



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

**Date/Time: Tuesday, July 6, 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 6:03pm. 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 as presented. The motion passed unanimously.

**3. Pledge of Allegiance:**

Those present recited the Pledge of Allegiance.

**4. PUBLIC HEARINGS:**

**A. Considering the Rezoning of Parcel HB-415-1, 1486 County Line Rd., from ER: Estate Residential District to R-2-R: Rural Residential District:**

The public hearing was opened at 6:05pm.

Director of Planning and Code Compliance, Todd Gerbers, presented the request for rezoning.

There were no comments from the public.

The public hearing was closed at 6:07pm.

Motion by Rich Heidel, second by Ed Kazik, to move up agenda item 11B to this time. The motion passed unanimously.

**11. B. DISCUSSION AND ACTION – Consider 2 Lot CSM dividing one parcel into two separate parcels of 2.21 acres and 2.48 acres - 1486 County Line Rd., HB-415-1:**

Motion by Dave Dillenburg, second by Debbie Schumacher, to approve a 2-lot CSM dividing HB-415-1 into two separate parcels of 2.21 acres and 2.48 acres. The motion passed unanimously

**B. ACTION of aforesaid agenda item – Ordinance 2021-10 (AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN):**

Motion by Ed Kazik, second by Debbie Schumacher, to approve Ordinance 2021-10 (AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN). The motion passed unanimously.

**C. Considering the Rezoning of a Portion of Parcel HB-655, 220 Trout Creek Rd., from A-1: Agricultural District to ER: Estate Residential District:**

The public hearing was opened at 6:11pm.

Director of Planning and Code Compliance, Todd Gerbers, presented the request for rezoning.

James Stocco, 320 W Pulaski St, was interested to know if the rezoning would allow for a larger building size and how many buildings would be allowed with the ER zoning. Todd informed him that 2 accessory buildings are allowed with ER zoning.

The public hearing was closed at 6:13pm.

Motion by Rich Heidel, second by Dave Dillenburg, to move up agenda item 11C to this time. The motion passed unanimously.

**11. C. DISCUSSION AND ACTION – Consider 1 Lot CSM splitting one lot of 2.83 acres from the parent parcel - 220 Trout Creek Rd., HB-655:**

The property owner currently has one 18.875-acre lot and is proposing a single lot CSM that would create one additional new lot. This proposed CSM will create a new 2.83-acre lot which will detach the existing dwelling and other buildings from the remaining agricultural land. With the proposed lots being less than 5-acre requirement for the A-1 zoning district, the new Lot 1 will need to be re-zoned to a zoning that is compatible with these size lots. Motion by Ed Kazik, second by Debbie Schumacher, to approve a 1-lot CSM splitting 2.83 acres from HB-655 with the condition that the \$300.00 park fee be paid. The motion passed unanimously.

**D. ACTION on aforesaid agenda item – Ordinance 2021-11 (AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN):**

Motion by Rich Heidel, second by Debbie Schumacher, to approve Ordinance 2021-11 (AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN). The motion passed unanimously.

**5. CONSENT AGENDA:**

A. Payment of Invoices

B. Village Board: Minutes of June 15, 2021 & June 30, 2021

C. Site Review Committee: Minutes of May 26, 2021

Motion by Rich Heidel, 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:**

**A. UPDATE – Brown County 2022-2027 Highway Capital Improvement Plan:**

The following projects are planned in Hobart: 2027 - CTH GE from Highway 172 to Highway 54 and Future - CTH E County Line to Highway U.

**B. UPDATE – Legislative Update:**

Updates from Madison on the proposed state budget.

The Hobart/Lawrence Police Department received a card from the Oneida Nation thanking them for their assistance during the active shooter situation at the Oneida Casino.

The 5- and 10-year capital budget plans will be presented at the July 20<sup>th</sup> board meeting.

Sherriff Todd Delain will be present at the August 3<sup>rd</sup> board meeting to present the cost to contract public safety services from the county.

**9. COMMITTEE REPORTS AND ACTIONS:**

**A. UPDATE - Consider request for a new 9,000 sf., cold storage building, addition of 3,000 sf to an existing storage building, and associated site improvements (774 W. Adam Dr., HB-139-3) (Site Review Committee):**

A similar request was before the committee back in April 2021 at which time that submittal was approved with a 6,000 square foot building. The property owner has since modified their plans

and not only increased the footprint of the new building by 3,000 square feet, but also is now proposing to add an additional 3,000 square feet to rear of the adjacent storage building that was constructed in 2017/2018. Additionally, the storm water pond that was noted on the April submittal has been removed and a new dry pond will be constructed as shown on the new plans.

**B. UPDATE - Request for new wall signage (740 Centerline Dr., HB-2681-1) (Site Review Committee):**

The property owner recently completed the construction of a roughly 15,000 square foot indoor basketball facility and is now requesting to install a wall sign on the north elevation of the building facing towards HWY 29. The sign will be internally illuminated channel letters mounted on a raceway. The proposed wall sign would be 144 square feet (95.17 high by 222" wide) and be constructed of internally illuminated channels letters and mounted on a raceway. With the proposed sign at 144 square feet, the proposed wall sign would be in compliance with the Village Sign Code.

**10. OLD BUSINESS:**

None.

**11. NEW BUSINESS:**

**A. DISCUSSION AND ACTION – Consider 1 Lot CSM increasing the parcel size to 1.250 acres - Luther Dr., HB-17-2:**

Motion by Rich Heidel, second by Ed Kazik, to approve a 1-lot CSM increasing the parcel size of HB-17-2 to 1.250 acres with the following conditions:

1. The parcel be rezoned to the appropriate residential district to meet the minimum required lot size;
2. Payment of the \$300.00 park fee.

The motion passed unanimously.

**B. Moved up in the agenda (after item 4A).**

**C. Moved up in the agenda (after item 4C).**

**D. DISCUSSION – Ordinance 2021-12 (AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF HOBART, SPECIFICALLY SECTION 12 (NUMBER OF ANIMALS LIMITED) OF CHAPTER 102 (ANIMALS) OF ARTICLE III (LICENSING AND REGULATION OF ANIMALS)):**

The purpose of this ordinance is to limit the number of dogs on properties of 2 ½ acres or less to two and to five on properties over 2 ½ acres in size. Motion by Rich Heidel, second by Ed Kazik, to schedule a second reading of the ordinance at the July 20<sup>th</sup> board meeting. The motion passed unanimously

**E. DISCUSSION AND ACTION – Proposed Expenditure of ARPA Funds (Phase One):**

The Village is expected to receive \$1,055,268.36 as part of the American Rescue Plan. The law requires that the funds be fully expended by December 31, 2024 and any remaining funds will be returned to the federal government. The Village's payments will come in two phases – the first (\$527,634.18) was received last month. The proposed purchases are for body cameras for the Hobart/Lawrence Police Department, for water loop redundancy from Packerland to County Highway EE, and for Water/Sewer extension along Autumn Joy Road to create redundancy. Motion by Ed Kazik, second by Dave Dillenburg, to approve the proposed expenditures under the ARPA program, with the purchase of body-worn and in-car cameras for the Hobart-Lawrence Police Department (\$130,555.96) to occur when the Lawrence Town Board approves their 50 percent share of the cost and to authorize the bidding out of the water loop project from Packerland to County Highway EE. The motion passed unanimously.

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

Rich Heidel requested to add a discussion and action item to the July 20<sup>th</sup> board agenda to decide whether it wants to consider the forthcoming proposal for contracted police services from the county.

**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: Tribal Affairs; How Landscaping Services vs. Village of Hobart et al litigation.
- 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.

Motion by Rich Heidel, second by Ed Kazik, to adjourn to closed session at 7:06pm. The motion passed unanimously.

**H. CONVENE INTO OPEN SESSION:**

Motion by Ed Kazik, second by Debbie Schumacher, to convene into open session at 8:22pm. The motion passed unanimously.

**I. ACTION FROM CLOSED SESSION:**

Motion by Ed Kazik, second by Debbie Schumacher, to approve the development agreement between the Village of Hobart, KDMJG LLC, Nicolet Bank, WBD Inc, and the U.S. Small Business Administration. The motion passed unanimously.

**12. ADJOURN**

Motion by Dave Dillenburg, second by Debbie Schumacher, to adjourn at 8:23pm. The motion passed unanimously.