

1-16-2007 Village of Hobart Board Meeting Minutes

1. Meeting called to order at 6:02pm by Rich Heidel in the boardroom of the Village Office.
Those present were invited to join in reciting the Pledge of Allegiance. Roll Call taken: Tim Carpenter, Rich Heidel, Ed Kazik, Phil Lehl and Debbie Schumacher all present.
2. Motion by Tim Carpenter to approve agenda with modifications second by Phil Lehl, Motion Carried none opposed.
3. Motion by Tim Carpenter to approve the December 19, 2006 minutes, second by Phil Lehl, Motion Carried none opposed. Motion by Phil Lehl to approve the corrected December 22, 2006 minutes, Motion Carried none opposed. Motion by Phil Lehl, second by Debbie Schumacher to approve the January 2, 2007 Village Board Minutes, Motion Carried none opposed.
4. Communications
 - A. Motion by Rich Heidel to receive and place on file 3-Letters regarding Guardian Pipeline gas line routing, second by Ed Kazik; Motion Carried none opposed. The residents sent the originals to Guardian Pipeline.
5. Committee / Commission Reports:
 - A. *HALO*: Joe Helfenberger, Village Administrator, accompanied Ashwaubenon officials at a Dept. of Administration meeting in Madison Friday January 5, 2007 to support the request for funding for the Public Safety Building Project. Hobart has not offered any financial backing for this project. A letter to that fact was sent to Ashwaubenon as well as the Department of Administration. The OTI is watching Guardian Pipeline at creek crossings to make certain the environment is protected. The Packerland One Stop should be opened in May. The OTI has worked with the residents in the area in changing the lighting and placing trees along a buffer area.
 - B. *Water & Sewer Advisory*: Robert Reeners reported that Austin Straubel Airport has requested that they be granted a large volume sewer rate. R. E. Lee presented a preliminary plan for a second / backup well site. The site is in 4-Seasons park. A Well data evaluation RFP will be updated at the next meeting. GBMSD asked for support in the agreement with DePere, however, there are many unanswered questions before the committee can give its support for the agreement.
 - C. *Public Works*: The 5-Year Road and Bike Path Plan were discussed and will be discussed more fully later in this meeting. Jim Dunks drainage issue was discussed, Ashwaubenon has done the ditching and we have placed snow fence. This spring we will re-evaluate the drainage. At the Joe McCormick site, additional work has been completed.
 - D. *Storm water Management*: The ordinance has been reviewed and public streets will be exempt. Fees will be pro-rated for the first year. The MS-4 form has been completed and submitted to the DNR. Joe Helfenberger, Village Administrator, reported that the Mark DeBaker, from the DNR, stated they would have no more involvement with storm water and that the EPA would deal with Hobart issues from this point forward. We have asked for this in writing from the DNR.
6. Staff Reports:
 - A. *Fire Chief*: Motion by Rich Heidel to suspend the rules, second by Phil Lehl, Motion Carried none opposed. Audience was asked if there were any concerns with Chief VanDeHey giving a report, as the report was removed from the agenda earlier when we did not know if the Chief would be able to attend. No one had a concern and Chief VanDeHey reported that there were 16 fire calls in 2006. He asked for clarification on the insurance coverage for retired firemen. The department has had

their tetanus shots and there three available vaccines remaining for the Public Works or Police Dept to use. Tom Carpenter has retired and his position was filled with Jody Hakes. Motion by Rich Heidel, second by Tim Carpenter to return to regular session; Motion Carried none opposed.

- B. *Police Chief:* The Department has conditionally offered a position to a candidate. He has to pass a background and polygraph test yet before he would be approved for the position on the department. The new squad is about one week from being completed. The recording system for minors is operational at this time and we can save to file for the District Attorneys office should they need a copy.
- C. *Director of Public Works:* We should be able to take possession of the new public works truck by the end of February or early March. The crews are working on clearing ditches and cutting down trees. The firewood is being picked up by residents on a first come first served basis. We placed a notice in the PRESS regarding placing markers or rods in the right of way to keep the plows from cutting up the grass. Some people are putting them too close to the roadway this is in direct conflict with our ordinance. Some residents have placed flower boxes around the mailbox posts, this too is not allowed. Phil Lehl sees no problem with the fiberglass posts, they would break off if the plow hits them but they do mark the edge of the curve or road for vehicles to see the edge of the road. This will be taken to the Public Works Committee along with a copy of the ordinance regarding placement of obstacles in the right of way.

7. New Business:

A. Administration

i. Findings from public hearing held January 16, 2007

1. *Change of Zoning for Vandeurzen HB: 198 from Ex Ag to Ag, R-2-R and Estate Residential on lots along Fernando Dr:* Motion by Rich Heidel, second by Debbie Schumacher to approve the change based upon Planning & Zoning and public hearing comments. Motion Carried none opposed.
2. *Change of Zoning for Green HB: 196-1 from Ag to R-2 for lots along Green Acres Dr.:* Motion by Rich Heidel, second by Ed Kazik to approve based on the Public Hearing and recommendation from Planning & Zoning Commission Motion Carried none opposed.
3. *Change of Zoning for Schott HB: 897-2 from R-3 to R-1 on lots along E. Adam Dr.:* Motion by Rich Heidel, second by Tim Carpenter to approve based upon Planning & Zoning Commission recommendations and the comments from the public hearing. Motion Carried none opposed.
4. *Conditional Use request from L. Krueger for a Recycling Center on Haven Place parcel HB: 855-3:* The Planning & Zoning Commission recommended approval with conditions. Hours of operations would be Monday – Friday from 7 am to 9pm Saturday 8am to 5pm and Sunday, Closed. There is to be no outside storage of any materials and the blacktop needs to be installed to keep the dust down. Mr. Krueger asked if the blacktopping could be phased in and some done each year as the business increases because of the large area that will need to be blacktopped. Jim Vandenheuvel said that the Site Review Committee would work with him on setting a plan for the surfacing. Neighbors concerns were addressed at this meeting regarding noise, and traffic. There will be less traffic with the new business than there

was with Trowlon. Motion to approve the Conditional use Request based upon Planning & Zoning Commission and Public Hearing comments conditioned upon the signing of the agreement listing the hours of operation, the outside storage and the blacktopping of the grounds by Rich Heidel, second by Ed Kazik; Motion Carried none opposed.

- B. Discussion / action re: Recommendations from Planning & Zoning Commission 1-10-2007
- i. *4- Lot CSM for Robert Green on Green Acres Drive HB-196-1* Motion by Tim Carpenter second by Ed Kazik to approve CSM, Discussion that any drainage problems would be addressed during the building permit process Motion Carried none opposed.
 - ii. *Change of Zoning from Ag to I-1 Limited Industrial with Conditional Use for HB-1398 Ed LaPointe* Hearing Date set for February 21, 2007 at 5:30 pm
 - iii. *Change of Zoning from Ag to I-1 Limited Industrial for Joe DeNoble HB-139-3* Hearing date set for February 21, 2007 at 5:30 pm:
 - iv. *Amendments to Chapter 6 Zoning – Section 6.012:* amendments will add the Storage Condo language to the existing ordinance. Hearing to be Feb 21, 2007 at 5:30 pm
- C. *Corrections to Municipal Code Chapters 1, 2 and 3:* Motion by Rich Heidel, second by Debbie Schumacher to approve corrections to the chapters. Discussion that the corrections involved changing the words Town to Village and correct the language for vision corners to agree with the illustration of the ordinance. The other correction is for electric wires overhead the change is to make 18 feet not the 15 feet as it is now. Motion Carried none opposed.
- D. *Agreement with Woodland Worship Center for Polling Location 760 Airport Drive:* The Church has agreed to allow the Village to use the building for elections for 2007. The safety of voters will be improved using this site. We have new signs to place outside to show people where they need to go vote and we will be placing ads in the PRESS talking about the change. Motion to accept the agreement with Woodland Worship Center for voting purposes by Ed Kazik, second by Debbie Schumacher; Motion Carried none opposed.
- E. *Revision of Dog Ordinances to include agreement form for additional dogs:* The zoning areas have been updated to include zones that had not been created when the dog ordinance was originally passed. The “additional dog agreement” was added to the ordinance to allow additional dogs over the 2 that originally were allowed by ordinance. Motion by Rich Heidel to approve the revision second by Ed Kazik; Motion Carried none opposed.
- F. *The 5-year Road Plan and Proposed Bike Path Plan:* John Berggren presented the road plan and bike path proposed plan to the board. The Public Works Committee has evaluated the roads and placed them in a system to keep better track of roads needing repair. The report can be used during the budget discussions for planning. The Bike Path Plan will be considered for use to tie in Hobart paths to County Paths when roads are completely redone. The roads would include N. Pine Tree and Trout Creek as well as N. Overland
- G. *Health Insurance Carrier for 2007:* Renewal rates will be at approximately 18% higher premiums than 2006. The employees pay 10% of the premium at this time. The Health Reimbursement Account has saved over \$20,000 in costs over the past year. Motion by Rich Heidel, second by Phil Lehl to renew with the United Health

Insurance at the presented rates and reevaluate at a future date. Motion Carried none opposed.

- H. *Letter from Gerald Danforth dated December 28, 2006*: Refusal letter from Mr. Danforth saying that the Tribe would address the BIA individually not jointly with Hobart. Motion by Rich Heidel and second by Ed Kazik to receive and place on file, Motion Carried none opposed.
 - I. *PUD amendment for Rick Hill property on 172 HB 1345*: Plan was presented to the Village Board and those present to construct a housing development along 172 that would be workforce house and market rate housing. Similar construction projects have been done in the Madison area. The development will involve 6-acres of the Hill property. Mrs. Strong-Hill stated that there is a huge need for affordable housing in Hobart. The rents will run from \$530 - \$995 per month. There are 80 proposed units and only 20 garages. The other cars will be parked outside. The Storm water retention and treatment as well as the fire truck access and road widths have to be determined and made to meet specifications before plan is completed. 5-Star Management will maintain the rentals. It is a federal program for housing and the state determines where the funds are spent and on what projects. Motion by Tim Carpenter second by Ed Kazik to approve the amendment to the preliminary plan for the Hill development. This plan goes along with the smart growth plan the village has recently approved. Motion Carried none opposed.
8. Financial:
- A. Motion by Tim Carpenter, second by Phil Lehl to approve invoices presented for payment. Motion Carried none opposed.

Rich Heidel announced the closed session would start after a short break. 9:15 pm to 9:35pm.

9. Motion by Phil Lehl to move into closed session, pursuant to WI Statutes Section 19.85 (1) (e), WI Statutes and WI Statutes Section 19.85 (1)(g), and 19.85(1)(c) to discuss and act upon the following items.
- A. O'Hare
 - B. OTI federal lawsuits
 - C. Personnel matters
 - D. HALO Public Safety Facility
 - E. Village-Tribal relations going forward
 - F. Oneida -Hobart Storm water agreement

Second by Tim Carpenter; Roll call Vote Taken: Tim Carpenter, aye; Rich Heidel, aye; Ed Kazik, aye; Phil Lehl, aye; and Debbie Schumacher, aye. Board moved into closed session at 9:40pm Motion by Rich Heidel to return to open session, second by Phil Lehl; Roll call Vote Taken: Tim Carpenter, aye; Rich Heidel, aye; Ed Kazik, aye; Phil Lehl, aye; and Debbie Schumacher, aye. . Board returned to open session at 11:40 pm.

10. Open Session No action taken on any of the listed items.
- A. Discussion / action re: O'Hare
 - B. Discussion / action re: OTI Federal Lawsuits
 - C. Discussion / action re: Personnel matters
 - D. Discussion / action re: HALO Public Safety Facility
 - E. Discussion / action re: Village-Tribal relations going forward
 - F. Oneida-Hobart Storm water agreement

11. Motion by Ed Kazik to adjourn, second by Tim Carpenter; Motion Carried none opposed; meeting adjourned at 11:43pm.