

**VILLAGE PRESIDENT**  
Ray Danford

**VILLAGE CLERK**  
Jerry Menard

**VILLAGE TRUSTEES**  
Rita Baker  
Charlie Mattern  
Kevin Groth  
Corby Valentine  
Steve Smith  
Tony Miller

# VILLAGE OF FREEBURG

**FREEBURG MUNICIPAL CENTER**  
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**VILLAGE ADMINISTRATOR**  
Dennis Herzing

**VILLAGE TREASURER**  
Bryan A. Vogel

**PUBLIC WORKS DIRECTOR**  
Ronald Dintelmann

**POLICE CHIEF**  
Melvin E. Woodruff, Jr.

**VILLAGE ATTORNEY**  
Stephen R. Wigginton

## **FREEBURG REGULAR BOARD MEETING** **Monday, February 17, 2009 at 7:30 p.m.** **Board Minutes**

**CALL TO ORDER:** Mayor Danford called the Regular Board Meeting to order at 7:32 p.m. on Tuesday, February 17, 2009, in the Freeburg Municipal Board Room.

**PLEDGE OF ALLEGIANCE:** Those present and Board Members recited the Pledge of Allegiance.

**ROLL CALL:** Trustee Charlie Mattern – absent; Trustee Steve Smith – here; Trustee Rita Baker – here; Trustee Corby Valentine – here; Trustee Tony Miller – here; Trustee Kevin Groth – here and Mayor Raymond Danford – here; ( 6 present, 1 absent). Mayor Danford announced there is a quorum.

**MINUTES OF PREVIOUS MEETING:** *Trustee Rita Baker motioned to approve the minutes of Monday, February 2, 2009 and Trustee Kevin Groth seconded the motion; (5 ayes, 0 nays, 1 absent). All voting aye motion carried.*

**FINANCE:** Trustee Smith said he would like to schedule a Committee as a Whole Meeting to finish up the 3- to 5-year plan. The meeting was scheduled for Tuesday, March 3, 2009 at 8:00 p.m.

**TREASURER'S REPORT:** None.

**ATTORNEY'S REPORT:** Mayor Danford said our attorney was supposed to attend the meeting this evening but does not see him here tonight.

**ESDA REPORT:** Gene Kramer, ESDA Coordinator, gave us an update on the weather report.

**PUBLIC PARTICIPATION:** Mayor Danford said the floor is open to Public Participation.

1. Robert Evans said he wanted to make everyone aware that on February 21, 1859 by an act of the Illinois State Legislature, our town was renamed to Freeburg and it will be our 150<sup>th</sup> Birthday. He knows Freeburg isn't planning on doing anything, but he just wanted to make sure it is mentioned in the minutes.
2. Paul Anderson said spring is coming and asked if we know if the highway is going to get done. There is also something that definitely needs to be done for the businesses. There are bumps and holes when you enter with your vehicle and when you exit, there are small drop offs. Trustee Miller said after they finish the highway, he hopes they continue to fill the holes that are forming in town on the northbound lane and the ones that are getting worse on the southbound lane.

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3. Janet Baechle said she got the email about calling them regarding emergencies, but they didn't call me. She signed up online and they never called me, so she is not sure they got the information. Administrator Herzing said we had our first test run Friday and there were a lot of people who did not receive their call. Administrator Herzing said he did not have the statistics with him on how many people were reached. It did reach 80% of the people they had on their list. The problem was they didn't read our zoning map very well and the information that was provided to them. We are working to get it updated. Administrator Herzing said a lot of people did not receive it until after 7:00 and it was supposed to reach everyone around 7:00. Trustee Smith asked do they just call the primary numbers because he put down his cell number also. Administrator Herzing explained what the system should do. We are working out the problems as quickly as possible.
4. Mayor Danford called upon Chad Rhutasel. Chad said he has a problem with one of our ordinances regarding landlord utility bills when tenants run off without paying their utility bills and the landlord is expected to pay it. A hefty discussion took place on the subject. Mayor Danford asked Chad to attend the Electric Committee Meeting to discuss what we can do about it.

**REPORTS AND CORRESPONDENCE:** Mayor Danford said we received a thank you letter from Rose Skaer to all the Village employees who did such a great job during our recent snow storm.

Mayor Danford said he also has two requests for a donation:

1. A request from Freeburg District 70, Parent-Teacher Organization for a donation for their Tenth Annual Spring carnival to be held in May:

*Trustee Tony Miller motioned to donate 2 ten days pool passes and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

2. A request from PTF Organization of St. Joseph School for a donation for their 2009 Dinner Auction, Springtime in Tuscany, on Saturday, April 18, 2009:

*Trustee Tony Miller motioned to donate 2 ten days pool passes and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

**RECOMMENDATION OF BOARDS AND COMMISSIONS:** None.

**CONTRACTS, RELEASES, AGREEMENTS & ANNEXATIONS:** None.

**BIDS:** Mayor Danford said we need to vote to approve the Notice of Material Letting on MFT and to submit it to IDOT and a vote to bid it out with the opening date to be set by IDOT.

*Trustee Tony Miller motioned to send our MFT Notice of Material Letting to IDOT and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

*Trustee Tony Miller motioned to go out for bids for the Village of Freeburg 2009 grass mowing with a call date of Friday, March 13 at 2:00 p.m. and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

**RESOLUTIONS:** Mayor Danford said we have Resolution No. 09-01 in our packets for tonight. The Board of Trustee held a discussion on some of the wording and decided to have the contract re-written adding line (d) “Total Cost Not To Exceed 100 Pages” under Basic Cost and Payment Schedule.

*Trustee Kevin Groth motioned to accept Resolution No 09-01 Illinois Codification Services Update and Supplement the Code of Ordinances for the Village of Freeburg with the amendment and Trustee Rita Baker seconded the motion.*

Trustee Smith said before we vote on this motion, we need to look at the last page where it says “This contract is a valid proposal for the Municipality until April 15, 2008. That should be April 15, 2009. Trustee Kevin Groth motioned to withdraw his motion. Hearing no seconded Mayor Danford said motion dies. We will vote on this resolution at the next meeting after a new contract is prepared with all corrections and this resolution then will fall under a new number.

Mayor Danford said next on the agenda is Resolution No. 09-02, A Resolution for Maintenance of Streets and Highways by Municipality under the Illinois Highway Code.

*Trustee Tony Miller motioned to accept Resolution No. 09-01 for Maintenance of Streets and Highways By Municipality Under the Illinois Highway Code by title only, and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried.

**ORDINANCES:** Mayor Danford said next is Ordinance No. 1310: An Ordinance Amending Title VII, Chapter 73 of the Revised Code of the Village of Freeburg, St. Clair County, Illinois; (Traffic Schedules).

*Trustee Rita Baker motioned to accept Ordinance No. 1310 by title only and Trustee Steve Smith seconded the motion. ROLL CALL:* Trustee Rita Baker – aye; Trustee Steve

Smith - aye; Trustee Charlie Mattern - absent; Trustee Corby Valentine - aye; Trustee Tony Miller - aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried.

**OLD BUSINESS:** None.

**NEW BUSINESS:** Trustee Smith now that the President's Stimulus Package has passed, there was an article in the St. Clair County Journal on February 11th about Metro-East Municipalities and school districts that have identified projects they would like to have funded by the Stimulus Package. He would like to see us put something together like the community center, the sewer plant that is coming, etc. He thinks we need to put a list together and estimate the costs and submit that. Administrator Herzog said we already submitted several to the county and they were putting together the Main Street Crossing, two culvert replacements. Trustee Smith said why we can't put a community center and swimming pool in there with those and Dennis said we can. Mayor Danford said didn't the county and state say we had to keep it with than a certain cost? Dennis said yes, he thinks they did. Trustee Smith said Mascoutah submitted \$44,000,000 in projects. Trustee Smith said he doesn't think we are going to have projects exceeding that and also said we should definitely submit the sewer plant. If we can get them to fund it, this will save taxpayers some money in a couple of years. Trustee Groth said he thinks Trustee Smith is right we should revise our list and send it in.

**APPOINTMENTS:** None.

**COMMITTEE MEETING MINUTES:**

**Public Property Committee Meeting:** Trustee Tony Miller called the Public Property Committee Meeting to order on Wednesday, February 4, 2009 at 4:30 p.m.

1. **Pool Feasibility Study:** Trustee Miller said we talked about the pool. We are looking at it as an ongoing project---start small, think big. Bill Reichert is working on that from the input from our committee. As soon as we have anything, we will get back with everyone on that. We are going to start on the site we are at and fix what we have with an improvement on what is there. Trustee Miller said we will do the pool in phases. Trustee Miller and the rest of the board provided a more detailed explanation and the public discussed the project further.

2. **Co-Manager:** Trustee Miller said we had two co-manager interviews for the pool as of today. Trustee Miller said one of our current co-managers resigned today, Renee Greenlee. Trustee Miller said he thanked Renee and Dori for their services and all the time they have put in.

*Trustee Tony Miller motioned to hire Marc Derwort and Darren Pierce as pool co-manager at a salary of \$3,080 each and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller - aye; Trustee Rita Baker - aye; Trustee Charlie Mattern - absent; Trustee Steve Smith - aye; Trustee Corby Valentine - aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

*Trustee Tony Miller motioned to adjust our returning co-manger Scott Schulz's salary to \$3,400 and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

3. **Swipe Card Access:** Trustee Miller said we have a copy of the quote and we are getting more quotes from additional vendors at this time.

4. **Lawn Mowing:** Trustee Miller said we discussed lawn mowing and already took care of it tonight.

5. **STP-S Grant:** Trustee Miller said we are going to try and get some grant money for our two culverts, Main Street and Kessler Road.

6. **MFT:** Trustee Miller said this was already discussed and approved tonight.

*Trustee Tony Miller motioned to go out for state bid on a 2009 one ton S-350 four wheel drive Ford pickup truck at a cost of \$21,250 and Trustee Rita Baker seconded the motion. ROLL CALL:* Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – absent; Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

Trustee Miller said we have a recommendation for a Beautification Project for planting trees in the triangle as you come in on the north end of town. Mayor Danford said we were hoping to get them free from IDOT. Paul Anderson was asked by Administrator Herzing what a fair price would be. Paul said it depends on the size and type of tree. Administrator Herzing said if you want to move forward on this project to put an amount in the motion.

*Trustee Miller motioned to plant multiple trees, the nature of which to be determined and sufficient quality not to exceed the cost of more than \$500 for the Beautification Project and seconded by Trustee Baker. ROLL CALL:* Trustee Tony Miller – aye; Trustee Steve Smith - aye; Trustee Charlie Mattern – absent; Trustee Rita Baker – aye; Trustee Corby Valentine – aye; Trustee Kevin Groth - aye; (5 ayes, 0 nays, 1 absent). All voting aye, motion carried

**Legal and Ordinance Committee Meeting:** Trustee Kevin Groth called the Legal and Ordinance Committee Meeting to order on Thursday, February 5, 2009 at 5:00 p.m.

1. **Community Improvement Board:** Trustee Groth said we discussed the Community Improvement Board. They continue to meet and are working hard. He thanks them for the job they are doing. It will be awhile before they work through everything. They are going through our code book and they will make some recommendation when they are done.

2. **Status of Public Hazard Homes:** Trustee Groth said Sheets has been notified about the dangerous wells and we are waiting for them to get fixed.

3. **TIF Litigation:** Trustee Groth said we discussed that a little bit. Trustee Groth said the Village attorney was invited to be here tonight to bring us up to date in what is going on. Kevin is highly disappointed that he did not show here tonight to discuss some issues.

4. **Stumpf Lawnmower Repair:** Trustee Groth said Stumpf Lawnmower Repair did go to court. Mr. Stumpf was asked to pay a \$100 fine.

5. **Drainage Easement Grades:** Nothing new on this.

6. **Bill's Autobody:** Trustee Groth said we did discuss Bill's Autobody and how to proceed with this. We have had complaints from residents about this issue and it was suggested we send him a letter along with the letter we received from Attorney Manion.

7. **Building Code:** Trustee Groth said he spoke to the other trustees about the Village not enforcing our building code. He asked how we are going to proceed with that--are we going to make a policy change or not. He thinks it warrants a discussion and would like to add it into the agenda for the Committee as a Whole Meeting.

**Personnel and Public Safety Committee Meeting:** Trustee Rita Baker called the Personnel and Public Safety Committee Meeting to order on Wednesday, February 11, 2009 at 5:00 p.m. Trustee Baker said under Police Business we discussed:

1. **Curfew Ordinance:** Trustee Baker said we discussed Curfew Ordinance.

2. **Burrows Work Status:** Trustee Baker said Chief Woodruff reported that Officer Burrows would be back to work on that date after his surgery.

3. **Executive Session:** Trustee Baker said we went into Executive Session to discuss personnel.

4. **Sexual Harassment Policy:** Trustee Baker said we talked about the Sexual Harassment Policy and it is going into ordinance form and it will be part of the employee handbook.

5. **Employee Handbook:** Trustee Baker said we have a copy of Maryville's handbook and we are going to try and incorporate it into something for us.

6. **Request to use Sick Days:** Trustee Baker said we also discussed the use of accumulated sick days by a retiree employee and we decided not to grant this request.

7. **Residency Requirement:** Trustee Baker said the last thing we discussed was the residency requirement that was voted upon a long time ago and made into ordinance form tonight.

**Electric Committee Meeting:** Trustee Corby Valentine called the Electric Committee Meeting to order on Wednesday, February 12, 2009 at 5:30 p.m.

1. **Switchover for Ameren to Freeburg Power:** Trustee Valentine said Ron is putting a detailed list together of the assets of what Ameren currently owns and what we might be willing to purchase and putting a value to that by the next time they meet.

3. **Swipe Card:** Trustee Valentine said we also discussed what Tony brought up in their meeting about the swipe card access to Village-owned buildings, i.e. Village Hall, both power plants. We asked for more detail on the bid that was provided.

4. **Budget:** Trustee Valentine said we discussed budget items, one was the truck we approved tonight. Some of the things Electric Committee would like to see put into the budget would be lighting at the north end of town and things like that.

#### UPCOMING MEETINGS:

Water/Sewer Committee Meeting – Wednesday, February 18, 2009 – 6:30 p.m.

IMAP Conference Call – Wednesday, February 25, 2009 – 5:15 p.m.

Finance Committee Meeting – Wednesday, February 25, 2009 – 5:15 p.m.

Water/Sewer Committee Meeting – Wednesday, February 25, 2009 – 6:30 p.m.

Board Meeting – Monday, March 2, 2009 – 7:30 p.m.

Committee as a Whole Meeting – Tuesday, March 3, 2009 – 8:00 p.m.

#### VILLAGE PRESIDENT AND TRUSTEES' COMMENTS

Trustee Charlie Mattern: No, thank you.

Trustee Steve Smith: No, thank you.

Trustee Rita Baker: No, thank you.

Village Clerk Jerry: No, thank you.

Trustee Corby Valentine: No, thank you, Mayor.

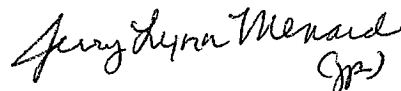
Trustee Tony Miller: No, thank you.

Trustee Kevin Groth: Glad we are getting handbooks soon.

Mayor Danford: Nothing.

#### Staff Comments

**ADJOURN:** Trustee Rita Baker motioned to adjourn at 9:40 p.m. and Trustee Tony Miller seconded the motion. All voting aye, the motion carried.



Jerry Lynn Menard  
Village Clerk