



MEETING MINUTES – VILLAGE BOARD (Regular)

Date/Time: Wednesday November 7th 2018 - 6:00 P.M.

Location: Village Office

ROUTINE ITEMS TO BE ACTED UPON:

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

4. PUBLIC HEARINGS: No hearings this evening.

5. CONSENT AGENDA: Motion made by David Dillenburg second by Debbie Schumacher, to approve the items listed on the Consent Agenda. The motion passed unanimously.

A. Payment of Invoices

B. VILLAGE BOARD: Minutes of October 16th 2018

C. ALCOHOL AND OPERATORS LICENSES (none)

6. ITEMS REMOVED FROM CONSENT AGENDA: nothing was removed.

7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS (NOTE: Please limit citizens' comments to no more than three minutes):

Mrs. K. Schock, Hillcrest spoke with the Board about the safety issues by Hillcrest School. IF possible, she would like to have improved signs with hours the drivers should slow down, maybe some flashing lights to bring attention to the signs. She also asked for a crosswalk with lights / signs. The drivers do not slow down for the school area. She stated that she has talked with Ms. Bec Kurzynske, Pulaski Schools about the need to improve signage for drivers to slow down and have a crosswalk for the students to safely cross the road. She has also spoken with Brown County about the need for the crosswalk and the improved signage. Both the School District and Brown County are supportive of the improvements. County staff told Mrs. Schock that the crosswalk was the jurisdiction of the village. Staff will take up the topic, determine the responsibility of the village and the matter will be placed on the November 20, 2018 agenda for further discussion/action.

Mr. L. Schlorff Jr. spoke with the Board about the parking and traffic patterns for St. Joseph Church during elections. He asked if one-way traffic on those days would be possible and if we can improve the traffic flow. Rich Heidel responded that the Board will be looking into the matter.

Aaron Kramer, Administrator told the board that staff had discussed the voting issues and he is putting together a public statement for the newspaper and website. He said that voters can also help themselves if they do not want to wait in lines. They had early voting available for 6-weeks prior to the election at the village office. They can also apply for an absentee ballot and it will be mailed directly to their home. Mr. Kramer said the Public Works and Utilities Committee will meet

on November 12, Planning and Zoning will meet November 14, Site Review will meet November 20 and CDA will be meeting on November 28.

8. VILLAGE ADMINISTRATOR'S REPORT/COMMUNICATIONS: Communications were given during the Comment section of the agenda.

9. COMMITTEE REPORTS AND ACTIONS: No reports given.

10. OLD BUSINESS:

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

A. DISCUSSION AND ACTION – Proposed 2019 Budget: Mr. Kramer presented the proposed Budget to the Board and walked through the sections. He pointed out that the budget work began with several goals in mind. To maintain the mill rate of \$4.14 per 1000 of equalized value- the same as 2018. To finance the purchase of a new snow plow. To continue our commitment to public safety with the addition of one (1) police officer and two (2) squad cars for next year. To maintain our commitment to repairing our infrastructure, with expenditures of more than \$300,000 on road and bridge improvements. To avoid using funds from the Debt Service Reserve, maintaining those funds to pay off one of our General Fund bonds early in 2020, while, at the same time, putting us on schedule for the likely borrowing of the funds needed to construct a new fire station in 2023 – 2024. And To maintain a responsible Contingency Fund for any unexpected expenditures in 2019. The proposed budget meets all of these goals.

B. DISCUSSION AND ACTION – Establish a Public Hearing on the proposed 2019 Budget:

Staff recommended the Public Hearing be held at the November 20th Board meeting. Motion made by Rich Heidel second by Debbie Schumacher, to set the hearing for the 2019 Budget for November 20, 2018. The motion passed 3 – 0.

C. DISCUSSION AND ACTION – Establish a Public Hearing on Ordinance 2018-17 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING CHAPTER 295-342 (CONDITIONAL USES), A SECTION OF ARTICLE XXXI (ADMINISTRATION AND ENFORCEMENT) OF CHAPTER 295 (ZONING)):

This Ordinance amends the current Conditional Use Permit Process to comply with state law. Staff recommended the Public Hearing be held at the December 18th Board meeting.

Motion made by Rich Heidel, second by Debbie Schumacher, to set the hearing for Ordinance 2018-17 for December 18, 2018. The motion carried 3-0.

D. DISCUSSION AND ACTION – Establish a Public Hearing on Ordinance 2018-18 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING CHAPTER 295-362 (OFF-STREET PARKING REQUIREMENTS IN B-1, B-2, I-1, I-2 AND R-4, R-5 AND R-6 DISTRICTS), A SECTION OF ARTICLE XXXIII (SITE REVIEW/DEVELOPMENT AND DESIGN STANDARDS) OF CHAPTER 295 (ZONING)): Mr. Gerbers explained to the Board that This Ordinance will allow, in B-1, B-2, I-1, I-2 and R-4, R-5 and R-6 Districts, the Site Review Committee to approve curb cuts larger than 40 feet in width for commercial and industrial developments taking into consideration the traffic flow, safety concerns, and needs of the business. Staff recommended the Public Hearing be held at the December 18th Board meeting. Motion made by David Dillenburg, second by Debbie Schumacher, to set the hearing for Ordinance 2018-18 for December 18, 2018. The motion carried 3-0.

E. DISCUSSION AND ACTION – Establish a Public Hearing on Ordinance 2018-19 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING CHAPTER 295-215 (PARCEL REQUIREMENTS), A SECTION OF ARTICLE XIX (A-2 EXCLUSIVE AGRICULTURAL DISTRICT) OF CHAPTER 295 (ZONING)):

This Ordinance will change the A-2 Exclusive Agriculture District Minimum Lot Size Requirements to five (5) acres from the current thirty-five (35). Staff recommended that the Public Hearing be held at the December 18th Board meeting. Motion made by Rich Heidel, second by Debbie Schumacher, to hold the public hearing for Ordinance 2018-19 on December 18, 2018. The motion carried 3-0.

F. DISCUSSION AND ACTION – Establish a Public Hearing on Ordinance 2018-20 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING CHAPTER 295-8 (DEFINITIONS), A SECTION OF ARTICLE III (TERMINOLOGY) OF CHAPTER 295 (ZONING), BY DELETING THE DEFINITION OF “BED-AND-BREAKFAST ESTABLISHMENT”; BY AMENDING CHAPTER 295-30 (CONDITIONAL USES), A SECTION OF ARTICLE VI (R-1 RESIDENTIAL DISTRICT) OF CHAPTER 295 (ZONING); BY AMENDING CHAPTER 295-42 (CONDITIONAL USES), A SECTION OF ARTICLE VII (R-2 RESIDENTIAL DISTRICT) OF CHAPTER 295 (ZONING); BY AMENDING CHAPTER 295-55 (CONDITIONAL USES), A SECTION OF ARTICLE VIII (R-3 RESIDENTIAL DISTRICT) OF CHAPTER 295 (ZONING); BY AMENDING CHAPTER 295-68 (CONDITIONAL USES), A SECTION OF ARTICLE IX (R-4 SINGLE- AND TWO-FAMILY RESIDENTIAL DISTRICT) OF CHAPTER 295 (ZONING); BY AMENDING CHAPTER 295-83 (CONDITIONAL USES), A SECTION OF ARTICLE X (R-5 TWO-FAMILY THROUGH EIGHT-FAMILY RESIDENTIAL DISTRICT) OF CHAPTER 295 (ZONING); AND, BY AMENDING CHAPTER 295-98 (CONDITIONAL USES), A SECTION OF ARTICLE XI (R-6 MULTI-FAMILY RESIDENTIAL DISTRICT) OF CHAPTER 295 (ZONING)):

This Ordinance will provide for the regulation of short-term rentals in the Village with respect to the new state law which took effect in late 2017. It removes short-term rentals (bed-and-breakfasts) as a Conditional Use, and makes it a licensed operation within the Village. The actual creation of the Short-Term Rental License will be enacted by a separate Ordinance by the Village Board. Staff recommended the Public Hearing be held at the December 18th Board meeting. Motion made by Rich Heidel, second by David Dillenburg, to hold the hearing for Ordinance 2018-20 on December 18, 2018. The motion carried 3-0

G. DISCUSSION AND ACTION – Establish a Public Hearing on Ordinance 2018-21 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY ADDING A NEW CHAPTER 240, TO BE ENTITLED “SHORT-TERM RENTALS,” WHICH CHAPTER PROVIDES FOR CERTAIN LICENSES TO BE ISSUED BY THE VILLAGE, PROCEDURES FOR ISSUING THE LICENSES AND PENALTIES FOR VIOLATION OF THE CHAPTER):

This Ordinance will provide for the regulation of short-term rentals with respect to the new state law which took effect in 2017. It creates a Short-Term Rental License, the procedures for such a license to be issued and the regulations for the operation of a Short-Term Rental. Staff recommended the Public Hearing be held at the December 18th Board meeting. Motion made by Rich Heidel, second by Debbie Schumacher, to hold the public hearing for Ordinance 2018-21 on December 18, 2018. The motion carried 3-0.

H. DISCUSSION AND ACTION – Ordinance 2018-22 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING SECTION 5 (ROLL CALL; QUORUM) OF CHAPTER 5 (ADMINISTRATION OF GOVERNMENT; ORGANIZATION OF VILLAGE)):

This Ordinance would eliminate the 12-hour notice requirement for any Board member to be excused from a Board meeting. Motion made by Debbie Schumacher, second by David Dillenburg, to approve Ordinance 2018-22. The motion passed 3-0.

I. DISCUSSION AND ACTION – Ordinance 2018-23 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING SECTION 3 (MEETINGS) OF CHAPTER 5 (ADMINISTRATION OF GOVERNMENT; ORGANIZATION OF VILLAGE)):

This Ordinance would permit and regulate Board members from attending in the open portions of Board meetings via telephone or other means of telecommunications. This ordinance is stricter than some of the neighboring communities because it does not allow a Trustee to attend a closed session. Motion made by Debbie Schumacher, second by Rich Heidel, to approve Ordinance 2018-23. The motion passed 3-0.

J. DISCUSSION AND ACTION – Ordinance 2018-24 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, BY AMENDING SECTION 5 (LOUD AND UNNECESSARY NOISE PROHIBITED) OF CHAPTER 221 (PEACE AND GOOD ORDER)):

This Ordinance would provide further regulations and prohibitions regarding noise in the Village, specifically construction-related noise. The hours for construction would be limited to 7am-9pm Monday – Friday and from 9am – 5pm on Saturday, Sunday and Holidays. There is a municipal exemption clause that would allow DPW to make repairs on village systems should the need occur. Motion made by David Dillenburg, second by Debbie Schumacher, to approve Ordinance 2018-24. The Motion Passed 3-0.

K. DISCUSSION - Items for future agenda consideration or Committee assignment. Nothing to schedule.

L. ADJOURN to CLOSED SESSION (7:40 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, Special event permit litigation and Service Agreement, (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/Development Agreements, and (3) Under Wisconsin State Statute 19.85 (1) (c): Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. RE: Police Chief Employment Contract MOTION: Heidel SECOND: Dillenberg VOTE: 3-0

M. CONVENE into open session (9:06 PM) – MOTION: Heidel SECOND: Schumacher VOTE: 3-0

N. ACTION from closed session – ACTION: To approve a 5-year contract with Police Chief Randy Bani, to run from January 1st 2019 to December 31st 2023 MOTION: Heidel SECOND: Schumacher VOTE: 3-0

12. ADJOURN (9:06 PM) – MOTION: Heidel SECOND: Schumacher VOTE: 3-0