

REGULAR BOARD MEETING AGENDA - APRIL 19, 2010 - 7:30 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Minutes of Previous Meeting
 - 4 - 1. March 24, 2010 - Special Board Meeting - **Exhibit A**
 - 4 - 1. April 5, 2010 - Regular Board Meeting - **Exhibit B**
5. Finance
 - 5 - 1. Financial Report - None.
 - 5 - 2. Balance Sheet - None.
6. Treasurer's Report -
7. Attorney's Report - None.
8. ESDA Report -
9. Public Participation
10. Reports and Correspondence - None.
11. Recommendations of Boards and Commissions - None.
12. Contracts, Releases, Agreements and Annexations - None.
13. Bids - None.
14. Resolutions -
 - 14 - 1. Resolution #10-04: A Resolution Adopting Freeburg's 2010-2011 Operating Budget - **Exhibit C**
15. Ordinances -
 - 15 - 1. Ordinance #1349: An Ordinance Amending Title IX, Chapter 94 of the Revised Code - **Exhibit D**
16. Old Business
17. New Business
18. Appointments - **Exhibit E**
19. Committee Meeting Minutes
 - 19 - 1. Committee as a Whole Meeting - Wednesday, March 31, 2010 - 8:00 p.m. - **Exhibit F**
 - 19 - 2. Legal/Ordinance Committee Meeting - Wednesday, April 6, 2010 - 4:30 p.m. - **Exhibit G**
 - 19 - 3. Personnel/Police Committee Meeting - Wednesday, April 6, 2010 - 6:30 p.m. - **Exhibit H**
 - 19 - 4. Committee as a Whole Meeting - Wednesday, April 6, 2010 - 8:00 p.m. - **Exhibit I**
20. Upcoming Meetings
 - 20 - 1. Water/Sewer Committee Meeting - Wednesday, April 21, 2010 - 5:30 p.m.
 - 20 - 2. Streets Committee Meeting - Wednesday, April 21, 2010 - 6:30 p.m.
 - 20 - 3. Finance Committee Meeting - Wednesday, April 28, 2010 - 5:30 p.m.
 - 20 - 4. Board Meeting - Monday, May 3, 2010 - 7:30 p.m.
21. Village President's and Trustees' Comments
22. Staff Comments
23. Adjournment

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

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

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

FREEBURG SPECIAL BOARD MEETING Wednesday, March 24, 2010 at 5:30 P.M. Board Minutes

EXHIBIT A
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

CALL TO ORDER: Acting Mayor Rita Baker called the Special Board Meeting to order at 5:30 p.m., on Wednesday, March 24, 2010 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 Seth Speiser – here and Mayor Raymond Danford – absent; (5 present, 2 absent). Acting Mayor Baker announced there is a quorum.

Acting Mayor Rita Baker explained the purpose of this meeting is to approve a resolution with St. Clair County that authorizes the Village to apply for a St. Clair County Community Development Block Grant. Acting Mayor Rita Baker said this special board meeting is necessary to approve the resolution prior to the grant application deadline which is March 26, 2010. She requested a motion at this time.

Trustee Tony Miller motioned to pass the Resolution for the St. Clair County CBDG FY2010 Funding Cycle and Trustee Steve Smith seconded the motion. **ROLL CALL:** Trustee Tony Miller – aye; Trustee Steve Smith - aye; Trustee Rita Baker- aye; Trustee Corby Valentine – aye; Trustee Seth Speiser – aye; Trustee Charlie Mattern – absent; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried.

ADJOURN:

Trustee Tony Miller motioned to adjourn at 5:35 p.m. and Trustee Steve Smith seconded the motion. All voting aye, motion carried.


Jerry Lynn Menard,
Village Clerk

VILLAGE PRESIDENT
Ray Danford

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Corby Valentine
Steve Smith
Tony Miller
Rita Baker
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EXHIBIT B
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, April 5, 2010 at 7:30 P.M. Board Minutes

CALL TO ORDER: Acting Mayor Rita Baker called the Regular Board Meeting to order at 7:32 p.m., on Monday, April 5, 2010 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 – absent; Trustee Tony Miller – here; Trustee Seth Speiser – here and Mayor Raymond Danford – absent. (5 present, 2 absent). Acting Mayor Rita Baker announced there is a quorum.

MINUTES OF PREVIOUS MEETING: Trustee Tony Miller motioned to approve the minutes of Monday, March 15, 2010 and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.

FINANCE: Trustee Steve Smith motioned to approve the Warrant List in the amount of 16,034.54 and Trustee Seth Speiser seconded the motion. **ROLL CALL:** Trustee Steve Smith – aye; Trustee Seth Speiser - aye; Trustee Tony Miller - aye; Trustee Rita Baker – aye; Corby Valentine – absent; Trustee Charlie Mattern – aye; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried.

1. CD's: Trustee Smith said we talked about the CD's which are currently at 3½%, and unlike previously, we didn't have to pay penalties if we had to withdraw. Now, now we have 3-month penalty if we do so.

2. Health Insurance Renewal: Trustee Smith said we talked about the health insurance renewal.

3. 3-to-5 Year Plan: Trustee Smith said we talked about the 3-to-5 year plan and we are still working on it.

4. SIMAPC: Trustee Smith said we decided not to pay the SIMAPC fee this year.

TREASURER'S REPORT: None.

ATTORNEY'S REPORT: None.

ESDA REPORT: Acting Mayor Baker said she has a report from Gene.

Village of Freeburg Board Meeting Minutes
Monday, April 5, 2010
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1. Gene has received the first stage of the paperwork with our new ESDA members.
2. Nothing to report on the Severe Thunderstorm Watch from last evening
3. Acting Mayor Baker said the 9:00 p.m. Tornado Watch has been cancelled for tonight

PUBLIC PARTICIPATION: Sheila Gallagher from Gallaher's Getaway asked to have permission to have the streets blocked off for the March of Dimes Benefit BBQ and Poker Run on Saturday, May 8, 2010 from 11:00 a.m. to 9:00 p.m.

Trustee Tony Miller motioned to approve Sheila Gallagher's request to have the streets blocked off for the March of Dimes Benefit on Saturday, May 8, 2010 from 11:00 a.m. to 9:00 p.m. and Trustee Seth Speiser seconded the motion. All voting aye, the motion carried.

Three residents from 500 block of Draco Drive took the floor next. They had concerns about an unsafe condition that is being caused by standing water on the street. The residents said this has been an ongoing problem for over three years. One of the residents said she is concerned that the slimy, algae-infested water is presenting unsafe conditions for the children who live and play in the area. The residents also say the standing water is causing the roadway to wash away in some places.

Trustee Miller said we have been talking about this situation in the last two Street Committee meetings. Trustee Miller said the problem seems to be coming from a resident's sump pump on Draco which is draining to the street. The Village would like to redirect the sump pump drain line to a ditch in the rear of the property. The Village Board said they will continue working on a solution to the situation.

REPORTS AND CORRESPONDENCE: None.

RECOMMENDATIONS OF BOARDS AND COMMISSIONS: None.

CONTRACTS, RELEASES, AGREEMENTS AND ANNEXATIONS: None.

BIDS: None.

RESOLUTIONS: None.

ORDINANCES: None.

OLD BUSINESS: Trustee Miller asked about the banner for Relay for Life. Public Works Director Ron Dintelmann said he looked into it and we cannot display it across the highway like they want. Trustee Miller said we need to approve the payment from the grade school regarding their utility bill.

*Trustee Tony Miller motioned to accept payment of \$308.92 for the grade school's unpaid utility bill and Trustee Charlie Mattern seconded the motion. **ROLL CALL:** Trustee Tony Miller – aye; Charlie Mattern - aye; Trustee Corby Valentine - absent; Trustee Steve Smith – aye; Trustee Rita Baker – aye; Trustee Seth Speiser – aye; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried.*

NEW BUSINESS: Trustee Steve Smith asked if we would consider moving our regular Board Meeting time from 7:30 p.m. to 8:00 p.m. because Ray hasn't been able to attend due to work. Administrator Dennis Herzing said we would have to change the ordinance. Right now, the ordinance says regular Village Board meetings are the 1st

and 3rd Mondays of the month. Trustee Miller said we can discuss this at tomorrow night's meeting.

APPOINTMENTS: None.

COMMITTEE MEETINGS MINUTES:

Public Works Committee Meeting: Trustee Charlie Mattern called Public Works Committee Meeting to order on Wednesday, March 17, 2010 at 5:30 p.m.

1. **SAVE Site Water Situation:** Trustee Mattern said we are continuing to move forward on the SAVE Site Water Situation. Trustee Mattern said we held the Special Board Meeting to approve the Resolution for the Grant Application.

2. **Sewer Project:** Trustee Mattern said the sewer project is continuing to be reviewed by EPA and we are waiting to hear back from them.

3. **Recycling:** Trustee Mattern said the recycling is still going like gangbusters. Trustee Mattern said we are asking everyone to break down their cardboard so we have more room in the bins.

4. **Spring Clean-up:** Trustee Mattern announced we will have spring clean-up on April 16th - April 19th. Trustee Mattern said there will be no tire collection this year, and there will be no charge for washers, dryers and refrigerators.

Trustee Mattern talked about the mobile home park master meters and asked if we should adjust the amount of water for the master meters tonight. Administer Herzing said this will have to be changed by an ordinance and this will be done at the next Legal and Ordinance meeting.

Trustee Mattern said they will be inspecting and cleaning the water towers.

Public Property Committee Meeting: Trustee Tony Miller called the Public Property Committee Meeting to order on Wednesday, March 17, 2010 at 6:30 p.m.

1. **Managers' Hiring:** Trustee Miller said we talked about lifeguards who we hired and at this time he would like to make a motion.

Trustee Tony Miller motioned to hire Scott Schulz as the lead pool manager and Darren Pierce and Marc Derwort as pool co-managers and Trustee Rita Baker seconded the motion. **ROLL CALL:** Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – aye; Trustee Steve Smith – aye; Trustee Corby Valentine - absent; Trustee Seth Speiser – aye; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried.

2. **Limb Pickup Program:** Trustee Miller said the Village has suspended the limb pick-up program, but there will be limb pick-up after a large storm. Trustee Miller said you can still burn your limbs. Trustee Miller said we are in the process of changing the leaf program and we will have more information on this at the May board meeting.

3. Pool Passes: Trustee Miller said we discussed the pool passes and the prices will remain the same as last year.

Trustee Tony Miller motioned that all swimming pool passes, swimming lessons and daily costs to enter the swimming pool for the 2010 season remain unchanged and Trustee Rita Baker seconded the motion. ROLL CALL: Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – aye; Trustee Steve Smith – aye; Trustee Corby Valentine - absent; Trustee Seth Speiser – aye; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried.

4. PTO Carnival Request: Trustee Miller said Freeburg District 70 PTO Grade School has requested a donation from the Village for their carnival.

Trustee Tony Miller motioned to donate one 10-day pass to the 2010 swimming pool season to Freeburg District 70 PTO for the grade school carnival and Trustee Rita Baker seconded the motion. ROLL CALL: Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Charlie Mattern – aye; Trustee Steve Smith – aye; Trustee Corby Valentine - absent; Trustee Seth Speiser – aye; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried.

Trustee Miller said he would also like to make another motion to waive the bidding process and retain the lawn moving company that cut the Village properties last year. They did a very good job and the manager of the company would like to do it again this year without a price change.

Trustee Tony Miller motioned to keep the same lawn mowing company as last year for the 2010 grass mowing season at the same price and Trustee Rita Baker seconded the motion. ROLL CALL: Trustee Tony Miller – aye; Trustee Rita Baker - aye; Trustee Corby Valentine – absent; Trustee Seth Speiser – aye; Trustee Steve Smith - aye; Trustee Charlie Mattern – aye; (5 ayes, 0 nays, 1 absent). All voting aye, the motion carried..

Economic Development Committee: Trustee Steve Smith called the Economic Development Committee Meeting to order on Wednesday, March 31, 2010 at 6:30 p.m.

1. Growth strategies & recommendations to retain & attract businesses: Trustee Smith said talked about how we need to concentrate on the Industrial Park and we decided to invite the business owners of the Industrial Park to one of our upcoming committee meetings and talk with them about attracting other businesses that would compliment the Industrial Park. Trustee Smith said we will continue to work on the website, and work on the Business of the Month or Quarter. We haven't decided how frequently we are going to do it.

2. Christmas Lighting Event: Trustee Smith said we are checking into the cost of a Santa's Cottage which will be located in the Village Park and we are also checking with local businesses to see if they might be interested in donating a nativity scene.

3. Summer Event: Trustee Smith said for the summer event we are going to have

two movie nights. They will be July 17th and July 31st and we are in the process of deciding what movies to show.

4. Nuisance Abatement Code: Trustee Smith said we talked about the Nuisance Abatement Code and the Ordinance of the Zoning Code we will discuss more at our next committee meeting.

Acting Mayor Baker said the minutes for Committee as a Whole are not available. we will move onto the upcoming meetings.

UPCOMING MEETINGS:

Legal/Ordinance Committee Meeting - Tuesday, April 6, 2010 - 4:30 p.m.
Personnel/Police Committee Meeting - Tuesday, April 6,, 2010 - 5:30 p.m.
Committee as a Whole - Tuesday, April 6, 2010 - 8:00 p.m.
Electric Committee Meeting - Tuesday, April 13, 2010 - 5:30 p.m.
Board Meeting - Monday, April 19, 2010 - 7:30 p.m.

VILLAGE PRESIDENT'S AND TRUSTEE'S COMMENTS:

Trustee Charlie Mattern: None.
Trustee Steve Smith: None.
Village Clerk Jerry Menard: None.
Trustee Corby Valentine: None.
Trustee Tony Miller: None.
Trustee Seth Speiser: None.
Acting Mayor Rita Baker: None.

ADJOURN:

Trustee Steve Smith motioned to adjourn at 8:01 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

Jerry Lynn Menard
(JP)

Jerry Lynn Menard,
Village Clerk

VILLAGE OF FREEBURG

RESOLUTION NO. 10-04

A RESOLUTION ADOPTING FREEBURG'S
2010-2011 OPERATING BUDGET

WHEREAS, it is the policy of the Board of Trustees of the Village of Freeburg to expend funds responsibly; and,

WHEREAS, in order to further this goal, certain fiscal guidelines are essential.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ILLINOIS, THAT:

SECTION 1: All monies spent during fiscal year 2010-11 shall be consistent with the adopted funds set aside for each line item.

SECTION 2: All department directors, who have budgetary control over their departmental functions, shall not exceed the budgeted line item amounts.

SECTION 3: All Village employees shall cooperate to effectively administer the operating budget.

SECTION 4: The budget attached is hereby made a part of this Resolution.

ADOPTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ILLINOIS, THIS 19th DAY OF APRIL, 2010.

Vote Recorded:

AYES: _____

NAYS: _____

ABSENT: _____

Raymond Danford, Village President

ATTEST:

Jerry Menard, Village Clerk

Approval as to Legal Form: Stephen R. Wigginton, Village Attorney

ORDINANCE NO. 1349

AN ORDINANCE AMENDING TITLE IX, CHAPTER 94, SECTION 94.63 OF THE REVISED CODE OF THE VILLAGE OF FREEBURG, ST. CLAIR COUNTY, ILLINOIS (BONFIRE REGULATIONS)

WHEREAS the President and Board of Trustees of the Village of Freeburg, County of St. Clair, State of Illinois, desire to effect changes to its existing code,

BE IT ORDAINED BY THE VILLAGE PRESIDENT AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ST. CLAIR COUNTY, ILLINOIS THAT:

Chapter 94, Section 94.63 (A) (7) shall be revised to read as follows:

Open burning fires, recreational or bonfires shall not be permitted between the hours of 12:00 AM and 6:00 AM.

This ordinance shall be in full force and effect immediately after its passage and publication as prescribed by law.

PASSED BY THE VILLAGE BOARD OF THE VILLAGE OF FREEBURG, ILLINOIS, ST. CLAIR COUNTY, AND APPROVED BY THE VILLAGE PRESIDENT THIS 19th DAY OF April, 2010.

AYES	NAYS	ABSENT
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Vote Recorded by:

Jerry Menard, Village Clerk

Approved by the Village President of the Village of Freeburg, St. Clair County, Illinois,

this 19th day of April, 2010

Raymond Danford, Village President

Approved as to form:

Stephen R. Wigginton, Village Attorney

2010 - 11 APPOINTMENTS

CURRENT POSITION	NAME	APPOINTMENT
Treasurer	Bryan Vogel	Bryan Vogel
Administrator	Dennis Herzing	Dennis Herzing
Public Works Director	Ron Dintelmann	Ron Dintelmann
Assistant Public Works Director	John Tolan	John Tolan
Chief of Police	Mel Woodruff	Mel Woodruff
ESDA Coordinator	Gene Kramer	Gene Kramer
Village Attorney	Steve Wigginton	Steve Wigginton
PLAN COMMISSION		
1.	Mary Krieg	Mary Krieg
2.	Bryan Vogel	Bryan Vogel
3.		
BOARD OF APPEALS		
1.	Ken Bald	Ken Bald
2.		
3.		

this year. Dennis then projected the FY2011 budget taking into consideration the state still being 4 months behind on payments and then decreasing the income tax figures by 10% and 20%. A 10% decrease in income tax would net approximately \$286,000 and a 20% decrease in income tax would net approximately \$265,000. By doing so, this still leaves an approximate \$50,000 shortfall in the general fund. Mayor Danford said once we get the FY2011 budget in place, he would like to have something in place during the year in case the state gets further behind on the income tax disbursements.

Ron said the utility funds are okay, we only need to try to balance the general fund. Mayor Danford asked Chief Woodruff how he stands on holding off on the purchase of a police car which would save about \$20,000 out of the budget. Chief Woodruff said he made some adjustments in the maintenance portion of the budget to make up for not purchasing a new car. He said he can deal with not having a new car but did advise the committee it will put him down 2 cars at the end of the year. He also commented he would rather do without a car than lose manpower. Mayor Danford said putting off infrastructure is much easier than losing manpower. Mayor Danford again reiterated he has major concerns with any cuts that affect the safety of our employees and residents. Chief Woodruff said if he waits for a new car, he wouldn't be able to wait until the end of next year, he would want to replace it earlier in the year. He also said he has eliminated the third car 80% of the time, re-worked the work schedule to cut the overtime. If he drops coverage down to single-man coverage, it would be hard to maintain the current level of service. Mel said he has \$22,000 budgeted for overtime. He said if we stop providing officers at no charge for school events, a reasonable rate to charge to have an officer there would be \$50 per hour. This would cut about \$12,000 from the overtime budget. Trustee Valentine said we need to look at paying a portion of the Chief's salary out of ESDA. Dennis commented we should charge all of the dispatching fees to ESDA. Mayor Danford asked Ron if he has the same problem with the public works fleet and Ron agreed. Mayor Danford asked Ron if the Main Street lift station at a cost of \$10,000 is still needed and Ron and John said yes.

Trustee Valentine said he would like to see the bucket truck kept in the budget. Trustee Smith asked if we could purchase the bucket truck through a lease/purchase agreement like we did with the skid steer. Trustee Valentine said maybe we could also do that with a new police car and borrow the funds from the electric department and pay it back over three years. Trustee Miller said he would like to create a \$5 per month recreation fee that would be added to the resident's utility bill. Everyone would get a pool pass that could be used for any family member. This would bring approximately \$120,000 per year into the pool fund which could help balance the general fund as well as help fund the \$3,000,000 renovation project for the pool. Mayor Danford said we need to be very careful to show that we have made all budgetary cuts possible before adding a revenue-increasing fee onto the customer. Dennis said he isn't sure we can institute a tax or fee unless we hold a public hearing. Tony said he would like to institute the fee without a public vote. Trustee Smith said he is concerned about a tax to fund the pool and he thinks the residents should be able to vote on that. He believes it is wrong to push that through without a vote.

Instead of listing all of the possible cuts from the initial discussion during the meeting, I am going to list the suggested cuts made towards the end of the meeting:

1. 01-11-533 AD Legal \$6,000
2. 01-11-539 AD Codification \$1,500
3. 01-11-539 AD other services \$5,000 - spread costs to other dept.
4. 01-16-421 ZO Adm salary \$7,000 - cut position in half
5. 01-21-422 PD Overtime \$8,000 - keep DARE Program
5. 01-41-422 ST Temp salary \$3,750 - Mayor said if workload is there, it may be prudent to use summer hires.
6. 01-41-423 ST Overtime \$2,000 - limb pickup stopped (only after storms)
7. 01-41-615 ST Sidewalk \$2,000
8. 01-41-890 ST Other imp. \$2,500 - just maintenance.
9. 01-41-563 ST Training \$1,000 - done through CCMSI at no cost.
10. 01-41-533 ST Legal \$1,000
11. 01-41-656 ST Chemicals \$8,500 - reduced cost of chemicals and move portion to other dept.

Total is approximately \$50,000. With respect to the Zoning Administrator position, Dennis said he would rather see a cut in hours than have the position eliminated. Julie said it's been much easier on the office personnel with Phil there and it frees up time Dennis doesn't have. With regard to the reduction in overtime in the Streets department, John said if the guys need to work overtime, they could use comp time. The Streets committee discussed eliminating overtime on leaf/limb pickup and also designating a central drop off location for leaves since they will only be picked up twice a month. Mayor Danford asked if a decision on the salaries had been made. Trustee Baker said no but the Personnel committee had discussed giving the employees a 1% raise. Dennis advised the committee the proposed budget is based on a zero percent raise. Overall, the committee would have to come up with another \$14,000 to cover a 1% raise. Trustee Mattern asked if we can come up with more cuts to offer a raise or just not offer a raise to the employees. Trustee Smith said we could reduce the budget by \$83,000 if we stopped reimbursing the employees' health insurance deductibles. Mayor Danford said he didn't want to have that discussion at this time. Trustee Valentine asked the department heads to come up with additional cuts in order to give the employees a raise. Chief Woodruff said he has \$1,000 in tuition reimbursement that can be eliminated. Dennis said he, Ron and Mel will sit down to see what they can find. Trustee Valentine commented he would rather cut items in the budget rather than spread expenses from the general fund throughout the utility funds.

Dennis will rework the budget with the suggestions given tonight. Public Works Director Dintelmann asked if the sales tax number needs to be decreased by 10%? If we only decrease the sales tax income by 8%, there is \$6,000. The committee discussed offering a raise to the employees once the income level reaches a certain projection. Assistant Public Works Director Tolan said it would help if Dennis talked to the guys about the budget and its impact on the employees'

requests. John did say he doesn't think it will be well received by the employees if they don't receive a raise and the trustees voted to give the part-time pool managers a raise. Even though the raise was minimal, he thinks some raise would be better received than no raise.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Steve Smith motioned to adjourn at 10:47 p.m. and Trustee Rita Baker seconded the motion. All voting aye, the motion carried.*



Julie Polson
Office Manager

VILLAGE PRESIDENT
Ray Danford

VILLAGE CLERK
Jerry Menard

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Melvin E. Woodruff, Jr.

VILLAGE ATTORNEY
Stephen R. Wigginton

Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Speiser/Baker/Mattern)
Wednesday, April 6, 2010 at 4:30 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 4:35 p.m. by Chairman Seth Speiser on Wednesday, April 6, 2010, in the Freeburg Municipal Center. Members attending were Chairman Seth Speiser, Trustee Rita Baker, Trustee Charlie Mattern, Village Administrator Dennis Herzing and Office Manager Julie Polson.

D. PUBLIC PARTICIPATION: John and Barbara Olack were present to request the committee consider letting them raise chickens. They live on N. Walnut Street in an SR-1 zoning district. They explained the main reason they want to have chickens is they don't like purchasing their eggs from chickens raised in questionable conditions. They have already purchased the chickens and currently have them in their home. they said they thought it would be a great project for their grandchildren to enjoy. The chickens would be penned in and they would not have any roosters. They commented they were very surprised to see the Village of Freeburg didn't allow chickens and said a lot of towns are revising their ordinances to include chickens like St. Louis and Madison, Wisconsin did. They provided a handout listing the reasons why they wanted the chickens as well as information from Cary, North Carolina explaining the pros of letting residents raise chickens. The Olacks do have land out by Sugar Creek that is zoned agricultural. Trustee Baker said the committee would have to go to the board for a decision on this. The Olacks were invited to the next board meeting on Monday, April 19th for further discussion and board decision regarding this request.

A. OLD BUSINESS:

1. Approval of March 3, 2010 Minutes: Trustee Rita Baker motioned to approve the March 3, 2010 minutes and Trustee Charlie Mattern seconded the motion. All voting aye, motion carried.

2. Community Improvement Board/Material Requirements on Commercial Buildings/Nuisance Abatement Code: Seth said the Economic Development Committee is reviewing the information and will have their comments for the next Legal/Ordinance committee meeting.

3. Status of Public Hazard Homes: Phil is monitoring the Sheets' property on N. State Street.

Legal and Ordinance Committee Meeting
Wednesday, March 3, 2010
Page 1 of 2

4. TIF litigation: Dennis said we are still waiting for Attorney Wigginton to finalize the agreement.

5. New class of business license: Dennis didn't have a chance to talk to Attorney Wigginton about this. He did look through Maryville's code but they don't have anything like this in their code. The committee discussed the difference between a commercial stand and a stand out in a resident's yard and the sales tax is the issue. Keller's is a corporation and should be paying tax. Trustee Baker said we should require the company selling the product to report the sales tax to Freeburg.

6. Compensation of Officials: Dennis needs to prepare an ordinance. He will check with Attorney Wigginton to make sure we are okay with statutory provisions and will have the ordinance ready for next month's meeting. When compensation changes are made, it becomes effective at the renewal of the trustee's term.

B. NEW BUSINESS:

1. Beer gardens: Dennis said Rod Kapp of Burgards wants a beer garden. He advised Mr. Kapp that we've never allowed beer gardens and Mr. Kapp brought up Tequilas. Dennis told him Tequilas has a liquor license as a restaurant not a tavern of which more than 50% of their income comes from the restaurant. Burgards would not qualify. The committee agreed and Dennis will inform Mr. Kapp of their decision.

2. 6893 Blacksmith Shop Road: We received notice from St. Clair County of the request to put a farm residence at this address. It was included in the packet for informational purposes.

Dennis provided a draft ordinance revising the previous bonfire ordinance that was passed in January of this year. Under number 7 in the current ordinance, it states bonfires are not allowed between 12:00 a.m. and 6:00 p.m., so technically anyone could have a recreational fire anytime of the day or night. The draft ordinance revises number 7 to say, "Open burning fires, recreational or bonfires shall not be permitted between the hours of 12:00 AM and 6:00 AM.

Trustee Rita Baker motioned to recommend to the full Board the Ordinance amending the Bonfire Code for approval and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Rita Baker motioned to adjourn the meeting at 5:13 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.*



Julie Polson
Office Manager

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

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

EXHIBIT H
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

PERSONNEL AND PUBLIC SAFETY COMMITTEE MEETING
Wednesday, March 10, 2010 at 6:30 p.m.

Chairperson Rita Baker called the meeting of the Personnel and Public Safety Committee to order on Wednesday, April 10, 2010 at 5:32 p.m. Those present were Chairperson Rita Baker, Trustee Steve Smith, Trustee Charlie Mattern, Police Chief Mel Woodruff, Village Clerk Jerry Menard, Village Administrator Dennis Herzing and Office Manager Julie Polson. Guest present: Janet Baechle for second half of meeting.

POLICE:

A. OLD BUSINESS:

1. Police Contract: Dennis said the union attorney and Attorney Wigginton are setting up dates to get the negotiations started. Mel advised the union attorney will be attending the Committee as a Whole meeting tonight.

B. NEW BUSINESS:

1. Relay for Life Request: Relay for Life is requesting we have police officers present on Bank Night for two hours and on the event day for eight hours. Chief Woodruff said this request would fall under the proposed policy change of not covering these events or charging \$50 per hour per officer. Chief Woodruff said he was not opposed to the Bank Night request since it is only two hours. Trustee Mattern said we need to tell them due to budget restraints we can no longer offer police coverage free of charge and to also let them know we are discussing a possible \$50 per hour fee for this. A decision needs to be made by the full Board on this issue.

Chief Woodruff passed out the monthly report and the committee agreed to have Chief Woodruff keep track of the information but it was not necessary to make multiple copies every month. Mel will give Trustee Smith a quarterly report.

Trustee Smith brought up the traffic coming from the north into town stating it is a racetrack. Chief Woodruff will have the officers patrol that area as much as they can.

PERSONNEL: A. OLD BUSINESS:

1. Approval of March 10, 2010 minutes: Trustee Steve Smith motioned to approve the March 10, 2010 minutes and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

2. Employee handbook: This was not discussed.

a. Employee Requests: The list of requests from the public works employees was again discussed. Raises: Dennis advised that Mayor Danford believes the employees should not receive a raise because of the budget. Mayor Danford also believes that if the revenues from the state improve, a raise could be given later in the year. After

Personnel/Police Committee Meeting
Wednesday, April 10, 2010
Page 1 of 2

Dennis took the suggested cuts from the Committee as a Whole meeting on March 31st, we now have a \$16,000 surplus in the general fund. A 1% raise would amount to \$14,969. Dennis said the public works employees think they should get a raise because the utility funds are not in trouble. Trustee Smith said if we give the employees a raise, it should be capped at 1%. If we receive any extra money from the state, he doesn't think it would be prudent to give it all to the employees, it should be put into reserves. The trustees agreed to monitor the payments received from the state and if conditions improve, to give a 1% raise retroactive to April 1st. Dennis told the committee he talked to Phil about the proposal to cut his position in half. Dennis suggested to the committee that they cut it by 25% and the committee did not agree. They did say once building permits pick up, the hours could be increased at that time. Vacation: Dennis said a change in the vacation allotment would make much more of an impact on the police department. When a public works employee takes vacation, Ron does not fill that position with another person, whereas, Mel does have to have an officer fill the spot. Mel commented there is nothing in the police contract that says the public works/administrative employees have to be treated the same as the officers. Trustee Smith felt the employees received enough benefits, i.e. they receive 12 sick days and 14 holidays per year. The committee agreed to offer 3 weeks after 8 years and not change the remaining vacation schedule. Health Insurance after retirement: Already have. Holiday Pay: The committee agreed with this request. Birthday Holiday: Fine as long as approved by supervisor. Utilities at cost: The committee denied this request. The administrative personnel requests: Daily apparel: The committee granted the request to wear jeans or capris anytime. They asked that the girls don't wear pants with any holes in them. Vacation: Same as public works. New employees to receive some vacation during first year of employment: The committee denied this request.

b. Public Works On Call Status: Not discussed.

3. Job Descriptions: Not discussed.

4. Compensation of officials: Dennis is preparing the ordinance to be presented to the Legal/Ordinance Committee.

B. NEW BUSINESS:

1. Residency requirement: Dennis will prepare an ordinance on this. It had previously been agreed to match the residency requirement between the police officer contract and the public works/administrative employees.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

ADJOURN: *Trustee Steve Smith motioned to adjourn at 7:00 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, motion carried.*



Julie Polson
Office Manager

VILLAGE PRESIDENT
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COMMITTEE AS A WHOLE MEETING
Tuesday, April 6, 2010
8:00 p.m.

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

The Committee as a Whole Meeting was called to order at 8:10 p.m. on Tuesday, April 6, 2010, by Mayor Ray Danford. Members present were Mayor Ray Danford, Village Clerk Jerry Menard, Trustee Steve Smith, Trustee Tony Miller, Trustee Charlie Mattern, Trustee Rita Baker, Trustee Corby Valentine, Trustee Seth Speiser, Police Chief Mel Woodruff, Village Administrator Dennis Herzing, Public Works Director Ron Dintelmann, Assistant Public Works Director John Tolan and Office Manager Julie Polson. Employees present: Jane Kramper, Laura McGarry, Dave Unverferth, Clark Lucash, Greg Eckels, Randy Kasper, Jeff Mohr, Bob Elden, Steve Burrows, Shane Krauss, Tim Kunkelmann, Terry Marquardt, Gregory Blomenkamp, John Cappello, Mike Schutzenhofer, Debbie Pierce and Stan Ruhmann. Guests present: Mike Blaies, Jim McGarry, Kasey Groenewold and Janet Baechle.

A. OLD BUSINESS:

1. Budget: Mayor Danford thanked everyone for coming in tonight to examine the budget and discuss the employees' requests. He stated there are negative reports coming in from the Governor's Office regarding the revenue from the state being the biggest concern. He has talked to both Senators Luechtefeld and Reitz who state after the November election, there may be a new budget to contend with. Mayor Danford also stated it is hard to predict what our income sources will be. He said there have been services cut out of the budget rather than pass on a tax increase or increase in utility fees. He affirmed the goal is to save personnel while trying to juggle infrastructure needs with the least amount of impact to the village. Mayor Danford said once we approve our budget, we may not be done with budget cuts and says he sees possibly having to cut an additional \$50,000 from the budget.

Mayor Danford said starting with the budget, there are no raises built into the budget. We have made every effort to cut costs where we can. John Cappello asked about using the three gas stations to purchase fuel and suggested we look at just buying our fuel from the gas station that has the cheapest price. Mayor Danford said we have discussed purchasing fuel in bulk but there are concerns with the EPA. He has had some concerns himself but is not sure it is necessary to do that right now.

Committee as a Whole Meeting
Tuesday, April 6, 2010
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EXECUTIVE SESSION
8:20 P.M.

Trustee Rita Baker motioned to enter into Executive Session at 8:20 p.m. to discuss personnel, 5 ILCS 120/2-(c)(1)a and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.

EXECUTIVE SESSION ENDED
8:43 P.M.

Trustee Rita Baker motioned to reconvene the Committee as a Whole Meeting at 8:43 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.

Police Union Attorney Kasey Groenewold asked if the proposed FY2011 budget is using any reserves and Village Administrator Herzing replied the biggest problem area is in the general fund and no reserves are being used. Mayor Danford said we are making an effort not to use reserves for salary increases. He continued to say the utility funds are balanced and plan on keeping the reserves intact as they were originally intended to. Trustee Valentine said the general fund receives about \$119,000 in revenue from the 5% tax from the electric fund. Jane Kramper asked why is it only 5%, couldn't it be 6%? Corby said there was an ordinance passed setting the rate and Ron said he thinks it is at the maximum rate that it can be. Shane Krauss asked if we had an option to use MFT funds on street maintenance projects and Ron said MFT has a large impact on what we do, some of the projects are not eligible for MFT funds. Dennis said a lot of the MFT reserve was used last year when the box culverts were put in on Cemetery Road and West Street. We have approximately \$140,000 this year but typically don't spend all of it and the remainder goes into the MFT reserve fund. Tony commented to spend MFT reserves, it must be an MFT approved project. We may need to discuss what jobs take a higher priority in committee.

Mayor Danford reiterated that we need to look at all cost-saving ideas before any cuts to employees as well as cuts that would affect the safety of our employees and residents. Mayor Danford then said an agreement has been reached with respect to the employees' requests. Trustee Baker said they are as follows:

Public Works Employees:

1. Raises: The trustees recommended a one-year agreement instead of the 3-year raise request from the public works employees. The Village will monitor the revenues received from the state and as long as they don't fall any further behind on their payments to us, the Village will give a 1% raise on October 1, 2010 retroactive to April 1, 2010.
2. Vacation: The trustees recommended receiving 3 years after 8 years of employment, 4 years after 18 years and 1 day per year after 18 years.
3. Health Insurance after Retirement: The employees already have this benefit.
4. Holiday Pay: The trustees agreed to grant the employees to receive 2.5 times the normal rate of pay for time worked outside of the 8 hour working day.
5. Birthday Holiday: The trustees agreed to allow the employee to take his/her birthday holiday any day during the week his/her birthday falls as long as the

employee has their supervisor's approval.

6. Utilities at cost: The trustees declined this request.

Administrative Employees:

1. Casual dress: The trustees agreed to this request stating jeans cannot have any holes in them.

Mayor Danford asked everyone present to give the salary issue some thought stating this is as fair as the Village can be at this time. He encouraged the employees to talk to Dennis or any of the trustees. Debbie Pierce wanted to clarify the vacation request included the administrative personnel and Trustee Baker said yes. Mayor Danford advised the police officers are under union contract and handled separately from the rest of the employees. Mayor Danford said he does not consider this the close of discussion. He wants to be as fair as he can with regard to salaries and also said this is what the Village can reasonably promise right now. Jeff Mohr asked if the police have a proposal on the table and Mayor Danford replied they are just beginning negotiations.

B. NEW BUSINESS: None.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Rita Baker motioned to adjourn at 9:03 p.m. and Trustee Tony Miller seconded the motion. All voting aye, the motion carried.*



Julie Polson
Office Manager