



Village of Hobart
Village Office 2990 S. Pine Tree Rd, Hobart, WI
www.hobart-wi.org - www.buildinhobart.com

MEETING MINUTES – VILLAGE BOARD (Regular)

Date/Time: Tuesday April 16th 2024 (6:00 P.M.)

Location: Hobart 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 6:05 pm. Rich Heidel, David Dillenburg, Vanya Koepke, Melissa Tanke, and Tammy Zittlow were present.
2. Certification of the open meeting law agenda requirements and approval of the agenda - ACTION: To certify the open meeting law agenda requirements and approval of the amended agenda. MOTION: Dillenburg SECOND: Koepke VOICE VOTE: 5-0.
3. Pledge of Allegiance - Those present recited the Pledge of Allegiance.

4. PUBLIC HEARINGS

A. PUBLIC HEARING – Ordinance 2024-03 (AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN)

The purpose of this Ordinance is to re-zone property, specifically a portion of parcel HB-709, 600 Trout Creek Road Block, from A-1: Agricultural District to ER: Estate Residential District and a portion of parcel HB-709-1, 695 Trout Creek Road, from ER: Estate Residential District to A-1: Agricultural District.

President Heidel opened the Public Hearing at 6:07pm

Director Gerbers reviewed Ordinance 2024-03.

Appearing before the Board: No one spoke.

President Heidel closed the Public Hearing at 6:09pm.

B. ACTION on aforesaid agenda item - ACTION: To approve Ordinance 2024-03. MOTION: Heidel SECOND: Zittlow VOICE VOTE: 5-0.

5. CONSENT AGENDA (These items may be approved on a single motion and vote due to their routine nature or previous discussion. Please indicate to the Board President if you would prefer separate discussion and action.)

A. Payment of Invoices; B. VILLAGE BOARD: Minutes of April 3rd 2024 (Regular); C. PLANNING AND ZONING COMMISSION: Minutes of March 13th 2024; D. APPOINTMENT: Robert Zittlow to the Board of Appeals (for a term expiring April 30th 2025); E. APPOINTMENTS – Committee and Commission Appointments - ACTION: To approve the consent agenda as presented with item D being removed. MOTION: Dillenburg SECOND: Heidel VOICE VOTE: 5-0.

6. ITEMS REMOVED FROM CONSENT AGENDA - ACTION: To approve the appointment of Robert Zittlow to the Board of Appeals MOTION: Heidel SECOND: Dillenburg VOICE VOTE 4-0. Recused: Zittlow.

7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS (NOTE: Please limit citizens' comments to no more than three minutes) - No one spoke.

A. DISCUSSION AND ACTION – Resolution 2024-06 (A RESOLUTION ESTABLISHING VILLAGE OF HOBART FIRE STATION ONE, 2703 SOUTH PINE TREE ROAD, AS THE POLLING PLACE FOR WARDS 8-11 AND CENTRAL COUNT FOR WARDS 1-11 ON ELECTION DAY, EFFECTIVE MAY 1ST, 2024)

This resolution will move the voting currently held at St. Joseph's Church to the new Fire Station, and the central count is being relocated from the Village Office to the fire station as well. Clerk Vanden Heuvel discussed Resolution 2024-06 with the Board.

ACTION: To approve Resolution 2024-06. MOTION: Dillenburg SECOND: Zittlow VOICE VOTE: 5-0.

8. VILLAGE ADMINISTRATOR'S REPORT/COMMUNICATIONS

A. INFORMATIONAL

1. **Arbor Day/Tree City USA**-Administrator Kramer announced that we have been designated Tree City USA for the 25th year in a row. This year we will be planting trees on the berm near the Wyld Berry condominiums. Our Arbor Day ceremony will be held there.

2. **2023 Hobart-Lawrence Police Department Annual Report**-Captain Olsen reviewed the annual report with the Board.

3. **April Investment and Budget Report** – Administrator Kramer reviewed the Investment and Budget Report.

The audit is here. This will be presented to the board.

Public Works Committee meeting is to be determined.

There may be a speed limit request for Autumn Joy.

Park and Rec will be held on April 29.

Board Of Review will be held on May 9.

Road projects have started.

The HALO meeting was held this morning. There was an update on the NFL Draft.

9. COMMITTEE REPORTS AND ACTIONS – None.

10. OLD BUSINESS – None.

11. NEW BUSINESS

A. DISCUSSION AND ACTION – Election Contingency Plan & Emergency Response Procedures

This document will serve as the emergency response/contingency plan in case of an unexpected circumstance that requires a change in the standard operating procedures on Election Day. The purpose of this document is to provide guidance for election staff and for the general safety of polling locations, all while maintaining the integrity of an election. This reflects the change in polling places. Clerk Vanden Heuvel reviewed updates in this manual.

Action: To postpone the vote on the Election Contingency Plan & Emergency Response Procedures to the May 7, 2024 meeting for further review. MOTION: Heidel. SECOND: Dillenburg. VOICE VOTE: 5-0.

B. DISCUSSION AND ACTION – Wood Harvest Permit

This permit would grant limited permission to access Village property to cut and remove wood from fallen trees (Wood Harvesting) subject to certain conditions and restrictions, including a Hold Harmless Indemnification and Waiver Agreement. Administrator Kramer and Director Lancelle presented the background for the Wood Harvest Permit.

Appearing before the board: Robert Zittlow, 3118 Pioneer Dr.

ACTION: To approve the Wood Harvest Permit for Hobart Residents exclusively until 9/1/2024. MOTION: Heidel SECOND: Koepke VOICE VOTE: 5-0.

C. DISCUSSION AND ACTION – Brown County Bridge Fund Application

Staff is seeking permission to submit a petition for Brown County bridge aid for a 2025 project – on South Overland Road, 0.4 miles south of Fernando Drive. The aid would provide \$75,000 toward the project – the Village will need to budget \$78,225 in 2025. Director Lancelle reviewed the petition for county aid.

ACTION: To approve the Brown County Bridge Fund Application for aid authorization to submit the petition to include \$75000 for next year's budget. MOTION: Dillenburg SECOND: Tanke VOICE VOTE: 5-0.

D. DISCUSSION AND ACTION - Water Utility Operator Crew Job Posting

Staff is seeking permission to issue a job posting for the position of Water Utility Operator Crew member, due to an impending retirement. Director Lancelle discussed the posting for the Water Utility Operator Crew member.

ACTION: To approve the job posting for a Water Utility Operator Crew member with a salary range of \$26 - \$28/hour. MOTION: Heidel SECOND: Zittlow VOICE VOTE: 5-0.

E. DISCUSSION AND ACTION – Authorization to Auction Off Two Police Vehicles

The Police Department is seeking permission to auction off two (2) excess vehicles – a 2014 Chevrolet Impala and a 2023 Ford Explorer - through Auction Associates. Proceeds from the sales would be allocated to the Police Capital Budget. Administrator Kramer reviewed the auctioning of two (2) vehicles.

ACTION: To authorize the Auctioning of Two Police Vehicles with the proceeds from the sales being allocated to the General Fund. MOTION: Dillenburg SECOND: Tanke VOICE VOTE: 5-0.

F. DISCUSSION AND ACTION – Establish a Public Hearing to Consider a Conditional Use Permit (HB-1491-K-9, 3969 Valley Stream Circle) – 1,280 square foot accessory building on property

Staff would request the Public Hearing be held at the May 7th Board meeting.

ACTION: To hold a Public Hearing at the May 7th 2024 Board meeting to consider a Conditional Use Permit. MOTION: Heidel SECOND: Zittlow VOICE VOTE 5-0.

G. DISCUSSION AND ACTION – Establish a Public Hearing to Consider Modifications/ amendments to the Zoning Ordinance, Chapter 295, Article XXXI, Section 295-342 (Conditional Uses)

Staff would request the Public Hearing be held at the May 7th Board meeting.

ACTION: To hold a Public Hearing at the May 7th 2024 Board meeting to consider Modifications/Amendments to the Zoning Ordinance. MOTION: Heidel SECOND: Zittlow VOICE VOTE 5-0.

*** H. DISCUSSION AND ACTION – Authorization to Sign Letter to EPA Regarding Proposed Zero Mission Legislation**

The letter is being organized by GoRail, a non-profit, grassroots organization that promotes the public benefits of freight rail and advocate on infrastructure issues and policy and is collecting signatures on a group letter. There is a proposed regulation requiring zero emission railroad locomotives. The measure originated in California but is now elevated to the federal level where the U.S. EPA is weighing a requested waiver that will allow California and other states to move forward with this flawed approach. Board President Heidel, in his capacity, is seeking Board authorization to sign the letter which will be sent to the EPA Administrator and members of the Wisconsin Congressional delegation.

ACTION: To authorize Rich Heidel to sign the Letter to the EPA Regarding Proposed Zero Mission Legislation. MOTION: Heidel SECOND: Zittlow VOICE VOTE 5-0.

I. DISCUSSION - Items for future agenda consideration or Committee assignment – None.

ACTION: To recess prior to going into closed session(7:18 PM). MOTION: Heidel SECOND: Zittlow VOICE VOTE: 5-0.

J. ADJOURN to CLOSED SESSION (7:42 PM): ACTION: To go into closed session 1) 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: Sale of Property/TID Projects/Development Agreements, and 2) 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; Potential Litigation MOTION: Heidel SECOND: Zittlow ROLL CALL VOTE: 5-0.

K. CONVENE into open session (9:56 PM) – MOTION: Heidel SECOND: Zittlow ROLL CALL VOTE: 5-0.

L. ACTION from closed session ACTION: To approve the amended Development Agreement between the Village of Hobart and Stradale LLC to construct a \$10-11 million residential 120-unit apartment complex at 720 Centerline Drive (HB-523-6) MOTION: Dillenburg SECOND: Koepke VOICE VOTE: 5-0 ACTION: To approve a Development Agreement between the Village of Hobart and Bay Ridge Capital Investment, LLC to construct a \$15-18 million residential/commercial complex on 3.0 acres of property identified as all of HB-3260 and the eastern 1 acre of HB-3259 (HB-523-6), which is currently owned by the Village MOTION: Zittlow SECOND: Tanke VOICE VOTE: 5-0.

12. ADJOURN (10:00 PM) – MOTION: Dillenburg SECOND: Koepke VOICE VOTE: 5-0.

Respectfully submitted by Lisa Vanden Heuvel, Clerk