

11-20-2007 Village of Hobart Board Meeting Minutes

1. Meeting called to order at 6:00 pm by President Heidel. Those present joined in reciting the Pledge of Allegiance. Roll Call taken: Dave Dillenburg, Rich Heidel, Ed Kazik, and Debbie Schumacher all present. Tim Carpenter excused.
2. Agenda was amended by removing item 9(E) and 10(E) because there were no updates available. Motion by David Dillenburg, second by Ed Kazik to adopt the amended agenda.
3. Motion by Debbie Schumacher, second by Ed Kazik to approve November 13, 2007 Village Board minutes. Motion carried none opposed.
4. Public comment on non-agenda items (review of *Roberts' Rules of Order*) No comments from residents.
5. Communications: LaVerne Bochek-Robbins regarding Oneida Land Management denial of driveway access easement for Village of Hobart parcel number HB-785-4. Mrs. Bochek-Robbins was not available at this time.
6. Committee / Commission Reports:

A. HALO:

- i. PUBLIC SAFETY BUILDING: Joe Helfenberger, Village Administrator, reported on the groups discussion of the Public safety building planning that is underway. The group will once again look at different sites. Mr. Helfenberger will talk with Mr. Miller regarding property on the airport grounds as a site.
 - ii. TIF RULES: At this time the rules are very restrictive and are hampering growth. It was decided to try to talk to the legislature to work out better rules to allow for more growth for communities and the state.
 - iii. SEX OFFENDER ORDINANCE: Ashwaubenon may adopt a Sex Offender Ordinance similar to the one Hobart has already adopted.
 - iv. TRIBAL COURT: Chairman Danforth stated that the Tribal Court might be operational during the 2009.
- B. Br. County Representative, Patty Hoeft reported on the county budget. She voted against the budget because of the last minute additions and petty deletions that were taking place. In the budget were road improvements for Hobart and she noted that brushing the sides along FF and Riverdale have helped the vision problems and safety issues on that corner. The Mental Health Center is moving toward a March bonding and construction schedule.
- C. Celene Elm, GIS Indigenous Planning Director, Oneida Tribe Special Project Coordinator, was present to brief Village on Army Corps of Engineers survey work that is being done on all of the watersheds. This is an in depth study and will not be completed until 2010. Ms. Elm stated that they did a mailing for the Dutchman's watershed and the Trout Creek watershed residents and they are now going door-to-door asking permission. If residents do not want to allow them onto private property then they will not do that property. The study is a 500-year flood study. Questions arose as to why it was being done when Brown County has already done one and the FEMA study was just done. She stated to aid planning and to update the maps the tribe already has. Another comment was that the bridges and roads now constructed follow a 100-year flood plan. The funding for this project is through federal appropriations and cost approximately 3 million dollars.

7. Administrative:

A. Discussion / action re: findings from public hearing on the following:

- i. Mark Wilson review and consider conditional uses for Reliable recycling: Motion by David Dillenburg, second by Ed Kazik to approve the conditional use for Mr. Wilson, to include the hours of operation Monday – Friday 7 am to 8 pm Saturday 8 am to 4 pm and Sunday 8am to 4pm and that the noise restrictions will follow those set by

- Brown County, motion carried none opposed. Shearing iron will continue to be done on site with portable shears as it has been done in the past.
- ii. Change of zoning from Exclusive Ag to Ag for Mark Watermolen HB-2: Motion by Rich Heidel, second by Debbie Schumacher to approve, the change of zoning, motion carried none opposed.
 - iii. Change of zoning from Ag to ER for: John Dunphy HB-380-3; Doug Heim HB-640-7; and Michael Wick HB-152-1: Motion by Rich Heidel, second by Ed Kazik to approve the change of zoning motion carried none opposed.
 - iv. Change of zoning from AG to R-2-R for Joe Denoble HB-472-2-1, Roger Schuld HB-530-1, Jennifer Rinke HB-32, Steve Kwasny HB-532-4, John Kalies HB-401-1, Richard Hendricks HB-401-8 and Arnold Spitzmacher HB-1491-K-1. Motion by Rich Heidel, second by Debbie Schumacher to approve the change of zoning and to allow conditional use as recommended by attorney to allow continued use of large accessory buildings that already exist under item #2 conditional uses in the R-2-R zoning. For Kwasny, Kalies, Hendricks and Spitzmacher, motion carried none opposed. Motion by Rich Heidel, second by David Dillenburg to approve the change of zoning for DeNoble, Schuld and Rinke, motion carried none opposed.
 - v. Change of zoning from AG to R-5 for Leif Thompson HB-141: Motion by David Dillenburg, second by Ed Kazik to approve the change of zoning, motion carried none opposed.
 - vi. Change of zoning from AG to R-2 for Brian Liesch HB-1491-F-27: Motion by David Dillenburg, second by Ed Kazik to approve the change of zoning, motion carried none opposed.
- B. Discussion / action re: Recommendations from Planning & Zoning Commission
- i. Change of zoning from Ag to R-2-R for Laverne Bochek-Robbins: HB-785-4
 - ii. Change of zoning from Ag to Limited Industrial for the Development Group HB-348
- Public Hearing date was set for December 18, 2007 at 5:30 pm for these two changes of zoning requests.
- C. Street sign policy: Street sign lettering size requirements have been changed and signs must be compliant by 2012. Rick Kinney, Director of Public Works, would like to have the Hobart Logo placed on signs at the perimeter of the village for identification purposes. We should replace a few signs each year so the cost is spread out. The public works committee will obtain the number of signs required and quotes for the signage. This item brought back to the board for future action.
- D. Mr. J DeNoble curb & gutter on W. Adam Dr: Mr. DeNoble would like to add turn lanes, curb and gutter and storm sewer to a portion of W. Adam Drive, where his business is located. The improvements will make the roadway safer in that area. He understands the cost of the project is entirely his expense. Motion by Ed Kazik, second by Debbie Schumacher to approve the installation of turn lanes, curb, gutter and stormsewer on W. Adam by Mr. DeNoble with the understanding that there will be no cost to the village. Motion carried none opposed.
- E. Purchasing policy: Department heads have reviewed the policy and recommended that the threshold be changed to \$500.00 for purchases rather than the \$300.00. Motion by Debbie Schumacher to adopt the policy for purchasing as presented second by Ed Kazik. Motion carried none opposed.
- F. Centennial Celebration: an outdoor movie was discussed as one of the celebration dates for the centennial. May 24, 2008 at Four Seasons Park.
- G. Proposal for Schenck Business Solution 2007 audit work: there is an increase of 3.6 % in the rates for the audits for all of the village funds. Motion by David Dillenburg, second by Ed Kazik to approve the contract for the 2007 audit to be completed in 2008 for the quoted cost of \$13,665.00.

8. Financial:

A. Payment of invoices presented: Motion by David Dillenburg, second by Rich Heidel to pay invoices as presented.

Here the board took a short break 7:35 pm ending at 7:55 pm

9. Motion by Rich Heidel second by David Dillenburg to move into closed session pursuant to WI Statutes Section 19.85 (1)(c), (e) and (g) to discuss the following items.

- A. Oneida Tribe lawsuit against Village of Hobart
- B. Transfer station lawsuit
- C. Hobart-Oneida Service Agreement negotiations
- D. Personnel issues
- E. Negotiation on purchase of real estate

Roll call Vote Taken: Dave Dillenburg, aye; Rich Heidel, aye; Ed Kazik, aye; and Debbie Schumacher, aye. Board moved into closed session for discussions at 8:00 pm. Motion by Rich Heidel, second by Debbie Schumacher to return to regular session, Roll call Vote Taken: Dave Dillenburg, aye; Rich Heidel, aye; Ed Kazik, aye; and Debbie Schumacher, aye. Motion carried none opposed. Board returned to regular session at 9:45 pm.

10. Open Session: no action was taken on the following items:

- A. Oneida Tribe lawsuit against Village of Hobart
- B. Transfer station lawsuit
- C. Hobart-Oneida Service Agreement negotiations
- D. Personnel issues
- E. Negotiation on purchase of real estate

11. Motion by David Dillenburg, second by Ed Kazik to adjourn, motion carried none opposed. Meeting adjourned at 9:46 pm.