

Village Board Minutes of February 20th 2018

ROUTINE ITEMS TO BE ACTED UPON:

1. Call to order/Roll Call – PRESENT: Richard Heidel (President), David Dillenburg, Ed Kazik, Debbie Schumacher
ABSENT: Tim Carpenter
2. Certification of the open meeting law agenda requirements and approval of the agenda – ACTION: To certify and approve
MOTION: Kazik SECOND: Heidel VOTE: 4-0
3. Pledge of Allegiance

4. PUBLIC HEARINGS - None

5. CONSENT AGENDA

A. Payment of Invoices; B. VILLAGE BOARD: Minutes of January 24th (Special), February 6th (Regular) and February 12th (Special) 2018; C. ALCOHOL AND OPERATORS LICENSES (if any) ACTION: To approve the consent agenda MOTION: Dillenberg SECOND: Kazik VOTE: 4-0

6. ITEMS REMOVED FROM CONSENT AGENDA - None

7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS - None

8. VILLAGE ADMINISTRATOR'S REPORT/COMMUNICATIONS – Kramer updated the Board on the audit and the Brown Council Opolo game, which the Village co-sponsored. The Village received thirty (30) copies of the game, which will be sold for \$20 a game. The proceeds will go to the Village K-9 fund.

9. COMMITTEE REPORTS AND ACTIONS

A. DISCUSSION AND ACTION – Approval of Certified Survey Map (CSM) (Planning and Zoning Commission) - This CSM would divide an 18.42 acre parcel into two parcels – 2.75 and 15.67 acres. Director of Neighborhood Services Allyn Dannhoff provided background on the request. ACTION: To approve the CSM MOTION: Heidel SECOND: Kazik VOTE: 4-0

10. OLD BUSINESS

A. DISCUSSION AND ACTION – Ordinance 2018-04 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING CHAPTER 170 (FIREARMS AND OTHER WEAPONS)) - The purpose of this proposed ordinance is to amend the Village ordinances regarding firearms and other weapons, and where they can be legally used. Heidel commended the Weapons Advisory Committee on their work up to this point, and explained there are procedural problems with the current ordinance. He also explained the draft before the Board tonight removed the limitations on target practice which had been previously included. Heidel stated that he would like the Board to retain the current Weapons Discharge Map, instead of the proposed map which was presented to the Board in January. Village Administrator Kramer asked the Board to consider including criteria for the Board to include for the Planning and Zoning Commission to consider when hearing future requests to amend the Weapons Discharge Map. He also asked the Board to consider adding language to the proposed ordinance providing for notification of neighboring property owners when a change to the map is being considered. ACTION: To suspend the rules to allow for public comment MOTION: Heidel SECOND: Kazik VOTE: 4-0. Chuck Petersen (850 Pine Hill Road) addressed the Board on the proposed changes. Bob Vandeyacht (4600 North Overland) spoke against the new map, as did Mike Parker (661 Winding Trail). Jeff Shavlik (696 Birch Drive) and Ryan Gabrielson (4588 South Overland) also spoke in opposition to the proposed new map. Dave Lewis (365 Triangle Drive) asked the Board to take in consideration the zoning designation of a property when considering when weapons should be discharged. Matt Javanshad (4676 Creek Valley Lane) spoke in opposition of the proposed new map. ACTION: To return to order MOTION: Heidel SECOND: Kazik VOTE: 4-0. The Board continued its discussions on the proposed Ordinance. They directed the Administrator to re-draft the Ordinance with the following changes: 1) Add criteria for the Planning and Zoning Commission to consider when hearing a request to amend the map, 2) Maintain the current Weapons Discharge Map, and dismiss the proposed new map, 3) Add language to notify neighboring property owners when a request to amend the map is made, and 4) Amend the language to make the restrictions on individuals under the age of 18 comply with state law. No formal action was taken.

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

A. DISCUSSION AND ACTION – Resolution 2018-02 (RESOLUTION RESCINDING RESOLUTION 2017-15 AND REQUESTING THAT BROWN COUNTY INCREASE THE SPEED LIMIT ON A PORTION OF RIVERDALE DRIVE (COUNTY HIGHWAY J) IN THE VILLAGE OF HOBART) - This resolution requests that Brown County maintain the 35 miles per hour speed limit on that portion of County Highway J (Riverdale Drive) east of its intersection with County Highway FF (Hillcrest Drive), and restore the speed limit to 45 miles per hour on that portion of County Highway J (Riverdale Drive) west of its intersection with County Highway FF (Hillcrest Drive) to Hidden Trail. The Board discussed the resolution.

ACTION: To suspend the rules to permit public comment MOTION: Heidel SECOND: Kazik VOTE: 4-0. Luther Janesh (4471 Touchstone) spoke in opposition of the change in the speed limits, as did Gary Pieschek (1491 Larkspur), Lorrained Pieschek (1491 Larkspur Lane), Jeff Johnson (1215 Plateau Heights) and Bill Gregare (1469 Larkspur). ACTION: To return to order MOTION: Heidel SECOND: Schumacher VOTE: 4-0. The Board resumed its discussion on the resolution. Heidel said he was in favor of the resolution being amended to request the County restore the 45 MPH speed limit along County Highway J, as the County is the final authority on speed limits for this roadway. ACTION: To amend Resolution 2018-02 from "NOW, THEREFORE, BE IT FURTHER RESOLVED that the Village Board of the Village of Hobart, Brown County, Wisconsin, does hereby request that the County maintain the 35 miles per hour speed limit on that portion of County Highway J (Riverdale Drive) east of its intersection with County Highway FF (Hillcrest Drive), and restore the speed limit to 45 miles per hour on that portion of County Highway J (Riverdale Drive) west of its intersection with County Highway FF (Hillcrest Drive) to Hidden Trail" to "NOW, THEREFORE, BE IT FURTHER RESOLVED that the Village Board of the Village of Hobart, Brown County, Wisconsin, does hereby request that the County restore the speed limit to 45 miles per hour speed limit on that portion of County Highway J (Riverdale Drive) east of its intersection with Hidden Trail to the municipal boundary." MOTION: Dillenberg SECOND: Heidel VOTE: 3-1 (Schumacher opposed)

B. DISCUSSION AND ACTION – Establish a Public Hearing to Increase Sewer Volume Rates (Re-Schedule) - Under the Village's Local Annual Adjustment Policy to account for "pass-through" charges from the Green Bay Metropolitan Sewerage District to local Hobart Utility customers, a proposed 17 percent increase in sewer rates will be considered at the public hearing. The Board had set the Public Hearing for February 20th, but the proper legal notice could not be published in time. Staff is requesting the public hearing be re-scheduled for March 6th. ACTION: To reschedule the public hearing to March 6th MOTION: Dillenberg SECOND: Kazik VOTE: 4-0

C. DISCUSSION AND ACTION – Approval of Fontaine Family Park Construction Bid – The Board reviewed the proposed bids, and staff member Erica Hilbert described the proposed equipment list. ACTION: To approve the bid of Boland Recreation (Marshalltown, IA) for \$18,030.00 for playground equipment for Fontaine Family Park, with the funds to come from the Park Improvement Fund MOTION: Heidel SECOND: Kazik VOTE: 4-0

D. DISCUSSION AND ACTION – Approval of 2018 Road Improvement Projects Bid - Staff reviewed the bids with the Board. Kramer said there were excess funds from the 2018 budget and the staff will come back at a future meeting with additional infrastructure projects. ACTION: To approve the bid to Northeast Asphalt for \$770,545.65 for the following road projects: North Overland Road (Trout Creek to Hickory), Hunters Run (N. Overland-N. Overland), Meadow Lane (N. Overland to terminus), Hickory Lane (N. Overland-Hickory Way) and Trout Creek (Hidden-N. Overland), as well as the following bridge projects: South Overland at Adam, North Overland at Sunlite, Forest Road and Geneva Road, and two (2) storm water projects: Curb and Gutter at North Overland south of Highway 54, and Indian Trail Curb and Gutter MOTION: Kazik SECOND: Schumacher VOTE: 4-0

E. DISCUSSION AND ACTION – To Establish a Public Hearing to Amend Ordinance 2017-05 - This Public Hearing would be held on March 20th. ACTION: To set the public hearing MOTION: Heidel SECOND: Kazik VOTE: 4-0

F. DISCUSSION AND ACTION – To Establish a Public Hearing for Rezoning - This Public Hearing would be held on March 20th, and is to change the zoning on HB-337 back to Limited Industrial. ACTION: To set the public hearing MOTION: Heidel SECOND: Kazik VOTE: 4-0

G. DISCUSSION - Items for future agenda consideration or Committee assignment - None

H. ADJOURN to CLOSED SESSION (8:30 PM) – ACTION: To go into closed session 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, Abandoned railroad R-O-W and Special event permit litigation, and 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 Projects MOTION: Heidel SECOND: Kazik VOTE: 4-0

I. CONVENE into open session (9:20 PM) – MOTION: Dillenberg SECOND: Kazik VOTE: 4-0

J. ACTION from closed session - None

12. ADJOURN (9:21 PM) – MOTION: Dillenberg SECOND: Kazik VOTE: 4-0

Submitted by Aaron Kramer, Village Administrator

NOTE: The next regularly scheduled Board meeting will be Tuesday March 6th 2018.

VILLAGE BOARD MINUTES – FEBRUARY 20TH 2018