

VILLAGE PRESIDENT  
Seth Speiser

VILLAGE CLERK  
Jerry Menard

VILLAGE TRUSTEES  
Mathew Trout  
Dean Pruett  
Lisa Meehling  
Ray Matchett, Jr.  
Mike Blaies  
Denise Albers

# VILLAGE OF FREEBURG

FREEBURG MUNICIPAL CENTER  
14 SOUTHGATE CENTER, FREEBURG, IL 62243  
PHONE: (618) 539-5545 • FAX: (618) 539-5590  
Web Site: www.freeburg.com

VILLAGE ADMINISTRATOR  
Tony Funderburg

VILLAGE TREASURER  
Bryan A. Vogel

PUBLIC WORKS DIRECTOR  
John Tolan

POLICE CHIEF  
Stanley Donald

VILLAGE ATTORNEY  
Weilmuenster & Keck, P.C.

August 8, 2016

## NOTICE MEETING OF THE PUBLIC PROPERTY COMMITTEE (Streets/Municipal Center/Pool/Parks & Recreation) (Albers/Matchett/Meehling/Trout)

A Public Property Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, on **Wednesday, August 10, 2016 at 6:00 p.m.**

### PUBLIC PROPERTY COMMITTEE MEETING AGENDA

#### SWIMMING POOL:

- A. Old Business
  - 1. Pool/Storm Shelter/St. Clair County Parks Grant
- B. New Business

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- A. Old Business
  - 1. Approval of July 18, 2016 Minutes
  - 2. Safe Routes to School
  - 3. MFT/Ditch on N. Main
  - 4. Drainage Problem Areas/Southgate Drive/Stormwater Run-Off
  - 5. E. Apple Issues
  - 6. Honor Tree Program
  - 7. Borger Drainage Issue
- B. New Business
  - 1. Freeburg Fire Company Muscular Dystrophy Collection Request
  - 2. Knights of Columbus Intellectual Disabilities Collection Request
  - 3. Mobilitie Request for ROW Site for Telecommunications Equipment
  - 4. Review of FEMA Flood Maps

C. General Concerns

D. Public Participation

E. Adjourn

At said Public Property Committee Meeting, the Village Trustees may vote on whether or not to hold an Executive Session to discuss potential litigation [5 ILCS, 120/2 - (c)(11)]; the selection of a person to fill a public office [5 ILCS, 120/2 - (c) (3)]; personnel [5 ILCS, 120/2 - (c) (1)]; or real estate transactions [5 ILCS, 120/2-(c)(5)].

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Public Property Committee Meeting  
Streets/Municipal Center/Pool/Parks & Recreation  
(Albers/Matchett/Meehling/Trout)  
Monday, July 18, 2016 at 6:00 p.m.

The meeting of the Public Property Committee was called to order at 7:07 p.m. on Monday, July 18, 2016, in the Municipal Center by Chairperson Denise Albers. Members present were Chairperson Denise Albers, Trustee Ray Matchett, Trustee Lisa Meehling, Trustee Matt Trout, Mayor Seth Speiser, Village Clerk Jerry Menard (absent), Trustee Mike Blaies, Trustee Dean Pruett, Village Attorney Brian Manion (7:12 p.m.), Public Works Director John Tolan, Head Lineman, Shane Krauss, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guest present: Janet Baechle.

## **POOL: A. OLD BUSINESS:**

1. Pool/Storm Shelter/St. Clair County Parks Grant: Administrator Tony Funderburg advised the grant was completed and delivered to St. Clair County on Friday. He also assisted the Park District with their grant application. The slide has shipped and should be here any day. Depending on when it arrives, we may not be able to install it this season. If not, Trustee Pruett suggested a contest to promote the slide for the pool opening next year.

## **B. NEW BUSINESS: None.**

## **STREETS: A. OLD BUSINESS:**

1. Approval of June 15, 2016 Minutes: Trustee Matt Trout motioned to approve the June 15, 2016 minutes and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.
2. Safe Routes to School: Trustee Albers advised we were denied additional funds due to a mistake in the submittal process. Tony stated we are going to end the SRTS project. There are better grants now available. We need to solve a significant water problem.
3. MFT/Ditch on N. Main: Public Works Director John Tolan said we need to approve the MFT bid for oil.

Trustee Matt Trout motioned to recommend to the full Board JTC Petroleum's bid in the amount of \$23,738 for approval and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.

4. Drainage Problem Areas/Southgate Drive: John advised we have started work on the Southgate Drive drainage problem. They ditched all the way back past Jack Emge and Cedar Trails. They will rebuild the road within the next week or so.

5. Stormwater Run-Off/Drainage Issues: Several people drove by and did not see any drainage issues at the Borger property.
6. E. Apple Issues: Nothing new.
7. Honor Tree Program: Nothing new.
8. Borger Drainage Issue: John told Attorney Manion that Phil Borger approached the Village with a request to fix the drainage issue at his son's property with a 50/50 cost split between Mr. Borger and the Village. Tony is not opposed to it, but gutters need to be extended out from the home. There has to be some type of agreement. We would like help them out, but we aren't liable. Trustee Albers said they have to do their work first.

**B. NEW BUSINESS:**

1. Freeburg Community High School Foundation Turkey Chase Run: Julie confirmed the Freeburg Community High School Foundation runners will be using the same route as St. Joseph uses for their run. She will let them know they need off duty officer to oversee the street crossing.

*Trustee Matt Trout motioned to approve the Freeburg Community High School Foundation's Turkey Chase Run request and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.*

2. Homecoming Parade Resolution: *Trustee Matt Trout motioned to recommend to the full Board Resolution 16-05 for the Homecoming Parade for approval and Trustee Lisa Meehling 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 the meeting at 7:17 p.m. and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.*



Julie Polson  
Office Manager



# Freeburg Fire Company No. 1

410 West High Street

FREEBURG, ILLINOIS 62243

Ofc: (618) 539-3288 Fax: (618) 539-5758

To the Honorable Mayor Speiser,

This year, the Freeburg Fire Department will be collecting donations for the Muscular Dystrophy Association on Saturday August 27, 2016 from 0900 to 1300 hours. Should inclement weather occur on this date, our efforts will be rescheduled for Sunday August 28, 2015 from 0900 to 1300 hours. Fire departments across the nation have taken a prominent position in collecting for the Muscular Dystrophy Association for many years as can be witnessed on the MDA website. We at the Freeburg Fire Department believe that this is a very worthwhile cause as it benefits several families in the Freeburg Community.

The Freeburg Fire Department is once again asking for permission from the Village of Freeburg for use of the intersection of Apple and State streets for the purpose of accepting donations. We realize that traffic through town is relatively heavy during this time. Personal safety will be our primary consideration. In order to increase visibility, all personnel will be required to wear traffic safety vests. The unrestricted flow of traffic through the village will also be a top priority. We thank you for your consideration on this matter and all of your past cooperation.

Sincerely,

Firefighter James Wilderman  
MDA Chairman  
Freeburg Fire Company #1

RECEIVED  
AUG 04 2016  


Village of Freeburg  
14 Southgate Center  
Freeburg, IL 62243

Village Board:

The Knights of Columbus Council 13197 request permission to collect donations for our annual Intellectual Disabilities Fund Drive at the intersection of State Street and Apple Street between the hours of 10:00 A.M. and 2:00 P.M. on Saturday, September 17, and between the hours of 10:00 A.M. and 2:00 P.M. on Sunday, September 18. I have enclosed a copy of liability insurance coverage.

Thank You



Rick Range

Intellectual Disabilities Chairman

K of C Council 13197

[r.range@sbcglobal.net](mailto:r.range@sbcglobal.net)

STATE OF ILLINOIS  
EXECUTIVE DEPARTMENT  
Proclamation

*WHEREAS, an intellectual disability is defined as a disorder caused by cerebral palsy, epilepsy, autism, or any other condition which results in impairment of, or lack of, normal development of intellectual capacities; and,*

*WHEREAS, intellectual disabilities originate before the age of 18, and generally continue indefinitely; and,*

*WHEREAS, approximately 1.5 percent of the U.S. population is afflicted with an intellectual disability; and,*

*WHEREAS, due to the early onset and debilitating nature of these disorders, many more children are affected than adults; and,*

*WHEREAS, one of the main purposes of the Knights of Columbus, a fraternal order with 1.8 million members around the world, is to support various charitable causes that seek to make our families and communities stronger; and,*

*WHEREAS, the Knights of Columbus has donated more than \$1.3 billion, and volunteered over 640 million hours of service in the past decade; and,*

*WHEREAS, the Illinois State Council of the Knights of Columbus will hold their 47th Annual Fund Drive on September 16-18, 2016, to benefit programs that serve individuals with intellectual disabilities, distributing proceeds to more than 1,200 service organizations throughout Illinois;*

*THEREFORE, I, Bruce Rauner, Governor of the State of Illinois, do hereby proclaim September 16 - 18, 2016, as **HELPING CITIZENS WITH INTELLECTUAL DISABILITIES DAYS** in Illinois, in support of the worthy efforts of the Illinois State Council of the Knights of Columbus, and encourage all citizens to assist those who are affected by intellectual disabilities.*

*In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the State of Illinois to be affixed.*



*Done at the Capitol in the City of Springfield,*  
*this* THIRD *day of* JUNE *, in*  
*the Year of Our Lord, two thousand and*  
SIXTEEN *, and of the State of Illinois,*  
*one hundred and* NINETY-EIGHTH *.*

*Deese White*

SECRETARY OF STATE

*Bruce Rauner*  
GOVERNOR





## Phillips Lytle LLP

August 4, 2016

Via E-Mail at [jtolan@freeburg.com](mailto:jtolan@freeburg.com) &  
FedEx

Public Works Director  
Village of Freeburg  
Attention: John Tolan  
14 Southgate Center  
Freeburg, IL 62243

Re: Mobilitie, LLC ("Applicant") - Applications ("Application") for permit approval of new utility infrastructure facilities in the City of Freeburg, IL

Dear Mr. Tolan:

We are writing in connection with the request for utility permits to authorize access to the rights-of-way ("ROW") of the Village of Freeburg by Applicant.

We understand that Freeburg has not responded to Applicant's July 12, 2016 submission of Applications for access to the ROW or to Applicant's requests to discuss said Applications.

Applicant has been granted utility status by the State of Illinois. As a public utility, Applicant is entitled to access to the ROW. Under Section 253 of the Federal Telecommunications Act of 1996, state and local governments cannot prohibit utilities like Applicant from providing service in a jurisdiction and accordingly must allow access to the ROW on a competitively neutral, nondiscriminatory basis.

Applicant is authorized to provide its telecommunications services under its state authorization. To provide its telecommunications service, Applicant must install certain telecommunications equipment in the ROW on poles, just like other telecommunications providers and utilities.

The reason for the federal pre-emption rules are to allow infrastructure deployment to meet rapidly increasing demand and increase competition in the delivery of telecommunications services.

JON PIEROWICZ

DIRECT 716 847 8318 JPIEROWICZ@PHILLIPSLYTL.COM

ATTORNEYS AT LAW

ONE CANALSIDE 125 MAIN STREET BUFFALO, NY 14203-2887 PHONE 716 847 8400 FAX 716 852 6100

NEW YORK: ALBANY, BUFFALO, CHAUTAUQUA, GARDEN CITY, NEW YORK, ROCHESTER | WASHINGTON, DC | CANADA: WATERLOO REGION | PHILLIPSLYTL.COM



August 4, 2016

Applicant seeks a cooperative and productive relationship to achieve these important public policy goals and to improve telecommunications services, including emergency services, for the citizens of Freeburg. Applicant absolutely recognizes Freeburg's authority to reasonably manage the ROW and will abide by all non-discriminatory regulations regarding safely installed facilities.

Therefore, in order to comply with applicable law, we respectfully request that Freeburg promptly act on Applicant's request for access to the ROW as it would for any other telecommunications or other utility seeking right-of-way access, subject to reasonable and non-discriminatory ROW management rules. Freeburg's delay has had the effect of prohibiting Applicant from providing service and is materially interfering with Applicant's ability to provide service, contravening Section 253.

Please act on and approve the Applications as soon as possible. Please respond within ten (10) days of receipt of this letter to avoid further escalation. Applicant reserves all its rights or remedies under applicable law including, without limitation, the Federal Communications Commission shot clock<sup>1</sup>. Thank you for your attention.

If there are any questions regarding the foregoing, please contact Melissa Mullarkey at [Melissa.Mullarkey@itbutility.com](mailto:Melissa.Mullarkey@itbutility.com), 312-638-5422.

Respectfully submitted,

Phillips Lytle LLP

By 

Jon Pierowicz

cc: Ashley Kim  
Mark O'Brien  
Anthony Barajas  
Chris Glass  
Melissa Mullarkey

Doc #01-2972305.1

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<sup>1</sup> The FCC's Declaratory Ruling WT Docket No. 08-165 adopted November 18, 2009 is known as the "Shot Clock Order." The Shot Clock Order was clarified by FCC's Report and Order, *Matter of Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies*, WT Docket No. 13-238 et seq. (Oct. 21, 2014), known as the "2014 Report and Order."



RECEIVED

AUG 04 2016

**COUNTY OF ST. CLAIR**  
DEPARTMENT OF BUILDING & ZONING



PHONE (618) 825-2715  
FAX (618) 277-0482

10 PUBLIC SQUARE  
BELLEVILLE, ILLINOIS 62220-1623  
[www.co.st-clair.il.us](http://www.co.st-clair.il.us)

**August 2, 2016**

**St. Clair County Community Official**

RE: Federal Emergency Management Agency flood hazard mapping project.

Within the past week you should have received a letter similar to the one enclosed. Your attendance at these open houses is very important as they are your opportunity to comment on the proposed flood maps and to point out any areas that may contain errors. For any questions, please call Dallas Alley from my office at (618) 825-2531.

Sincerely,

Anne Markezich, Director  
Building & Zoning Department

AM:da

Enc.



**FEMA**

July 19, 2016

Dallas Alley, Floodplain Administrator  
St. Clair County  
County Building  
10 Public Square, 5th Floor  
Belleville, Illinois 62220



RE: Notice of Community Officials Open House events, August 9-10, 2016  
Review of the FEMA 2016 St. Clair County Floodplain Work Maps

Dear Mr. Alley:

The Chicago Regional Office of the Federal Emergency Management Agency (FEMA) will host two back-to-back meetings in August to showcase newly produced floodplain work maps for St. Clair County communities and solicit comment from community officials. These meetings, held in an “open house” environment, embody a process FEMA refers to as Flood Risk Review. Our target audience is staff and officials representing the county, various cities and villages within the county, and stormwater and levee/flood protection entities that serve communities and citizenry of St. Clair County.

As part of this process FEMA invites you and your staff to meet with us at one of the following venues:

Tuesday, August 9, 2016  
Open house time 4 p.m. to 7 p.m.  
St. Clair County Building  
County Board Meeting Room, 5<sup>th</sup> Floor  
10 Public Square  
Belleville, IL 62220

Wednesday, August 10, 2016  
Open house time 8:30 a.m. to 11:30 a.m.  
East Carondelet Community Center  
823 State Street  
East Carondelet, IL 62240

These three-hour sessions are intended to provide opportunity to discuss and document community and technical stakeholder comment for FEMA’s new St. Clair County floodplain work maps. We will have staff available to review engineering methods used to draw these maps and discuss plans for moving forward on the production of Flood Insurance Rate Map (FIRM) products for communities in St. Clair County. Similar events are being held in Madison and Monroe Counties. Where flood risk is depicted landward of levees, FEMA has assumed that the levee districts, the U.S. Army Corps of Engineers (USACE) and the Flood Protection District Council will continue to work on behalf of local communities and the county to submit data to FEMA regarding levee performance and National Flood Insurance Program (NFIP) certifications. If you are an NFIP community, please work with your consultants or talk to the levee districts, the USACE and Flood Protection District Council where necessary to ensure the data is delivered to FEMA for evaluation.

At each of the open-house venues in St. Clair County, FEMA staff will present the status of the flood hazard mapping project, and will display these maps in a digital environment using computer workstations for your review of specific areas. The work map product generally re-delineates existing NFIP map data using the 2014 LiDAR topographic base “Digital Elevation Model” made available

through the Illinois State Geological Survey. The work maps also show new hydraulic modeling for some “Zone A” floodplains.

Each community may have different flooding concerns or hazards. We suggest taking advantage of the Belleville and East Carondelet meetings in a way that best suits your community. Communities targeted on the eastern side of St. Clair County, or within proximity to Belleville, will want to focus on upland flooding. Similarly, communities near East Carondelet should expect to discuss concerns related to lower tributaries together with ponding, and levee-protected areas and interior drainage.

The schedule below is our suggestion on probable interest and participation. *Regardless of suggested attendance, we will be happy to receive communities at either meeting:*

Tuesday, August 9 2016 – Suggested Community Participation		
St. Clair County Building, County Board Meeting Room, 10 Public Square, Belleville, IL 62220		
Columbia, City of	Marissa, Village of	Smithton, Village of
Fairmont City, Village of	Mascoutah, City of	St. Libory, Village of
Fayetteville, Village of	Millstadt, Village of	Summerfield, Village of
Freeburg, Village of	New Baden, Village of	Swansea, Village of
Lebanon, City of	O'Fallon, City of	Worden, Village of
Lenzburg, Village of	Shiloh, Village of	

Wednesday, August 10, 2016 – Suggested Community Participation		
East Carondelet Community Center, 823 State Street, East Carondelet, IL 62240		
Alorton, Village Of	Centreville, City Of	New Athens, Village Of
Belleville, City Of	Dupo, Village Of	Sauget, Village Of
Brooklyn, Village Of	East Carondelet, Village Of	St. Clair County *
Cahokia, Village Of	East St. Louis, City Of	Washington Park, Village Of
Caseyville, Village Of	Fairview Heights., City Of	

Please share this invite with the appropriate department leads or contacts within your community or organization who can help review and provide input on maps. We are also providing a link below to access digital copy (pdf) of these work maps so that you may review these prior to the upcoming open house events. To request a data CD please contact us by phone or e-mail using the contacts listed at the end of this letter.

**Website link:**

Automatic Login: <ftp://s0801125341:5045270@ftptmp.stantec.com>

-OR-

Manual Login: FTP link: <ftp://ftptmp.stantec.com>

Login name: s0801125341

Password: 5045270

See the attached informational sheet for a high-level status on our mapping projects in the Illinois Metro East. Helping homeowners and communities know their risk of flooding and other hazards is a top priority for FEMA. When you know your risk, you can prepare for the worst, take steps to mitigate, and provide for effective response to help protect the most vulnerable citizens within your community.

St. Clair County

July 19, 2016

Page 3

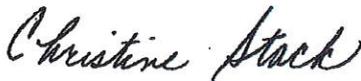
The August 9-10 open house will represent the start of an informal 30-day review period during which FEMA will intake and document input provided by communities and other technical stakeholders. Should you be unable to participate in these meetings, please feel free to review maps and deliver your comments in writing. Communities are asked to submit comments through September 15, 2016. A second letter will be mailed out by FEMA immediately after the August 9-10 meetings to provide more information, including access to a modern "map viewer" enabled via ArcGIS on-line portal.

Should you wish to submit written comment on these work maps please address your comment to the following address:

Stantec  
Attn: Justin King, Project Manager  
801 Jones Franklin Road, Suite 300  
Raleigh, NC 27606-3562  
Justin.King@Stantec.com

Please RSVP or send requests for additional information to Justin King by email at Justin.King@stantec.com, or call (919) 532-2329. Questions can also be referred to Ken Hinterlong, Senior Engineer for the FEMA Region V Risk Analysis Branch. Mr. Hinterlong can be reached by email at Ken.Hinterlong@fema.dhs.gov, or call (312) 408-5529.

Sincerely,



Christine Stack  
Director, Mitigation Division  
FEMA Region V

cc: Loren Wobig, PE, CFM, Division of Resource Management, Illinois DNR Water Resources  
Sally McConkey, PE, CFM, D.WRE., Section Head, Coordinated Hazard Assessment and  
Mapping Program, Illinois State Water Survey  
Michael G. Feldmann PE, Chief, Project Mngt Branch, St Louis District, U.S. Army Corps of Engineers  
Rachel Lopez, Rachel Lopez, P.E., PMP, Levee Safety Program Manager, St Louis District,  
U.S. Army Corps of Engineers  
Chuck Etwert, Chief Supervisor of Construction and the Works, Flood Prevention District Council

## Background

In Monroe, Madison and St. Clair counties in Illinois, floodplain mapping was put on hold to allow for the levee accreditation process to be completed so this information can be factored into regulatory Flood Insurance Rate Maps (FIRMs). While local communities are working to complete the levee accreditation process, FEMA is collecting other current data that may better inform future flood modeling efforts. Below is information describing the remaining steps in the levee accreditation process and the flood mapping process.

## LEVEE ACCREDITATION

### Current Status

Currently, several Metro East area communities are working with the US Army Corps of Engineers and contractor support to develop data and complete the preparation of levee accreditation packages for:

- ▲ Wood River Levees
- ▲ Chain of Rocks Levee
- ▲ Metro East Sanitary District Levee

- ▲ Prairie du Pont Levee
- ▲ Fish Lake Levee

### What Happens Next

Here is a general overview of the levee accreditation process

Submit levee accreditation packages to FEMA	Expected in 2017
FEMA review	Approximately 3 - 12 months depending on information submitted
FEMA decision	Following FEMA review and resolution of any outstanding issues during review

After each of the levee accreditation requests are completed, they will be submitted to FEMA for review. The review timeframe may take several months based on the complexity of the situation and the information initially provided. The data and modeling produced during this process can be leveraged for future Flood Insurance Rate Map updates, specifically for interior drainage concerns.

## Contacts

FEMA  
Ken Hinterlong  
Ken.Hinterlong@fema.dhs.gov  
312-408-5529

STARR  
Amy Baker  
Amy.Baker@atkinsglobal.com  
240-264-8076

## FLOOD INSURANCE RATE MAP UPDATES

### Current Status

FEMA, with the assistance of the State of Illinois, is currently responsible to provide assistance with:

- ▲ Gathering best available data
- ▲ Reviewing non-regulatory maps outlining current best available data
- ▲ Increasing risk awareness and mitigation outreach

### What Happens Next

This summer, meetings will be held to review draft work maps and provide an opportunity to review the current status of flood engineering and potential levee accreditation for this area.

Later this year, FEMA will lead meetings to discuss resilience in Monroe, Madison and St. Clair counties and encourage a wide array of mitigation activities. All the counties have current hazard mitigation plans and FEMA would like to discuss how these plans are being implemented.

After the levee accreditation process is complete, FEMA will continue to work with communities to leverage available data and determine the best road forward.

