

#### 4-17-2007 Village of Hobart Board Minutes

1. Meeting called to order at 6:00 pm by President Rich Heidel. Pledge of Allegiance was recited by those present and Roll Call taken: Tim Carpenter, Dave Dillenburg, Rich Heidel, Ed Kazik, and Debbie Schumacher all present.
2. Motion by Tim Carpenter second by Debbie Schumacher to approve the agenda, Motion Carried none opposed.
3. Motion by Tim Carpenter, second by Ed Kazik to approve March 8, and April 4, and April 10, 2007 Village Board Minutes, Motion Carried none opposed.
4. Public comment on non-agenda items (review of *Roberts' Rules of Order*) Mr. R. Reeners congratulated Tim Carpenter and David Dillenburg for returning to the Board.
5. Communications: Petition for streetlights for Brookwood Circle was received and Wooden Shoe Estates streetlight will be considered at the same time. Security is the main purpose for the lighting. People are willing to share in the cost if need be. Mr. Fellingner stated that there were two lights in the circle at one time, but one was removed. The people who owned the lots had the lights installed not the village. It was explained that if the subdivision wanted the decorative lighting such as the other subdivisions then the whole subdivision would share in the expense for those lights. They are not requesting decorative street lighting. The Board has approved a lighting policy and the score sheets of that policy will show if lighting is necessary. Security is an issue; number of homes in the area and number of intersections are also counted on the scoring. Board referred the request to the Public Works Committee and then act on the recommendation from committee for the lighting.
6. Committee / Commission Reports:
  - A. Br. Co. Supervisor Patty Hoeft was present at the invitation of the Village Board to update the Village Board on issues before the County Board. The mental health facility, budget and facility master plan are just a few of the items being worked on at the county board level. Concerns the Hobart Board have regarding the Indian Reservation Road program and the Service Agreement with the Oneida Tribe of Indians were discussed. The Hobart Board feels that the Service Agreements should be regional and include the schools, tech schools, local and county governments all in one agreement. Many Service agreements are ready to expire or have expired already and now is the time to work together for an all encompassing agreement for our area. Ms. Hoeft stated that she would be working on the Oneida Tribe's side of negotiations for those agreements. During discussions and voting on Oneida Issues she abstains from actions. The Hobart Board questioned her as to how our voice would be heard if she was representing the Oneidas on those two issues.
  - B. HALO: Debbie Schumacher gave the update on the meeting. They had discussion on the Public Safety Building and the meeting in Madison on Wednesday at 3pm regarding the funding for the planning. The joint community Sex Offenders Ordinance discussion group will meet again on May 2, 2007 at 10am. There will be a grand opening of the new Oneida One Stop located on the corner of Waube and Packerland on May 15, 2007.
7. Meeting Announcements: Annual Village Meeting is Wednesday, April 25, 2007 at 7 p.m. at Hillcrest School and there will be an Arbor Day Celebration will be Saturday, May 5, 2007 at 9 a.m. at Four Seasons Park there will be 5 trees planted in honor of the 5 branches of the armed services.
8. New Business:
  - A. Administration
    - i. Bank Note Interest: Motion by Tim Carpenter second by Ed Kazik to authorize payment from the general fund to cover interest for the existing bank note not to exceed \$6,000. Motion Carried none opposed.

- ii. Resolution 2007-06, A Resolution authorizing the issuance and sale of \$2,000,000 Taxable Note Anticipation Notes Pursuant to Section 67.12(1)(B), Wisconsin Statutes to finance land acquisition and related costs. Motion by Rich Heidel, second by Tim Carpenter to approve Resolution 2007-06 authorizing the issuance and sale of \$2,000,000 Taxable Note Anticipation Notes Pursuant to Section 67.12(1)(B), Wisconsin Statutes to finance land acquisition and related costs. Roll call Vote Taken: Tim Carpenter, aye; Dave Dillenburg, aye; Rich Heidel, aye; Ed Kazik, aye; and Debbie Schumacher, aye. Motion Carried none opposed.
  - iii. County Rescue Service: Discussions of placing an ambulance at the new public works building or Fire Station #2 to shorten the response times for residents requiring ambulance services are taking place. County Rescue is willing to discuss long-term coverage with the village and eventually, when it is required have 24 / 7 coverage. No action necessary on this item.
  - iv. IRR (Indian Reservation Roads): The board has sent a letter to Mr. Bill Golnick with the Oneida Tribe to consider an agreement for some of the roads in the village. No response has been received from Mr. Golnick. We will contact Mr. Golnick again in writing to request the courtesy of a reply.
  - v. Findings from public hearing held April 17, 2007 at 5:30 pm re:
    - 1. Conditional use request for John & Francis Burkel on N. Overland Road (Parcel # HB-810-1). Hearing was held this evening on this issue; no one spoke against the request for the public use of the building. Motion by Rich Heidel, second by Ed Kazik to approve the request for the conditional use for public works facility and police station in the building located on parcel HB:810-1. Motion Carried none opposed.
    - 2. Conditional use request for Murphy Development for a cell tower at 3500 Layden Drive: Hearing held this evening representative from RJR Associates was present to answer any questions the board might have. The airport will require a height permit and the firm has been working with Tom Miller on this issue. The purpose of the tower is to address the growing need for better wireless telephone and wireless internet service in the area. There will be no lighting on this structure and the fence will be designed to match the existing fences used in the development. The tower will follow all FAA, FCC and local standards and requirements.
    - 3. Change of zoning request for Village parcel HB521-3 N. Overland Road from Ag. To Limited Industrial. Hearing was held on April 16, 2007 on an Area variance for the property. The limited industrial zoning requires 40,000 square feet for area. The parcel of record only has 39,405. The area for variance was 595 square feet. The Appeals Board found that there would be no harm to surround owners if the zoning was changed. There has been a business of one type or another in the building for the past 16 years. There were no objections to the variance being granted. Motion by Tim Carpenter, second by Ed Kazik to approve the change of zoning from Ag to Limited Industrial, Motion Carried none opposed.
- B. Recommendations from Planning & Zoning Commission 4-11-2007
- i. Consider setting hearing date for the following Change of Zoning requests:
    - 1. Change of zoning from AG to R-2 for R. Ross on Clear View Lane HB-1491F23.
    - 2. Change of zoning from Ag to Estate Residential for J. McVane on Sunlite Dr. HB-532-1

- ii. Amend Chapter 6 Zoning Ordinance sections 6.011, 6.01105, 6.0111, 6.012, 6.013 changing some of the permitted uses to conditional uses and amending the size of satellite dishes to 38” Date for hearings for the two changes of zoning and the amendments to chapter 6 of the Zoning Ordinance sections will be May 15, 2007 at 5:30
- C. Creation of a Sexual Predator Ordinance: Rich Heidel spoke with the board about the meeting of the regional municipalities. The group knows there needs to be some protective language for children but the Green Bay ordinance goes too far. The Hobart Board will support language regarding “Safe Zones” and would support one community drafting such an ordinance and paying 1/8 of the cost toward the legal fees. The next meeting is May 2, 2007 at 10:00 am at Ashwaubenon.
- D. Letter to Br. Co. Executive Hinz re: regional Oneida Service Agreement: the board will send a letter urging the County Executive and the Brown County Board to work with local governments to draft a multi-jurisdictional service agreement to take into consideration the Schools, NWTC, Local as well as County expenses.
- E. Emergency Water Supply Agreement Between the Central Brown County Water Authority and the Village of Hobart: the agreement represents many months of work from both the Water Authority and Hobart. The agreement gives the village protection and water in an emergency situation. Motion by Tim Carpenter second by Ed Kazik to approve the Emergency Water Supply Agreement, Motion Carried none opposed.
- F. Well Site Selection: the areas recommended for placement of the backup well are in Four Seasons Park. The Water & Sewer Advisory Committee has recommended that the placement of the well be away from the Memorials and closer to the maintenance road. If this site is selected, the village will have to apply for a variance from the DNR on the site. Motion by Tim Carpenter, second by Debbie Schumacher to approve the site at the more easterly site by the road, apply for the required variance, and then bring plan back for full study. Motion Carried none opposed.
- G. Concept for Pressure Reducing Valve installation: the emergency back up water agreement will allow Hobart to hook up to the Water Authority during emergencies. When this is done, we will have to have a pressure-reducing valve to drop the pressure that comes from the main line into the homes. It is estimated that the valve system being examined would cost between \$25,000 and \$30,000 plus approx. \$8,000 for construction management and engineering. The committee recommends this valve for our use. Motion by Rich Heidel, second by Ed Kazik to approve the proposal from R. E. Lee on the construction management and proceed with option II for the valve option, Motion Carried none opposed.
- H. Engineering services proposal for sewer rate charges: The Water & Sewer Advisory Committee has been reviewing the rates and charges and recommends approval of a tiered sewer rate system. A rate for residential, commercial and large users will be examined. Motion by Tim Carpenter, second by Ed Kazik to approve the proposal from R. E. Lee for the sewer user rate charges not to exceed \$5,000 Motion Carried none opposed.
- I. Proposed method of storm water utility billing: Rich Heidel had a question on the way the storm water bills would be sent out. This will be a utility, like our sewer and water, and we should be doing the billing. The committee has determined it would be done once a year and the county could run it along with the tax bills. Concerns over other entities not liking to get a tax bill arose. The board decided that we should send out the billings through our own utility billing system.

Here the board took a 10 minute break before going into closed session 8:40 pm  
 Board returned from break at 8:56 pm and Rich Heidel announced the closed session.

9. Motion by Tim Carpenter second by Debbie Schumacher to move into closed session pursuant to WI Statutes Section 19.85 (1) (c), (e) and (g) to discuss the following items.
- A. Negotiating the purchase of real estate
  - B. Personnel matters
  - C. Negotiation of contracted services for publications
  - D. Negotiation of a successor Oneida Service Agreement
  - E. Thornberry foreclosure legal matter
  - F. Oneida Federal Lawsuit

Roll call Vote Taken: Tim Carpenter, aye; Dave Dillenburg, aye; Rich Heidel, aye; Ed Kazik, aye; and Debbie Schumacher, aye. Board moved into closed session at 8:58pm.

Motion by Tim Carpenter second by David Dillenburg to return to open session Roll call Vote Taken: Tim Carpenter, aye; Dave Dillenburg, aye; Rich Heidel, aye; Ed Kazik, aye; and Debbie Schumacher, aye. Board returned to open session at 10:45pm

10. Open Session: Discussion / action re the following items:
- A. Negotiating the purchase of real estate
  - B. Personnel matters
  - C. Negotiation of contracted services for publications
  - D. Negotiation of a successor Oneida Service Agreement
  - E. Thornberry foreclosure legal matter
  - F. Oneida Federal Lawsuit

No action was taken on any of the Open Session items listed

11. Motion by Tim Carpenter second by Ed Kazik to adjourn, Motion Carried none opposed.  
Adjourned at 10:46pm