

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Ray Matchett, Jr.
Steve Smith
Mike Blaies
Mathew Trout
Dean Pruett
Elizabeth Niebruegge

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 Law Group, P.C

February 24, 2014

NOTICE

MEETING OF LEGAL AND ORDINANCE COMMITTEES Annexation; Building; Zoning; Subdivision (Trout/Matchett/Pruett)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Wednesday, February 26, 2014, at 4:45 p.m.**

LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of January 29, 2014 Minutes
2. Status of Public Hazard Homes/101 E. Hill
3. Update Code Book
4. Nuisance Abatement Code
5. Zoning Reports
6. ECode 360
7. Request County to perform occupancy inspections
8. Ordinance regarding leak of confidential information

B. New Business

1. St. Clair County Zoning Board of Appeals Hearing March 3, 2014
2. Denial of Business Registration Request
3. Resolution for Participation in State of Illinois Federal Surplus Property Program

C. General Concerns

D. Public Participation

E. Adjourn

At said Legal and Ordinance Meeting, the Village 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)], litigation [5 ILCS, 120/2 - (c)(11)] personnel [5 ILCS, 120/2 - (c)(1)]; collective negotiating matters between the public body and its employees or their representatives [5 ILCS 120/2 (C)(2) or real estate transactions [5 ILCS, 120/2 - (c)(5)].

VILLAGE BOARD OF TRUSTEES MEETINGS ARE HELD ON THE FIRST AND THIRD MONDAY OF EVERY MONTH

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Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Trout/Matchett/Pruett)

Wednesday, January 29, 2014 at 4:45 p.m.

VILLAGE ADMINISTRATOR
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The meeting of the Legal and Ordinance Committee was called to order at 4:45 p.m. by Chairman Matt Trout on Wednesday, January 29, 2014, in the Freeburg Municipal Center. Members attending were Chairman Matt Trout, Trustee Ray Matchett, Trustee Dean Pruett, Mayor Seth Speiser, Village Clerk Jerry Menard, Village Administrator Tony Funderburg, Zoning Administrator Gary Henning and Office Manager Julie Polson. Guest present: Janet Baechle.

EXECUTIVE SESSION

4:46 P.M.

Trustee Dean Pruett motioned to amend the agenda in order to hear New Business first and also to enter into Executive Session at 4:53 p.m. citing litigation, 5 ILCS, 120/2-(c)(11) and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.

EXECUTIVE SESSION ENDED

4:53 P.M.

Trustee Matt Trout reconvened the regular session of the Legal/Ordinance Committee meeting at 4:53 p.m.

Administrator Funderburg stated we have an email from Attorney Manion with respect to confidential information being leaked out of executive session. Brian thought we should put this into our code. Trustee Trout would like to see an ordinance where the person leaking information can be charged with an ordinance violation and fined and the committee agreed.

Trustee Dean Pruett motioned to have Attorney Manion draw up the ordinance that would amend our code to allow an ordinance violation with fines imposed if confidential information is leaked out of executive session and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.

A. OLD BUSINESS:

1. Approval of December 18, 2013 Minutes: Trustee Ray Matchett motioned to approve the December 18, 2013 minutes and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.
2. Status of Public Hazard Homes: Zoning Administrator Henning advised the Ernst property was ready to be torn down on January 22nd. Right before demolition, we received a call from EPA. Administrator Funderburg stated anything less than four apartments can be torn down without a permit. Any building that had a business requires as asbestos permit. Tony said the owners are working to get the buildings

Legal and Ordinance Committee Meeting
Wednesday, January 29, 2014

torn down as quickly as possible. Since we did not condemn the building, they have the time allowed under the wrecking permit to get that done. We cannot impose a shorter deadline.

3. Update Code Book: Gary scheduled a Plan Commission meeting to review the subdivision and zoning code sections of the proposed revised code. Julie will send copies to them to review prior to that meeting. Tony would like to divide up the rest of the code and give it to the appropriate people to go through them. Julie also passed out the first Committee as a Whole meeting minutes for review.
4. Nuisance Abatement Code: Gary stated the trailer has been moved. He also reported on a complaint received about a broken down car on N. Main and he found out that it is a home in foreclosure. He is working with the contact company and the bank that bought it to have it cleaned up in two weeks.
5. Zoning reports: Gary passed his zoning report out. He advised the committee anyone coming in for a permit has to fill out a questionnaire regarding their ethnicity. It is also posted in the lobby that the Village does not discriminate. The Foundry is up for sale at \$102,000 as is.
6. Use of golf carts on streets: Seth does not have anything new and Trustee Pruett asked for this to be taken off the agenda. Jerry stated she was asked about this for Halloween. Trustee Trout stated Chief Donald was adamantly opposed to this suggestion.
7. ECode 360: Julie received some information from the company. The initial cost would be from \$1500 - \$2000 with an annual fee around \$500. She said Tony believes Frank said our code will be in searchable format when he is done with the revision. Julie said if we go with ECode 360, they take over the revisions and Frank would no longer be involved. She will check to see if Frank's revised code will be a searchable document.

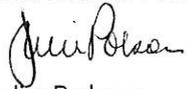
B. NEW BUSINESS:

1. Request County to perform occupancy inspections: Gary believes it would cost \$50 for the County to perform the occupancy inspection. Mayor Spesier said we will have a lot of upset landlords. He suggested having Attorney Manion write something up to say we aren't liable and only visually inspected the outside of the property. It should be the landlord's responsibility to inspect the inside. Seth said the County isn't liable for their inspections.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Dean Pruett motioned to adjourn at 5:09 p.m. and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.*


Julie Polson
Office Manager



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

RECEIVED

FEB 18 2014

February 14, 2014

Betty Gerfen
Sylvester & Ruth Becherer
Jordan Lynn Bolin
Rita M. Ettlting

Eugene & Marlene Vonderheide TR
Michael Weber
Cheryl Lee Gerfen
Village of Freeburg

RE: 2014-04-SP -- Steven & Julie Kelley
Owners & Applicants
806 West Apple Street, Freeburg, Illinois

DEAR SURROUNDING PROPERTY OWNERS:

Enclosed please find a copy of a "Notice of Public Hearing" which appeared in the February 13, 2014 issue of the Freeburg Tribune.

Please read this notice since the subject property is in the vicinity of property owned by you. We cannot contact everyone by mail, so feel free to discuss this with your neighbors. You are welcome to attend the public hearing and voice your opinions on this particular case.

This public hearing before the Zoning Board of Appeals will be held in the St. Clair County Building, County Board Room – 5th Floor, #10 Public Square, Belleville, Illinois, on Monday, March 3, 2014 at 7:10 P.M..

If you have any questions, please feel free to call.

Sincerely,

ANNE MARKEZICH, Director
Zoning

AM:plc

NOTICE OF PUBLIC HEARING

BEFORE THE

ST. CLAIR COUNTY ZONING BOARD OF APPEALS

RE: 2014-04-SP

Notice is hereby given that a public hearing will be held before the Zoning Board of Appeals of St. Clair County, Illinois, on Monday, March 3, 2014 at 7:10 P.M., in the County Board Room, 5th Floor, St. Clair County Building, #10 Public Square, Belleville, Illinois, at which time and place the Board will consider the proposed variation to the County Zoning Ordinance as follows:

To consider a request for a Special Use Permit for a Planned Development to allow a Lawn & Landscaping Business/Single-Family Residence in an "A" Agricultural Industry Zone District, on the following described property: Pt of the SW 1/4 of Section 19, T. 1 S., R. 7 W., of the 3rd P.M., St. Clair County, Illinois containing 1.78-acres more or less.

Which is known as 806 West Apple Street, Freeburg, Illinois, in Freeburg Township.

Said request was made by Steven & Julie Kelley, 806 West Apple Street, Freeburg, Illinois, Owners & Applicants.

All persons desiring to appear for or against said petition may appear at said hearing and be heard thereon.

Dated this 13th day of February, 2014.

ZONING BOARD OF APPEALS
ST. CLAIR COUNTY, ILLINOIS

BY: Anne Markezich, Secretary

RESOLUTION NO. 14-01

A RESOLUTION FOR PARTICIPATION IN STATE OF ILLINOIS
FEDERAL SURPLUS PROPERTY PROGRAM

(Village of Freeburg
(County of St. Clair
(STATE OF ILLINOIS

WHEREAS, the Village of Freeburg has limited fiscal resources available for the procurement of heavy-duty construction equipment, vehicles, commodities and other property; and

WHEREAS, the State of Illinois' Federal Surplus Property Program offers a variety of surplus property at approximately 5 – 25 percent of the acquisition value, effectively reducing program costs by acquiring items that have been used to their life expectancy or property that must be replaced for safety or economic reasons; and

WHEREAS, the Village of Freeburg agrees to the following terms and conditions: to use the surplus property only in the official program which it represents; and upon receipt, agrees to place the surplus property into use within one year; and it agrees that the property shall be used for a period of one year (certain items, eighteen months); that it agrees it will not sell, loan, trade or tear down the property without written consent from the State of Illinois; and

WHEREAS, the Village of Freeburg understands that surplus property must be used in an authorized program and that personal use or non-use of the surplus property is not allowed;

NOW, THEREFORE, WE THE ELECTED OFFICIALS of the Village Board of the Village do hereby consent and decree that the Village of Freeburg is authorized to participate in the State of Illinois Federal Surplus Property Program.

ADOPTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ILLINOIS, this 3rd day of **March, 2014**.

AYES _____ NAYS _____ ABSENT _____
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 3rd day of March, 2014.

ATTEST:

Jerry Lynn Menard, Village Clerk

Seth Speiser, Village President