

VILLAGE PRESIDENT
Ray Danford

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Corby Valentine
Steve Smith
Tony Miller
Rita Baker
Seth Speiser
Charlie Mattern

VILLAGE OF FREEBURG

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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, November 2, 2009 at 7:30 P.M. Board Minutes

CALL TO ORDER: Mayor Raymond Danford called the Regular Board Meeting to order at 7:30 p.m., on Monday, November 2, 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 – here; Trustee Steve Smith – here; Trustee Rita Baker – here; Trustee Corby Valentine – here; Trustee Tony Miller – here; Trustee Seth Speiser – here and Mayor Raymond Danford – here; (7 present, 0 absent). Mayor Danford announced there is a quorum.

MINUTES OF PREVIOUS MEETING: *Trustee Rita Baker motioned to approve the minutes of Monday, October 5, 2009 and Trustee Tony Miller seconded the motion; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.*

Trustee Rita Baker motioned to approve the minutes of Monday, October 19, 2009 and Trustee Corby Valentine seconded the motion; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.

FINANCE: *Trustee Steve Smith motioned to approve the Warrant List in the amount of 38,692.01 and Trustee Corby Valentine seconded the motion. ROLL CALL:* Trustee Steve Smith – aye; Trustee Corby Valentine – aye; Trustee Charlie Mattern – aye; Trustee Rita Baker – aye; Trustee Tony Miller – aye; Trustee Seth Speiser – aye; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.

1. Trustee Smith said we talked about the IMLRMA Insurance Renewal. There is an ordinance on the agenda tonight that will be voted upon.
2. Trustee Smith said the IML is projecting a 15.5% decline in income tax which would be around a \$55,000 reduction in our revenue. Trustee Smith said IML is also projecting a 12% drop in the use tax which will be around a \$7,000 reduction in revenue. Trustee Smith said we are going to go back and look at the budget to see where we might be able to reduce spending and we also might want to delay unnecessary expenditures.
3. Trustee Smith said the IRS will be coming to the village to review records for the year ending 2008.

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TREASURER'S REPORT: Treasurer Bryan Vogel said he passed out three months of Treasurer's Reports; January, February and March of 2009, to be reviewed for this board meeting. Treasurer Vogel asked if there any questions on the reports. *Trustee Rita Baker motioned to approve the Treasurer's Reports for January, February and March of 2009 and Trustee Steve Smith seconded the motion.* All voting aye, the motion carried.

ATTORNEY'S REPORT: Mayor Danford asked Attorney Steve Wigginton to take the floor. Attorney Wigginton asked to have the board go into executive session for personnel and to update litigation. Attorney Wigginton said you can amend the agenda to continue.

Trustee Charlie Mattern motioned to amend the agenda to enter into Executive Session after all business has been heard and properly taken care on tonight's agenda and Trustee Rita Baker seconded the motion. **ROLL CALL:** Trustee Charlie Mattern - aye; Trustee Rita Baker - aye; Trustee Steve Smith - aye; Trustee Corby Valentine - aye; Trustee Tony Miller - aye; Trustee Seth Speiser- aye; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.

ESDA REPORT: None.

PUBLIC PARTICIPATION: Mayor Danford asked if anyone would care to take the floor for public participation.

1. Stan Koerber took the floor. Stan said he is here tonight to talk about Ordinance No. 94-63 which pertains to bonfires. He thinks the definition of bonfires needs to be more clear than what it is. Stan asked the Board to consider a change to allow fire pits. Stan said right now the current ordinance restricts the use of commercial patio fire pits. He thinks we should redefine that and allow commercial pits. Stan said he would appreciate if the Board would review this ordinance and see if it can be adopted to allow them.
2. Stan Koerber also took the floor one more time to inquire about the Villages' mosquito fogging. Stan said it seemed like this was cut down or cut out towards the end of mosquito season. Mayor Danford said it was a budget concern and it was wetter than normal this year. Mayor Danford said we try to conserve the use of the pesticide in order to be able to have enough to use during large public gatherings such as homecoming and that type of thing. Mayor Danford said we did purchase additional chemicals to try and keep the mosquito spraying going. Stan said he thinks the program needs to be stepped up in the future if any way possible.
3. Janet Baechle took the floor and asked if the Halloween Parade is supposed to be on Halloween Day or had that ordinance been changed. Mayor Danford said he is not aware that there is an ordinance that says it has to be on Halloween. Janet said her understanding is there is an ordinance and it is supposed to be on Halloween Day. Mayor Danford said he does not remember seeing anything like that. Trustee Miller said the last three years it has not been on Halloween Day. Mayor Danford asked Janet if is this a problem somehow.

Janet said no, but if there is an ordinance then it should be held on Halloween Day or change the ordinance. Mayor Danford said he not aware of such ordinance at this time.

REPORTS AND CORRESPONDENCE: None.

RECOMMENDATIONS OF BOARDS AND COMMISSIONS: None.

CONTRACTS, RELEASES, AGREEMENTS AND ANNEXATIONS: None.

BIDS: None.

RESOLUTIONS: None.

ORDINANCES: Mayor Danford said Exhibit D is Ordinances No. 1336: An Ordinance Authorizing Execution of the IMLRMA Minimum/Maximum Contribution Agreement.

Trustee Rita Baker motioned to adopt Ordinance No. 1336 by title only and Trustee Tony Miller seconded the motion. ROLL CALL: Trustee Rita Baker - aye; Trustee Tony Miller - aye; Trustee Charlie Mattern - aye; Trustee Steve Smith - aye; Trustee Corby Valentine - aye; Trustee Seth Speiser - aye; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.

Mayor Danford said Exhibit E is Ordinances No. 1337: An Ordinance Amending Title VII, Chapter 73 of the Code of the Village of Freeburg, St. Clair County, Illinois, (Traffic Schedules).

Trustee Rita Baker motioned to adopt Ordinance No. 1337 by title only and Trustee Charlie Mattern seconded the motion. ROLL CALL: Trustee Rita Baker - aye; Trustee Charlie Mattern - aye; Trustee Steve Smith - aye; Trustee Corby Valentine - aye; Trustee Tony Miller - aye; Trustee Seth Speiser - aye; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.

OLD BUSINESS: None.

NEW BUSINESS: None.

APPOINTMENTS: None.

COMMITTEE MEETINGS MINUTES:

Electric Committee Meeting: Trustee Corby Valentine called the Electric Committee Meeting to order on Monday, October 19, 2009 at 6:30 p.m.

1. **Switchover of Ameren to Freeburg:** Trustee Valentine said we discussed the switchover from Ameren to Freeburg power. This is an ongoing process and we still have a couple of loose ends to tie up on Turkey Hill and Brauetigan's Orchards as far as getting the residents to agree to switchover. We have another meeting on November 4th.
2. **Lights at the Village Park:** Trustee Valentine said we discussed the electric service for Village Park Christmas lights. Ron told Trustee Valentine we are in good shape.
3. **CAAPP permit:** Trustee Valentine said Ron reported on the clean air permit. He advised we are getting close to having the permit, but by the time we get our license, it will be time to apply for the new permit with-in the next few

months. Trustee Valentine said the environmental law states we have to have all our fuel for our generators tested. Trustee Valentine said we are going to rely on our supplier so we don't have to pay for the testing. Trustee Valentine said Ron is going to work with J. D. Street or whoever the supplier might be to make sure that we have the fuel analyzed so we don't have to pay for the testing.

4. Three-phase Customer: Trustee Valentine said there was a discussion on the rate for three-phase customers. Trustee Valentine said that Ron will bring back more information on this for the next meeting.

Public Works Committee Meeting: Trustee Charlie Mattern called Public Works Committee Meeting to order on Wednesday, October 21, 2009 at 4:30 p.m.

1. Jack's Car Wash: Trustee Mattern said we had the business owner at our meeting to discuss his concerns over the recent sewer rate increase as well as the future increase that is to come down the road.
2. Water/Sewer Usage: Trustee Mattern said we had another gentleman who was present to discuss his high water/sewer usage bill. Trustee Mattern said after negotiation, he would like to make a recommendation for a one-time waiver on this account.

Trustee Charlie Mattern motioned to bill Mr. Greene's water usage at his normal monthly usage, bill the water at our cost for a one-time waiver, the sewer rate on the excess amount be adjusted to the old rate, and to allow Mr. Greene to pay \$756.66 with no interest in six monthly payments of \$126.11 all on this account and Trustee Tony Miller seconded the motion. **ROLL CALL:** Trustee Charlie Mattern - aye; Trustee Tony Miller - aye; Trustee Steve Smith - aye; Trustee Rita Baker - aye; Trustee Corby Valentine - aye; Trustee Seth Speiser - aye; (6 ayes, 0 nays, 0 absent). All voting aye, the motion carried.

3. SAVE Site Water Situation: Trustee Mattern said the Save Site water project is pending the release of funds from the county. As soon as we get that, we are ready to go.
4. Recycling: Trustee Mattern said the recycling center continues to take shape. Trustee Mattern said there will be a notice sent out to the residents and there will be informational articles that will be put in both papers. Hopefully, it will be open with the next collection period in November.

Public Property Committee Meeting: Trustee Tony Miller called the Public Works Committee Meeting to order on Wednesday, October 21, 2009 at 6:00 p.m.

1. Relay for Life: Trustee Miller said we discussed Relay for Life. Trustee Miller said they want a couple of things from us: 1. they would like a banner across the highway; and 2. they would also like to do something with banners on the street poles.
2. Pool Feasibility Study/Referendum: Trustee Miller said we got the draft from Bill and also got the price on Phase One of the project which was \$1,700,000. Trustee Miller said we asked Bill Reichert to attend our next meeting to discuss some of the things in the draft. Bill he had the second

and third phases of the project included in the draft.

3. Job Descriptions for the Pool: Trustee Miller said we are going to work on job descriptions for the pool managers. We haven't decided how we are going to break that down yet.
4. Cemetery Road: Trustee Miller said we are still waiting to hear back from St. Clair County.
5. Limb Cutting: Trustee Miller said we discussed the limb cutting to get ready for winter.
6. Banners: Trustee Miller said we have some people who are interested in getting a banner for the street lights. We are checking in to this.

Trustee Steve Smith questioned if Bill is going to do some kind of projection on attendance for the first phase of the pool so we have an idea what it is going to cost us every year. Mayor Danford said he wouldn't think so. We will probably use our own attendances records.

UPCOMING MEETINGS

Personnel/Police Committee Meeting – Monday, November 9, 2009 – 4:00 p.m.
Electric Committee Meeting – Monday, November 9, 2009 – 5:00 p.m.
Joint Review Board (TIF) Meeting - Monday, November 9, 2009 - 6:00 p.m.
Legal/Ordinance Committee Meeting – Tuesday, November 10, 2009 – 4:00 p.m.
Pool Committee Meeting - Tuesday, November 10, 2009 - 5:30 p.m.
CLOSED IN OBSERVANCE OF VETERANS DAY - Wednesday, November 11, 2009
Board Meeting – Monday, November 16, 2009 – 7:30 p.m.

VILLAGE PRESIDENTS AND TRUSTEE'S COMMENTS:

Trustee Charlie Mattern: No thank you.

Trustee Steve Smith: He just wants to remind everybody about the Holiday Lights event which is scheduled December 6th at 7:00 p.m. We will be taking donations until November 20th which should be mailed or dropped off here at the village. Trustee Smith said as right now we have \$150.00 that has been pledged, roping and lighting also has been pledged.

Trustee Rita Baker: No thank you sir.

Village Clerk Jerry Menard: No thank you.

Trustee Corby Valentine: No thank you.

Trustee Tony Miller: Yes, he has talked to Seth already about the golf cart ordinance. A couple of people asked if we would look into that. Mayor Danford said we did look into that about two years ago. Dennis said we could put it back on Legal/Ordinance committee agenda. Trustee Miller asked if we are done with the evaluations and Dennis said yes.

Trustee Seth Speiser : No thank you.

STAFF: None.

Mayor Danford said we need a motion to adjourn to executive session.

**REGULAR BOARD MEETING
EXECUTIVE SESSION
8:01 P.M.**

Trustee Rita Baker motioned to go into Executive Session to discuss personnel, [5 ILCS,120/2 - (c)(1)a], and litigation, [5 ILCS,120/2- (c)(11)] and Trustee Steve Smith seconded the motion. ROLL CALL: Trustee Rita Baker – aye; Trustee Steve Smith - aye; Trustee Charlie Mattern - aye; Trustee Corby Valentine – aye; Trustee Tony Miller - aye; Trustee Seth Speiser– aye; (6ayes, 0 nays, 0 absent). All voting aye, the motion carried.

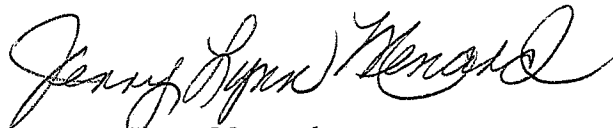
**EXECUTIVE SESSION ENDED
9:09 P.M.**

Trustee Rita Baker motioned to reconvene the Regular Board Meeting at 9:11 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.

Mayor Danford said there is no further action to be taken from the executive session tonight. Mayor Danford asked if there is anything else on tonight's agenda, any comments?

ADJOURN:

Trustee Rita Baker motioned to adjourn at 9:13 p.m. and Trustee Tony Miller seconded the motion. All voting aye, the motion carried.



Jerry Lynn Menard,
Village Clerk