

Special Council Meeting

March 11th, 2024

Call to Order – 7pm

Roll Call - All Present Except Vogelsong

Agenda Approved – Nancy Moved, Eric 2nd, Mary Question

Yes – 5 No – 0

Waste Management Contract

Mayor turned it over to Vince from WM to discuss and present. Copy of Contract was provided to all members prior. Ed Jacobs inquired about the reduction of service and increase in cost. Did not agree with continuing. Eric Featzka asked about the bulk pick up and changes as he uses it frequently. Mary Wright asked about the billing and if WM would include in the bill the portion that the Village covered. Vince explained that they could break down the bill for the customer, however, it would not indicate the coverage provided by the Village. Mayor verified the contract and the 4% increase over the 5 years and there was discussion about the wording. Eric Prehn mentioned the section that talked about the “bags or bulk item” vs the ability to have both. WM indicated that it is still the same as before and they could change “or” to an “and” to clarify.

Nancy Moved – with change (“or” to “and”), Mary 2nd, Nancy Questions

Yes – 4 No – 1

Zoning Permits – Featzka & Puffer

Mayor advised of the possible violation or concerns brought up over the buildings at Featzka and Puffer residents. He read each one, one at a time and allowed the Zoning Inspector to respond to each.

Section 905 – Was the Height issue and 20 feet. Ed explained that he measured the Featzka building, and it was just over 20 feet although the difficulty of measuring it from the ground with a tape measure. Mary Wright asked if he had a laser measurer to which he indicated he did not.

Section 509.1 & 509.2 – Overlay District Boundaries – Questions are if it fits this section and the aesthetics and environmental qualities. Ed explained that the house and the detached garage are going to be painted the same as the building, so it matched. Additionally, the pitch and design of the roof of the new building matches that of the existing detached garage.

Section 702.1 – Home Occupation – Questions are if it is a business and the requirement for the square footage meets this section. Ed explained that both buildings were for personal use, however, Featzka planned on storing his camper, work vehicle, and some equipment he has for owned business, however, it is not just for business purposes. Puffers structure is a wood working shop that is a hobby, not a business.

Mayor opened it up to visitors for discussion, Attorney Kerscher (representing Featzka’s) spoke and indicated that it was his opinion that Council did not have authority over this matter and Council Meetings were not the venue to deal with this. He indicated that they were there to resolve the matter and get back on track. Mayor explained that Council could repeal the permit and he had

received guidance from our legal advisor as well. Dave Ausin spoke and inquired if someone complained or why this was an issue. Mary Wright stated that she had been contacted with concerns and this is why its being looked into. Additionally, the sections of Zoning have been looked at and even some changed like the trailers and parking. Dave added that trailers could not be allowed we have codes on the books indicating so. Dave mentioned the issue of the trailer beside his home that should not have been allowed as well. Mary indicated there has been some issues over the enforcement and zoning matters that have already been looked into and will continue to be. Steve Heckler inquired as to the authority of Council to address Zoning and if there is an official process to report complaints of matters for zoning. He was informed that coming to Village Hall and speaking to the Administrator or Zoning would be the process. Featzka explained his view on the process and that it impeded his progress by not being able to work over the weekend. Puffer stated that the "stop work order" was inappropriate and things could have been addressed in a better way and maybe a different format vs how it was handled. Mayor expressed that the discussion would be had with Planning and a Process to better the future handlings. Carroll explained to the Mayor that if Council accepted the explanations provided and were moving forward, there was no reason for a vote of further action by Council on either matter. Featzka inquired if there would be a release of the Stop Work Order to which Carroll advised him that verbally it is released effective immediately, and a writing response would be forthcoming if needed.

Helen Moved to Adjourn, Nancy 2nd, Mary Question

Yes - 5

No - 0

Lucas D. Heft