

SPECIAL MEETING OF THE KIMBERLY VILLAGE BOARD

JUNE 10, 2019

President Kuen called the meeting to order at 6:00 p.m. Members present for roll call were Trustees Gaffney, Hietpas, Hruzek, Trentlage and Weber. Trustee Hammen was absent and excused. Also present were Administrator Block, Director of Operations Dannhoff, nine members of the public and a member of the media.

President Kuen communicated that he received a letter on May 20, 2019 from the Village of Little Chute providing notice of their intent to terminate the Joint Library agreement with the Village of Kimberly. Little Chute subsequently took action on this matter at their Board meeting on June 5, 2019. President Kuen stated that the Village of Kimberly must now officially ratify the process of disbanding the joint library. He indicated that the Village of Little Chute requested that the termination period be less than three years as specified in the agreement and the Village of Kimberly has stipulated to 18 months, making the dissolution effective January 1, 2021. President Kuen delivered a letter to library staff inviting them to meet with him on June 14th at 8:30 am to answer any questions and hear what concerns they may have. The two Villages still need to work out the division of assets and how personnel is to be handled. President Kuen continues to believe that the libraries are better together than apart, but the intent now is to move forward and provide the best library service that Kimberly can.

Trentlage moved, Weber seconded the motion acknowledging the receipt of the Village of Little Chute's notice of intent to terminate the joint library agreement. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Gaffney seconded the motion to approve the Reserve "Class B" - Fermented Malt Beverage & Liquor License application for the term of July 1, 2019 to June 30, 2020 as presented. A discussion occurred about Mr. Taco meeting the requirements for an outdoor alcoholic beverage permit under Sect. 308-17 of the municipal code. Administrator Block confirmed that Mr. Taco is within 300' of a community church, however state statute permits restaurants that serve alcohol to be within 300' of a church, as long as the sale of alcoholic beverages account for less than 50% of the restaurant's gross receipts. Mr. Taco is more of a restaurant than a bar and qualifies for the exception. Resident Tom Asman questioned accepting that information without requiring Mr. Taco to verify it. He also questioned whether patrons were drinking alcoholic beverages in the proper authorized areas, and expressed concerns about loud noise and amplified music. He contends that Anduzzi's and Tanner's may be violating ordinance Sect. 308-17H(1) with regard to amplified music. Administrator Block pointed out that depending on when those businesses were established and permits granted, they may be grandfathered from being required to comply with the conditions listed in Sect. 308-17H(1-3).

The motion carried by unanimous vote of the Board to approve a Reserve "Class B" license for Mr. Taco, including the outdoor alcohol permit.

Reserve “Class B” - Fermented Malt Beverage & Liquor License

*Mr. Taco Authentic Mexican Cuisine
Jennifer Almeida-Sandoval, Agent

*Mr. Taco (Ste. A & B)
Savor (Ste. C & D)
700 Schelfhout Lane

*Liquor License includes application for an outdoor alcohol permit.

Trustee Weber moved, Trentlage seconded the motion to approve Ordinance No. 3, Series of 2019, an ordinance to amend the Municipal Code of the Village of Kimberly, Chapter 525, Article IV, Planned Unit Development District (PUD) regarding the Physical Requirements for a PUD and the Implementation of Development Plans. The motion carried by unanimous vote of the Board.

Trustee Weber moved, Gaffney seconded the motion to approve the Street Department office remodel design and budget to relocate the Director of Operations office to the Street Department Building for a total cost of \$19,864.66, funding to come from the Streets Building Trust Fund. Trustee Trentlage expressed concerns about how crowded the office will be. Director Dannhoff acknowledged the lack of privacy and explained that the design plans include a workstation in the conference room providing a place to have private conversations and a quiet work area without the interruption of phone calls and office traffic. A roll call vote was taken with 6 ayes, 0 nays approving the remodel design and cost.

A discussion was held regarding the operation of and proposed policies for the new Yard Waste Drop-Off Site. A consensus was reached to have timed gates open from 6:30 am to 7:00 pm every day of the week. It was decided that numbered stickers would be issued to gain access to the drop-off site and a nominal fee would be charged. Security cameras will record the sticker and license plate numbers. A progressive system of discipline was suggested for penalizing individuals who dump illicit items. Director Dannhoff will canvas other communities on what penalties they assess.

Trustee Weber moved, Gaffney seconded the motion to approve the proposed Yard Waste Drop-Off Site at a total cost not to exceed \$38,859.50 from the Street Building Trust Fund and \$38,859.50 from the Storm Water Utility. A Roll Call vote was taken with 6 ayes and 0 nays.

The Board discussed the Village of Kimberly Hotel Feasibility Study Report prepared by Core Distinction Group. The study concluded that a 55-room hotel would be feasible in the Village in two possible locations; one along the river and the other along Cty Hwy CE. Administrator Block will use this information in discussions with investors and developers.

Trustee Trentlage moved, Hietpas seconded the motion to approve and enter into the Community Development Investment Grant Agreement between the Wisconsin Economic Development Corporation and the Village of Kimberly. The motion carried by unanimous vote of the Board.

Administrator Block reported that Justin Fischer from Baird has indicated that this might be a good time to refinance the loan for TID #5 as interest rates continue to fall. He believes that

approximately \$83,000 could be saved on the loan. He will present the proposal to the Board at the next meeting on June 17, 2019.

There was no Old Business.

Under New Business, Mr. Asman inquired whether a second shift would be used this year for leaf pick-up. Director Dannhoff explained that the Village has only one piece of leaf removal equipment that can be operated by a single person; the other equipment requires 2-3 people to operate and there is not enough staff to operate two shifts. In addition, there are safety concerns to consider when working overtime during that time of the year because of the shortened daylight and school children. Director Dannhoff also explained that depending on how late in the year the leaves fall, the Streets Department may be short-staffed because of hunting season, even with staggered vacations. Trustee Trentlage announced that the concert season at the amphitheater has begun, and even with the rainy weather the first concert had more than one hundred people attend.

Trustee Weber moved, Gaffney seconded the motion to adjourn into Closed Session to discuss property negotiations. The motion carried by a unanimous vote and the Board went into Closed Session at 6:38 pm.

Trustee Gaffney moved, Trentlage seconded the motion to reconvene into Open Session. The motion carried by unanimous vote and the Board reconvened at 7:19 pm.

Trustee Hruzek moved, Trentlage seconded the motion to approve the purchase of Lot 1, CSM 7505, 328 N. John Street in the amount of \$37,500.00.

Trustee Weber moved, Gaffney seconded the motion to adjourn. The motion carried by unanimous vote and the Board adjourned at 7:20 pm.



Danielle L. Block
Administrator/Clerk