

**VILLAGE BOARD MINUTES  
MONDAY, SEPTEMBER 10, 2018  
7:00 PM  
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE**

Call to Order

Roll Call

There was a moment of silence observed in remembrance of 9/11.

Pledge of Allegiance – Trustee Dorau

Present: Trustees Anson, Dorau, Meyers, Landwehr, Swenson, President Pfannerstill

Excused: Trustee Wallschlager

Others: Administrator Cox, Finance Director Bailey, Interim Chief Collura, Clerk Igl, Fire Chief Dean, DPW Operations Supervisor Gerszewski, Bryan Lindgren (Neumann Companies), individuals interested in providing comments

Public Comments: (Please be advised the Village Board will receive information from the public for a three minute time period per person, with time extensions per the Village President's discretion. Be it further advised that there may be limited discussion on the information received, however, no action will be taken under public comments.)

1. Consideration of a motion to approve Village Board minutes of August 27, 2018.

President Pfannerstill asked that the August 27, 2018 Village Board minutes be modified to include his comment related to a sex offender ordinance that the Board will get something done and that the people have been heard. Motion (Meyers/Swenson) to approve the minutes with the modification requested. Carried (6-0).

2. Motion (Landwehr/Swenson) to approve vouchers for payment in the amount of \$354,205.63. Carried (5-0). Meyers abstained.
3. Consideration of actions related to Licenses and Permits.
  - a. Motion (Dorau/Anson) to approve applications for Operator's (Bartender) Licenses with a term ending June 30, 2020. Carried (6-0).
  - b. Motion (Meyers/Landwehr) to approve an application for a fireworks permit for Lake Country Lutheran High School. Carried (6-0).
  - c. Motion (Dorau/Anson) to approve an application for a Street Use Permit for Arrowhead High School. Carried (6-0).
  - d. Motion (Anson/Swenson) to approve an application for a Street Use Permit for Lighthouse Events. Carried (6-0).

4. Consideration of a motion to direct staff to develop for Village Board review an ordinance restricting sex offender residency in the Village of Hartland.

President Pfannerstill stated that these issues were taken up under public comment however no action was taken by the Village Board. Motion (Meyers/Dorau) to direct staff to create a draft ordinance restricting the placement of sex offenders. Carried (6-0).

Administrator Cox stated that staff has been working with and providing information to the Village Attorney's office to begin the process of drafting an ordinance that will be legally defensible. A draft of the ordinance will be presented to the Village Board for consideration.

President Pfannerstill explained that when an ordinance is created there is a system in place which requires several readings of the ordinance before the ordinance is adopted. He stated that the Village can create an ordinance for the future but that there is nothing that can be done with the past. He stated that he understands this has caused frustration but encouraged residents to lean on the Police Department to deal with offenders. President Pfannerstill stated that he did not realize that the Village didn't have an ordinance limiting where sex offenders may reside.

Trustee Landwehr stated that the Board had been informed in the past that there was little that could be done to restrict sex offenders but that the PD monitored them. Administrator Cox stated that in discussions with previous Village Boards, previous Police Chiefs were convincing in expressing success in monitoring these individuals without an ordinance restricting placement. Further, he stated that there has always been a possibility to restrict however in the last few years the state has restricted the ability to limit where they can live. It was stated that the Village can move forward with the creation of an ordinance within the confines of the law.

Resident Cindy Kramer, 1263 Four Winds Way, expressed concerns about the number of sex offenders residing in Hartland. She referenced a situation in which an ordinance change forced an offender to move. President Pfannerstill stated that he didn't believe an offender could be removed due to passage of an ordinance. It was clarified that offenders that are un-mapped on the Family Watchdog site are individuals that have a Hartland zip code but do not live in the Village.

Carri Oosberbaan, 1154 Four Winds Way, asked what the states restrictions for placement of sex offenders are. President Pfannerstill stated that the state provides guidance but leaves it up to the municipalities.

Interim Chief Collura stated that the Department of Corrections has rules and regulations that they have to follow when placing offenders. He stated that the PD has a liaison officer that meets with the offenders, conduct interviews, gathers reports, etc. but their hands are tied by following state regulations. He stated that they would be able to regulate more if an ordinance were passed.

Peter Walker, 702 Tenny Avenue, stated that information from the League of WI Municipalities cites a state statute that limits placement within a 1,500 foot radius from certain types of facilities however this only applied to those that are deemed violent and on release. He stated that an online petition asking that the Board take action to adopt restrictions for sex offenders has over 950 signatures. He urged the Village Board to take action stating that of those offenders residing in the Village, eighteen of them have offenses against children.

Valerie commented that her young son had been molested by an educator in the school system. She recounted details of the case and the impact on her family. She asked that the Board consider not limiting restrictions to those offenders deemed violent and asked that the ordinance be specific to ensure the safety of the children.

Mike Diliberto, 1052 Woodbridge Ct., asked whether pictures of sex offenders residing in the Village could be posted at public places such as Piggly Wiggly. He also asked whether restrictions could be placed on offenders such as not owning a pet which could be used to entice a child. President Pfannerstill stated that staff will look into each of these suggestions.

President Pfannerstill stated that he had received an email from an organization that is for the well-being and protection of sex offenders. He stated that he can understand that people are frustrated and angry that the Village doesn't have an ordinance but that one will be adopted.

Tiffany Cooley, 122 Kestrel Way, asked whether the Village ordinance could restrict a parent or friend from housing an offender.

Dan Oostenbrug, 124 Willow Drive, stated that he was disheartened to hear that this issue has come before the Village Board previously and nothing was done. He challenged the Board to push back; that "no" is not acceptable.

5. Receipt of a presentation regarding the proposed development The Glen at Overlook Trails, a condominium development on the property located at and adjacent to N56 W28628 CTH K (Lisbon Road) including the proposed annexation of the property and consideration of a motion to refer the matter to the Plan Commission for review.

President Pfannerstill stated that public comments on the proposal are to be made at the Plan Commission meeting and asked that questions be limited. Neumann Representative Bryan Lindgren provided a presentation stating that the name for the development has been formalized since the last presentation. He stated that they believe that the market is asking for this type of home in the Village. A detailed presentation will be provided at the September Plan Commission meeting.

Trustee Meyers asked whether the entrance will be wider than initially proposed. Mr. Lindgren stated that it will be made as wide as possible given the challenging point of access onto Hwy K. Trustee Meyers asked whether there would be only one entrance as a proposed connection to southern Oaks Drive had been discussed previously. Mr. Lindgren stated that they have met

with neighboring property owners and the proposal submitted includes an emergency drive only to Southern Oaks Drive.

Motion (Swenson/Dorau) to refer the matter to the Plan Commission. Carried (6-0).

6. Consideration of a motion to approve the ordering and purchase of a 2019 Ford Police Interceptor Utility vehicle for delivery in 2019 from Ewald Automotive Group in the anticipated amount of \$30,135 plus final equipment installation by others.

Administrator Cox stated that this vehicle will be included in the 2019 budget. Ordering the vehicle now will avoid an increase in cost for the newer model year. Motion (Meyers/Anson) to approve the ordering and purchase of a 2019 Ford Police Interceptor Utility vehicle for delivery in 2019 from Ewald Automotive Group in the anticipated amount of \$30,135 plus final equipment installation by others. Carried (6-0).

7. Consideration of a motion to approve a revised Department of Public Works Director Job Description.

Administrator Cox stated that staff had evaluated options for reorganization of the DPW Director position. No changes were recommended however changes to the job description to broaden the background requirements for potential candidates were suggested. Motion (Anson/Swenson) to approve a revised Department of Public Works Director Job Description. Carried (6-0).

8. Announcements: The following individuals will be given an opportunity to make announcements at the meeting in regards to (1) activities taken since the previous meeting on behalf of the community, (2) future municipal activities, and (3) communications received from citizens. It is not contemplated that these matters will be discussed or acted upon. The following individuals may provide announcements: Village President or individual Village Board members or Village Administrator or other Village Staff members.

Budget meetings are scheduled for Wed., Sept. 19 and Thurs., Sept. 20 beginning at 5:30 p.m.

Fire Chief Dean announced the Pancake Breakfast to be held on Sat., Oct. 13 from 7:00 a.m. to 12:00 p.m. and the Pizza Fundraiser on October 17<sup>th</sup> & 18<sup>th</sup> from 6-9:30 p.m.

Chief Dean reminded all of the events of 9/11 stating that it is a time to reflect and be thankful.

Interim Chief Collura stated that refreshments will follow the swearing in of new Police Chief Torin Misko at the Sept. 24<sup>th</sup> Village Board meeting. Residents are invited to attend.

President Pfannerstill stated that he is proud to be in Hartland with more open government and more involvement of residents. He stated that he is proud to see people working together and

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to be part of something like this as this is how government should work; people speak and elected officials listen.

9. Adjournment

Motion (Dorau/Swenson) to adjourn at 8:11 p.m.

Respectfully submitted,

Darlene Igl  
Village Clerk