



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

Notice is hereby given according to State Statutes that the PUBLIC WORKS AND UTILITIES ADVISORY COMMITTEE of the Village of Hobart will meet on Monday, February 13th 2023, at 5:00 P.M. at the Hobart Village Office. NOTICE OF POSTING: Posted this 9th day of February 2023 at the Hobart Village Office, 2990 S. Pine Tree Rd and on the village's website.

MEETING NOTICE – PUBLIC WORKS AND UTILITIES ADVISORY COMMITTEE

Date/Time: Monday, February 13th 2023 (5:00 P.M.)

Location: Village Office, 2990 South Pine Tree Road

ROUTINE ITEMS TO BE ACTED UPON:

1. Call to order/Roll Call.
2. Certification of the open meeting law agenda requirements and approval of the agenda.
3. Approval of Minutes – January 9th 2023 Meeting (Page 2)
4. Public comments on non-agenda items.

ACTION ITEMS

5. DISCUSSION AND ACTION – Creation of new Policy for Crewmembers on Fire Department (Page 3)

Discussion on creation of policy for Hobart Fire Department members which also are employed by the Hobart Public Works for guidelines on responding and time clock management during DPW working hours.

6. DISCUSSION AND ACTION – Review Traffic Safety Along Centennial Centre Boulevard Between CTH FF and Forest Rd.

Discussion and review on possible guardrails, signs, or other potential traffic safety devices on Centennial Centre Boulevard

7. UPDATE – Director and Activity Reports

The activity report agenda item allows Village Staff to apprise the Committee and Public of any new or time-sensitive information. Activity Reports may be given verbally and/or in writing.

8. ADJOURNMENT

Aaron Kramer, Village Administrator

MEMBERS: Vanya Koepke (Village Board), Dave Dillenburg (Village Board), Dave Baranczyk, Dan Deruyter, Richard Happel, Don Dahlstrom, David Smith, Kevin Gannon (Alternate)

NOTE: Page numbers refer to the meeting packet. All agenda and minutes of Village meetings are online: www.hobart-wi.org. Any person wishing to attend, who, because of disability requires special accommodations, should contact the Village Clerk-Treasurer at 920-869-1011 with as much advanced notice as possible. There may be a quorum of the Village Board of Trustees in attendance at this meeting, although no official Board action or discussion will take place.



Village of Hobart Public Works & Utilities Advisory Committee Minutes
Hobart Village Office; 2990 S. Pine Tree Rd, Hobart, WI
Monday, January 9, 2023 – 5:00 pm

1. Call to Order, Roll Call:

The meeting was called to order by Dave Dillenburg at 5:01 pm. Roll call: Dave Dillenburg, aye; Vanya Koepke, excused; Dave Baranczyk, aye; Dan Deruyter, aye; Don Dohlstrom, aye; Richard Happel, absent; David Smith, aye; Kevin Gannon, aye.

2. Certification of the Open Meeting Law Agenda & Approval of the Agenda:

Motion by Don Dahlstrom, seconded by Dave Baranczyk to approve the agenda as presented. All in favor. Motion carried.

3. Approval of Minutes:

Motion by Dave Baranczyk, seconded by Kevin Gannon to approve the November 14, 2022 minutes as presented. All in favor. Motion carried.

4. Public Comment on Non-Agenda Items:

None

5. Petition to reduce the speed limit on Trout Creek Road:

Public Works Director, Jerry Lancelle presented the petition signed by residents to lower the speed limit on Trout Creek Road from 45 mph to 35 mph. Motion by Don Dahlstrom, seconded by Dave Smith to accept the petition. All in favor. Motion carried.

6. UPDATE – Director and Activity Reports

Public Works Director, Jerry Lancelle, gave updates to the committee on various ongoing projects and current operations within the Public Works.

7. Adjourn:

Motion by Dave Baranczyk, seconded by Don Dahlstrom, to adjourn. All in favor. Motion carried. Meeting adjourned at 5:35 pm.

Potential Policy on Volunteer Firefighters when absent from scheduled work hours for fire calls.

Some thoughts to consider for Mondays meeting.

- According to State Statutes 103.88, an employee may not restrict a volunteer firefighter from responding to calls or arriving late to work for a fire call (see below).
- When responding to fire calls:
 - Does the crewmember receive an hourly wage, stay "clocked in" during a fire call.
 - If so, is there a time limit, ie- paid up to 3 hours for a call or paid hourly wage for calls only up to 1 hour? (Average time on call in 2022 was 42 minutes)
 - If a fire call begins before start of workday, does crewmember clock in normally at the time they arrive?
 - Or if fire call begins during work hours and last beyond workday, how is that handled?

CHAPTER 103 EMPLOYMENT REGULATIONS

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- **103.88 Absence from work of volunteer fire fighter, emergency medical services practitioner, emergency medical responder, or ambulance driver.**
- **(1) DEFINITIONS.** In this section:
- **103.88(1)(a)(a)** "Ambulance service provider" means an ambulance service provider, as defined in s. 256.01 (3), that is a volunteer fire department or fire company, a public agency, or a nonprofit corporation.
- **(b)** "Emergency" means a fire, hazardous substance release, medical condition, or any other situation that poses a clear and immediate danger to life or health or a significant loss of property.
- **(bd)** "Emergency department" means a room or area in a hospital that is primarily used to provide emergency care, diagnosis, or radiological treatment.
- **(bm)** "Emergency medical responder" has the meaning given in s. 256.01 (4p).
- **(c)** "Emergency medical services practitioner" has the meaning given in s. 256.01 (5).
- **(d)** "Employee" means an individual employed in this state by an employer, but does not include an individual employed to provide direct patient care at a hospital intensive care unit or emergency department.
- **(e)** "Employer" means a person engaging in any activity, enterprise, or business in this state. "Employer" includes the state and any office, department, independent agency, authority, institution, association, society, or other body in state government created or authorized to be created by the constitution or any law, including the legislature and the courts. "Employer" does not include a paid fire department or an ambulance service provider, as defined in s. 256.01 (3).
- **(g)** "Nonprofit corporation" has the meaning given in s. 256.01 (12).
- **(h)** "Public agency" has the meaning given in s. 256.15 (1) (n).
- **(i)** "Responding to an emergency" includes going to, attending to, and returning from an emergency.
- **(2) ABSENCE FROM WORK PERMITTED.** An employer shall permit an employee who is a volunteer fire fighter, emergency medical services practitioner, emergency medical responder, or ambulance driver for a volunteer fire department or fire company, a public agency, or a nonprofit

corporation to be late for or absent from work if the lateness or absence is due to the employee responding to an emergency that begins before the employee is required to report to work and if the employee complies with sub. (3) (a). This subsection does not entitle an employee to receive wages or salary for the time the employee is absent from work due to responding to an emergency as provided in this subsection.

- **(3) RESPONSIBILITIES OF EMPLOYEE.**
- **(a)** An employee may be late for or absent from work under sub. (2) if the employee does all of the following:
 - **1.** By no later than 30 days after becoming a member of a volunteer fire department or fire company or becoming affiliated with an ambulance service provider, submits to the employee's employer a written statement signed by the chief of the volunteer fire department or fire company or by the person in charge of the ambulance service provider notifying the employer that the employee is a volunteer fire fighter, emergency medical services practitioner, emergency medical responder, or ambulance driver for a volunteer fire department or fire company, a public agency, or a nonprofit corporation.
 - **2.** When dispatched to an emergency, makes every effort to notify the employee's employer that the employee may be late for or absent from work due to the employee's responding to the emergency or, if prior notification cannot be made due to the extreme circumstances of the emergency or the inability of the employee to contact the employer, submits to the employer a written statement from the chief of the volunteer fire department or fire company or from the person in charge of the ambulance service provider explaining why prior notification could not be made.
 - **3.** When late for or absent from work due to responding to an emergency, provides, on the request of the employee's employer, a written statement from the chief of the volunteer fire department or fire company or from the person in charge of the ambulance service provider certifying that the employee was responding to an emergency at the time of the lateness or absence and indicating the date and time of the response to the emergency.
- **(b)** When the status of an employee under sub. (2) as a member of a volunteer fire department or fire company or as an affiliate of an ambulance service provider changes, including termination of that status, the employee shall notify the employee's employer of that change in status.
- **(4) PROHIBITED ACTS.**
- **(a)** No person may interfere with, restrain, or deny the exercise of the right of an employee to respond to an emergency as provided in sub. (2).
- **(b)** No person may discharge or discriminate against an employee in promotion, in compensation, or in the terms, conditions, or privileges of employment for responding to an emergency as provided in sub. (2), opposing a practice prohibited under this section, filing a complaint or attempting to enforce any right under this section, or testifying or assisting in any action or proceeding to enforce any right under this section.
- **(5) ENFORCEMENT.** An employee whose right to respond to an emergency under sub. (2) is interfered with, restrained, or denied in violation of sub. (4) (a) or who is discharged or discriminated against in violation of sub. (4) (b) may file a complaint with the department, and the department shall process the complaint in the same manner that employment discrimination complaints are processed under s. 111.39. If the department finds that an employer has violated sub. (4) (a) or (b), it may order the employer to take action to remedy the violation, including reinstating the employee, providing compensation in lieu of reinstatement, providing back pay accrued not more than 2 years before the complaint was filed, and paying reasonable actual costs and attorney fees to the complainant.
- **History:** 2009 a. 140; 2017 a. 12; 2021 a. 209.