

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Mathew Trout
Dean Pruett
Elizabeth Niebruegge
Lisa Meehling
Ray Matchett, Jr.
Mike Blaies

VILLAGE OF FREEBURG

FREEBURG MUNICIPAL CENTER

14 SOUTHGATE CENTER, FREEBURG, IL 62243
Legal and Ordinance Committee Meeting
PHONE: (618) 399-3344 FAX: (618) 399-3309
(Annexation/Building/Zoning/Subdivision)
(Meehling/Blaies/Pruett/Trout)
Wednesday, January 27, 2016 at 5:30 p.m.

VILLAGE ADMINISTRATOR
Tony Funderburg

VILLAGE TREASURER
Bryan A. Vogel

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Stanley Donald

VILLAGE ATTORNEY
Weilmuenster & Keck, P.C.

The meeting of the Legal and Ordinance Committee was called to order at 5:30 p.m. by Chairperson Lisa Meehling on Wednesday, January 27, 2016, in the Freeburg Municipal Center. Members attending were Chairperson Lisa Meehling, Trustee Mike Blaies, Trustee Dean Pruett, Trustee Matt Trout, Mayor Seth Speiser, Village Clerk Jerry Menard, Trustee Elizabeth Niebruegge, Trustee Ray Matchett, Zoning Administrator Gary Henning, Public Works Director John Tolan, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guests present: Denise Albers and Janet Baechle.

A. OLD BUSINESS:

1. Approval of December 30, 2015 Minutes: Trustee Mike Blaies motioned to approve the December 30, 2015 minutes and Trustee Dean Pruett seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Zoning Administrator Gary Henning reported the Lake property was finalized last Friday. We should have the payment for the mowing services soon and can move forward shortly.
3. Occupancy permits inspections: Administrator Funderburg reviewed this with the Fire Department and Attorney Manion. With Attorney Manion's concern regarding the liability, he suggested we enter into an intergovernmental agreement with the Fire Department. Hans said anything done together is a great thing. His inspections will cover the ingress and egress windows, smoke detectors, carbon monoxide detectors and any other noticeable fire hazards. Trustee Meehling stated this lessens the concerns voiced by landlords, and asked how everyone feels about going this route? Both Trustee Trout and Pruett said it's a starting point. Administrator Funderbug said we don't know the fee attached to it. Residents would have to go to the fire department to handle it. The committee would like Attorney Manion to start working on the agreement.
4. St. Clair County Update of Building and Property Maintenance Code: No update.
5. Combination of Plan Commission and Board of Appeals: Included in the packet is the ordinance Attorney Manion prepared to combine the Plan Commission and Board of Appeals. This would be a significant change to the zoning code which would require a public hearing conducted by the Plan Commission. Administrator Funderburg stated one of the biggest changes is some of the power comes back to the Village Board of Trustees. This would completely eliminate the current Board of Appeals and Plan Commission. Mayor Speiser stated we are thinking about having two members each from the current Plan Commission and Board of Appeals and three new members. All positions will be appointed by the Mayor. Tony confirmed Attorney Manion will be at the board meeting Monday night and can answer any questions about this. Trustee Meehling said with the decisions coming back to us, it provides a checks and balance system.

Legal and Ordinance Committee Meeting
Wednesday, January 27, 2016

Trustee Dean Pruett motioned to send the combination of Board of Appeals and Plan Commission to the Plan Commission for public hearing and Trustee Matt Trout seconded the motion. All voting yea, the motion carried.

6. Local Debt Recovery Program: Administrator Funderburg stated we were going to rewrite the code, but it is not as clear cut as we thought. This is on Attorney Manion's to-do list.
7. Golf Cars or Side by Side Vehicles: If we move forward with this, the committee discussed who would be responsible to handle the inspections. Rather than our police department, we could have the local auto shops conducting the inspections. Attorney Manion is looking into the liability issue. Trustee Pruett does not see the benefit of having them in town. Trustee Niebruegge said we need to look at the issue to see if the benefits outweigh the potential issues it could cause. Trustee Meehling stated we need to look at the legal issues.
8. Happy Hour Consideration: Administrator Funderburg included the happy hour information in the packet for the trustees to review. Trustee Trout said the state has passed it, so we need to look into it. The committee directed Tony to move forward with this.

B. NEW BUSINESS:

1. Executive Session to Discuss Litigation, 5 ILCS 120/2-(c)(11):

EXECUTIVE SESSION

5:58 P.M.

Trustee Matt Trout motioned to enter into Executive Session at 5:58 p.m. citing litigation, 5 ILCS, 120/2-(c)(11), and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.

EXECUTIVE SESSION ENDED

6:03 P.M.

The meeting reconvened at 6:03 p.m.

2. Ordinance #1568: An Ordinance Authorizing the Village to Enter into and the Mayor to Execute a Loan Agreement with IEPA: Trustee Dean Pruett motioned to send Ordinance #1569 to the full Board for approval and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: Trustee Matt Trout motioned to adjourn at 6:05 p.m. and Trustee Dean Pruett seconded the motion. All voting yea, the motion carried.



Julie Polson
Office Manager