

**SPECIAL MEETING OF THE KIMBERLY VILLAGE BOARD
MINUTES**

NOVEMBER 11, 2019

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

President Kuen noted the ribbon-cutting at Treaty Park earlier in the day, and extended his congratulations to Dr. Mayfield upon being selected State School Superintendent of the Year. He also congratulated the boys Kimberly Volleyball Team for winning the state championship and bringing home the “gold” ball, a first for Kimberly.

Trustee Hammen moved, Trentlage seconded the motion to convene into a public hearing. The motion carried by unanimous vote and the Board convened the public hearing at 6:01 pm.

Comments were received on the request by Timber Innovations, LLC, represented by Paul Driessen, to authorize a Conditional Use Permit (CUP) to permit a contractor shop with cabinetry and woodworking operations at 110 E. Kimberly Avenue within a B-1 General Business District, which is not a permitted use under B-1. President Kuen stated the Plan Commission recommended approval of the CUP however no staining, varnishing or painting would be permitted at this location. Ms. Van Toll submitted written comments objecting to the operation. Mr. Vandenoever inquired about the ventilation and Mr. Coenen inquired about truck deliveries. The residents’ main objections to the business operations were the smell and potential violations of the CUP. Director Dannhoff explained that if there were violations of the CUP, the business could be fined and the permit withdrawn. Administrator Block reviewed the procedures to follow if there was a complaint. It was suggested that Mr. Driessen move his business to the Industrial Park, however he said it was cost prohibitive.

Comments were received on the request by Timber Innovations, LLC, to permit a contractor office and shop with finishing, post-assembly and business storage operations at 100 S. Birch Street within a B-1 General Business District, which is not a permitted use under B-1. Trustee Gaffney expressed concern that the former problems from the prior location would shift to this location. Mr. Driessen stated that they would be putting in a ventilation system and would be switching to water-based varnishes which would not smell. Mr. Dana expressed concern that no residents from Birch Street were present. Trustee Hruzek asked if Mr. Driessen had fully weighed the costs of putting in an expensive new ventilation system at this location and the risk of having a complaint filed resulting in the revocation of the CUP and preventing him from operating at that location.

No comments were received on the request by Rivers Edge Subdivision developer Tom Juza for a Planned Unit Development (PUD) consisting of 4 two-dwelling buildings on Parcel No. 250093927, Lot 27, River’s Edge Plat.

No comments were received on the request by Rivers Edge Subdivision developer Tom Juza for a Planned Unit Development (PUD) consisting of 10 two-dwelling buildings and 6 single-family dwellings on Parcel No. 250093943, Lot 43, River’s Edge Plat.

No comments were received on the request by Rivers Edge Subdivision developer Tom Juza to rezone Parcel No. 250093927, Lot 27, and Parcel No. 250093943, Lot 43, River’s Edge Plat

from R-1 Residential Low Density to R-5 Planned Residential District to permit these parcels to be developed as residential PUDs.

No comments were received on the request by staff to amend the Zoning Code, Section 525-10 G, Decks and Porches, to include patios to be considered a part of a building or structure for zoning purposes.

No public comments were received on the proposed 2020 Operating Budget and 2019 Levy for the Village of Kimberly, however Administrator Block pointed out changes to the Street Building Trust Fund and the unclassified outlay account and Cedars Trust Fund, with no change to the total operating budget.

Trustee Hammen moved, Trentlage seconded the motion to reconvene into a regular meeting. The motion carried by unanimous vote and the Board reconvened the meeting at 6:31 pm.

Trustee Hruzek moved, Gaffney seconded the motion to approve the Conditional Use Permit for Timber Innovations, LLC to house a contractor shop with cabinetry and woodworking operations at 110 E. Kimberly Avenue, subject to the conditions recommended by the Plan Commission. After a brief discussion about deliveries, it was decided that no restrictions would be placed on the use of the driveway for deliveries. President Kuen, Trustees Gaffney, Hammen, Hietpas, Hruzek and Trentlage voted aye and Trustee Weber vote nay. The motion passed 6 ayes, 1 nay.

Trustee Hruzek moved, Hietpas seconded the motion to approve the Conditional Use Permit for Timber Innovations, LLC to house a contractor office and shop with finishing, post-assembly and business storage operations at 100 S. Birch Street, subject to the conditions recommended by the Plan Commission. The motion carried by unanimous vote of the Board.

Trustee Weber moved, Hammen seconded the motion to approve the Planned Unit Development (PUD) for a PUD consisting of 4 two-dwelling buildings on Parcel No. 250093927, Lot 27, River's Edge Plat, subject to the conditions recommended by the Plan Commission. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Gaffney seconded the motion to approve the Planned Unit Development (PUD) for a PUD consisting of 10 two-dwelling buildings and 6 single-family dwellings on Parcel No. 250093943, Lot 43, River's Edge Plat, subject to the conditions recommended by the Plan Commission. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Trentlage seconded the motion to approve Ordinance No. 7, Series 2019, an Ordinance amending the Zoning Ordinance, Chapter 525, Municipal Code of the Village of Kimberly and the Official Zoning Map, by rezoning properties located in TID No. 6, the River's Edge Subdivision. The motion carried by unanimous vote of the Board.

Trustee Trentlage moved, Hammen seconded the motion to approve Ordinance No. 8, Series 2019, an Ordinance amending the Zoning Ordinance, Chapter 525-10, Site Regulations of the Municipal Code with regard to the construction of patios. The motion carried by unanimous vote of the Board.

Trustee Hammen moved, Gaffney seconded the motion to approve Ordinance No. 9, Series of 2019, adopting the 2020 Operating Budget for the Village of Kimberly and establishing the 2019 Tax Levy for the Village of Kimberly. The motion carried by unanimous vote of the Board.

Administrator Block had no additional comments for the Administrator's report.

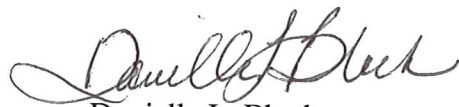
There was no Unfinished Business.

There was no New Business.

Trustee Hammen moved, Gaffney seconded the motion to adjourn into closed session pursuant to Wis. Stat. 19.85(1)(e) to discuss TIF 5 & 6 property negotiations and development agreements. The motion carried by unanimous vote and the Board went into closed session at 6:50 pm.

Trustee Gaffney moved, Hruzek seconded the motion to reconvene into open session. The motion carried by unanimous vote and the Board reconvened at 7:08 pm.

Trustee Hammen moved, Gaffney seconded the motion to adjourn. The motion carried by unanimous vote and the Board adjourned at 7:08 pm.

A handwritten signature in black ink, appearing to read "Danielle L. Block". The signature is written in a cursive, flowing style.

Danielle L. Block
Administrator/Clerk