



MEETING MINUTES – VILLAGE BOARD (Regular)

Date/Time: Wednesday, March 15, 2022 (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 6:02pm. Rich Heidel, David Dillenburg, Ed Kazik, and Debbie Schumacher were present. Tim Carpenter was excused.

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

Motion by Rich Heidel, second by Ed Kazik, to approve the agenda in the following modified order: 1, 2, 3, 4G, 4H, 4A, 4B, 4E, 4F, 4C, 4D, 9C, 5, 6, 7, 8, 9A, 9B, 10, 11, 12. The motion passed unanimously.

3. Pledge of Allegiance:

Those present recited the Pledge of Allegiance.

4. PUBLIC HEARINGS:

G. PUBLIC HEARING – Consider the Rezoning of Parcel HB-550-3 (4758 Forest Rd) from A-1:Agricultural District to R-6: Multi-Family Residential District:

The public hearing was opened at 6:06pm.

The Director of Planning & Code Compliance presented the application for rezoning.

The following made comments in opposition:

- Jen Koss - 4690 Forest Rd
- Karl Schwiesow - 4689 Forest Rd
- Nick Heintz - 4724 Forest Rd
- Pat Salo – 4643 Forest Rd
- Roy Deruyter - 1079 Butternut Ln
- Barb Schwiesow – 4689 Forest Rd
- Jon Giese – 1062 Butternut Ln
- Rhonda Deruyter – 1079 Butternut Ln
- Rick Uettl – 4616 Forest Rd
- James Daniels – 4758 Clearview

The following made comments in support:

- Kyle Stenkavitz – KES Excavating
- Steve Bieda – Mau & Associates

The public hearing was closed at 7:06

H. Action on Aforesaid Agenda Item – Ordinance 2022-04 (An Ordinance Amending the Zoning Ordinance of the Municipal Code of the Village of Hobart, Brown County, Wisconsin):

Motion by Debbie Schumacher, second by Ed Kazik, to postpone decision on Ordinance 2022-04 (An Ordinance Amending the Zoning Ordinance of the Municipal Code of the Village of Hobart, Brown County, Wisconsin) until the May 17th Village Board Meeting. The motion passed unanimously.

A. PUBLIC HEARING – Implementing the GBMSD Local Annual Adjustment Policy and Establishing the 2022 Sewer Volume Rates:

The public hearing was opened at 7:23pm.
No Comments
The public hearing was closed at 7:24pm.

B. Action on Aforesaid Agenda Item – Resolution 2022-04 (A Resolution Implementing the Local Annual Adjustment Policy and Establishing 2022 Sewer Volume Rates for the Hobart Sewer Utility):

The Village Administrator presented the proposed change to the Village Board. Motion by Ed Kazik, seconded by Rich Heidel, to approve Resolution 2022-04 as presented. The motion passed unanimously.

E. PUBLIC HEARING – Consider Modifications/Amendment to the Zoning Ordinance, Chapter 295 Creating Article XXXIV, Quarry/Mining District, Amending Article XXX, Earth Excavation, and Conditional Uses in Articles VII, IX, and XVII, and Definitions in Article III (Quarry/Mining District):

The public hearing was opened at 7:27pm.
The Director of Planning and Code Compliance presented the proposed ordinance.
The following made comments:

- Donna Severson – 362 Crosse Point Ct

The public hearing was closed at 7:37pm.

F. Action on Aforesaid Agenda Item – Ordinance 2022-03 (An Ordinance to Amend the Municipal Code of the Village of Hobart, Specifically a Portion of Section 8 (Definitions) of Article III (Terminology) of Chapter 295 (Zoning), Section 42 (Conditional Uses) of Article VII (R-2 Residential District) of Chapter 295 (Zoning); To Recreate Article XXX (Earth Excavation) of Chapter 295 (Zoning); and to Create Section XXXIV (Quarry/Mining District) of Chapter 295 (Zoning))

Motion by Rich Heidel, second by Debbie Schumacher, to approve Ordinance 2022-03 as presented with the condition that the following verbiage be struck from Section 295-329 (A): “and R-2: Residential District”. The motion passed unanimously.

C. PUBLIC HEARING – Consider Modifications/Amendments to the Zoning Ordinance, Chapter 295, Article XVII, A-1: Agricultural District (Brewery/Distillery/Winery):

The public hearing was opened at 7:39pm.
The Director of Planning & Code Compliance presented the proposed ordinance.
The following made comments:

- Donna Severson – 362 Crosse Point Ct

The public hearing was closed at 7:43pm.

D. Action on Aforesaid Agenda Item – Ordinance 2022-02 (An Ordinance to Amend a Section of the Municipal Code of the Village of Hobart, Brown County, Wisconsin, Specifically Section 200 (Conditional Uses) of Article XVII (A-1: Agricultural District) of Chapter 295 (Zoning)):

Motion by Rich Heidel, second by Dave Dillenburg, to approve Ordinance 2022-02 as presented with the condition that the following verbiage be added to Section 295-200 (C): “and wineries”. The motion passed unanimously.

9. COMMITTEE REPORTS AND ACTIONS:

C. Use Specific Standards for Conditional Use Review / Approval for Brewery/Distillery/Winery:

Motion by Ed Kazik, second by Debbie Schumacher, to approve the Use Specific Standards for Conditional Use Review / Approval for Brewery/Distillery/Winery as presented. The motion passed unanimously.

5. CONSENT AGENDA:

- A. Payment of Invoices
- B. Village Board: Minutes of March 1, 2022

C. Public Works & Utilities Advisory Committee: Minutes of December 13, 2021

D. Planning & Zoning Commission: Minutes of February 9, 2022

Motion by Rich Heidel, second by Dave Dillenburg, 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:

The Parks & Recreation Committee will meet on March 24th.

The state will be granting funds to municipalities for law enforcement costs.

9. COMMITTEE REPORTS AND ACTIONS:

A. Consider a 2 Lot Certified Survey Map (CSM) creating two new parcels of 5.29 and 5.17 acres (980 Fernando Drive / S. Pine Tree Rd, HB-198)

Motion by Rich Heidel, seconded by Ed Kazik, to approve a 2-lot CSM creating two new parcels of 5.29 and 5.17 acres respectively from HB-198 (980 Fernando Dr / S. Pine Tree Rd) as presented with the condition that the park fee of \$600.00 be paid. The motion passed unanimously.

B. Consider a 2 Lot CSM creating two new parcels of 3.529 and 3.154 acres (Founders Terrace, HB-524-1):

Motion by Ed Kazik, seconded by Debbie Schumacher, to approve a 2-lot CSM creating two new parcels of 3.529 and 3.154 acres respectively from HB-524-1 (Founders Terrace). The motion passed unanimously.

10. OLD BUSINESS:

None.

11. NEW BUSINESS:

A. Brown County Intergovernmental 2022 Property Tax Bill Agreement:

Motion by Ed Kazik, seconded by Rich Heidel, to approve Option A of the Brown County Intergovernmental 2022 Property Tax Bill Agreement. The motion passed unanimously.

B. Ornamental Lighting for 2022 Centerline Drive Extension Project:

Motion by Debbie Schumacher, seconded by Ed Kazik, award the bid for ornamental lighting for 2022 Centerline Drive Extension Project to Viking Electric Supply in the amount of \$316,626.24. The motion passed unanimously.

C. Use of ARPA Funds:

Motion by Rich Heidel, seconded by Ed Kazik, to approve the expenditure of \$1,405 from APRA funds for the purchase of ExpressVote machines (Elections) and \$2,728.50 from ARPA funds for a phone system upgraded. The motion passed unanimously.

D. Items for future agenda consideration or committee assignment:

None.

Motion by Rich Heidel, second by Ed Kazik, to recess for 10 minutes at 8:15pm. The motion passed unanimously.

The village board reconvened at 8:25pm.

E. ADJOURN TO CLOSED SESSION:

- i. 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
- ii. 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: Tribal Affairs
- iii. 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 by Rich Heidel, second by Ed Kazik, to adjourn to closed session at 8:27pm. The motion passed unanimously.

F. CONVENE INTO OPEN SESSION:

Motion by Ed Kazik, second by Rich Heidel, to convene into open session at 9:21pm. The motion passed unanimously.

G. ACTION FROM CLOSED SESSION:

None.

12. ADJOURN

Motion by Rich Heidel, second by Ed Kazik, to adjourn at 9:23pm. The motion passed unanimously.