

**VILLAGE OF AVISTON
MINUTES OF REGULAR MEETING HELD ON:
MONDAY MAY 6, 2024**

The regular meeting of the President and Board of Trustees was held on Monday May 6, 2024, at 7:00 pm in the Village Hall. In attendance were Village President Mike Kampwerth, Village Treasurer Steve Goestenkers, Village Clerk Jennifer Jansen, Trustees Kevin Eversgerd, Matt Kohnen, Curt Albers, Kim Peek, Matt Netemeyer, and Kyle Markus. Employees present included Mike Kuhl, Jon LeCroy, Dave Trame and Village Attorney Chad Leitch. Guests present included Mike Engel with the Zoning Board, Brody Zobrist, Chrissie Albers, Colten Arnold, Clint Flowers, Gary Rakers, Rick Gerstner, Craig Lampe, Ben Netemeyer, Marcis Kampwerth and high school students. All recited the Pledge of Allegiance.

1. GUESTS:

High school students were present to observe.

Clint Flowers and Chrissie Albers were present to show the Village Board plans for the new restaurant/bar they have named “The County.” Clint reviewed the plans for the building and the vision of it being a family friendly atmosphere. Clint stated he and/or Chrissie will stay in contact with the Board as things progress.

Rick Gerstner and Craig Lampe were present to review home in sections, what is required by the State and what services they offer. The Board will review and discuss the information and have a decision at a future meeting.

Gary Rakers and Marcis Kampwerth were present at the request of the Village President Mike Kampwerth. Mike acknowledged Gary’s retirement at the of May and welcomed Marcis as a new employee. Gary thanked the Board for the years of support he’s received. Marcis thanked the Board for the opportunity to work for the Village.

Ben Netemeyer was present with draft plans for the ditch at the park. The Board asked Ben to prepare the plans to include a 50 year flood as well as a 100 year flood for the next meeting.

2. MINUTES:

Minutes of the previous meetings were available for all to review. A motion to approve the special meeting minutes of April 1st was made by Matt Netemeyer, second by Kim Peek. Motion carried 6-0. A motion to approve the regular meeting minutes from April 1st was made by Matt Kohnen, second by Curt Albers. Motion carried 6-0. A motion to approve the closed session minutes from April 1st and to open them was made by Matt Kohnen, second by Kim Peek. Motion carried 6-0. A motion to approve the special meeting minutes from April 25th was made by Kim Peek, second by Kyle Markus. Motion carried 6-0. A motion to approve the special meeting minutes from May 1st was made by Kim Peek, second by Kyle Markus. Motion carried 6-0.

3. FINANCIAL REPORT:

Steve Goestenkers gave the financial report as well as a 12 month comparison. The Village collected \$194K and disbursed \$152K. Noted a \$42K surplus for the month.

The monthly financial report notes are as follows:
– General Fund:

1) GF up \$292K from the beginning of the fiscal year.

-Water Fund

- 1) WF down \$7K from the beginning of the fiscal year
- 2) It appears rate increases have helped the budget and expect an 8% increase in the next fiscal year.

-Sewer Fund

- 1) SF up \$71K from the beginning of the fiscal year.
- 2) 7% increase in this fund and anticipate the same for the next fiscal year.

-Park Fund

- 1) PF is up \$4K

-MFT

- 1) Noted a \$14K increase over the year.
- 2) MFT is down \$38K as planned

-Drug Fund

- 1) Interest only

-TIF Funds

- 1) TIF I is up \$135K
- 2) TIF II is up \$24K
- 3) TIF III is \$28K

A motion to approve the financial report and to pay all bills, including those normal monthly bills not yet received, minus the Netemeyer Engineering invoice, was made by Matt Netemeyer, second by Kevin Eversgerd. Motion carried 6-0.

4. POLICE REPORT:

Police report was present for all to review.

-RPIP – No inspections this month

-Eagle Inn – No report

-Grants – No report

-Squad Car – No report

-Cameras – Chief Kuhl stated the cameras have been installed. Legion camera is working, Schumacher will be online later this week.

-CAD – No report

Mike stated he will be in training on Thursday and he and Jon will be in training 4 days next week. Mike also reviewed a complaint form that will be required going forward to keep a paper trail for our protection.

-Amending Appendix A, Fine Schedule – first reading.

-Amended Ord. 7-2-13, Obstructing the Street (**2024-5-1**) – A motion to review, as presented, was made by Kevin Eversgerd, second by Kyle Markus. Motion carried 5-1 by roll call vote as follows:

K. Eversgerd – aye

M. Kohnen – aye

K. Peek – aye

M. Netemeyer – aye

C. Albers – nay

K. Markus – aye.

-Repealing Ord 13-5-47, Violation Continuance – Board reviewed and decided to table at this time.

-Amended Ord 6-6-5, Towing Cars Away – first reading.

-Amended Ord 8-1, Weeds as Nuisance – first read. Matt Netemeyer asked for this to address natural water ways in this ordinance.

-Amended Ord 8-4, Nuisances/Inoperable Motor Vehicles -first reading.

-Amended Ord 3-3, Solicitors and Peddlers in the Village Limits – first reading. Jon expanded on the TLO and will get more information on this.

-Amended Ord 1-1-12, Penalty – Village Board would like to further review.

-Police Interview/Hire – Matt Kohnen reviewed the interview process of 2 potential candidates and stated the Employee Committee would recommend hiring Angela Garson and K9 Frank. Matt reviewed the offer letter for Garson for the Board to discuss.

A motion to hire Garson and K9 Frank was made by Kevin Eversgerd, second by Matt Netemeyer. Motion carried 6-0.

Matt Kohnen also reviewed a possible vehicle purchase from Pocahontas as it is already equipped versus equipping one of our vehicles. The Board suggested to pursue the purchase of the vehicle, not to exceed \$8K from Pocahontas, after Garson signs the employment offer letter, was made by Matt Netemeyer, second by Kyle Markus. Motion carried 6-0.

5. PARK DISTRICT:

Park District minutes are in the packet for all to review. Working on things pertaining to the OSLAD grant. Matt Kohnen reviewed the one applicant with the Board, Gerry Zurliene, and suggested to move forward with hiring.

The Park District can also take out a TIF application for work on the ditch.

6. VILLAGE CLERK:

A copy of the report was available in everyone's packet for review.

-PLAW Act – Matt Kohnen reviewed the suggested time off per employee and how we arrived at the amounts listed.

-Water Shut-off Procedure – The Board reviewed past due accounts and suggestions on how to change this going forward. It was suggested to increase the reconnect fees to a tiered fee and to include a rolling calendar year for each resident. Suggested fees will be: 1st offense - \$50, 2nd offense - \$100, 3rd offense and each additional offense - \$150. Jenny will prepare a draft ordinance for the June meeting.

-Vintage Hall Contract – The Board discussed the contract terms and conditions. A decision was made to amend the contract terms to include cancellation within 90 days of the contract date will constitute the Village keeping the entire booking fee of \$250.

-IRWA Conference – Information was present for all to review.

7. VILLAGE ADMINISTRATOR REPORT:

-McAllister ditch – No update at this time.

-TIF I Extension – This is the final year for TIF I. Jenny will check with the County to make sure all documents are in order to extend the TIF with the restructuring.

-Ritzheimer TIF – Kevin reviewed the draft contract with the Board. Kevin recommended 60% over 10 years, per the matrix used in the past. The total amount of the contract would be

\$51,480. A motion to approve this contract with the amount listed was made by Kyle Markus, second by Matt Kohnen. Motion carried 6-0.

A motion to transfer \$51,480 from TIF I to TIF II for this contract was made by Kevin Eversgerd, second by Matt Netemeyer. Motion carried 6-0.

-USPS TIF – Kevin reviewed information regarding the application. Total project cost is \$25K, requested amount is \$8,750. Kevin prepared the TIF contract for a one-time payout of \$8,315.

A motion to approve this contract was made by Matt Netemeyer, second by Kim Peek. Motion carried 6-0.

8. CURRENT PROJECTS:

-Elm Street – Matt Netemeyer stated bids should be ready for this project for the July meeting.

-Drainage – Matt Netemeyer updated the Board regarding the Russland Road ditch. Jenny will work to get all email addresses for these property owners, to include Goodwin and get them to Matt.

-Kalmer Subdivision Drainage – Dave Trame took photos of this area and will email out to all Board members for review.

-Employee Committee – Matt Kohnen updated the Board on the hiring of Gerry Zurliene as the newest park maintenance employee. Matt also stated that Adam passed his water exam and will receive a \$1.50/hour increase, backdated to April 9. It was asked to readvertise for a part time police officer position. Matt and Jenny will get the specifics ready to go to the Trenton Sun and in the Village newsletter.

9. ZONING ADMINISTRATORS REPORT:

Minutes of the Zoning Board meeting were in everyone's packet for review. Mike Engel presented a packet of information regarding solar farms. Mike will also work through the comprehensive plan to review suggested changes. Mike will talk with legal counsel about updating the Plan.

10. DIRECTOR OF PUBLIC WORKS REPORT:

-Report is present for review.

-Dave informed the Board that County will be resurfacing Aviston Albers Road this summer and presented information regarding the replacement of sidewalk ramps for all to review.

-WW#4 – Discussed and reviewed the information from Clinton County Electric regarding pole removal. A motion to proceed with moving the pole, at the cost presented, was made by Kyle Markus, second by Matt Netemeyer. Motion carried 6-0.

11. OLD BUSINESS:

-Koerkenmeier Garage – Mike Kampwerth stated this has been cleaned up a little bit and that there are trees that need to be removed in the near future.

Mike Kampwerth spoke with George Hubbard about building his salsa plant. George stated he is waiting until after the election

12. NEW BUSINESS:

-Home Inspections – Mike Kampwerth assigned this discussion/review to the Utilities Committee to move forward.

A motion to adjourn was made by Kevin Eversgerd, second by Kim Peek. Motion carried 6-0.
Time was 10:21pm.

Jennifer Jansen, Village Clerk