

**VILLAGE PRESIDENT**

Ray Danford

**VILLAGE CLERK**

Jerry Menard

**VILLAGE TRUSTEES**

Rita Baker

Seth Speiser

Charlie Mattern

Ray Matchett, Jr.

Steve Smith

Mike Blaies

# 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](http://www.freeburg.com)

**VILLAGE ADMINISTRATOR**

Dennis Herzing

**VILLAGE TREASURER**

Bryan A. Vogel

**PUBLIC WORKS DIRECTOR**

Ronald Dintelmann

**POLICE CHIEF**

Melvin E. Woodruff, Jr.

**VILLAGE ATTORNEY**

Weilmuenster Law Group, P.C

June 26, 2012

### NOTICE

#### MEETING OF LEGAL AND ORDINANCE COMMITTEES Annexation; Building; Zoning; Subdivision (Speiser/Baker/Mattern)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Thursday, June 28, 2012, at 4:30 p.m.**

#### LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of June 6, 2012 Minutes
2. Status of Public Hazard Homes
3. Unionization
4. Update Code Book
5. Nuisance Abatement Code
6. Resident complaint about dust from high school parking lot
7. Political sign ordinance

B. New Business

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) a.]; 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)].

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Web Site: www.freeburg.com  
Legal and Ordinance Committee Meeting  
(Annexation; Building; Zoning; Subdivision)  
(Speiser/Baker/Mattern)  
Thursday, June 28, 2012 at 4:30 p.m.

VILLAGE ADMINISTRATOR  
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The meeting of the Legal and Ordinance Committee was called to order at 4:30 p.m. by Chairman Seth Speiser on Thursday, June 28, 2012, 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.

## A. OLD BUSINESS:

1. Approval of June 6, 2012 Minutes: Trustee Rita Baker motioned to approve the June 6, 2012 minutes and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

2. Status of Public Hazard Homes: Dennis said Attorney Manion sent Sheets' attorney a letter with the new total due for attorney fees and asked if he agrees on the amount or if he wants to go back to court on it. Dennis said tomorrow is the deadline for Helms to file an appeal in their case and also said Attorney Manion hasn't heard anything. Seth brought up Bill Herr and reminded the committee we had granted him an extension of 30 days to get all of the items taken care of. That 30 days ended on June 16th and Seth said Bill is about 90% done. The trailer is still there but that is a separate issue from the list of items that were to be completed. The committee agreed not to grant Bill any further extensions and to fine him again. Dennis will check the code on the trailer to see if there is anything in the code that addresses trailers being used for storage.

3. Unionization: Dennis has not heard a word. He will call Brian to discuss.

4. Update Code Book: On hold for now.

5. Nuisance Abatement Code: Stumpf has a court date in August.

6. Resident complaint about dust from high school parking lot: Dennis will follow up with Lehman and also said we have not received anymore complaints.

7. Political sign ordinance: This will be discussed at the Plan Commission hearing on 7/12/12.

Seth said the new energy code will not be enforced until 1/1/13. He said it is going to cost the homeowner \$2,000 - \$3,000 to meet the conditions of that code when building a new home.

B. **NEW BUSINESS:** None.

C. **GENERAL CONCERNS:** None.

D. **PUBLIC PARTICIPATION:** None.

E. **ADJOURN:** Trustee Rita Baker motioned to adjourn at 4:58 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

  
Julie Polson  
Office Manager

Legal and Ordinance Committee Meeting  
Thursday, June 28, 2012

VILLAGE PRESIDENT  
Ray Danford

VILLAGE CLERK  
Jerry Menard

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Legal and Ordinance Committee Meeting  
(Annexation; Building; Zoning; Subdivision)  
(Speiser/Baker/Mattern)  
Wednesday, June 6, 2012 at 4:30 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 4:32 p.m. by Chairman Seth Speiser on Wednesday, June 6, 2012, in the Freeburg Municipal Center. Members attending were Chairman Seth Speiser, Trustee Rita Baker, Trustee Charlie Mattern, Mayor Ray Danford and Village Clerk Jerry Menard. Guests present: Doug and Jackie Watson.

## A. OLD BUSINESS:

1. Approval of May 2, 2012 Minutes: Trustee Rita Baker motioned to approve the May 2, 2012 minutes and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.
2. Status of Public Hazard Homes: Copies of the court orders in the Sheets' cases were attached awarding additional attorney fees in the amount of \$5,296.80 for the period from January 12, 2010 - December 31, 2011. Mayor Danford advised he received notification from Attorney Manion that we won our case against Helms and they have thirty days to appeal the decision. Seth had a resident approach him about a home on Pitts Street that had a motor home in its driveway using village services. There were also several derelict vehicles on the property. Seth will talk to Phil about it. Seth said he met Bill Herr and granted him a 30-day extension which will be up on June 16th. No further extensions will be granted. The gate still needs to be fixed, siding put on the back and rock put in the area where the water stands. Seth said Bill is trying to get the place cleaned up. Seth asked if we have heard anything from Leon Furtak and Ray said no.
3. Unionization: Ray said he talked to Brian Manion. Brian has sent the request that questions need to be submitted in writing.
4. Update Code Book: On hold for now.
5. Nuisance Abatement Code: Stumpf was cited for disturbing the peace but Ray said that is all he knows right now.
6. Resident complaint about dust from high school parking lot: Dennis will follow up with Lehman.
7. Political sign ordinance: The revised ordinance was presented to the committee. Seth said this ordinance shows 16 square feet and needs to be changed to 32 square feet. Ray said this ordinance seems to cover pretty much everything we talked about.

Trustee Rita Baker motioned to recommend to the full Board the Ordinance Amending Title XV, Chapter 55 of the Revised Code be approved with the change in square footage noted above be made and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

Legal and Ordinance Committee Meeting  
Wednesday, June 6, 2012

8. Illinois Video Gaming Act: Jackie and Doug Watson were present to get an update on their request to see if the Village of Freeburg will allow video gaming. Seth said Frank Heiligenstein told him over 200 municipalities have passed this including New Athens, Red Bud and Smithton. Both Seth and Rita said they did not have any problems with it. Mayor Danford said if the committee wants to do this, he would have Dennis prepare an ordinance to present at the next board meeting. There will be a couple areas in the code that will need to be revised, sections 115 and 135. Ray said the video gaming law is fairly restrictive. Jackie said you have to have an on-premises liquor license. Ray said we will probably license each machine and receive a small fee for that, and Jackie said you will receive 5% of the revenue of each machine.

*Trustee Rita Baker motioned to recommend to the full Board the Village of Freeburg amend its code to allow video gaming terminals under the Illinois Gaming Act and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.*

**B. NEW BUSINESS:**

1. St. Clair County Building Inspection Program: Seth said he had a couple concerns about this asked for Julie to get him a list of what we have right now. He could then see what their proposed changes are. Seth doesn't like the list we currently have because there are items not on there that need to be. Seth has talked to Nick about this over the past year but hasn't had time to change it. Seth said they are really going to start enforcing items as of January 1st. for example, Seth uses a house wrap that is sold by a local lumbar yard that won't be acceptable on January 1st. He also said basement walls will need to be insulated whether your basement is finished or not. He would like a week or so to meet with Nick to discuss the proposed contract. The County would like the executed contract back by July 1st. Charlie asked how other counties handle this issue and Seth said Washington County doesn't have inspections, but certain cities do like Okawville, Perry County only inspects aeration systems. Charlie said he isn't in favor of not having any inspections. Ray said we considered options before of not having the county do them but that would mean we'd have to train our own guys to do them. He is not sure he is comfortable with scrapping the inspection system altogether. Seth said he thinks inspections are good but he doesn't want it to be like O'Fallon whose inspections are very tough. Seth also said some of this stuff is state code. Seth said he will work on it this week.

Jerry asked what the fee is for a swimming pool. Seth said it is based on the cost of the project.

**C. GENERAL CONCERNS:** None.

**D. PUBLIC PARTICIPATION:** None.

**E. ADJOURN:** *Trustee Rita Baker motioned to adjourn at 5:08 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.*



Transcribed from tape by  
Julie Polson  
Office Manager