



Village Board Meeting

Agenda Item:

Meeting Date: Feb 9, 2026

Referring Body:

Committee Contact: Trustee Sorensen and Charneski

Staff Contact: n/a

Report Prepared by: Ken Charneski

AGENDA ITEM: "Determination of the basis for Board Member votes regarding Milestone CUP appeal, and other procedural errors and issues

OBJECTIVE(S): To establish for the record what the facts/reasoning was for Board member votes for or against, regarding sand mine CUP. Examine errors in procedure.

HISTORY/BACKGROUND On Tuesday Jan 27th the Village Board held a meeting to review an appeal by Milestone Materials of the Plan Commission denial of a Conditional Use Permit (CUP) to mine sand on AR zoned property located on Maple Ridge Road.

Aside from an over-all yes or no vote to overturn the Plan Commission decision, the meeting chairman did not conduct the required procedure needed to establish the Board members' vote and reasoning on each of the 5 criteria that needed to be met. Applying the facts to the law and the reasoning for such is important in any municipal quasi judicial functions where the decision affects specific individuals only, rather than the Village as a whole.

Zoning administrator Wegner needs this reasoning in order to write the letter of approval for the CUP to Milestone. The Plan Commission Chairman has requested a summary of the Boards findings, and of course the neighboring residents and village taxpayers are entitled to this information as a matter of due process rights.

This meeting is intended to clarify each Board member's reasoning and evidence for their conclusions and vote, whether for or against the motion, as well as to discuss any related conflicts or procedural issues raised during or after the meeting, and to the extent possible, correct the issues.

PROPOSAL: Correct the record and determine the basis of board member votes.

RECOMMENDED ACTION: As the Board decides.

FINANCIAL

Financial Consideration/Action:

FUNDING SOURCE: N/A

Account Number/Title: #

Current Adopted Budget: \$
Spent to Date: \$
Remaining Budget: \$
Requested Amount: \$
Remainder of Budgeted Amount, if approved:

ATTACHMENTS: