

## REGULAR BOARD MEETING AGENDA – MAY 19, 2014 - 7:30 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Minutes of Previous Meeting
  - 4 – 1. May 5, 2014 – Board Meeting Minutes – **Exhibit A**
5. Finance – None.
6. Treasurer’s Report
7. Attorney’s Report
8. ESDA Report
9. Public Participation
10. Reports and Correspondence – None.
  - 10 – 1. Zoning Administrator’s Report – **Exhibit B**
11. Recommendations of Boards and Commissions – None.
12. Contracts, Releases, Agreements and Annexations –
  - 12 – 1. Recommend approving Agreement for Sale of Lot 4 Industrial Park – see Item #15-1.
  - 12 – 2. Recommend approving Safe Routes to School Agreement – see Item #15-2.
13. Bids – None
14. Resolutions – None.
15. Ordinances –
  - 15 – 1. Ordinance #1497: An Ordinance Authorizing the Sale of Lot 4 of the Freeburg Industrial Park – **Exh. C**
  - 15 – 2. Ordinance #1498: An Ordinance Authorizing the Village to Enter into and the Mayor to Execute An Agreement between the Village of Freeburg and IDOT Relative to Safe Routes to School – **Exhibit D**
16. Old Business –
17. New Business –
  - 17 – 1. Discussion of Potential Firearms Business on Peabody Road
18. Appointments – None.
19. Committee Meeting Minutes/Recommendations
  - 19 – 1. Electric Committee Meeting – Wednesday, May 14, 2014 – 5:30 p.m. – **Exhibit E**
  - 19 – 2. Water/Sewer Committee Meeting – Wednesday, May 14, 2014 – 6:00 p.m. – **Exhibit F**
  - 19 – 3. Streets Committee Meeting – Wednesday, May 14, 2014 – 6:30 p.m. – **Exhibit G**
    - 19-3a. Recommendation Regarding Freeburg Jr. Midgets Football Request
20. Upcoming Meetings
  - 20 – 1. CLOSED IN OBSERVANCE OF MEMORIAL DAY – Monday, May 26, 2014
  - 20 – 2. Legal/Ordinance Committee Meeting – Wednesday, May 28, 2014 – 5:00 p.m.
  - 20 – 4. Finance Committee Meeting – Wednesday, May 28, 2014 – 5:30 p.m.
  - 20 – 5. Personnel/Police Committee Meeting – Wednesday, May 28, 2014 – 6:00 p.m.
  - 20 – 6. Board Meeting – Monday, June 2, 2014 – 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)]; litigation [5 ILCS, 120/2 - (c)(11)]; real estate transactions [5 ILCS, 120/2 - (c)(5)]; collective negotiating matters between the public body and its employees or their representatives [5 ILCS 120/2 (C)(2)].



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

## FREEBURG REGULAR BOARD MEETING Monday, May 5, 2014 at 7:30 P.M. Board Meeting Minutes

**CALL TO ORDER:** Mayor Seth Speiser called the Regular Board Meeting to order at 7:30 p.m., on Monday, May 5, 2014 in the Freeburg Municipal Board Room.

**PLEDGE OF ALLEGIANCE:** Those present and the Board Members recited the Pledge of Allegiance.

**ROLL CALL:** Trustee Dean Pruett – here; Trustee Ramon Matchett, Jr. – here; Trustee Mike Blaies – here; Trustee Matt Trout – here; Trustee Elizabeth Niebruegge – here; Trustee Steve Smith – here; Mayor Seth Speiser – here; (7 present, 0 absent). Mayor Speiser announced there is a quorum.

### EXHIBIT A:

Mayor Speiser stated we have the minutes for approval from the Regular Board meeting Monday, April 21, 2014.

*Trustee Steve Smith motioned to accept the minutes from the Regular Board Meeting Monday, April 21, 2014 and Trustee Matt Trout seconded. All voting aye, the motion carried.*

### EXHIBIT B:

#### FINANCE:

1. Review of Board Lists: Trustee Smith said we talked about the Board Lists.
2. Review of Investments: Trustee Smith said we talked about the Review of Investments and we don't have anything until 2015.
3. Income Statements: Trustee Smith said we discussed the Income Statements.

#### OLD BUSINESS:

1. Local Debt Recovery Program: Trustee Smith said we are going to drop this item for we are utilizing Leins which reflects on unpaid bills.
2. TIF: Trustee Smith stated the TIF was discussed and the closing was completed. We will now be receiving the sales tax that will go into the General Fund.

Village of Freeburg Board Meeting Minutes  
Monday, May 5, 2014  
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Trustee Smith said we did receive a \$50,000 invoice from Thompson Coburn for their services in refinancing the bond. Which will be taken care of later on the agenda.

3. Website: Trustee Smith said we talked about the website update and we received a quote from GovOffice in the amount of \$6500. Which includes the implementation of a new website, design upgrade and training. This is already in the budget. This is also will be taken care of later on the agenda.

**TREASURER'S REPORT:** None.

**ATTORNEY'S REPORT:** None.

**ESDA REPORT:** Mayor Speiser said everyone should have a ESDA Report from Gene. If there are any questions please contact Gene.

**PUBLIC PARTICIPATION:** Janet asked are we finished with Joe for good now. Mayor Speiser said do you mean is he paid now; yes he has been paid.

**EXHIBIT C:**

**REPORTS AND CORRESPONDENCE:** Mayor Speiser said next we have our Zoning Administrator's Report. Mayor Speiser asked if anyone has any questions for Zoning Administrator Henning.

**RECOMMENDATIONS OF BOARDS AND COMMISSIONS:** None

**CONTRACTS, RELEASES, AGREEMENTS AND ANNEXATIONS:** See Ordinances

**BIDS:** None.

**RESOLUTIONS:** None.

**EXHIBIT D:**

**ORDINANCES:**

Mayor Speiser stated we have Ordinance #1494. An Ordinance Of The Board Of Trustees Of The Village Of Freeburg, Illinois Authorizing The Village To Enter Into And The Mayor To Execute An Agreement Between The Village Of Freeburg, Illinois And Rhutasel & Associates, And the Village Of Freeburg, Illinois And Department Of Transportation Relative To Safe Routes To School Project SRTS-40009(150)

*Trustee Elizabeth Niebruegge motioned to adopt Ordinance #1494 by title only with correction and Trustee Steve Smith seconded the motion. ROLL CALL: Trustee Elizabeth Niebruegge – aye; Trustee Steve Smith – aye; Trustee Matt Trout – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Mike Blaies– aye; Trustee Dean Pruett – aye; 6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

Village of Freeburg Board Meeting Minutes

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**EXHIBIT E:  
ORDINANCES:**

Mayor Speiser stated we have Ordinance #1495. An Ordinance Amending Title VII, Chapter 73 Of The Revised Code Of The Village Of Freeburg, St. Clair County, Illinois (Traffic Schedules). Mayor Speiser stated this is for a four-way stop at East St. Clair Street and North Vine Street.

*Trustee Elizabeth Niebruegge motioned to adopt Ordinance #1495 by title only and Trustee Ramon Matchett, Jr. seconded the motion. ROLL CALL:* Trustee Elizabeth Niebruegge – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Dean Pruett – aye; Trustee Steve Smith – aye; Trustee Mike Blaies – aye; Trustee Matt Trout – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

**EXHIBIT F:  
ORDINANCES:**

Mayor Speiser stated we have Ordinance #1496. An Ordinance Of The Board Of Trustees Of The Village Of Freeburg, Illinois, Authorizing The Village to Enter Into and The Mayor To Execute An Agreement Between The Village Of Freeburg And GovOffice For The Village Of Freeburg Website.

*Trustee Steve Smith motioned to adopt Ordinance #1496 by title only and Trustee Matt Trout seconded the motion. ROLL CALL:* Trustee Steve Smith – aye; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Dean Pruett – aye; Trustee Elizabeth Niebruegge – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

**OLD BUSINESSES:** None

**COMMITTEE MEETING REPORT:**

**EXHIBIT G:  
Committee As A Whole Meeting**

Mayor Speiser said we held a Committee As A Whole Meeting on Wednesday, April 23, at 5:30 p.m. This was to discuss the Village of Freeburg Code Revision.

**EXHIBIT H:  
Legal/Ordinance Committee Meeting: (Annexation; Building, Zoning; Subdivision)**

Trustee Matt Trout called the meeting of the Legal and Ordinance Committee to order at 5:00 p.m. on Wednesday, April 30, 2014.

**The following items were talked about or discussed:**

**OLD BUSINESS:**

1. Status of Public Hazard Home: Trustee Trout stated we are still working with the owners of the Ernst property. Mayor Speiser is asking for help on this and he will get this done as soon as possible.

2. Update Code Book: Trustee Trout said we will be signing different chapters to committees.

3. Nuisance Abatement Code: Trustee Trout said Zoning Administrator Henning is working on getting high weeds and grass cut down from different residents in the Village. Everything is moving forward on this.

**NEW BUSINESS:**

1. ICC Training: Trustee Trout said we talked about sending Tony and Gary to attend the ICC training session.

**EXHIBIT P:**

**Personnel & Public Safety Committee Meeting**

Trustee Ramon Matchett called the meeting of the Personnel/Public Safety Committee to order at 6:00 p.m. on Wednesday, April 30, 2014.

**The following items were talked about or discussed under:**

**POLICE: OLD BUSINESS:** None

**NEW BUSINESS:**

1. Area Agency on Aging Collection: Trustee Matchett said this was held Saturday, May 3<sup>rd</sup> from 9:00 a.m. to 3:00 p.m.

2. Patrol Cars: Trustee Matchett said Chief Donald picked up one of the new patrol cars and it is being striped and the other car is in service.

Trustee Matchett said Chief Donald advised us that Officer Boeving is working on the evidence situation. Chief Donald purchased two mini gun safes from Tractor Supply where we can put evidence and guns and store for safety.

**PERSONNEL: OLD BUSINESS:**

1. Executive Session: Trustee Matchett said we held an Executive Session to discuss Police and Personnel 5 ILCS 120/2-(C) (1) and Collective Negotiating Matters between the Public Body and its Employees or their Representatives, 5 ILCS 120/2 – (C)(2).

**Village President's and Trustees' Comments:** None.

**Staff Comments:** None.

**Motion Sign Aye Die.**

**Installation and Oath of New Officers:** None

**Call to Order and Roll Call:** None

**NEW BUSINESS:** None

**EXHIBIT J:**

**APPOINTMENTS:** Mayor Speiser said there have been no changes in appointments from last year. Mayor Speiser stated we do need to vote by Roll Call on each individuals for each position.

**Treasurer - Bryan Vogel - 2014-2015 – ROLL CALL:** Trustee Dean Pruett – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Mike Blaies – aye; Trustee Matt Trout – aye; Trustee Steve Smith – aye; Trustee Elizabeth Niebruegge – aye; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

**Village Administrator – Tony Funderburg – 2014-2015 - ROLL CALL:** Trustee Elizabeth Niebruegge – aye; Trustee Steve Smith – aye; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Dean Pruett – aye; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

**Public Works Director – John Tolan – 2014 -2015 - ROLL CALL:** Trustee Ramon Matchett, Jr. – aye; Trustee Mike Blaies – aye; Trustee Elizabeth Niebruegge – aye; Trustee Steve Smith – aye; Trustee Matt Trout – aye; Trustee Dean Pruett – aye; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

**Assistant Public Works Director – None**

**Chief of Police – Stanley Donald – 2014-2015 - ROLL CALL:** Trustee Steve Smith – aye; Trustee Matt Trout – aye; Trustee Dean Pruett – aye; Trustee Mike Blaies – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Elizabeth Niebruegge – aye; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

**ESDA Coordinator – Gene Kramer – 2014-2015 - ROLL CALL:** Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Elizabeth Niebruegge – aye; Trustee Steve Smith – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Dean Pruett – aye; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

**Village Attorney – Weilmuenster Law Group – 2014-2015 - ROLL CALL:** Trustee Mike Blaies – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Dean Pruett – aye; Trustee Matt Trout – aye; Trustee Elizabeth Niebruegge – aye; Trustee Steve Smith – aye;; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

Village of Freeburg Board Meeting Minutes

Monday, May 5, 2014

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**Zoning Administrator – Gary Henning – 2014-2015 ROLL CALL:** Trustee Steve Smith – aye; Trustee Dean Pruett – aye; Trustee Matt Trout – aye; Trustee Elizabeth Niebruegge – aye; Trustee Ramon Matchett, Jr. – aye; Trustee Mike Blaies – aye; (6 ayes, 0 nays, 0 absent). All voting aye, appointment approved.

Mayor Speiser stated there are no appointments on the Plan Commission and Board of Appeals.

**UPCOMING MEETINGS:**

Electric Committee Meeting – Wednesday, May 14, 2014 – 5:30 p.m.

Water/Sewer Committee Meeting – Wednesday, May 14, 2014 – 6:00 p.m.

Streets Committee Meeting – Wednesday, May 14, 2014 - 6:30 p.m.

Board Meeting – Monday, May 19, 2014 – 7:30 p.m.

**VILLAGE MAYOR & TRUSTEES' COMMENTS:**

**Trustee Elizabeth Niebruegge** – Congratulations to the appointments.

**Trustee Steve Smith** – Congratulations to the appointments.

**Trustee Matt Trout** – Congratulation to the appointments for a another year.

**Village Clerk Jerry Menard** – You notice Tony she didn't get to vote, (just kidding)

Congratulation to all the appointee's.

**Trustee Mike Blaies** – No thank you.

**Trustee Ramon Matchett** – No thank you.

**Trustee Dean Pruett** – He would like to thank the public works guys who worked the village clean-up they did a great job. John thank you for starting to work on some streets in the village.

**STAFF COMMENTS:**

**Village Administrator Funderburg:** Thank to the public works guys they did a great job on the clean-up days. Thanks everyone for approving my appointment for another year.

**Attorney Manion** – Thank you for appointing our law firm for another year.

**Public Works Director John Tolan:** - Thank you everyone.

**Zoning Administrator Gary Henning** – Thank you for appointing for another year.

**ADJOURNMENT:**

Mayor Speiser called for motion to adjourn the meeting.

*Trustee Matt Trout motioned to adjourn the meeting at 7:43 p.m. and Trustee Steve Smith seconded the motion. All voting aye, motion carried.*

  
Jerry Lynn Menard  
Village Clerk

**FREEBURG VILLAGE BOARD MEETING  
ZONING REPORT  
MAY 19, 2014**

Gary Henning Zoning Administrator

I attended Code Enforcement Officials of Southern Illinois-ICC Permit Technician Training last Friday held at The Gateway Conference Center in Collinsville. Class was worth 6 credit hours and the seminar ran from 7:45am until 3:30pm. The instructor was Richard Truitt, Deputy Code Official for Hartford County Government. I will give a brief report at the Village Meeting tonight.

16--Courtesy calls concerning high grass in past two weeks

Occupancy Permits issued in May-14

Building Permits issued in May-4

- 1-New Home
- 1-Electrical Upgrade
- 2-Fence

Nuisances Corrected in May: 14

Nuisance Complaints with action to be taken to correct:

1. Met with owner of 924 Promontory Pines, he retired as of January 1, 2014 and will have final inspection by May 31, 2014. Talked with him last Thursday and he will be calling County for final inspection today or tomorrow at latest.
2. Received some complaints about old G&S Foundry. It has been vacant since 1998. It is now listed for sale on internet by owner. I believe asking price is \$102,000 as is. Possible buyer! Owners in legal lawsuit.
3. Sent letter to owner of home located at 519 N. State Street requesting her to call and discuss blue plastic vinyl covering over most of the roof

at above address—no one lives there and for-sale-sign in yard. Has until May 9<sup>th</sup> to reply—if no reply will write final letter and send certified mail. Finally got answering machine on Thursday afternoon May 15<sup>th</sup>. On my message I gave her until today, May 19<sup>th</sup> contact me or the final letter, which has been prepared, will be mailed Tuesday May 20<sup>th</sup>.

4. Complaints about 109 S. Vine—contacted owner who lives in Marissa—He has started cleanup in back—still has fix ups to be completed. He is making progress.
5. Complaint about 107 S. Pitts—talked with owner—rental property and people living there were evicted last month after a year in court. Outside is a mess. His wife passed away and her funeral was first part of May. Will check with him first part of June.

**New Businesses Working:**

O'REILLY AUTO PARTS—Issued Building Permit BZOP-14-17 on Monday April 28<sup>th</sup>. Waiting on call back from Jeremy Bass at O'Reilly Headquarters in Springfield MO with date for ground-breaking-ceremony.

POSSIBLE AUTO REPAIR AND PAINT SHOP: Contact concerning purchase of Pickers and converting into an auto repair-paint facility. Plans to redo complete front of building with 6 glass doors and 6 bays for work—all be quipped with state-of-art equipment—Jerry Kessler who runs and owns Kessler's Auto Body in St. Libory. Presently in negotiations for various properties located within the Village.



ORDINANCE NO. 1497 cont.

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 May, 2014.

\_\_\_\_\_  
Seth Speiser, Village President

ATTEST:

\_\_\_\_\_  
Jerry Menard, Village Clerk

Approved as to Legal Form:

\_\_\_\_\_  
J. Brian Manion, Village Attorney

\_\_\_\_\_

**AGREEMENT FOR SALE**

This Agreement is entered into this \_\_\_\_ day of \_\_\_\_\_, 2014, by and between **THE VILLAGE OF FREEBURG**, 14 Southgate Center, Freeburg, Illinois 62243, **SELLER**, and **RONALD WATERS, BUYER**.

Seller hereby agrees to sell and the Buyer hereby agrees to buy the following described real property, to-wit;

Lot 4 of the Freeburg Industrial Park reference being had to the plat thereof recorded in the Recorder's Office of St. Clair County, Illinois in book of Plats 98 on page 73 as Document No. A01551376.

Subject to easements, conditions and restrictions of record.

Common Address: 14 Commerce Drive, Freeburg, IL 62243

**PURCHASE PRICE**: The above described property is this date sold by the Seller to the Buyer for the sum of \$10,000.00.

**CLOSING**: The closing date shall be on or before forty-five (45) days from the date of the contract.

**POSSESSION**: The Seller agrees to deliver possession of the premises to the Buyers upon closing.

**TAXES**: The real estate taxes shall be prorated to the date of closing based upon the most recent tax bill.

**TITLE INSURANCE**: Seller agrees to give to Buyers title insurance on said property in the full amount of the selling price on or before thirty (30) days from the date of this contract. After the title report has been received and delivered to Buyers, Buyers shall have ten (10) days in which to give the Seller written notice of any objection to said title report; the Seller shall have ten (10) days after said notice to remove said objections. If Seller cannot remove objections, contract shall terminate.

**EXPENSES:** Seller shall pay the usual Seller's expenses, including title company premium for preliminary title report, recording of release documents, and one-half of the title company's escrow closing costs. Buyers shall pay the usual Buyers' expenses, including deed recording fee and mortgage recording fee, title company later date search, premium for mortgage insurance policy and one-half of the title company's escrow closing costs.

**AS IS CONDITION:** Buyers have had ample opportunity to examine the premises and accepts the premises "AS IS". Seller makes no warranties or guarantees, express or implied, concerning the condition of this property including any warranty of habitability.

**USE:** Buyer shall use the subject premises for the expansion of the \_\_\_\_\_ facility currently located on the adjacent Lot 5 (Common Address – 18 Commerce Drive) of the Freeburg Industrial Park. Construction shall be commenced within 36 months of the closing of this transaction, unless an extension is requested by Buyer and granted by Seller, or the subject premises shall revert to the Seller and the Buyer's purchase money, less the expenses incurred by Seller as referenced above shall be returned to the Buyer upon receipt of an executed deed from Buyer conveying the property to Seller. Prior to construction of the expansion, the property may not be sold or transferred to any other person or entity for any other purpose without the express written authorization of the corporate authorities of the Village of Freeburg. Buyer represents and warrants that Buyer intends to construct a building and other improvements necessary to expand its current operations and that the property is not being purchased to hold for speculative purposes.

**WATER RETENTION:** Buyer shall be responsible for compliance with all local, state and federal rules and regulations relating to water run-off retention.

This Agreement shall be binding upon the parties hereto, their heirs, executors, administrators and assigns.

SELLERS

BUYERS

Village of Freeburg

Ronald Waters

\_\_\_\_\_  
Village President

\_\_\_\_\_  
Village Clerk

**RETURN TO:  
VILLAGE OF FREEBURG  
14 SOUTHGATE CENTER  
FREEBURG, ILLINOIS 62243  
(618) 539-5545**



ORDINANCE NO. 1498

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ILLINOIS, AUTHORIZING THE VILLAGE TO ENTER INTO AND THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE VILLAGE OF FREEBURG, ILLINOIS AND ILLINOIS DEPARTMENT OF TRANSPORTATION RELATIVE TO SAFE ROUTES TO SCHOOL PROJECT SRTS-40009(150)

WHEREAS, the Board of Trustees of the Village of Freeburg, Illinois believes it is in the best interest of the Village to enter into a contract for professional services for the Safe Routes to School project SRTS-40009(150) as described in the attached Local Agency Agreement for Federal Participation, and;

WHEREAS, the Board of Trustees of the Village of Freeburg, Illinois believes it is in the best interest of the Village to enter into an Agreement with The Illinois Department of Transportation as described in the attached Local Agency Agreement for Federal Participation, and

WHEREAS, pursuant to the Illinois Municipal Code, the Village is authorized to enter into the Agreement attached hereto and made apart hereof.

NOW THEREFORE, be it ordained by the Board of Trustees of the Village of Freeburg, St. Clair County, Illinois, as follows:

SECTION 1. The recitals set forth above are hereby adopted, found true and correct and are incorporated by reference as if fully set forth herein.

SECTION 2. The Board of Trustees hereby determines that it is advisable, necessary and in the public interest that the Municipality enter into the Agreement attached hereto and made a part hereof.

SECTION 3. The Mayor of the Village of Freeburg, Illinois is hereby authorized and directed to execute the Agreement attached hereto as "Exhibit A" and made a part hereof, and to do all other things necessary and essential, including the execution of any documents and certificates necessary to carry out the provisions of said Agreement.

SECTION 4. This Ordinance shall be in full force and effect after its passage and approval as provided 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 MAY, 2014.

AYES \_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
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\_\_\_\_\_

NAYS \_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ORDINANCE NO. 1498 cont.

ABSENT \_\_\_\_\_

ABSTAIN \_\_\_\_\_

Approved this 19th day of May, 2014.

\_\_\_\_\_  
Seth E. Speiser  
Village President

ATTEST:

\_\_\_\_\_  
Jerry Menard  
Village Clerk

Approval as to Legal Form:

\_\_\_\_\_  
Village Attorney



**Illinois Department of Transportation**

**Local Agency Agreement for Federal Participation**

Local Agency	State Contr	Day Labor	Local Contract	RR Force Account
Village of Freeburg	XXX			
Section	Fund Type	ITEP and/or SRTS Number		
12-00024-00-SW	SRTS	3610		

Construction		Engineering		Right-of-Way	
Job Number	Project Number	Job Number	Project Number	Job Number	Project Number
C-98-343-12	SRTS-4009(150)				

This Agreement is made and entered into between the above local agency hereinafter referred to as the "LA" and the state of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "STATE". The STATE and LA jointly propose to improve the designated location as described below. The improvement shall be constructed in accordance with plans approved by the STATE and the STATE's policies and procedures approved and/or required by the Federal Highway Administration hereinafter referred to as "FHWA".

**Location**

Local Name Urbanna Drive (IL Route 15) Route FAU 9369 Length 0.27 Mi.  
 Termini From State Street (IL Route 13) to Adele Street

Current Jurisdiction State of Illinois TIP Number 5666B-12 Existing Structure No n/a

**Project Description**

Construction of sidewalks, curb & gutter, and other necessary work to complete the project.

**Division of Cost**

Type of Work	SRTS	%	%	LA	%	Total
Participating Construction	186,000	( * )	( )	( BAL )	( )	186,000
Non-Participating Construction		( )	( )	( )	( )	
Preliminary Engineering		( )	( )	( )	( )	
Construction Engineering	11,000	( * )	( )	( BAL )	( )	11,000
Right of Way		( )	( )	( )	( )	
Railroads		( )	( )	( )	( )	
Utilities		( )	( )	( )	( )	
Materials		( )	( )	( )	( )	
<b>TOTAL</b>	<b>\$ 197,000</b>		<b>\$</b>	<b>\$</b>		<b>\$ 197,000</b>

\* 100% SRTS funds NTE \$197,000

**NOTE** The costs shown in the Division of Cost table are approximate and subject to change. The final LA share is dependent on the final Federal and State participation. The actual costs will be used in the final division of cost for billing and reimbursement.

If funding is not a percentage of the total, place an asterisk in the space provided for the percentage and explain above.

**Local Agency Appropriation**

By execution of this Agreement, the LA is indicating sufficient funds have been set aside to cover the local share of the project cost and additional funds will be appropriated, if required, to cover the LA's total cost.

**Method of Financing (State Contract Work)**

METHOD A--Lump Sum (80% of LA \_\_\_\_\_)  
 METHOD \_\_\_\_\_ Monthly Payments of \_\_\_\_\_  
 METHOD C--LA's BALANCE divided by estimated total cost multiplied by actual progress payment.

(See page two for details of the above methods and the financing of Day Labor and Local Contracts)

## Agreement Provisions

### THE LA AGREES:

- (1) To acquire in its name, or in the name of the state if on the state highway system, all right-of-way necessary for this project in accordance with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, and established state policies and procedures. Prior to advertising for bids, the **LA** shall certify to the **STATE** that all requirements of Titles II and III of said Uniform Act have been satisfied. The disposition of encroachments, if any, will be cooperatively determined by representatives of the **LA**, and **STATE** and the **FHWA**, if required.
- (2) To provide for all utility adjustments, and to regulate the use of the right-of-way of this improvement by utilities, public and private, in accordance with the current Utility Accommodation Policy for Local Agency Highway and Street Systems.
- (3) To provide for surveys and the preparation of plans for the proposed improvement and engineering supervision during construction of the proposed improvement.
- (4) To retain jurisdiction of the completed improvement unless specified otherwise by addendum (addendum should be accompanied by a location map). If the improvement location is currently under road district jurisdiction, an addendum is required.
- (5) To maintain or cause to be maintained, in a manner satisfactory to the **STATE** and **FHWA**, the completed improvement, or that portion of the completed improvement within its jurisdiction as established by addendum referred to in item 4 above.
- (6) To comply with all applicable Executive Orders and Federal Highway Acts pursuant to the Equal Employment Opportunity and Nondiscrimination Regulations required by the U.S. Department of Transportation.
- (7) To maintain, for a minimum of 3 years after the completion of the contract, adequate books, records and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with the contract; the contract and all books, records and supporting documents related to the contract shall be available for review and audit by the Auditor General and the department; and the **LA** agrees to cooperate fully with any audit conducted by the Auditor General and the department; and to provide full access to all relevant materials. Failure to maintain the books, records and supporting documents required by this section shall establish a presumption in favor of the **STATE** for the recovery of any funds paid by the **STATE** under the contract for which adequate books, records and supporting documentation are not available to support their purported disbursement.
- (8) To provide if required, for the improvement of any railroad-highway grade crossing and rail crossing protection within the limits of the proposed improvement.
- (9) To comply with Federal requirements or possibly lose (partial or total) Federal participation as determined by the **FHWA**.
- (10) (State Contracts Only) That the method of payment designated on page one will be as follows:
  - Method A - Lump Sum Payment. Upon award of the contract for this improvement, the **LA** will pay to the **STATE**, in lump sum, an amount equal to 80% of the **LA**'s estimated obligation incurred under this Agreement, and will pay to the **STATE** the remainder of the **LA**'s obligation (including any nonparticipating costs) in a lump sum, upon completion of the project based upon final costs.
  - Method B - Monthly Payments. Upon award of the contract for this improvement, the **LA** will pay to the **STATE**, a specified amount each month for an estimated period of months, or until 80% of the **LA**'s estimated obligation under the provisions of the Agreement has been paid, and will pay to the **STATE** the remainder of the **LA**'s obligation (including any nonparticipating costs) in a lump sum, upon completion of the project based upon final costs.
  - Method C - Progress Payments. Upon receipt of the contractor's first and subsequent progressive bills for this improvement, the **LA** will pay to the **STATE**, an amount equal to the **LA**'s share of the construction cost divided by the estimated total cost, multiplied by the actual payment (appropriately adjusted for nonparticipating costs) made to the contractor until the entire obligation incurred under this Agreement has been paid.
- (11) (Day Labor or Local Contracts) To provide or cause to be provided all of the initial funding, equipment, labor, material and services necessary to construct the complete project.
- (12) (Preliminary Engineering) In the event that right-of-way acquisition for, or actual construction of the project for which this preliminary engineering is undertaken with Federal participation is not started by the close of the tenth fiscal year following the fiscal year in which this agreement is executed, the **LA** will repay the **STATE** any Federal funds received under the terms of this Agreement.
- (13) (Right-of-Way Acquisition) In the event that the actual construction of the project on this right-of-way is not undertaken by the close of the twentieth fiscal year following the fiscal year in which this Agreement is executed, the **LA** will repay the **STATE** any Federal Funds received under the terms of this Agreement.

- (14) (Railroad Related Work Only) The estimates and general layout plans for at-grade crossing improvements should be forwarded to the Rail Safety and Project Engineer, Room 204, Illinois Department of Transportation, 2300 South Dirksen Parkway, Springfield, Illinois, 62764. Approval of the estimates and general layout plans should be obtained prior to the commencement of railroad related work. All railroad related work is also subject to approval by the Illinois Commerce Commission (ICC). Final inspection for railroad related work should be coordinated through appropriate IDOT District Bureau of Local Roads and Streets office.
- Plans and preemption times for signal related work that will be interconnected with traffic signals shall be submitted to the ICC for review and approval prior to the commencement of work. Signal related work involving interconnects with state maintained traffic signals should also be coordinated with the IDOT's District Bureau of Operations.
- The **LA** is responsible for the payment of the railroad related expenses in accordance with the **LA**/railroad agreement prior to requesting reimbursement from IDOT. Requests for reimbursement should be sent to the appropriate IDOT District Bureau of Local Roads and Streets office.
- Engineer's Payment Estimates in accordance with the Division of Cost on page one.
- (15) And certifies to the best of its knowledge and belief its officials:
- (a) are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency;
  - (b) have not within a three-year period preceding this Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements receiving stolen property;
  - (c) are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, local) with commission of any of the offenses enumerated in item (b) of this certification; and
  - (d) have not within a three-year period preceding the Agreement had one or more public transactions (Federal, State, local) terminated for cause or default.
- (16) To include the certifications, listed in item 15 above and all other certifications required by State statutes, in every contract, including procurement of materials and leases of equipment.
- (17) (State Contracts) That execution of this agreement constitutes the **LA**'s concurrence in the award of the construction contract to the responsible low bidder as determined by the **STATE**.
- (18) That for agreements exceeding \$100,000 in federal funds, execution of this Agreement constitutes the **LA**'s certification that:
- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or any employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan or cooperative agreement;
  - (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress, in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions;
  - (c) The **LA** shall require that the language of this certification be included in the award documents for all subawards at all ties (including subcontracts, subgrants and contracts under grants, loans and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.
- (19) To regulate parking and traffic in accordance with the approved project report.
- (20) To regulate encroachments on public right-of-way in accordance with current Illinois Compiled Statutes.
- (21) To regulate the discharge of sanitary sewage into any storm water drainage system constructed with this improvement in accordance with current Illinois Compiled Statutes.
- (22) That the **LA** may invoice the **STATE** monthly for the **FHWA** and/or **STATE** share of the costs incurred for this phase of the improvement. The **LA** will submit supporting documentation with each request for reimbursement from the **STATE**. Supporting documentation is defined as verification of payment, certified time sheets, vendor invoices, vendor receipts, and other documentation supporting the requested reimbursement amount.
- (23) To complete this phase of the project within three years from the date this agreement is approved by the **STATE** if this portion of the project described in the Project Description does not exceed \$1,000,000 (five years if the project costs exceed \$1,000,000).
- (24) Upon completion of this phase of the improvement, the **LA** will submit to the **STATE** a complete and detailed final invoice with all applicable supporting supporting documentation of all incurred costs, less previous payments, no later than one year from the date of completion of this phase of the improvement. If a final invoice is not received within one year of completion of this phase of the improvement, the most recent invoice may be considered the final invoice and the obligation of the funds closed.

- (25) (Single Audit Requirements) That if the **LA** expends \$500,000 or more a year in federal financial assistance they shall have an audit made in accordance with the Office of Management and Budget (OMB) Circular No. A-133. **LA**'s that expend less than \$500,000 a year shall be exempt from compliance. A copy of the audit report must be submitted to the **STATE** (Office of Finance and Administration, Audit Coordination Section, 2300 South Dirksen Parkway, Springfield, Illinois, 62764), within 30 days after the completion of the audit, but no later than one year after the end of the **LA**'s fiscal year. The CFDA number for all highway planning and construction activities is 20.205.
- (26) That the **LA** is required to register with the System for Award Management or SAM (formerly Central Contractor Registration (CCR)), which is a web-enabled government-wide application that collects, validates, stores, and disseminates business information about the federal government's trading partners in support of the contract award and the electronic payment processes. To register or renew, please register at <https://governmentcontractregistration.com/sam-registration.asp>.

#### THE STATE AGREES:

- (1) To provide such guidance, assistance and supervision and to monitor and perform audits to the extent necessary to assure validity of the **LA**'s certification of compliance with Titles II and III requirements.
- (2) (State Contracts) To receive bids for the construction of the proposed improvement when the plans have been approved by the **STATE** (and **FHWA**, if required) and to award a contract for construction of the proposed improvement, after receipt of a satisfactory bid.
- (3) (Day Labor) To authorize the **LA** to proceed with the construction of the improvement when Agreed Unit Prices are approved and to reimburse the **LA** for that portion of the cost payable from Federal and/or State funds based on the Agreed Unit Prices and Engineer's Payment Estimates in accordance with the Division of Cost on page one.
- (4) (Local Contracts) That for agreements with Federal and/or State funds in engineering, right-of-way, utility work and/or construction work:
- (a) To reimburse the **LA** for the Federal and/or State share on the basis of periodic billings, provided said billings contain sufficient cost information and show evidence of payment by the **LA**;
  - (b) To provide independent assurance sampling, to furnish off-site material inspection and testing at sources normally visited by **STATE** inspectors of steel, cement, aggregate, structural steel and other materials customarily tested by the **STATE**.

#### IT IS MUTUALLY AGREED:

- (1) Construction of the project will utilize domestic steel as required by Section 106.01 of the current edition of the Standard Specifications for Road and Bridge Construction.
- (2) That this Agreement and the covenants contained herein shall become null and void in the event that the **FHWA** does not approve the proposed improvement for Federal-aid participation or the contract covering the construction work contemplated herein is not awarded within three years of the date of execution of this Agreement.
- (3) This Agreement shall be binding upon the parties, their successors and assigns.
- (4) For contracts awarded by the **LA**, the **LA** shall not discriminate on the basis of race, color, national origin or sex in the award and performance of any USDOT – assisted contract or in the administration of its DBE program or the requirements of 49 CFR part 26. The **LA** shall take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of USDOT – assisted contracts. The **LA**'s DBE program, as required by 49 CFR part 26 and as approved by USDOT, is incorporated by reference in this Agreement. Upon notification to the recipient of its failure to carry out its approved program, the department may impose sanctions as provided for under part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31U.S.C. 3801 et seq.). In the absence of a USDOT – approved **LA** DBE Program or on State awarded contracts, this Agreement shall be administered under the provisions of the **STATE**'s USDOT approved Disadvantaged Business Enterprise Program.
- (5) In cases where the **STATE** is reimbursing the **LA**, obligations of the **STATE** shall cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or applicable Federal Funding source fails to appropriate or otherwise make available funds for the work contemplated herein.
- (6) All projects for the construction of fixed works which are financed in whole or in part with funds provided by this Agreement and/or amendment shall be subject to the Prevailing Wage Act (820 ILCS 130/0.01 et seq.) unless the provisions of that Act exempt its application

ADDENDA

Additional information and/or stipulations are hereby attached and identified below as being a part of this Agreement.

Number 1 Location      Number 2 SRTS Addendum      Number 3 Jurisdiction & Maintenance

(Insert addendum numbers and titles as applicable)

The LA further agrees, as a condition of payment, that it accepts and will comply with the applicable provisions set forth in this Agreement and all exhibits indicated above.

APPROVED

Local Agency

Seth Speiser

Name of Official (Print or Type Name)

Village Board President

Title (County Board Chairperson/Mayor/Village President/etc.)

(Signature)

Date

The above signature certifies the agency's TIN number 37-6001961 conducting business as a Governmental Entity.

DUNS 033435272

APPROVED

State of Illinois  
Department of Transportation

Ann L. Schneider, Secretary of Transportation

Date

By:

Aaron A. Weatherholt, Deputy Director of Highways

Date

Omer Osman, Director of Highways/Chief Engineer

Date

Michael A. Forti, Chief Counsel

Date

Tony Small, Director of Finance and Administration

Date

NOTE: If signature is by an APPOINTED official, a authorizing said appointed official to execute this agreement is required.required.



## Safe Routes to School

### Local Agency Joint Agreement Addendum

#### Addendum # 2

**Reporting:** The Department requires that quarterly reports be filed for all Safe Routes to School (SRTS) infrastructure projects, regardless of the awarded amount. Quarterly reports shall be filed at the completion of the months of March, June, September, and December. The quarterly report shall specify at a minimum the progress of the project or use and expenditure of the awarded funds. Each report shall be received by the Department no later than 30 days after the end of the quarter for which the report is made, and it shall be filed as instructed by the Department. A failure to file, or late filing of, said reports may result in the delay, suspension, or withholding of future SRTS funds. The reporting template and instructions may be found at the following link:

<http://www.dot.il.gov/saferoutes/SafeRoutesResourcesContent.aspx>

### IDOT Quarterly Reporting For Safe Routes to School



**Reporting Quarter Ending:**  
**Reporting Calendar Year:**

Click to enter  
Click to enter

*This Project is equal to or greater than \$25,000.00*

School/School District Name:

Lead Agency:

Section:

SRTS Number:

[Redacted]	
[Redacted]	
State Job #:	[Redacted]
Federal Project #:	[Redacted]

Starting Date:

Completion Date:

[Redacted]	[Redacted]
------------	------------

Lead Agency Contact:

Email Address:

[Redacted]
[Redacted]

Award Amount:

Expenditures:

Balance:

Total Invoiced:

Final Invoice:

Yes  No

[Redacted]	[Redacted]
[Redacted]	[Redacted]
[Redacted]	[Redacted]

**Project Description:** *(from page 1 of Local Agency Agreement)*

**Route/Termini:** *(from page 1 of Local Agency Agreement)*

**Work Performed during Quarter:**

**Project Schedule Status:**

Is your project on schedule:

Yes  No

*If No, please provide an explanation:*

**Work Expected to be performed next Quarter:**

Completed By: \_\_\_\_\_

Date: \_\_\_\_\_

Completed reports may be submitted by email to [DOT.SafeRoutes@Illinois.gov](mailto:DOT.SafeRoutes@Illinois.gov) or mailed to:  
Illinois Department of Transportation – Safe Routes to School  
2300 S. Dirksen Parkway, Room 323  
Springfield, IL 62764

*This Form to be used For Infrastructure Projects Only.*

**Please Note:**

**This form must be completed by all SRTS Infrastructure Project Sponsors, regardless of contract amount. Failure to submit complete and accurate Quarterly Reports may jeopardize future SRTS funding opportunities.**

**Instructions**

**Reporting Quarter Ending** – Use drop-down to indicate ending month for this reporting period

**Reporting Calendar Year** – Use drop-down to indicate year for this reporting period

**This Project is equal to or greater than \$25,000.00** – Check this box if your project total is \$25,000 or more

**School/School District Name** – Provide name of school or school district benefitting from this project

**Lead Agency** – Provide name of Lead Agency from page 1 of the Local Agency Agreement

**Section** – Provide Section Number from page 1 of the Local Agency Agreement

**State Job #** - Provide Job Number from Page 1 of the Local Agency Agreement

**SRTS Number** – Provide Fund Type/ITEP Number from page 1 of the Local Agency Agreement, ex. "SRTS/0001"

**Federal Project #** - Provide Project Number from page 1 of the Local Agency Agreement

**Starting Date** – Enter the date of execution from page 5 of the Local Agency Agreement (date behind signature of Secretary of Transportation).

**Completion Date** – Enter date of construction completion

**Lead Agency Contact** – Enter name of Lead Agency contact person

**Email Address** – Enter email address of Lead Agency contact person

**Award Amount** – Enter total amount of funds awarded for this project

**Total Invoiced** – Enter total amount of expenditures invoiced to date

**Expenditures** – Enter total amount of expenditures incurred to date

**Balance** – Enter difference of awarded amount minus expenditures

**Final Invoice** – Indicate yes or no (has final invoice been submitted?)

**Project Description** – Provide Project Description from page 1 of the Local Agency Agreement

**Route/Termini** – Provide Route and/or Termini information from page 1 of the Local Agency Agreement

**Work Performed during Quarter** – Please provide here a summary description of the work performed during this reporting period (last quarter). If no work was performed, please indicate with explanation.

**Project Schedule Status** – Indicate status of project schedule and explanation if schedule is not being met. If no schedule has been previously submitted, please indicate projected schedule in the space provided.

**Work Expected to be performed next Quarter** – Please provide a summary description of the any work anticipated to be performed during the upcoming quarter (next reporting period).

**Completed By**-Enter name of person completing the form.

**Date**-Enter date the form is being completed.

If you have any questions about Quarterly Reporting requirements, please contact Roseanne Nance, Safety Services Section Chief, Bureau of Safety Engineering, at 217-558-6112 or by email at [DOT.SafeRoutes@illinois.gov](mailto:DOT.SafeRoutes@illinois.gov)

**ADDENDUM Number 3**  
**Village Of Freeburg**  
**Section 12-00024-00-SW**  
**Jurisdiction and Maintenance**

1. The STATE hereby agrees that upon final field inspection of the improvement and so long as US Route 15 is used as a State Highway that they will maintain or cause to be maintained those items they currently maintain.
2. The VILLAGE hereby agrees to maintain or cause to maintain all appurtenances constructed under this project.

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

**ELECTRIC COMMITTEE MEETING**  
Wednesday, May 14, 2014 at 5:30 p.m.

**EXHIBIT E**  
**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.

The meeting of the Electric Committee was called to order at 5:30 p.m. on Wednesday, May 14, 2014 by Chairman Mike Blaies. Committee members present were Chairman Mike Blaies, Trustee Steve Smith, Trustee Elizabeth Niebruegge, Mayor Seth Speiser, Trustee Dean Pruett, Trustee Matt Trout, Public Works Director John Tolan, Head Lineman Shane Krauss, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guest present: Janet Baechle.

## **A. OLD BUSINES**

1. Approval of April 16, 2014 Minutes: Trustee Elizabeth Niebruegge motioned to approve the April 16, 2014 minutes and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.
2. Wiegmann's project: Shane said we have scheduled the work to be done the first and second weekends in June. The project should be completely done at that time.
3. Rate Study: Tony said Verbal needs the financial statement for the year and he will get that to her as soon as we have it. He advised the committee there was an article in the paper about Ameren raising their rates. Those rates will match ours pretty quickly.
4. Surplus Temporary Service Equipment: Shane and John are compiling the miscellaneous items that we are going to take up to Springfield. The State will handle the sale and we receive a percentage of anything that is sold.
5. Net Metering and Geothermal Program: Shane passed out information on how Carlyle handles net metering. The second ordinance establishes a policy on generation in general. Shane would like for the committee to review them. Tony advised IMEA is going to meet with Mr. Wood on May 22<sup>nd</sup> to evaluate his solar energy system.

Trustee Blaies asked about the geothermal grant money. The committee discussed what projects to use with the grant money. Shane suggested starting with the streetlights on Route 15 coming in from Belleville. Tony said we could also offer some of the grant money to local businesses and residents. We could publicize it and give everyone an opportunity to apply. It would be a small way to help the residents and business owners in our community. Tony asked the committee to decide what portion of the money stays with the Village and what goes to the community.

**B. NEW BUSINESS:**

1. IMEA Electric Agency Update 2014-9: Public Works Director John Tolan advised this was provided for informational purposes. John said the Trimble County tour is coming up. Mike would have liked more advance notice on that trip.
2. Charter Pole Agreement: Tony looked at several pole agreements. Included in this packet is the agreement that Breese currently uses. Julie advised the agreement has been revised but she is still working on the exhibits to the agreement. Tony stated Attorney Manion has reviewed the agreement. Shane wanted to make sure we had language in the contract that addressed when the Village abandons poles. Tony believes the going rate per pole is around \$20 - \$21 per pole. Trustee Smith would like to know what costs will be passed onto the residents, and Tony will ask Charter for that information.

**C. GENERAL CONCERNS:** None.

**D. PUBLIC PARTICIPATION:** See above.

**E. ADJOURN:** *Trustee Elizabeth Niebruegge motioned to adjourn at 5:55 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.*



Julie Polson  
Office Manager

**VILLAGE PRESIDENT**  
Seth Speiser

**VILLAGE CLERK**  
Jerry Menard

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

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PHONE: (618) 539-5545 • FAX: (618) 539-5590  
Web Site: www.freeburg.com

**PUBLIC WORKS COMMITTEE MEETING**  
Trash/Water/Sewer  
(Pruett/Matchett/Blaies)  
Wednesday, May 14, 2014 at 6:00 p.m.

**EXHIBIT F**

**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

The Public Works Committee Meeting was called to order at 6:00 p.m. on Wednesday, May 14, 2014, by Chairman Dean Pruett. Members present were Chairman Dean Pruett, Trustee Ray Matchett, Trustee Mike Blaies, Mayor Seth Speiser, Trustee Elizabeth Niebruegge, Trustee Matt Trout, Trustee Steve Smith, Public Works Director John Tolan, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guest present: Janet Baechle.

**A. OLD BUSINESS:**

1. Approval of April 16, 2014 minutes: Trustee Ray Matchett motioned to approve the April 16, 2014 minutes and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried.
2. Sewer project: Tony advised we wrote the Helms' easement and it has been given to Mr. Helms' attorney. He has left several messages for Mr. Helms' attorney and has not received a response.
3. Sewer issues: John said Mr. Fischer has informed him his basement is not draining. He never had any problems before the work was done. Mr. Fischer believes the basement drain wasn't hooked up. John talked to Tony at TWM, and he checked the notes on the project. The notes show the work was done. John is going to schedule a meeting with TWM, H&M Backhoe and Mr. Fischer to discuss the situation. John hopes to have Mr. Fischer's sewer installed by the next committee meeting.
4. Water main extension along Rentschler Road: We have not heard anything new.
5. Water break on County property: John advised the work has been done, and the item can be taken off the agenda.
6. Spring Clean Up: John said everything went pretty well. We are going to use J&C E-Recycling for the electronics recycling from now on. Julie said we are also going to hold quarterly electronics recycling events with J&C. Pickers sent us a check in the amount of \$188.58 for the scrapped items. John also commented next year we will close the streets during this event.
7. Itron Handheld Quotes: John said we are moving forward with this. Item can be taken off the agenda.

8. Water/Sewer service for O'Reillys: John said the flow test came back and they have a good hydrant. The plans have been approved and we should see them start to build shortly.
9. Countryside Lane annexations: Nothing new to report.
10. Water/Sewer employee hire: See new business.
11. Wiegmann's and NPDES permit: John said he will know the results from the nitrogen and phosphorous in the next month. Once those results are received, he is confident that Wiegmann's will be able to discharge into our system.

Trustee Blaies asked John if Vandeventer has fixed the pump and he said no, they are waiting on parts.

**B. NEW BUSINESS:**

1. Time limit on tap on fees purchased but not used: Tony explained we have some old taps that were purchased for \$50 but have not been used. Our current tap on fee is \$500. He thinks we should have a time limit on the fees. He would like to have a policy drawn up for the next committee meeting.
2. Executive Session to discuss personnel, 5 ILCS 120/2-(c)(1):

**EXECUTIVE SESSION  
6:16 P.M.**

*Trustee Mike Blaies motioned to enter into Executive Session at 6:16 p.m. citing personnel, 5 ILCS, 120/2-(c)(1) and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.*

**EXECUTIVE SESSION ENDED  
6:30 P.M.**

*Trustee Mike Blaies motioned to end Executive Session at 6:30 p.m. and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried. Trustee Mike Blaies motioned to reconvene the Water/Sewer Committee meeting at 6:31 p.m. and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.*

**C. GENERAL CONCERNS:** None.

**D. PUBLIC PARTICIPATION:** None.

**E. ADJOURN:** *Trustee Mike Blaies motioned to adjourn at 6:31 p.m. and Trustee Ray Matchett seconded the motion. All voting aye, the motion carried.*

  
Julie Polson,  
Office Manager

**VILLAGE PRESIDENT**

Seth Speiser

**VILLAGE CLERK**

Jerry Menard

**VILLAGE TRUSTEES**

Ray Matchett, Jr.

Steve Smith

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**POLICE CHIEF**

Stanley Donald

**VILLAGE ATTORNEY**

Weilmuenster Law Group, P.C.

Public Property Committee Meeting  
 Streets/Municipal Center/Pool/Parks & Recreation  
 (Niebruegge/Smith/Pruett)  
 Wednesday, May 14, 2014 at 6:30 p.m.

The meeting of the Public Property Committee was called to order at 6:32 p.m. on Wednesday, May 14, 2014, in the Municipal Center. Those in attendance were Chairperson Elizabeth Niebruegge, Trustee Steve Smith, Trustee Dean Pruett, Mayor Seth Speiser, Trustee Matt Trout, Trustee Mike Blaies, Trustee Ray Matchett, Public Works Director John Tolan, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guests present: Joe Courtney, David Wiskamp and Janet Baechle.

*Trustee Dean Pruett motioned to amend the agenda in order to hear Public Participation first and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.*

**D. PUBLIC PARTICIPATION:** Mr. Wiskamp was present to ask the committee if they would allow him to plant either hay or crops on the two 5-acre vacant lots at the Industrial Park. He would donate the proceeds to a local special needs group. He said this would cut down on the cost of maintaining those lots. Tony said the leasing company that is handling the sale of those lots would like the lots to be kept freshly mowed for presentation purposes. The committee would like more time to review Mr. Wiskamp's request. John commented Kaiser's empty lot has hay on it. He also advised the committee we don't normally cut the vacant lots until they are about a foot high. Mayor Speiser liked the idea of being able to donate some money to the local special needs group. Trustee Blaies doesn't want to hurt our chances of selling a lot. Trustee Smith said it's a business park and needs to look like one.

Joe Courtney was present to advise the committee about the residents' concerns of massive sinkholes next to the storm drains on Mary Ann Court and Kristie Lynn. He is well aware the area was undermined. He also wants to bring attention to the cracks that have formed in the streets and movement of the street. John gave Joe his card and stated he wants to meet and review the situation.

**POOL: A. OLD BUSINESS:**

1. Pool staff salary – Executive Session to Discuss Personnel, 5 ILCS 5-120/2-(c)(1): Discussed at end of agenda.

**B. NEW BUSINESS:** Trustee Niebruegge said all the dates for the pool have been set. She will get an advertisement put in the Tribune that highlights the pool and all the events. She and Administrator Funderburg are going out tomorrow to purchase more chairs for the pool. Tony said

Street Committee Meeting Minutes

Wednesday, May 14, 2014

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



we have entered into a 5-year contract with Pepsi. This will lock in our rates on the equipment. They will give us a \$2 per case rebate on the drinks at the end of the year. They will also provide us with banners which we can use to advertise the special events at the pool. The pool should be filled tomorrow morning.

**STREETS: A. OLD BUSINESS:**

1. Approval of April 16, 2014 Minutes: *Trustee Steve Smith motioned to approve the April 16, 2014 Minutes and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.*
2. Safe Routes to School: Tony advised we have a June letting and should finish the project by the end of the summer.
3. MFT/Ditch on N. Main: Tony advised our MFT request has been approved.
4. Drainage Problem Areas/Southgate Drive/Huelsman: John met with Mrs. Wesselman and will be shooting grades on this.
5. Shady Lane Dispute: Tony said Attorney Manion is almost done with this project. Mayor Speiser asked if the trees had been trimmed and John advised not yet.
6. Cemetery Road: Tony advised Mayor Speiser sent a letter to Mark Kern requesting their assistance. We hope to receive a favorable response.

Several committee members voiced their concerns over the new lawn service company. John has talked to them and has been very specific about our concerns and what needs to be done. They advised they had several equipment breakdowns. If they cannot perform the work, we will have to go with the next bidder on the lawn mowing quotes. John advised we are going to seed and straw the bare areas left over from the Main Street project. He is also going to look ditch and set a culvert for Mrs. Etling.

**B. NEW BUSINESS:**

1. Review of Code Book, Chapter 33: The committee reviewed this chapter of the proposed code. Julie will get the specific revisions annotated so those can be transmitted to Frank Heiligensten.

Tony presented the Freeburg Jr. Midgets Football request to hold a 4mile run/walk to benefit their program. They held the same event last year and had volunteers from our police force to help manage the safety aspect of the run. Trustee Niebruegge was concerned for the safety of the participants. Julie is going to check with our insurance company to see what our exposure would be.

*Trustee Dean Pruett motioned to recommend to the full Board we grant the Freeburg Jr. Midgets' Football's Request to hold a 4 mile run/walk benefit on August 9, 2014. Motion was not seconded and Trustee Dean Pruett rescinded the motion.*

Trustee Niebruegge asked for this item to be placed on the Board agenda for Monday, May 19<sup>th</sup>.

Trustee Smith requested a stop sign be installed at the intersection of Brookstone and Meadow Ridge Drive thereby making this a 3-way intersection. This request will be taken to the Personnel/Police Committee meeting on Wednesday, May 28<sup>th</sup>.

**POOL: A. OLD BUSINESS:**

1. Pool staff salary – Executive Session to Discuss Personnel, 5 ILCS 5-120/2-(c)(1):

**EXECUTIVE SESSION**

**8:06 P.M.**

*Trustee Steve Smith motioned to enter into Executive Session citing personnel 5 ILCS 120/2 - (c)(1) and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.*

**EXECUTIVE SESSION ENDED**

**8:07 P.M.**

*Trustee Dean Pruett motioned to end Executive Session at 8:07 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried. Trustee Dean Pruett motioned to reconvene the Streets Committee Meeting at 8:08 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.*

**C. GENERAL CONCERNS:** None.

**D. PUBLIC PARTICIPATION:** Discussed above.

**E. ADJOURN:** *Trustee Dean Pruett motioned to adjourn the meeting at 8:09 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.*

Julie Polson  
Office Manager

