison area, and are capable of handling the donations.

Trustee Opsteen questioned the damage to the fence in the upper park area. CED Schaefer reported that on Wednesday morning, a United Van Lines vehicle took 60 feet of fence down when in the area making a delivery. The driver did not bother to stop, but was identified by a member of the Wednesday Morning Quilting Club, who was meeting in the Board Room at Sunset Park. Within the hour, the police were able to locate the company, driver, and insurance company. United Van Lines will be paying restitution; we are just waiting on the fence company to make the repairs.

President Kuen noted that the 2010 Operating Budget Managers' Requests were placed on the trustees' desks for review. Next Monday the Board will discuss the requests.

Trustee Trentlage moved, Hammen seconded the motion to adjourn into Closed Session per the posted Agenda. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Gaffney seconded the motion to reconvene into Open Session. The motion carried by unanimous vote of the Board.

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

Barbara E. Rein
Acting Secretary