



## **MEETING MINUTES – VILLAGE BOARD (Regular)**

**Date/Time: Tuesday, February 17, 2021 (6:00 P.M.)**

**Location: Village Office, 2990 South Pine Tree Road**

### **ROUTINE ITEMS TO BE ACTED UPON:**

**1. Call to order/Roll Call:**

The meeting was called to order by Rich Heidel at 6:06pm. Rich Heidel, David Dillenburg, Ed Kazik, and Debbie Schumacher were present. Tim Carpenter is excused.

**2. Certification of the open meeting law agenda requirements and approval of the agenda:**

Motion by Ed Kazik, second by Rich Heidel, to approve the agenda as presented. The motion passed unanimously.

**3. Pledge of Allegiance:**

Those present recited the Pledge of Allegiance.

**4. PUBLIC HEARINGS:**

None.

**5. CONSENT AGENDA:**

**A. Payment of Invoices**

**B. Village Board: Minutes of February 2, 2021**

**C. Planning & Zoning Commission: Minutes of October 14, 2020**

Motion by Dave Dillenburg, second by Ed Kazik, to approve the consent agenda as presented. The motion passed unanimously.

**6. ITEMS REMOVED FROM CONSENT AGENDA:**

None.

**7. CITIZEN COMMENTS, RESOLUTIONS, AND PRESENTATIONS:**

None.

**8. VILLAGE ADMINISTRATOR'S REPORT/COMMUNICATIONS:**

- Bids have been opened for the summer capitals projects on Friday, and the results will be presented at the next meeting.
- The audit is in the final draft stages and the Village continues to remain in a strong financial position. Budget amendments following the audit will be presented at the next meeting.
- Brian Della from PMA will be present at the next meeting to present the proposed 2021 borrowings.
- The Spring Primary Election went very smoothly. There were 496 voters.
- The firefighters are continuing their tours of fire stations and gaining valuable information as we enter the planning stages for the new station on the south end.
- The DOT launched their website on the Highway 29/VV interchange project.

**9. COMMITTEE REPORTS AND ACTIONS:**

**A. DISCUSSION AND ACTION - Consider a Certified Survey Map (CSM) dividing one parcel into two separate parcels of 5.50 acres, 23.204 acres (1850 County Line Rd., HB-287):**

The property owner currently has one 28.704-acre lot and is proposing a two lot CSM that would create one additional new lot. This proposed CSM will create a new 5.50-acre lot which will detach the existing dwelling and other buildings from the remaining agricultural land. With both lots remaining over 5 acres, no rezoning would be required, and none is being proposed at this time. Lot 1 will remain under the same ownership while the remaining 23.204 acres could potentially be sold at a future date. Motion by Ed Kazik, second by Debbie Schumacher, to approve a certified survey map dividing HB-287 into two separate parcels of 5.50 acres and 23.204 acres with the condition that the park fee of \$300.00 be paid. The motion passed unanimously.

**10. OLD BUSINESS:**

**A. DISCUSSION AND ACTION - Resolution 2021-01 (A RESOLUTION ADOPTING BROWN COUNTY'S ALL HAZARDS MITIGATION PLAN):**

An update to the Brown County All Hazards Mitigation Plan began during January of 2019. A Steering Committee comprised of local and county officials and emergency management personnel guided the update process over a two-year timeframe with professional planning support from the Brown County Planning Commission. The plan's purpose is to evaluate the county's potential exposure to natural hazards and to identify appropriate mitigation strategies. Consistent with the Code of Federal Regulations (44 CFR Part 201.6), the county identified natural hazards and, although not required, the county also identified man made hazards. Based on these required components, this plan conforms to Federal All Hazards Mitigation Planning requirements. Motion by Rich Heidel, second by Debbie Schumacher, to approve Resolution 2021-01 (A RESOLUTION ADOPTING BROWN COUNTY'S ALL HAZARDS MITIGATION PLAN). The motion passed unanimously.

**B. DISCUSSION AND ACTION - Brown County 2021-2022 Property Tax Bill Preparation Agreement (With Mailing Option):**

The agreement stipulates that the Brown County Treasurer's Office will mail out the 2020 property tax bills and the Village of Hobart will pay for the postage of said bills. The agreement differs from prior years in that the County will not be collecting first payment tax bills, and the Village will be required to do our own collections. Motion by Rich Heidel, second by Ed Kazik, to postpone action on the Brown County 2021-2022 Property Tax Bill Preparation Agreement (With Mailing Option). The motion passed unanimously.

**11. NEW BUSINESS:**

**A. DISCUSSION AND ACTION – Second Amendment to Tower Space lease with Nsightell Wireless, LLC d/b/a Cellcom:**

Under this amendment, the lease, originally agreed to in 2001, will automatically renew for an additional two (2) successive terms of five (5) years. This lease covers the equipment on the Thornberry Creek water tower. Motion by Debbie Schumacher, second by Ed Kazik, to approve the second amendment to the tower space lease with Nsightell Wireless, LLC d/b/a Cellcom. The motion passed unanimously.

**B. DISCUSSION AND ACTION – Consideration of First Amendment to Agreement to Provide Service to Hemlock Creek 5th Addition subdivision (specifically, wholesale water service to the Hobart section):**

A memo from the Lawrence Town Administrator was presented. This amendment is being done at the request of the Public Service Commission of Wisconsin (PSC), over concerns about potential non-revenue water resulting from potential leaks in the Hobart section in the future. Motion by Debbie Schumacher, second by Rich Heidel, to approve the first amendment to the agreement to provide service to the Hemlock Creek 5th Addition subdivision. The motion passed unanimously.

**C. DISCUSSION AND ACTION – Policy 2021-01 (LOCAL ANNUAL ADJUSTMENT POLICY FOR THE HOBART SANITARY SEWER UTILITY):**

The purpose of this policy is to amend the previous policy establishing the customer rates for the Hobart Sanitary Sewer Utility to insure the financial solvency of the utility and provide for adequate liquidity and cash reserves to meet the day-to-day operations and long-term needs of the utility. The Village's auditors and financial consultants have strongly encouraged the establishment of this policy to ensure financial solvency of the Village sewer utility. Motion by Dave Dillenburg, second by Ed Kazik, to approve Policy 2021-01 (LOCAL ANNUAL ADJUSTMENT POLICY FOR THE HOBART SANITARY SEWER UTILITY). The motion passed unanimously.

**D. DISCUSSION AND ACTION – Establishing a public hearing to consider a Conditional Use Permit (HB-591, 4493 N. Pine Tree Rd.) – 1,500 square foot accessory building on property:**

The current property owner, Adam Vande Hei, is proposing to remove an existing detached accessory building and construct a new detached accessory building of 1,500 square feet on his property. Motion by Rich Heidel, second by Ed Kazik, to establish a public hearing for a conditional use permit for a 1,500 square foot accessory building at HB-591 (4493 N Pine Tree Rd) for March 16, 2021. The motion passed unanimously.

**E. DISCUSSION – Regulation of Pigeons:**

The Hobart Village Code currently contains a section regulating the keeping and harboring of pigeons. It has been brought to staff's attention that, while the Ordinance calls for a permit (\$20 annually) to be required, no actual permits have been issued for several years. It is reasonable to assume that such operations are minimal in the Village. After a staff discussion, they are inquiring as to whether the Board wishes to continue the regulation of the pigeons in the Village. The board directed staff to begin the process of removing the pigeon regulation from the Village Code.

**F. DISCUSSION – Items for future agenda consideration or committee assignment:**

None.

**G. ADJOURN TO CLOSED SESSION:**

- i. 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 the respect to litigation in which it is or is likely to become involved. RE: Fee-to-trust issues, Abandoned railroad R-O-W, Tribal Affairs and Oneida Nation vs. Village of Hobart litigation, Highway 29-County VV Interchange.
- ii. 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.

The board did not convene into closed session.

**H. CONVENE INTO OPEN SESSION:**

N/A

**I. ACTION FROM CLOSED SESSION:**

None.

**12. ADJOURN**

Motion by Dave Dillenburg, second by Ed Kazik, to adjourn at 6:59pm. The motion passed unanimously.