

**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 23, 2015

## 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 25, 2015, at 5:00 p.m.**

### LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of January 28, 2015 Minutes
2. Zoning Report/Nuisance Properties
3. Occupancy Permit Inspections
4. Koppeis Request to Lower Taxes
5. St. Clair County Update of Building and Property Maintenance Code
6. K-9 Policy
7. Extension Request on Fridays/Saturdays for Bars to close at 2:00 a.m.

B. New Business

1. National Athletic Training Month Proclamation
2. Liquor Liability Coverage at Pool

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), real estate transactions [5 ILCS, 120/2 - (c)(5)] or discussion of executive session minutes, [5 ILCS-120/2-(c)(21)

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 28, 2015 at 5:00 p.m.

**VILLAGE ADMINISTRATOR**

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The meeting of the Legal and Ordinance Committee was called to order at 5:00 p.m. by Chairman Matt Trout on Wednesday, January 28, 2015, in the Freeburg Municipal Center. Members attending were Chairman Matt Trout, Trustee Ray Matchett, Trustee Dean Pruett, Mayor Seth Speiser, Village Clerk Jerry Menard, Trustee Elizabeth Niebruegge, Trustee Steve Smith, Trustee Mike Blaies (5:25 p.m.), Zoning Administrator Gary Henning, Public Works Director John Tolan, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guests present: Randy Stevenson, Jason Wernle and Janet Baechle.

*Trustee Dean Pruett motioned to amend the agenda in order to hear Public Participation first and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.*

Mr. Stevenson and Mr. Wernle were here to request a change in our ordinance to allow the bars to close at 2:00 a.m. on Friday and Saturday nights. They would also like to keep the option where they can request a 2:00 a.m. closing time six times a year. They want to keep additional revenue in Freeburg and believe it would benefit Freeburg. Both Randy and Jason said the patrons leave around 12:30 a.m. to go to other towns that have bars that stay open until 2:00 a.m., and this would help them compete with them. They feel they control any problems, and request our consideration on this. Randy said he talked to Brenda of Skootrs and said she was very interested. He attempted to talk to Reifschneiders, but no one got back to him. Trustee Trout said we'll talk about it and it will be placed be on next month's agenda for further discussion.

**A. OLD BUSINESS:**

1. Approval of December 17, 2014 Minutes: *Trustee Dean Pruett motioned to approve the December 17, 2014 minutes and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.*
2. Zoning Report/Nuisance Properties: Gary said as of the first of the year, Richard Gordon resigned from Board of Appeals. Mayor Speiser is working on a replacement. Gary summarized the hearings before the Board of Appeals, see attached report. He advised the inspection has approved everything going on at Kesslers. He, Tony, John and the owners of Log Logistics met and had a very good meeting. We went over everything they need to do. Tony said they will be moving from East St. Louis, and they hope to have everything in Freeburg by the end of the summer. Tony added the Ernst building is moving a little forward. At the current time, there is no grant money out there to help them, we did all we could. He is requesting we extend their permit to October of this year or whatever deadline the board feels is appropriate. Once date passes and if the building is not down, we can demolish it and place a lien on the home. Tony confirmed the homeowner is

Legal and Ordinance Committee Meeting  
 Wednesday, January 28, 2015

actively making calls to get bids. Steve asked how dangerous the building is and Tony believes any abandoned building is dangerous. Steve prefers to give them until the end of June. Tony will try to put demolition costs on this project in the budget.

*Trustee Dean Pruett motioned to extend the demolition permit on the Ernst property located at 101 E. Hill Street until June 30, 2015 and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.*

3. Occupancy permits inspections: Trustee Trout said we need to move forward with this. He doesn't believe it needs to be a long drawn out process, but more of a simple checklist. Julie and Tony will have a policy ready for the next committee meeting.
4. Park District Deed of Property for Pool: This will be placed on Monday's agenda in ordinance form.
5. Koppeis Request to Lower Taxes: Tony hasn't heard anything on this.

**B. NEW BUSINESS:**

1. St. Clair County Update of Building and Property Maintenance Code: Mayor Speiser said we will be receiving the update in about 6 weeks.
2. IL Codification Newsletter: Provided for informational purposes.
3. K-9 Policy: Tony felt it was important to have a detailed policy on our K-9 dog in our codebook. Julie will get a complete copy to everyone including Chief Donald and Officer Boeving.
4. Executive Session to Discuss Executive Session Minutes:

**EXECUTIVE SESSION  
5:24 P.M.**

*Trustee Ray Matchett motioned to enter into Executive Session at 5:24 p.m. citing discussion of executive session minutes, 5 ILCS, 120/2-(c)(21), and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.*

**EXECUTIVE SESSION ENDED  
5:38 P.M.**

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*Trustee Dean Pruett motioned to reconvene the regular session of the Legal/Ordinance Committee meeting at 5:40 p.m. and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.*

Trustee Pruett said Randy and Jason have a valid point with wanting to keep the bars open until 2:00 on Friday and Saturday. Trustee Trout said if we do consider it, we might want to limit the number of special event late openings from 6 to 3.

Trustee Matchett asked if we should get Chief Donald's in put on this and we will do so.

Trustee Niebruegge provided the completed Gazebo rental form, and stated we will take to full board on Monday night. She asked for anyone to email her with any corrections or suggestions.

*Trustee Dean Pruett motioned to recommend to the full Board the Gazebo Rental Policy be approved and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.*

**C. GENERAL CONCERNS:** None.

**D. PUBLIC PARTICIPATION:** Janet quesitioned the gazebo, and what happens if too many people cram in. Matt asked about inclement weather and Tony said the park covered in our code. We are just talking about renting the gazebo. Mike asked about a rain date, and Tony said the policy should say events rain or shine. Tony said they could book 2 dates if they are worried about the weather.

**E. ADJOURN:** *Trustee Dean Pruett motioned to adjourn at 5:51 p.m. and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.*



Julie Polson  
Office Manager



# LEGAL/ORDINANCE MEETING

## February 25, 2015

Gary Henning Zoning Administrator

An article concerning illegal temporary signs in the Village will appear in this Thursday's Freeburg Tribune—Signs that are not in compliance will be removed starting next Tuesday March 3, 2015.

On Monday, February 16<sup>th</sup>, 2015 the Zoning Board of Appeals had a hearing on U.S. Agri-Services Group LLC, requesting a special use permit pursuant to Freeburg Zoning Ordinance 40-5-5, SR-1 Special Uses. Applicant requested a special use permit to operate an office, data storage in the Sr-1 Zoning District at 106 E. Apple Street in Freeburg. The request was granted with a vote 4-2.

Letter was sent to Ms. Marjorie Ernst notifying her that the Village Board of Trustees voted to grant her an extension on Wrecking Permit issued November 23<sup>rd</sup>, 2013, until June 30<sup>th</sup>, 2015. On Wednesday July 1<sup>st</sup>, 2015, if her property is not in compliance, the Village will seek a court order to allow the Village to demolish the dangerous structures and to recover all costs incurred, including attorney's fees.

5--Occupancy Permits issued in February 2015  
4--Building Permits issued in February 2015:  
1-Electrical  
1-High Tunnel Greenhouse  
1-Garage Addition  
1-Purchase of Trailer for Deerfield Ct.

Nuisances Corrected in February: 1

### Current Nuisances:

Working with owner of old trailer which has been parked on Mary Kin zinger's property at intersection of Route 15 and Peabody Road since 1994. According to owner the trailer contains airplane parts and machinery to work on planes. Owner and I have talking several times past month—He has until May 1, 2015 to find place to move trailer—he has been trying and still checking with number of possible places to move it out of the Village. As of February 19<sup>th</sup> he is still trying find somewhere to store it.

New Businesses Working:

LOG LOGISTICS INC.--Tony, I, Shane, John, and Larry Mensing (Building Inspector for St. Clair County) met with the owners, Michelle and Jerry Reed, to iron out plans for the Company and time table for construction. Permits will be applied for soon and hope to get going in next few weeks.

FREEBURG AUTO BODY--Replaced front of Building at 707 North State Street and put on new roof--target date to open now April 15, 2015.

O'REILLY AUTO PARTS--it opened Saturday November 22<sup>nd</sup>. They requested we wait until later to have their Grand Opening Ribbon-Cutting Ceremony--they will contact us.

Feb 18, 2015

Dear Mayor Seth Spieser,

My name is Brett Kisro and I am the athletic trainer at Freeburg Community High School. As an athletic trainer, I am charged with the important responsibility of providing healthcare to the student-athletes at FCHS. With the recent increase in media coverage of injuries in the athletic population, I feel that it is important to raise awareness about the athletic training profession and the role that athletic trainers play in the healthcare of physically active individuals.

For my profession, March represents National Athletic Training Month. I am asking for the help of our local elected officials to help spread the word. Would you please be able to create a proclamation for the Village of Freeburg that officially announces March to be National Athletic Training Month?

I have attached a sample proclamation that specifically explains what an athletic trainer does for your review. I hope to further collaborate with you and hear back soon regarding this noteworthy affair.

Thank you for your consideration!

Brett Kisro, ATC

## PROCLAMATION FOR NATIONAL ATHLETIC TRAINING MONTH

Whereas, athletic trainers have a long history of providing quality health care for athletes and those engaged in physical activity based on specific tasks, knowledge and skills acquired through their nationally regulated educational processes; and,

Whereas, athletic trainers provide:

- Prevention of injuries
- Recognition, evaluation and aggressive treatment
- Rehabilitation
- Health care administration
- Education and guidance; and

Whereas, the National Athletic Trainers' Association represents and supports 39,000 members of the athletic training profession employed in the following settings:

- Professional sports
- Colleges and universities
- High schools
- Clinics and hospitals
- Corporate and industrial settings
- Military branches; and

Whereas, leading organizations concerned with athletic training and health care have joined together in a common desire to raise public awareness of the importance of the athletic training profession and to emphasize the importance of quality health care within the aforementioned settings; and

Whereas, such an effort will improve health care for athletes and those engaged in physical activity and promote athletic trainers as health professionals;

NOW, THEREFORE, I **Seth Speiser, Mayor** of the Village of Freeburg do hereby proclaim the month of March as National Athletic Training Month in Freeburg, Illinois. I urge all people of the Village of Freeburg to learn more about the importance of athletic training.

Signed: \_\_\_\_\_  
Seth E. Speiser

## Julie Polson

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**From:** Jessica Govic <Jessica\_Govic@ajg.com>  
**Sent:** Wednesday, February 11, 2015 9:58 AM  
**To:** Julie Polson  
**Subject:** RE: Pool

Yes you can, it will just be more expensive. I would recommend that you tell your Board that the \$525 will cover all of your small events up to \$25,000 in liquor sales and if you decide to have a larger event, we quote that separately. How does that sound?

Jessica



**Jessica E. Govic, CLCS**  
Area Vice President - Public Sector

Arthur J. Gallagher Risk Management Services, Inc.  
Two Pierce Place, 22nd Floor | Itasca, IL 60143  
Phone: 630.285.4323 | Fax: 630.285.4062  
[jessica\\_govic@ajg.com](mailto:jessica_govic@ajg.com)



"We would like to emphasize that the discussion set forth above is only an insurance/risk management perspective and is NOT legal advice. We do not provide legal advice as we are not qualified to do so. We highly recommend that you seek the advice of legal counsel in order to become fully apprised of the legal implications related to these issues."

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**From:** Julie Polson [<mailto:jpolson@freeburg.com>]  
**Sent:** Wednesday, February 11, 2015 9:57 AM  
**To:** Jessica Govic  
**Subject:** RE: Pool

Jessica – for the swim team home meets, yes, that will be the case. Now, if we want to hold larger events ( and I can't even imagine them bringing in that much) can we qualify for a policy? And this is just a quote.....

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**From:** Jessica Govic [[mailto:Jessica\\_Govic@ajg.com](mailto:Jessica_Govic@ajg.com)]  
**Sent:** Wednesday, February 11, 2015 9:33 AM  
**To:** Julie Polson  
**Cc:** Robert McCabe  
**Subject:** RE: Pool

Julie, per our liquor liability provider as long as liquor sales are less than \$25,000 this cost will be \$525 for a \$1,000,000 liquor liability policy for the pool. Could you please confirm that this will be the case?

