

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Ray Matchett, Jr.
Mike Blaies
Denise Albers
Dean Pruett
Michael Heap
Lisa Meehling

VILLAGE TREASURER
Bryan A. Vogel

VILLAGE OF FREEBURG

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Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Heap/Albers/Matchett/Meehling)
Wednesday, October 24, 2018 at 5:30 p.m.

VILLAGE ADMINISTRATOR
Tony Funderburg

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Michael J. Schutzenhofer

ESDA COORDINATOR
Eugene Kramer

ZONING ADMINISTRATOR
Matt Trout

VILLAGE ATTORNEY
Weilmuenster & Keck, P.C.

The meeting of the Legal and Ordinance Committee was called to order at 5:32 p.m. by Chairman Mike Heap on Wednesday, September 26, 2018, in the Freeburg Municipal Center. Members attending were Chairman Mike Heap, Trustee Denise Albers (absent), Trustee Ray Matchett, Trustee Lisa Meehling (via phone), Mayor Seth Speiser, Village Clerk Jerry Menard, Trustee Mike Blaies, Trustee Dean Pruett, Zoning Administrator Matt Trout, Village Attorney Fred Keck, Police Chief Mike Schutzenhofer, Public Works Director John Tolan, Water/Sewer Department Leader Gregg Blomenkamp, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guest present: Janet Baechle.

A. OLD BUSINESS:

1. Approval of September 26, 2018 Minutes: Trustee Ray Matchett motioned to approve the September 26, 2018 minutes and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Zoning Administrator Matt Trout issued 4 building permits, 1 electric permit, 1 wrecking permit and 11 occupancy permits. He has sent letters out to Mr. Stout, Mr. Groh, and Ms. Duffy on nuisance and pool issues.
3. Meadow Pines Subdivision: Matt stated the road was poured yesterday. The developer is interested in taking the overhead electric in front of subdivision underground and offered to pay for it. Matt said Shane estimated the cost to be in the \$14,000 range. Public Works Director John Tolan said that is not as high a priority as installing the electric in the subdivision.
4. Code Revisions/Legal Review: Village Administrator Tony Funderburg stated everyone received the proposed code revisions. He would like to send that onto the Combined Planning and Zoning Board. Matt has added his suggestions, and only received some suggestions from Steve Woodward. He said the Combined Board wants to look at changing the standards for variance. Attorney Keck advised the Combined Board must determine the findings of fact so the court can review them if needed. He also said there is no statutory framework regarding them. Matt questioned when the legal review would be done, and Tony stated after the Combined Board has made all of their changes.

B. NEW BUSINESS:

1. PSEBA Ordinance: Attorney Keck advised this proposed ordinance from IML establishes a statutory framework to determine whether or not an officer is injured in line of duty and if it is catastrophic. The ordinance would set out the process and procedures involved for this type of situation. Fred advised the hearing officer should be an attorney, but he could not be chosen because it would be a conflict of interest. He can recommend an attorney to be the hearing officer.

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Trustee Ray Matchett motioned to recommend to the full Board Ordinance #1669, An Ordinance Establishing an Administrative Procedure for Assessing and Determining Claims under PSEBA and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.

2. St. Clair County Building & Zoning Dept. Agreement for Building and Inspection Program: Matt attended a meeting 2 weeks ago regarding the building permit packet that has been updated. They added a sprinkler system waiver for new homes, and instead of just the summary and certification for Res checks, they want the entire package. The fee structure has been changed and rounded to the nearest dollar amount. Matt updated our rates in the packet as well. It is an automatic yearly renewal.

Trustee Ray Matchett motioned to recommend to the full Board St. Clair County Building & Zoning Department's Agreement for Building and Inspection Program for approval and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.

IML has updated their policy regarding sexual harassment, and Attorney Keck did not have any objection to adopting the policy.

Trustee Ray Matchett motioned to recommend to the full Board Ordinance No. 1670, An Ordinance Adopting IML's Policy Prohibiting Sexual Harassment and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: Janet wanted to know why the couple's request to raise rabbits and chickens was denied at the last board meeting. Tony said they live in a single-family district and those animals are not allowed. They could be considered a nuisance to the neighbors. The surrounding properties are zoned single-family residential also.

E. ADJOURN: *Trustee Ray Matchett motioned to adjourn at 5:55 p.m. and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.*



Julie Polson
Office Manager