



MEETING MINUTES – VILLAGE BOARD

Date/Time: Tuesday October 3rd 2017 - 6:00 P.M.

Location: Village Office

ROUTINE ITEMS TO BE ACTED UPON:

1. Call to order/Roll Call. Rich Heidel called the meeting to order at 6:05pm. Roll call: David Dillenburg, Rich Heidel, Ed Kazik and Debbie Schumacher were present. Excused Tim Carpenter.
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: Those present recited the Pledge of Allegiance.

4. PUBLIC HEARINGS:

- A. PUBLIC HEARING - Conditional Use Permit (PODS Warehouse, 1800 block of Plane Park Dr., part of Parcel HB-950-1):** Rich Heidel called for comments on the project. There were no comments from those attending. The Planning and Zoning Commission recommended approval of this CUP. The CUP will run with the owner, not the land. If the property is sold, the new owners will have to apply for a new CUP. The hearing was closed.
- B. ACTION on aforesaid agenda item:** Motion made by Rich Heidel, second by Ed Kazik, to approve CUP for PODS warehouse HB:950-1. The motion passed unanimously.
- C. PUBLIC HEARING - Conditional Use Permit (Family Milk Hauling Business and Storage Building for Vehicles, 5150 County Line Rd., parcel HB-486-2):** Rich Heidel called for comments on this CUP. The Owners were present and stated that they would answer any questions the Board may have. The CUP allows a family business and associated storage building on A1-Agriculture zoned property. The CUP goes with the owner of the business, not the land. The Planning and Zoning Commission recommend approval of the CUP. No comments from those attending the hearing.
- D. ACTION on aforesaid agenda item:** Motion made by Debbie Schumacher, second by Rich Heidel, to approve CUP for HB: 486-2 milk hauling business. The motion passed unanimously.
- E. PUBLIC HEARING - Conditional Use Permit (Private Pond, 1211 S. Pine Tree Rd., HB-380-5):** Rich Heidel called for comments on the CUP for the pond excavation. The CUP would allow for the creation of a ½ acre pond. Existing drainage areas and wetlands are not impacted by the digging of this pond. The owners to the north of the property were concerned with spring runoff and the flooding of their property. Mr. Brenner stated that his home has flooded twice already. Allyn Dannhoff, Director of Neighborhood Services, stated that this pond is designed to take in water, not create additional water. The neighbors were concerned with the culvert under Sagoli Way freezing up and causing flooding in the spring. They wondered who would be responsible for any flooding of their properties. Any claims would have to be proven that the pond caused the flooding. The Board added a condition that there is to be no increase in elevation in the triangular area outlined in the blue (wetland delineation area) or at the property line or any other activity that would adversely affect storm water drainage. Mr. Dannhoff said that if there is no change in

elevation the pond will not worsen area conditions. The owner said he was not going to increase the elevation around the pond or at the property line and that he would not be disturbing the drainageways. There were no further comments.

F. ACTION on aforesaid agenda item: Motion made by Rich Heidel, second by Ed Kazik, to approve the CUP for a pond on HB:380-5; with the added condition that there is to be no increase in elevation in the triangular area outlined in the blue (wetland delineation area) or at the property line or any other activity that would adversely affect storm water drainage. The motion passed unanimously.

G. PUBLIC HEARING - Zoning Ordinance Amendment, Section 295-357 D. (1): Rich Heidel called for any comments on the amendments to the zoning ordinance. There were no comments given. The amendments will change the masonry requirements for structures with multiple street frontages. It is only section D (1) A that is added to the ordinance. Planning and Zoning Commission recommended approval of the amendment. No further comments were given.

H. ACTION on aforesaid agenda item – ORDINANCE 2017-07 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, CHAPTER 295 THEREOF, ENTITLED “ZONING”, TO CHANGE GENERAL BUILDING AND PERFORMANCE STANDARDS): Motion made by Rich Heidel, second by Debbie Schumacher, to approve Ordinance 2017-07. The motion passed unanimously.

I. PUBLIC HEARING - Exclusive Agriculture Comprehensive Planning Rezoning Requests; various parcels: Rich Heidel called for comments. Allyn Dannhoff explained that this ordinance would consist of re-zoning various parcels for inclusion in the Exclusive Agriculture Zoning District; the Village's Farmland Preservation qualifying zoning district. The changes to the zoning are contingent upon Brown County and the State DATCAP changes being approved. There were no other comments given.

J. ACTION on aforesaid agenda item – ORDINANCE 2017-08 (AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN):

Motion made by Rich Heidel, second by Ed Kazik, to approve Ordinance 2017-18 contingent upon both the County and State agencies adopting the changes. The motion passed unanimously.

5. CONSENT AGENDA:

A. Payment of Invoices; B. VILLAGE BOARD: Minutes of September 19th 2017; C. SITE REVIEW COMMITTEE: Minutes of September 20th 2017; D. COMMUNITY DEVELOPMENT AUTHORITY: Minutes of August 23rd 2017; E. ALCOHOL AND OPERATORS LICENSES. Mo David Dillenburg, second by Rich Heidel, 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:

A. DISCUSSION AND ACTION – Resolution 2017-15 (RESOLUTION REQUESTING THAT BROWN COUNTY REDUCE THE SPEED LIMIT ON A PORTION OF RIVERDALE DRIVE (COUNTY HIGHWAY J) IN THE VILLAGE OF HOBART): The village has received application for a proposed subdivision that will require a reduction of speed on County Highway J due to a vision problem. Brown County Supervisors D. Landwehr and R. Schadewald were at the meeting to listen to the request. The reduced speed limit would start immediately west of County FF and continue for a distance to be determined by Brown County. Supervisor Schadewald said he would take the request to his committee for consideration. Motion made by Ed Kazik, second by Rich Heidel, to approve Resolution 2017-15

B. DISCUSSION AND ACTION – Resolution 2017-16 (RESOLUTION NAMING BOB ROSS AS THE RECIPIENT OF THE HOBART VOLUNTEER AWARD): Rich Heidel announced that Bob Ross

was the first resident to receive this award and read a statement provided by Joan Ross regarding Bob's volunteer activities for the village. Mr. Ross contributes as a member of the Planning and Zoning Commission and CDA, as well as logging over 4,000 miles of picking up trash along a route that covers N. Overland to Sunlite, Sunlite to Centennial Centre Blvd to Hwy FF to Hwy 29/32 and Centennial Centre Blvd. He has collected over 250 bags of trash along village roadways. Motion made by Rich Heidel, second by David Dillenburg, to receive and place on file the statistics provided by Mrs. Ross. The motion passed unanimously. Motion made by Rich Heidel, second by Ed Kazik, to approve Resolution 2017-16. The motion passed unanimously.

8. VILLAGE ADMINISTRATOR'S REPORT/COMMUNICATIONS: Aaron Kramer, Administrator provided the Board with the investment portfolio showing the format that will be used to track the interest on the accounts. He reported that the CDA will meet on the 18th to review park designs. The budget process will start at the October 17th meeting of the Board. Hobart hosts the Halo meeting at the Safari for October.

9. COMMITTEE REPORTS AND ACTIONS: no reports were given.

10. OLD BUSINESS:

A. DISCUSSION AND ACTION – Ordinance 2016-06 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, CHAPTER 264 THEREOF, ENTITLED “VEHICLES AND TRAFFIC”, TO CHANGE THE PERMITTED SPEED LIMITS ON CERTAIN VILLAGE ROADS):

The purpose of this section is to amend the permitted speed limits on certain roads under the jurisdiction of the Village. This is the second reading for this Ordinance. The Board amended the N. Overland from Trout Creek to VV section, adding it to the 35-mph list due to the increased foot / bike traffic in the area. They amended the N. Overland from 54 to Trout Creek section, adding it to the 45-mph listing. Motion made by Ed Kazik, second by David Dillenburg, to approve Ordinance 2017-06. The motion passed unanimously.

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

A. DISCUSSION AND ACTION – Awarding of Bids.

Staff recommend that the bid to Dorner, Inc. (Luxemburg, WI) for \$904,504.50 to perform the work on Stella Court, Centerline Drive and Larson Orchard Parkway be approved. The bid documents and a funding memo were discussed. Motion made by David Dillenburg, second by Debbie Schumacher, to award the bid for the 2017 Utility and Street Projects contract 2320-17-02 to Dorner, Inc. for the amount of \$904,504.50. The motion passed unanimously.

B. DISCUSSION AND ACTION – Agreement for Engineering Services (Water System Improvements): Funds for the work - \$139,650 – will come from TID #1. The work will consist of the design and bid of a new distribution system infrastructure, elevated storage, and water booster pump station to provide increased system reliability, pressure, and basic fire protection in the northern area of the Village. Estimated construction date is 2019. Motion made by Ed Kazik, second by Debbie Schumacher, to approve the engineering services agreement for the water system improvements in the amount of \$139,650.00 with R. E. Lee & Associates. The motion passed unanimously.

C. DISCUSSION AND ACTION - Engineering Services Proposal with Robert E. Lee (Dutchman Creek Interceptor Upgrades – NEW Water): NEW Water is projecting construction to occur in 2018. The proposed upgrade will have a significant financial impact on the Village, costing between \$600,000 to \$1,100,000, depending on projected flows from Austin Straubel Airport. Funds for the work - \$5,800 – will come from the Sanitary Sewer Fund. This study will take into consideration vacant land which is likely to remain undeveloped and look into additional ways to discharge into the system. Motion made by Debbie Schumacher, second by Rich Heidel, to approve funding of \$5,800.00 for the Engineering of Interceptor Services for the proposed NEW Water Upgrades. The motion passed unanimously.

D. DISCUSSION AND ACTION – Polling Lease Agreement:

This agreement will permit the Village to hold its elections, commencing in 2018, at St. Joseph's Church (145 St. Joseph Drive). The Church has signed the agreement allowing Hobart to use the Social Hall for all elections in 2018. Motion made by Rich Heidel, second by Ed Kazik, to approve the Polling Lease Agreement. The motion passed unanimously.

E. DISCUSSION AND ACTION - 2017 Asphalt crack sealing:

Staff recommends awarding the 2017 asphalt crack sealing maintenance to Fahrner in the amount of \$19,280.00. Motion made by Ed Kazik, second by David Dillenburg, to award the contract for the 2017 asphalt crack sealing maintenance to Fahrner in the amount of \$19,280.00. The motion passed unanimously.

F. DISCUSSION - Items for future agenda consideration or Committee assignment:

1. "Re-constituting" or "re-chartering" committees where necessary, e.g. the Weapons Discharge Committee.
2. Convening the Weapons Discharge Committee to review the various Village's weapons discharge zones.

Aaron Kramer, Administrator explained to the Board that this work would be done after the budget work. He is planning on reviewing all committees in January.

G. ADJOURN to CLOSED SESSION: Motion made by Rich Heidel, second by Ed Kazik, to move 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

RE: Abandoned railroad R-O-W

RE: Special event permit litigation

RE: Brown County Service Agreement with the Oneida Nation

- 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 7:45pm.

H. CONVENE into open session: Motion made by Rich Heidel, second by Ed Kazik, to return to open session. Roll call vote: David Dillenburg, aye, Rich Heidel, aye, Ed Kazik, aye, and Debbie Schumacher, aye. The Board returned to open session at 9:25pm

I. ACTION from closed session: The Board discussed the Developers agreement from closed session. Motion made by David Dillenburg, second by Debbie Schumacher, to approve the Developers Agreement for Riva Place LLC. The motion passed unanimously.

12. ADJOURN: Motion made by Rich Heidel, second by Ed Kazik, to adjourn. The motion passed unanimously the meeting adjourned at 9:26pm.