

The Sheridan Village Board of Trustees met on the above date with the following Trustees present: Peggy Arneson, Bill Clemens, Shelly Figgins, Jim Allen and Jeff Wilhelm. Mayor Anderson called the meeting to order at 7:00 PM. Mike Walker arrived after roll call was taken.

Bills for the month of March, 2010 in the amount of \$44,471.97 were presented for payment. Bill Clemens motioned payment of all bills. Peggy Arneson 2nd. Motion carried.

Minutes of the March 8, 2010 Regular Meeting were presented. Jim Allen motioned to accept the Minutes as presented. Jeff Wilhelm 2nd. Motion carried.

Shelly Figgins gave the Financial Report for the month of March, 2010 showing a balance of \$363,671.90 as of March 31, 2010. Mike Walker motioned to accept the Finance Report for the month of March, 2010. Jeff Wilhelm 2nd. Motion Carried.

Correspondence: No correspondence received

Committee Reports:

Jeff Wilhelm, Streets Committee, reported he had received three bids for the supplying and maintaining of the park port-o-lets. Wilhelm indicated that two of the lowest bids came in at the same price one being the same company we used last year and chose to stay with this company at a cost of \$55.00 per port-o-let per month.

Wilhelm also reported that there has been some flagging of utilities being done along the edges of the road. Wilhelm explained that we need to cut the edges of the road where there has been a lot of standing water because the pavement blows up after this water freezes and then thaws and this work will alleviate the water from pooling in these areas.

Wilhelm also reported that he has received the last load of road salt which fulfills our contract with the state purchasing program for this year.

Jim Allen, Parks Committee, nothing to report.

Mike Walker, Sewer Committee, reported he had met with Jim Bristol and further reported that Mr. Bristol would like a representative from the Village Board to attend Sanitary District meetings and work closely with the Sanitary District on finding solutions to the grease problems that have been arising. Chief Bergeron indicated that as a member of the Health Department, he has been working with Attorney Burton on the grease issues and further indicated that inspections of the restaurant's grease traps were completed. Bergeron also indicated that there are conflicting reports from some of the restaurant owners and their grease collectors as to what is being done with the waste-water grease and the fryer grease. Bergeron indicated it might benefit all interested parties to schedule a Health Department meeting and include all the restaurant owners, a member of the sewer committee and a member of the Sanitary District.

Bill Clemens, Police Committee, gave the police report for the month March, 2010. Clemens also reported that Chief Bergeron has announced that D.A.R.E. graduation will be held on April 28th at 7:00 pm at the Grade School and would like all of the Board Members to attend.

Peggy Arneson, Zoning Committee, reported no building permits were issued in March.

Old Business:

Attorney Burton indicated Hidden Acres Subdivision requested additional time for approval of their final plat. Burton explained there is a time period from the approval of a preliminary plat to the approval of the final plat however these are difficult times and Hidden Acres is requesting an extension of time. Burton indicated Hidden Acres has made this same request in the past and the Board indicated it would consider the additional time however Hidden Acres has a significant outstanding bill that we would like paid first. Burton further indicated that the process remains the same and suggested the Board not take any action to formally extend the time for a final plat until such time as we get some of our expenses paid. Burton also indicated he has spoken with Village Engineer, Tim Juskiewicz, who indicated there has been some conversation between him and the engineers for the developer and they are down to a punch list that both parties agree should be addressed prior to the time the final plat comes in which was the big standoff before and the reason why the issue has not yet been resolved. Peggy Arneson made a motion to table the request for additional time of final plat approval for Hidden Acres Subdivision. Bill Clemens 2nd. Motion carried.

New Business:

Ordinance #2010-04 – An Ordinance Granting a Special Use Permit and Variance for U.S. Cellular. Attorney Burton indicated U.S. Cellular filed a petition for a Variance and a Special Use Permit to allow construction of a telecommunication tower in an agricultural district. Burton further indicated the Zoning Board of Appeals held a hearing on Monday, April 5th and made their recommendation to grant the Special Use Permit and Variance. Burton indicated that a Special Use permit was necessary because the Village only authorizes towers in an agricultural district as a Special Use which was approved by the Zoning Board of Appeals as no surrounding land owners objected. Burton further indicated there is a Variance in terms of two issues, one being a height issue as there is a 75 foot height limitation under an agricultural district and the proposed tower would be 250 foot in height. Burton further explained the second Variance being granting is for the setback from the road. Bill Clemens made a motion to accept Ordinance #2010-04. Peggy Arneson 2nd. Motion carried.

Resolution #2010-05 – A Resolution Appointing Cemetery Board Member. Attorney Burton indicated Burgil Hagen has resigned her position as a member of the Cemetery Board and that position will be replaced by Sharon Johnson. Bill Clemens made a motion to accept Resolution #2010-05. Jeff Wilhelm 2nd. Motion carried.

Resolution #2010-06 – A Resolution Appointing a Part-Time Maintenance Employee. Mayor Anderson indicated Wilhelm requested the appointment of Mike Gradert to maintenance at an

hourly rate of \$11.00 per hour to do some repair work that is needed in the Maintenance Building. Wilhelm indicated that a door and a wall is about to collapse and Gradert specializes in wood work and would be useful for these repairs. Wilhelm also indicated that Mike can mow the Parks if Jack Espeland was not available. Jim Allen made a motion to accept Resolution #2010-06. Jeff Wilhelm 2nd. Motion carried.

Resolution #2010-07 – A Resolution Authorizing Sanitary District To Obtain Samples from Village Sewers. Attorney Burton indicated that the Village has been dealing with grease issues and we have addressed these issues in the past and made some revisions to the Ordinance in accordance with the Sanitary District. Burton further indicated that additional grease problems have arisen which have caused problems for the Village with the sewers becoming blocked as well as causing treatment plant problems. Burton also indicated the Village would like to step up our enforcement and work with the Sanitary District so they can let us know when they notice grease coming into the treatment plant and contact us immediately so we can try to identify the source of the problem. Burton indicated according to this Resolution, the Village will provide the Sanitary District with a call list of people that could be contacted any time, day or night, when they identify grease entering into the sewage treatment plant at that point they would notify the Village and we would work with them in terms of any samples that they want pulled whether it be from a manhole for the purpose of trying to identify where we are starting to have these problems.

Mayor Anderson indicated there are tests that can be done by retrieving a sample of the sewage water from a manhole and setting it aside to allow it to separate and within hours this test identifies the chemical contents of the sewage water. Mayor Anderson explained that every chemical has a marker in it and this marker can determine the kind of oil, whether it is cooking oil or motor oil and will show where it is coming from. Mayor Anderson also indicated he has spoken with Jeff Tomlin of the Sanitary District and he agreed these tests may be the way to start the elimination process to figure out where the grease is coming from whether it is a homeowner or a business because we have no idea how much grease is actually being dumped into the sewer. Mayor Anderson further indicated he felt this was a good place to start and it won't cost the Village any money we would just need to furnish a Village employee to be present when a sample is taken for safety reasons. After further discussion, Bill Clemens made a motion to accept Resolution #2010-07. Peggy Arneson 2nd. Motion carried.

Resolution #2010-08 – A Resolution Directing Village Attorney to Commence Collection Action for Delinquent Sewer Use Fees. Attorney Burton indicated that last year the Village imposed a \$10.00 per month sewer maintenance fee which is billed quarterly however there are many homeowners that have not yet paid this bill. Burton further indicated that up until now we have not begun any collection action as we have been giving homeowners a little time to pay their bill and also allowing the dollar value of what is owed to add up and at this time the outstanding amount is up to \$100.00. Burton indicated he will be sending a letter from himself as the Village Attorney to delinquent homeowners telling them we are going to file a lien on the property unless they make appropriate arrangements to pay their bill and the next step would be to file the liens. Shelly Figgins asked approximately how much money is outstanding. Veronica Clemens explained there are 64 homeowners that have not yet paid this fee and at \$100.00 each owing

totals \$6,400.00. Peggy Arneson made a motion to accept Resolution #2010-08. Jim Allen 2nd. Motion carried.

Resolution #2010-09 – An Ordinance Granting Variance For Tony & Tammy Wyant. Attorney Burton indicated the Wyants contacted the Village raising the issue that when they received their original variance per Ordinance #2008-42, that variance had a number of conditions listed. Burton explained one of the conditions was that various improvements as directed by our Building Inspector be completed and those improvements did get completed. Burton further explained the variance on the Third Street setback was conditioned upon the vacation of Third Street and the Board chose not to vacate Third Street so that element of their variance was never approved because it never took effect. Burton presented the Board with an amendment to Ordinance #2008-42 which states that the variance for the Third Street setback is in effect as well as the variance for the Barr Street setback. Peggy Arneson made a motion to accept Resolution #2010-09. Jeff Wilhelm 2nd. Motion carried.

John & Tara Kowalski, owners of Corner Tap, were present and John indicated that this year during the 4th of July celebration they will be hosting the annual street dance. John further indicated he is requesting the Board's permission to hold the street dance and indicated that a band was already hired and the time of the dance would be from 7:30 pm to 11:30 pm with an intermission during the fireworks. Attorney Burton asked when the street would need to be closed to set up a stage. Tara indicated the last time they hosted the street dance, the stage was set up far enough off the street that it did not block the street at all and would like to do the same again this year but are requesting the street be blocked off by 7:00 pm. Burton asked as far as liquor being sold from outside of the establishment if there will be a fenced area. John indicated that was correct and that no alcohol would be allowed outside of that fenced area. John also indicated that they will provide wristbands and alcohol will only be sold inside, no alcohol will be sold outside but drinks are allowed to be taken outside and patrons would need a wristband to drink. Burton reminded the Kowalskis that the Village does have a prohibition against glass during the 4th of July activities and asked if they would be serving drinks in plastic cups. John indicated that was correct. Burton asked the Kowalskis if they would be willing to make a one-time payment to the Village to cover the cost of extra police patrol during the street dance. John agreed. Burton indicated that in the next 30 days he will work with Mayor Anderson and have the proper documentation prepared for next month's Board meeting.

Brad Heth was present and requested permission from the Board to use Centennial Park on the first Sunday of the month during the summer to host a free community karaoke show. Brad indicated that he would like to hold this event on the first Sunday of each month however with the 4th of July falling on the first Sunday in July he would change that one to July 11th. Brad continued to explain that he performs karaoke shows and would like to present a show in the Park for families and also have an opportunity to display products that he sells on-line that are karaoke related. Attorney Burton presented Mr. Heth and the Board with a copy of the Village's Park Ordinance and indicated that the only issue the Village regulates involving the Park is when it comes to a certain number of people, otherwise residents have a constitutional right to assemble and the Village cannot infringe on that right and generally doesn't question what will take place at the Park unless there will be a significant amount of people present that would

cause our police department or fire department to be on alert and that would be an assembly of 50 people or more. Burton indicated to Mr. Heth that he understands he cannot predict how many people will be attending but asked if he had any idea how many people he expects. Brad indicated he wouldn't speculate more than 50 people at the first performance. Burton indicated that the Board can give Mr. Heth the go ahead for the first time out and if it does draw a crowd then we would have to refer to the conditions listed in the Parks Ordinance involving crowds of 50 people or more. Mayor Anderson asked Mr. Heth about the noise and whether he will be using large speakers. Heth indicated he would make sure that noise would not be a concern. Heth also indicated the hours would be between 3:00 pm and 6:00 pm and the first show would be held on June 6th, the second one would be on July 11th and the third would be on August 1st. Burton indicated that the Board would appreciate it if Mr. Heth could do what he can to keep the park clean. Wilhelm indicated he would make sure the trash cans in the Park were empty. Jim Allen made a motion to allow Brad Heth use of Centennial Park for community activities. Bill Clemens 2nd. Motion carried.

Public Comment: None

There being no further business, Jeff Wilhelm motioned to adjourn the meeting. Shelly Figgins 2nd. Mayor Anderson adjourned the meeting.

Respectfully Submitted,

Veronica R. Clemens
Village Clerk