

REGULAR MEETING OF THE KIMBERLY VILLAGE BOARD
MINUTES
May 18, 2020

President Kuen called the meeting to order at 6:00 pm. Members present for roll call were Trustees Gaffney, Hammen, Hietpas, Trentlage and Weber. Trustee Hruzek participated by telephone. Also present were Administrator Block, Operations Director Danhoff, McMahon Engineer Werner, Fox Valley Metro Police Officer Oster and a resident. Library Director Thiry and a member of the media participated remotely.

President Kuen invited Officer Oster to speak before the Board about creating an ordinance to prohibit the breeding or possession of cats or dogs in the Village for purposes of research or experimentation. Officer Oster summarized the problems experienced by the Village of Spring Green and of other communities with puppy mills. She recommends an addition to the Village's Animal ordinance patterned after the ordinance adopted by the City of Richland in January 2020. The Board directed the Administrator to work with the Chief of Police to draft a similar ordinance for the Village of Kimberly.

Trustee Hammen moved, Gaffney seconded the motion to approve the installation of a second driveway at 536 S. Washington Street. The motion carried unanimously.

Trustee Trentlage moved, Hammen seconded the motion to approve the recommendation of the Kimberly Library Planning Committee to submit the Village of Kimberly Library Feasibility Plan to the Wisconsin Department of Public Institution – Department of Libraries and Technology. The motion carried unanimously.

Trustee Weber moved, Hammen seconded the motion to approve a request by the Outagamie County Tavern League for a one-time reduction in 2020 liquor license fees for Class "B" Establishments (Taverns and Restaurants) in response to the COVID-19 pandemic. Trustee Hruzek questioned why the proposed reduction was not prorated for the actual months in which the establishments were closed, in lieu of reducing the fee for almost the entire year. Trustee Hruzek also questioned why establishments which were not operational prior to the shutdown are entitled to a reduction. President Kuen replied that the Village is trying to be consistent with the reductions implemented by the Villages of Little Chute and Combined Locks. The \$50 fee was suggested by the Wisconsin State Tavern League as the lowest fee amount that may be collected statutorily. The motion carried 6-1, with a nay by Trustee Hruzek.

Trustee Trentlage moved, Hammen seconded the motion to approve the purchase and installation of a Ram Air Gear Dryer for the Kimberly Fire Department in the amount of \$8,370.00 to be funded by the Fire Department Donation Trust Fund. A Roll Call vote was taken with 7 Ayes, 0 Nays and the motion carried.

Trustee Hammen moved, Gaffney seconded the motion to approve the State/Municipal Agreement for a Local-Let Multimodal Local Supplement Project with the Wisconsin Department of Transportation for the Creekview Lane/Railroad Street 2021 reconstruction project. Trustee Hruzek inquired if a contingency plan had been made in the event the grant funds would be

unavailable as a result of litigation brought by WILL against Governor Evers. Administrator Block responded that should the MLS grant be rescinded, the Village would still be able to move forward with the project. The project is part of the Capital Improvement Project budget for 2020-2024 and funding to complete the project with or without the grant has been set aside. The motion carried unanimously.

Trustee Hammen moved, Gaffney seconded the motion to approve the Intergovernmental Agreement with the Town of Buchanan for the 2021 Creekview Lane/Railroad Street reconstruction project. Administrator Block indicated that paragraphs 10-12 were added to the agreement so that all parties would be aware of what would happen in the event that the Wisconsin DOT grant was not made in full or in part, as a result of pending litigation. The motion carried unanimously.

Administrator Block reported that a Reopening Guideline would be available for distribution on May 21, 2020. The Village Guideline will rely heavily on the guidance provided by the DHS and the Badger Bounce Back Plan. The Village will reopen in phases based on gating criteria. Administrator Block reminded everyone that the Board of Review meeting will be between 4:00 and 6:00 pm tomorrow. As of this time, no objection forms have been received by the Clerk's Office or the Village Assessor. The Plan Commission meeting will also be tomorrow and will start at 6:00 pm.

There was no unfinished business.

There was no new business.

Trustee Hammen moved, Weber seconded the motion to move into Closed Session pursuant to Wis. Stat. §19.85 (1) (c) and (e) to consider personnel matters and TID 6 Developer Agreement negotiations. The motion carried by unanimous vote and the Board went into Closed Session at 6:25 pm.

Trustee Hammen moved, Hietpas seconded the motion to reconvene. The motion carried by unanimous vote and the Board reconvened at 6:46 pm.

Trustee Trentlage moved, Hammen seconded the motion to approve the updated 2020 Wage Structure – Hybrid Plan for the inclusion of future Village of Kimberly Library positions. The motion carried unanimously.

Trustee Hammen moved, Weber seconded the motion to adjourn. The motion carried by unanimous vote and the Board adjourned at 6:46 pm.


Danielle L. Block
Administrator/Clerk