

VILLAGE OF SMITHTON
COMMITTEE AS A WHOLE
JULY 24, 2018
7:00PM

Mayor Klein, Trustees Becker, Yoch, Smallwood, Rogers, and Elbe were present. Trustee Becherer was absent. The meeting was called to order at 7:00pm.

Mayor Klein shared a letter with the board that he had written to a resident. The resident had called in about a high water bill so the street crew went out and checked the meter. The resident says that he was told that the meter was bad and that they were going to switch it out. Klein said that he wished residents would not be told that their meter is bad because then they believe that they have a legitimate complaint. The guy claimed that he did not fill his pool or water his yard or anything. Klein said he had been informed that a camper had been parked at the residence with family visiting. He also has an inground pool. The resident came in to the office to speak to Klein about it. Klein told him that we would waive the sewer fee, but the resident also wanted the \$227.32 bill written off. Trustee Yoch asked if there were any leaks. Klein responded that the resident had been told to check the toilets and faucets and denied finding anything wrong. The resident stated that he was told that the meter was bad. Klein told him that when a meter starts going bad it will read slower instead of faster. The resident replied that Klein could not be sure that the meter wasn't the problem. Klein told him that he couldn't be sure that the resident hadn't filled his pool or that someone had turned on the hose and left it on. Klein explained to him the village has to pay for the water. The resident told Klein that he had gone over to Freeburg to talk to them about it. Klein told him that we are not Freeburg and that if he lived in Freeburg they probably would have shut off his water for not paying his bill. Klein told the resident that he would allow him to make payments on the amount due. The resident wants to pay the amount that the Village pays to FSH. Klein told him that the Village could not do that because all residents must be charged the same amount. The resident then stated that he wants to address the board about the problem. Klein informed the resident that there was an incident in the past where a resident had to pay for a high water bill after someone turned on his outside faucet while he was out of town. Klein told the board that the resident will be at the next Village Board meeting.

Mayor Klein informed the board that Village Clerk Boeving gave him the names of the employees who will be taking the early retirement plan. He told the board that Mark Rausch,

Supervisor Fults, Debi Boeving, and Chief Vielweber will be retiring next year.

PARK LAKE FISHING DOCKS AND RIP RAP – Trustee Becker asked the board about getting a load of rip rap to have on hand for use around the lake. After discussion the board decided that the fishing docks should be put in before placing the rip rap around the lake. The docks will need to meet ADA guidelines. Trustee Becker will meet with Engineer Saeger about the docks. The board discussed storing a load of rip rap at the back of the park.

DISTURBING PEACE ORDINANCE – Mayor Klein informed the board that he thinks the ordinance should be more flexible. He doesn't like that there is no outside amplified music allowed at all with the ordinance. Klein thinks that a restaurant should be allowed to play mood music outside unless it interferes with disturbance of the peace. Klein also states that the seven-date outside music limit was only decided on because of Schmitt's Bar. He thinks that a limit of once a week would be okay. More times than that would have to be requested. Trustee Yoch asked about allowing requests for one month at a time. Trustee Elbe stated that the system is working the way it is now. If a blanket amount of dates is given in the ordinance then the board has no recourse. Trustee Smallwood agreed that the ordinance is working. He recognizes that the owners are working with the board. He stated that he understands that they feel that the ordinance was written to pertain only to Schmitt's business. Smallwood feels that it was written for all of the businesses. He states that the extra dates granted by permit are a privilege. If a request is made and there have not been any issues then the permit will be granted for more dates. Smallwood stated that if it is too much of an inconvenience to come to a meeting for ten minutes and ask for permission then they might not want the music that badly. Klein replied that he could look into Yoch's idea of granting a month at a time so that the Pilla's would only have to come to one meeting a month. Smallwood responded that he thinks the people requesting permits should have to appear to answer any possible issues. He feels that the board worked very hard on the ordinance and if they make allowances now it will show a sign of weakness. Klein stated that if the board would consider allowing the permits to cover a month at a time then he would be in agreement. Yoch agreed with that also. Trustee Rogers stated that if there are problems then the owners would have to appear. After discussion the board agreed that after the first of the year to try granting permits for one month at a time but making it clear that if there are any issues during that period then the following request may be denied. Smallwood did not agree and stated that he thinks the ordinance should stay as it is.

WATERLINE EXTENSION REQUEST ON SCHIERMEIER LANE – Mayor Klein informed the board that Tony Funderberg called him if the Village would be interested in extending our waterline on Schiermeier Road. Klein told the board that the Village has had a handshake agreement not to cross Richland Creek with water lines. Funderberg said that there is one property along Schiermeier Road that will not grant them an easement for a water line. Freeburg is asking Smithton if they would consider extending the water line from Arbor View to the Freeburg

Village limits. There are ten homes involved. Part of the area is considered a flood plain. Engineer Saeger will try to get a rough estimate on how much it would cost to extend the water line. Klein asked Funderberg today if Freeburg would agree to an interconnect for emergency use if Smithton would run the water line. Funderberg said yes. Klein told Funderberg that it would be a huge investment for the Village to make and it would take many years before the cost would be recouped. Klein stated that at least four of the homes closest to Richland Creek want water now. Klein stated that there is potential for new construction in one area. Trustee Becker stated that the area would have to be annexed into the Village. The board will discuss it further after Saeger presents some cost estimates.

CODE BOOK UPDATE – The board reviewed more of the code book.

Meeting was adjourned at 9:20pm.