



**Village Board Minutes**  
Tuesday October 17, 2017

**Date/Time: Tuesday October 17<sup>th</sup> 2017 - 6:00 P.M.**

**Location: Village Office**

**ROUTINE ITEMS TO BE ACTED UPON:**

1. Call to order/Roll Call. Meeting was called to order by Rich Heidel at 6:00pm. Roll call: David Dillenburg, Rich Heidel, Ed Kazik and Debbie Schumacher were present. Tim Carpenter was excused.
2. Certification of the open meeting law agenda requirements and approval of the agenda. Motion made by Rich Heidel, second by Ed Kazik, to approve the agenda as presented. The motion passed unanimously.
3. Pledge of Allegiance

**4. PUBLIC HEARINGS:** There were no hearings this evening.

**5. CONSENT AGENDA:**

A. Payment of Invoices; B. VILLAGE BOARD: Minutes of October 3<sup>rd</sup> 2017 and October 11<sup>th</sup> 2017; C. ALCOHOL AND OPERATORS LICENSES. Motion made by David Dillenburg, second by Ed Kazik, to approve the items on the consent agenda. The motion passed unanimously.

**6. ITEMS REMOVED FROM CONSENT AGENDA:** none.

**7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS:** none.

**8. VILLAGE ADMINISTRATOR'S REPORT/COMMUNICATIONS**

**A. UPDATE – 2018 Budget Timeline:** Aaron Kramer, Administrator, gave the Board a report on the budget work being completed for the 2018 Budget. He said that the staff is working toward a flat tax rate. The timeline for the budget meetings will be October 24<sup>th</sup> for General Fund, Capital, and Debt Service. November 7<sup>th</sup> for the Water, Sanitary Sewer, Storm Water, TID#1 and TID#2. November 14<sup>th</sup> will be held to make any changes or amendments the Board may want to have incorporated into the budget. The final meeting and hearing will be November 21<sup>st</sup> for action on the complete budget. The budget will take into consideration an additional police officer. Mr. Kramer said that even with this addition he is looking at a revenue neutral position. The budget also takes into consideration an increased deductible for the employee healthcare.

**B. UPDATE – TID Developer Payments:** Mr. Kramer presented the TID developer payments for 2017 to the board. Each agreement is easily trackable in the format he has provided.

**9. COMMITTEE REPORTS AND ACTIONS:**

**A. DISCUSSION AND ACTION – Public Space Development (Community Development Authority):**  
The Lear Lane park space was presented for review. The materials and playground equipment for this area park is estimated to cost \$22,741.00. The purchase will be made from the park fund. Motion made by Ed Kazik, second by Debbie Schumacher, to proceed in the spring of 2018 with the park as planned. The motion passed unanimously.

Debbie Schumacher reported on the H<sup>2</sup> ALO groups meeting. Hobart hosted the group. There were 16 attending. Discussions on the expectation that mill rates will remain flat for most

communities. They discussed home rentals AirBNB's and hotel / room tax for short term rentals. There was a review of new developments.

**10. OLD BUSINESS:** none

**11. NEW BUSINESS (Including items for future agenda consideration or Committee assignment)**

**A. DISCUSSION AND ACTION – Purchase of Land from Wisconsin DOT:** The DOT has agreed to sell the Village the property surrounding the village sign. The property on which the sign is located is between Centennial Centre Boulevard and Hillcrest Drive (County Highway FF). Funds for the purchase - \$30,000 – would come from the Capital Projects Reserve Fund. Motion made by Debbie Schumacher, second by Ed Kazik, to approve the purchase of the property with the funds to come from the Capital reserve account. The motion passed unanimously.

**B. DISCUSSION AND ACTION - MEMORANDUM OF AGREEMENT BETWEEN ONEIDA NATION DIVISION OF LAND MANAGEMENT, THORNBERRY CREEK AT ONEIDA, AND VILLAGE OF HOBART CONCERNING ACCESS EASEMENT:** Village Board and Attorney Frank Kowalkowski reviewed the memorandum. The OTI did not waive its sovereign immunity for this agreement. The Board will approve this temporary agreement with the understanding that it still has the original easement to use in case of an emergency or maintenance work to be done on the water tower. Should the need arise, the workers can drive over the grass areas of the course. The title of the agreement was changed to reflect what it actually is; it is a Non-Binding Memorandum of Understanding, because you cannot have a binding agreement unless the OTI signs a waiver of sovereign immunity. The language in the agreement will be amended to reflect that it is a non-binding understanding. Motion made by Rich Heidel, second by Ed Kazik, to approve the Non-Binding Understanding between the OTI and the Village. The motion passed unanimously.

**C. DISCUSSION - Items for future agenda consideration or Committee assignment:** committee assignments will be taken up after the budget work has been completed.

The Board took a short break from 6:50pm to 7:00pm.

**D. ADJOURN to CLOSED SESSION:** Motion made by Rich Heidel, second by Ed Kazik, to move into closed session pursuant to:

1) Under Wisconsin State Statute 19.85(1)(g): Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved

RE: Fee-to-trust issues

RE: Abandoned railroad R-O-W

RE: Special event permit litigation

RE: Appeal of Transfer To Trust Decision

2) Under Wisconsin State Statute 19.85 (1) (e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session

RE: TID Land Development Projects

RE: Hobart-Lawrence Water Extension

RE: Proposed Water Tower Lease with Verizon (Easement)

Roll call vote: David Dillenburg, aye, Rich Heidel, aye, Ed Kazik, aye, and Debbie Schumacher, aye. The Board moved into closed session at 7:02pm.

**E. CONVENE into open session:** Motion made by David Dillenburg, second by Ed Kazik, to return to open session. The motion passed unanimously.

**F. ACTION from closed session:** No action taken.

**12. ADJOURN:** Motion made by Ed Kazik, second by Rich Heidel, to adjourn. The motion passed unanimously. Meeting adjourned at 8:13pm.