

A PUBLIC HEARING TO APPEAL AN ANNEXATION WITH WILLIAM AND BEVERLY GROH, RT. 15 PROPERTY, FREEBURG, ILLINOIS, WILL BE HELD ON MONDAY, MAY 20, 2013 AT 7:15 P.M., IN THE MUNICIPAL CENTER BOARD ROOM AT 14 SOUTHGATE CENTER, FREEBURG, ILLINOIS. THE PROPERTY IS BEING REZONED FROM SR-1 (SINGLE FAMILY RESIDENTIAL) TO A (AGRICULTURE)

REGULAR BOARD MEETING AGENDA – MAY 20, 2013 - 7:30 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Minutes of Previous Meeting
 - 4 - 1. May 6, 2013 – Regular Board Meeting Minutes – **Exhibit A**
 - 4 – 2. February 4, 2013; April 1, 2013; April 15, 2013 Board Meeting Executive Session Minutes for Approval
 - 4 – 3. March 27, 2013 Committee as a Whole Executive Session Minutes for Approval
5. Finance – None.
6. Treasurer's Report
7. Attorney's Report – Executive Session to Discuss Litigation, 5 ILCS 120/2-(c)(11)
 - 7-1. Possible Motion on Settlement of Natarre Mechanic's Lien Suit
8. ESDA Report
9. Public Participation
10. Reports and Correspondence –
 - 10 – 1. American Legion Request to Use Village Park – **Exhibit B**
 - 10 – 2. Rhutasel & Associates Pay Request #4 – **Exhibit C**
11. Recommendations of Boards and Commissions
 - 11 – 1. Plan Commission Recommendation Regarding Groh Annexation – **Exhibit D**
12. Contracts, Releases, Agreements and Annexations – See Ordinances
13. Bids – None.
14. Resolutions – None.
15. Ordinances –
 - 15 -1a. Ordinance #1459: An Ordinance Authorizing the Execution of an Annexation Agreement for the Annexation of Groh Property, approximately 74 acres – **Exhibit E**
 - 15 – 1b. Ordinance #1460: An Ordinance Annexing the Groh Property into the Village – **Exhibit F**
 - 15 – 1c. Ordinance #1461: An Ordinance Rezoning the Groh Property from SR-1 to A – **Exhibit G**
16. Old Business
17. New Business
18. Appointments - None.
19. Committee Meeting Minutes/Recommendations
 - 19 - 1. Electric Committee Meeting – Wednesday, May 8, 2013 – 5:30 p.m. – **Exhibit H**
 - 19 - 2. Police/Personnel Committee Meeting – Wednesday, May 8, 2013 – 6:30 p.m. – **Exhibit I**
 - 19-2a. Recommend Full-time hire of Dan Turner and William Donald
 - 19-2b. Recommend Part-time hire of Mike Flake and Joel Boeving
 - 19-2c. Recommend Terry Marquardt's 6-Month Leave of Absence
 - 19-2d. Recommend posting of Head Lineman Position
 - 19-2e. Recommend Time Clocks be Installed in PWD, PD, and AD.
 - 19-2f. Recommend Full-time Advertisement of Crew Worker Position
 - 19 – 3. Water/Sewer Committee Meeting – Wednesday, May 15, 2013 – 5:30 p.m. – **Exhibit J**
 - 19 – 4. Streets Committee Meeting – Wednesday, May 15, 2013 – 6:30 p.m. – **Exhibit K**
 - 19-4a. Recommend hire of lifeguard Samantha Wilke
 - 19-4b. Recommend increasing age of unsupervised children at the pool to 10 years old
 - 19-4c. Recommend payment of Rhutasel & Associates Pay Request #4- see Exhibit C
 - 19-4d. Recommend American Legion's Request to Use Village Park – see Exhibit B
 - 19 – 5. Committee as a Whole Meeting – Wednesday, May 15, 2013 – 7:30 p.m. – Minutes unavailable
 - 19-5a. Recommend Part-time hire of Kevin Polson
 - 19-5b. Recommend Part-time pay increase to \$12.00 per hour
20. Upcoming Meetings
 - 20 – 1. Finance Committee Meeting – Wednesday, May 29, 2013 – 5:30 p.m.
 - 20 – 2. Appropriation Hearing – Monday, June 3, 2013 – 7:00 p.m.
 - 20 – 3. Board Meeting – Monday, June 3, 2013 – 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
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

EXHIBIT A
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

FREEBURG REGULAR BOARD MEETING Monday, May 6, 2013 at 7:30 P.M. Board Meeting Minutes

CALL TO ORDER: Mayor Ray Danford called the Regular Board Meeting to order at 7:30 p.m., on Monday, May 6, 2013 in the Freeburg Municipal Board Room.

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

ROLL CALL: Trustee Charlie Mattern - here; Trustee Seth Speiser - here; ; Trustee Steve Smith - here; Trustee Raymond Matchett, Jr. – here Trustee Rita Baker - here; Trustee Mike Blaies – here; Mayor Ray Danford - here; (7 present, 0 absent). Mayor Ray Danford announced there is a quorum.

Exhibit A:

MINUTES OF PREVIOUS MEETING:

Mayor Danford said we have minutes for approval from Monday, April 15, 2013 Regular Board meeting.

Trustee Steve Smith motioned to approve the minutes of Monday, April 15, 2013 Regular Board meeting with corrections and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried

Exhibit B:

FINANCE:

Trustee Smith said the committee reviewed the Board List and we also reviewed the Income Statement.

1. Local Debt Recovery Program: Trustee Smith stated we talked about the local debt recovery program and we are waiting to hear back from Brian.

OLD BUSINESS:

1. FY2014 Appropriation Ordinance: Trustee smith said we talked about the FY2014 Appropriation Ordinance which will be presented at the next board meeting.

2. Bucket truck: Trustee Smith said we talked about financing the new bucket truck.

Village of Freeburg Board Meeting Minutes
Monday, May 6, 2013
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We have \$35,000 in the budget for a truck and \$12,000 was spent on the new dump truck. Trustee Smith said the committee directed Bryan to see about getting some bids paying \$20,00 down and equal payments to pay the truck off in 5, 7 and 10 years.

3. Treasurer's Reports: Trustee Smith stated the Treasurer Vogel provided copies of the Treasurer's Report for October, November and December, 2012 which is later on the agenda.

Exhibit C:

TREASURER'S REPORT: Treasurer Bryan Vogel stated he presented three months of Treasurer's Report for October, November and December 2012 at the last board meeting to be reviewed and hopefully to have an approval this evening.

Trustee Steve Smith motioned to approve October, November and December 2012 Treasurer's Report and Trustee Mike Blaies seconded the motion. All voting aye, motion carried.

ATTORNEY'S REPORT: None.

ESDA Report: Mayor Danford called Gene Kramer our ESDA Coordinator to take the floor.

1. Gene said this is National Nurses Week. Gene stated National Nurses Week via Health Resources and Services Administration and a reminder to all Homeland Security Departments on the role nurses play, not only on a daily basis, but during emergency situations from manmade and natural disasters. Freeburg ESDA would like to especially acknowledge our Emergency Operations Plan section, called Local Team of Nurses where local nurses that have volunteered their services as part of Freeburg ESDA operations.

2. Gene said we resolved a communications issue with Cen-Com as it relates to County EMA to Freeburg ESDA operation on frequency 155.760 mhz. Their telecommunicators could not access our transmitted signals, but could transmit and activate our pagers. This problem has been corrected by County EMA Coordinator Randy Lay and Motorola that now associates or VHF communications on the same console screen "icon".

3. Gene said the National Weather Service office in St. Louis, per WCM James Kramper, activating "Events Calendar 2013". This program by NWS is where we provide dates and times of Large Outside Events, such as concerts, homecomings, music in the park, etc., and the meteorologists on staff during these dates will be making extra efforts to contact us as it relates to life threatening weather events on the same date. This is to assist us in better preparing to make decisions on contacting event supervisors to cancel an event. Gene said he has the password and NWS site location to enter these vents, so please give him any "outdoor" event that you are aware of that would involve large gatherings of people-crowds in excess of 250 persons or more.

4. Gene said we need to review our Emergency Operations Program before July 1st and will need to be done by all departments that means Police Department, Fire Department and Public Works Department.

5. Gene stated the rain coming in this Thursday and Friday should be a one inch rain fall at the most.

6. Gene said there is a flyer attached to his report on "Make Water Safe". Please read it and this is for the public to be aware of, and he would like to give Tom a copy for the Tribune.

PUBLIC PARTICIPATION: Mayor Danford called for Public Participation.

A concern citizen took the floor to discuss an issue on one of the employees from the Freeburg Public Works Department.

Exhibit D:

REPORTS AND CORRESPONDENCE:

Mayor Danford said next we have Exhibit D a request from Lighthouse Learning Center asking to use the Village Park for their graduation ceremony for the preschool children on Friday, May 10th at 9:00 a.m.

Trustee Rita Baker motioned to grant Lighthouse Learning Center to use the Village Park for their graduation ceremony on Friday, May 10th at 9:00 a.m. and Raymond Matchett, Jr. seconded the motion. All voting aye, the motion carried.

RECOMMENDATIONS OF BOARDS AND COMMISSIONS: None.

CONTRACTS, RELEASE, AGREEMENTS and ANNEXATIONS: See Resolution #13-07

BIDS: None.

Exhibit E:

RESOLUTIONS:

Mayor Danford said we have Resolution #13-07. A Resolution Authorizing Illinois Codification Services to Update and Supplement the Village of Freeburg Code of Ordinances

Trustee Rita Baker motioned to adopt Resolution #13-07 by title only and Trustee Seth Speiser seconded the motion. All voting aye, motion carried.

Exhibit F:

ORDINANCES: Mayor Danford said we have Ordinance No. 1455, An Ordinance Authorizing the Village to enter into and the Mayor to Execute An Agreement with CENCOM.

Trustee Rita Baker motioned to adopt Ordinance No. 1455 by title only and Trustee Steve Smith seconded the motion. ROLL CALL: Trustee Rita Baker - aye; Trustee Steve Smith - aye; Trustee Seth Speiser - aye; Trustee Charlie Mattern - aye, Trustee Mike Blaies - aye; Trustee Raymond Matchett, Jr. - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

Exhibit G:

ORDINANCES: Mayor Danford said we have Ordinance No. 1456, An Ordinance Amending Sections of the Revised Code of the Village Of Freeburg (Chief of Police Job Description)

**REGULAR BOARD MEETING
EXECUTIVE SESSION
7: 43 P.M.**

Trustee Steve Smith motioned to go into Executive Session to discuss personnel, 5 ILCS, 120/2-(c) (1) and Trustee Rita Baker second the motion. ROLL CALL: Trustee Steve Smith - aye; Trustee Rita Baker - aye; Trustee Charlie Mattern - aye, Trustee Mike Blaies - aye; Trustee Raymond Matchett, Jr. - aye; Trustee Seth Speiser - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

**EXECUTIVE SESSION ENDED
8:00 P.M.**

Trustee Rita Baker motioned to reconvene the Regular Board Meeting at 8:02 P.M. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.

Mayor Danford said it is his understanding that we are going to make a motion to table Ordinance No. 1456, 1457 and 1458.

Trustee Rita Baker motioned to table Ordinances No. 1456, 1457 and 1458 and Trustee Seth Speiser seconded the motion. ROLL CALL: Trustee Rita Baker - aye; Trustee Seth Speiser - aye; Trustee Steve Smith - aye; Trustee Charlie Mattern - aye, Trustee Raymond Matchett, Jr. - aye; Trustee Mike Blaies - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

OLD BUSINESS: None.

COMMITTEE MEETING REPORTS:

Exhibit J:

Public Property Committee Meeting: Trustee Raymond Matchett, Jr. called the Public Property Committee Meeting to order on Monday, April 15, 2013 at 6:30 p.m.

OLD BUSINESS:

1. Pool: Trustee Matchett said the committee discussed some issues with the swimming lesson. The committee talked about changing the name to Acclimation/Swim or Introduction To Swimming. Dennis was supposed to call Doug at EWR about getting the baby pool inspected and certified by the state so it can be open for the beginning of the season.

STREET: OLD BUSINESS

1. Safe Routes to School: Trustee Matchett said we approved Rhutasel's invoice #3 at the last meeting
2. Welcome to Freeburg sign: Trustee Matchett said Pat Netemeyer has been in contact with Mark White and IDOT on the project
3. Drainage Problem Areas: Trustee Matchett said Pat Netemeyer is working putting specs together for the N. Main street area and will then go out for bid.
4. Cemetery Road: Trustee Matchett stated we are still waiting on the county.
5. Picnic tables at the park: Trustee Matchett said the committee talked about still getting picnic tables out at the park and we got bid from Kohnen Concrete's. Trustee Matchett asked Jerry did she get a bid from Scott Mueller on the picnic tables. Jerry said she forgot to do that.
6. Street banners: Trustee Matchett said the street banners ongoing project.
7. Spring Clean Up: Trustee Matchett said Spring Clean Up went very well.
8. Fire department hydrant: Trustee Matchett said the fire department hydrant issue; Trustee Mattern would like to discuss this further in the Water/Sewer Committee meeting.

NEW BUSINESS:

1. Summer hire: Trustee Matchett said re-hire David Beshears, Tony McDonald and Derrick Tewell at the last board meeting.

Trustee Smith said he has a question on the pool. The age limit on a child to be drop off at the pool is six years old is this for a parent just to drop them off without any supervision. Trustee Matchett said he questioned that. Scott pool manager thinks this is fine.

Trustee Matchett said he would like to up that age to 10 years old. Trustee Matchett said we will bring this up at the next committee meeting. Trustee Smith asked what is happening to the Welcome to Freeburg sign. Trustee Matchett said that Dennis is working with Pat Netemeyer who has been in contact with Mark White and IDOT on this project. Trustee Smith said yes, but Dennis is no longer with us. Trustee Baker said that Pat has been in touch with Mark White on this project she knows this for sure. Trustee Smith what is going on with the Shady Lane Dispute? Trustee Matchett said we have our attorney and they have their attorney trying to work something out. Trustee Smith asked about Cemetery Road. John said we will take possession of Cemetery Road as long as the County fixes it first and takes responsibility of the bridge. Trustee Smith said one last question on the fire hydrant issue; is that on schedule somewhere so it doesn't get missed next time. John said we will be checking them in the fall of this year.

Exhibit K:

Public Works Committee Meeting: Trustee Charlie Mattern called the Public Works Committee meeting to order on Monday, April 22, 2013 at 6:00 p.m.

OLD BUSINESS:

1. Sewer Project: Trustee Mattern said Moniger inspected and tested the lines on West Street and everything passed.
2. Sewer problem areas: Trustee Mattern said we are continuing to look at other sewer problem areas. The Village has put more money into the budget to televise problem areas and we will continue to do so.
3. Budget billing: Trustee Mattern said the budget billing process is continuing and we hope to have something in place by this fall. Trustee Mattern said there is a contractor who had a claim against us we came to terms with that.
4. Fire Department Hydrant Payment: Trustee Matter said we continue to talk about the fire hydrant issue.

Trustee Smith said on the Electronics Recycling is this monthly or quarterly. John said he is not too sure how often they want to do this. Some people complained that they were only there for a short time in the morning.

EXHIBIT L:

Personnel/Police Committee Meeting: Trustee Baker called the Personnel/Police Committee meeting to order on Monday, April 22, 2013 at 7:00 p.m.

POLICE:

OLD BUSINESS:

NEW BUSINESS:

Trustee Baker said most of the meeting was spent in Executive Session.

PERSONNEL:

OLD BUSINESS: None

NEW BUSINESS:

Trustee Baker said she needs to recommend to the full Board that our Village Administrator, Public Works Director, Assistant Public Works Director and Chief of Police receive a 2% raise retroactive to April 1, 2013.

Trustee Rita Baker motioned that the Village Administrator, Public Works Director, Assistant Public Works Director and Chief of Police receive 2% raise retroactive to April 1, 2013 and Trustee Steve Smith seconded the motion. ROLL CALL: Trustee Rita Baker - aye; Trustee Steve Smith - aye; Trustee Charlie Mattern - aye, Trustee Mike Blaies - aye; Trustee Seth Speiser - aye; Trustee Raymond Matchett, Jr. - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

Trustee Baker stated at the meeting we accepted the resignation of the Chief of Police Mel Woodruff.

Exhibit M:

Legal/Ordinance Committee Meeting: Trustee Speiser called the Legal/Ordinance Committee meeting to order on Wednesday, May 1, 2013 at 4:45 p.m.

OLD BUSINESS:

Trustee Speiser said we motion to amend the agenda in order to discuss the citation the Village issued to Mr. Sanders for not having the fence put up in proper time frame. Both Mr. Sanders and Mr. Mordis were present at the meeting to try to resolve the fence issue.

1. Update Code Book: Trustee Speiser stated we talked about the update on the Code Book at this time he would like to make a motion.

Trustee Seth Speiser motioned to recommend a Resolution to Update the Code Book for approval and Trustee Rita Baker seconded the motion. ROLL CALL: Trustee Seth Speiser - aye; Trustee Rita Baker - aye; Trustee Raymond Matchett, Jr. - aye; Trustee Mike Blaies - aye; Trustee Steve Smith - aye; Trustee Charlie Mattern - aye, (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

NEW BUSINESS: None.

APPOINTMENTS: None.

GENERAL CONCERN:

VILLAGE BOARD AND STAFF COMMENTS:

Trustee Charlie Mattern: No thank you.

Trustee Steve Smith: He would like to thank Charlie, Rita and Ray for each of their service they provided to the Village.

Trustee Rita Baker: Yes, she has three things she would like to say; 1. Thanks to the Village for the honor for letting her serve on the board for the last 12 years. 2. Trustee Baker said getting elect was easy the hard part comes now. 3. She also would like you to remember all of you that there is a different between honor and loyalty.

Village Clerk Jerry Menard: She would like to thank Rita, Charlie and Ray for having the opportunity to serve on this Village Board with them and looking forward to the new board members and serving with them.

Trustee Mike Blaies: He would like to thank Rita and Charlie for their community serve.
Trustee Raymond Matchett, Jr.: He would like to thank Charlie, Rita and Ray for all that you had done.

Trustee Seth Speiser: He would like to thank Rita, Charlie and Ray the time they have served.

Mayor Danford: said he would like to thank you all for the time you have worked with me and best wishes to the new board.

STAFF COMMENTS: None

Mayor Danford a motion to Sign Aye Die

Trustee Rita Baker motioned to Sign Aye Die and Trustee Charlie Mattern seconded the motion. All voting aye, motion carried.

INSTALLATION AND OATH OF NEW OFFICERS: Village Clerk Jerry Menard took the floor to swear in the new officers, Seth Speiser as Mayor, Matt Trout, Elizabeth Niebruege and Dean Pruett as Trustees'.

FREEBURG REGULAR BOARD MEETING

NEW BOARD

Monday, May 6, 2013 at 8:15 P.M.

Board Meeting Minutes

CALL TO ORDER: Mayor Seth Speiser called the Regular Board Meeting to order at 8:15 p.m., on Monday, May 6, 2013 in the Freeburg Municipal Board Room.

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

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

Mayor Speiser said first thing on the agenda will be New Business:

Mayor Speiser asked for a motion to go into Executive Session.

**REGULAR BOARD MEETING
EXECUTIVE SESSION
8: 18 P.M.**

Trustee Raymond Matchett, Jr. motioned to go into Executive Session to discuss selection of a person to fill a public office, 5 ILCS, 120/2-(c) (3); personnel, % ILCS, 120/2(c)(1); litigation, 5 ILCS, 120/2 – (c)(11) and Trustee Steve Smith seconded the motion.

ROLL CALL: Trustee Raymond Matchett, Jr. – aye; Trustee Steve Smith - aye; Trustee Elizabeth Niebruege - here; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Dean Pruett – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

**EXECUTIVE SESSION ENDED
9:00 P.M.**

Trustee Steve Smith motioned to reconvene the Regular Board Meeting at 9:02 P.M. and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried.

APPOINTMENTS:

1. Mayor Speiser stated he would like to start with the appointed positions; Treasurer Bryan Vogel.

Treasurer - Bryan Vogel

Trustee Steve Smith motion to approve the appointed position of Treasurer Bryan Vogel and Trustee Elizabeth second the motion; **ROLL CALL:** Trustee Steve Smith - aye; Trustee Elizabeth Niebruege - aye; Trustee Raymond Matchett, Jr. – aye; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Dean Pruett – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

2. Mayor Speiser said he would like to appoint Tony Funderburg for Village Administrator.

Village Administrator – Tony Funderburg

*Trustee Raymond Matchett, Jr. motion to approve the appointed position of Village Administrator Tony Funderburg and Trustee Matt Trout second the motion; **ROLL CALL:** Trustee Raymond Matchett, Jr. – aye; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Steve Smith - aye; Trustee Dean Pruett – aye; Trustee Elizabeth Niebruege - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

3. Mayor Speiser said he would like to appoint for Village Public Works Director – John Tolan.

Village Public Works Director – John Tolan

*Trustee Dean Pruett motion to approve the appointed position of Village Public Director John Tolan and Trustee Matt Trout second the motion; **ROLL CALL:** Trustee Dena Pruett – aye; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Steve Smith - aye; Trustee Raymond Matchett, Jr. – aye; Trustee Elizabeth Niebruege - abstain; (5 ayes, 0 nays, 1 abstain). 5 voting aye, 1 voting abstain motion carried.*

4. Mayor Speiser said he would like to appoint Stan Donald for Village Chief of Police.

Village Chief of Police – Stan Donald

*Trustee Raymond Matchett, Jr. motion to approve the appointed position of Village Chief of Police Stan Donald and Trustee Matt Trout second the motion; **ROLL CALL:** Trustee Raymond Matchett, Jr. – aye; Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Steve Smith - aye; Trustee Dean Pruett – aye; Trustee Elizabeth Niebruege - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

5. Mayor Speiser said he would like to appoint Gene Kramer ESDA Coordinator.

ESDA Coordinator – Gene Kramer

*Trustee Matt Trout motion to approve the appointed position of ESDA Coordinator Gene Kramer and Trustee Mike Blaies second the motion; **ROLL CALL:** Trustee Matt Trout – aye; Trustee Mike Blaies – aye; Trustee Raymond Matchett, Jr. – aye; Trustee Dean Pruett – aye; Trustee Elizabeth Niebruege - aye; Trustee Steve Smith - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

6. Mayor Speiser said he would like to appoint Brian Manion Village Attorney

Village Attorney – Brian Manion

*Trustee Raymond Matchett, Jr. motion to approve the appointed position of Village Attorney Brian Manion and Trustee Mike Blaies second the motion; **ROLL CALL:** Trustee Raymond Matchett, Jr. – aye; Trustee Mike Blaies – aye; Trustee Elizabeth Niebruege – aye; Trustee Steve Smith - aye; Trustee Dean Pruett – aye; Trustee Matt Trout- aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

7. Mayor Speiser said he would like to appoint Gary Henning Village Zoning Administrator

Village Zoning Administrator – Gary Henning

*Trustee Matt Trout motion to approve the appointed position of Village Zoning Administrator Gary Henning and Trustee Dean Pruett second the motion; **ROLL CALL:** Trustee Matt Trout- aye; Trustee Dean Pruett – aye; Trustee Raymond Matchett, Jr. – aye; Trustee Mike Blaies – aye; Trustee Elizabeth Niebruege – aye; Trustee Steve Smith - nay; (5 ayes, 1 nays, 0 absent). 5 voting aye, 1 voting nay motion carried.*

8. Mayor Speiser said he would like to appoint Mary Krieg, Bryan Vogel, and Vic Rose Plan Commission.

Plan Commission – Mary Krieg, Bryan Vogel, Vic Rose

*Trustee Mike Blaies motion to approve the appointed position of Plan Commission Mary Krieg, Bryan Vogel, Vic Rose and Trustee Matt Trout second the motion; **ROLL CALL:** Trustee Mike Blaies – aye; Trustee Matt Trout- aye; Trustee Dean Pruett – aye; Trustee Steve Smith - aye; Trustee Elizabeth Niebruege – aye; Trustee Raymond Matchett, Jr. – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

9. Mayor Speiser said he would like to appoint Tom Reaka, Richard Gordon, and Tom Kreher Board of Appeals.

Board of Appeals – Tom Reaka, Richard Gordon, Tom Kreher

*Trustee Mike Blaies motion to approve the appointed position of Board of Appeals. **ROLL CALL:** Trustee Raymond Matchett, Jr. – aye; Trustee Matt Trout- aye; Trustee Mike Blaies – aye; Trustee Dean Pruett – aye; Trustee Elizabeth Niebruege – aye; Trustee Steve Smith - aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.*

Mayor Speiser stated now that we got all that taken care of moving on.

UPCOMING MEETINGS

Electric Committee Meeting – Wednesday, May 8, 2013 – 5:30 p.m.

Personnel/Police Committee Meeting – Wednesday, May 8, 2013 – 6:30 p.m.

Water/Sewer Committee Meeting – Wednesday, May 15, 2013 – 5:30 p.m.

Street Committee Meeting – Wednesday, May 15, 2013 - 6:30 p.m.

Annexation Hearing before the Board of Trustees – Monday, May 20, 2013 – 7:15 p.m.

Board Meeting - Monday, May 20, 2013 – 7:30 p.m.

VILLAGE BOARD AND STAFF COMMENTS:

Trustee Elizabeth Niebruege: None.

Trustee Steve Smith: None.

Trustee Matt Trout: None.

Village Clerk Jerry Menard: Welcome new board members.

Trustee Mike Blaies: Welcome new board members.

Trustee Raymond Matchett: Welcome new board members.

Village Public Works John Tolan: – None.

Chief of Police Stan Donald: – None.

Mayor Seth Speiser: – He would like to thank everyone for attending tonight's meeting.

ADJOURN: *Trustee Steve Smith motioned to adjourn the meeting at 9:29 p.m. and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried.*



Jerry Lynn Menard
Village Clerk



Locklar-Smith American Legion Post No. 550

REGULAR MEETING — FIRST MONDAY OF EACH MONTH

POST OFFICE BOX 81 • FREEBURG, ILLINOIS 62243

7700 Ponderosa Lane

Freeburg, IL. 62243

May 8, 2013

The Honorable Mayor Seth Speiser

Village of Freeburg

14 Southgate Center

Freeburg, IL. 62243

Mayor Speiser,

The Freeburg Locklar-Smith American Legion Post 550 requests permission to use the Village Park on Saturday – May 25, 2013 to place crosses in memory of our fallen comrades and also to use the park for the Memorial Day ceremony to be held on Monday May 27, 2013. We are requesting everyone to meet at the park at 9:00 A.M. for the ceremony.

Would you please do us the honor of giving the opening address at the Memorial Day ceremony on May 27, 2013?

Thank you in advance for your cooperation on this matter. Please notify me of your response as soon as possible. If you require additional information you can contact me at (618) 539 – 5433 or at the address above.

Yours Truly,

Walter R. Endsley – Commander

Locklar-Smith American Legion Post 550



**COST PLUS FIXED FEE
INVOICE**

Date: 05/06/13 Invoice No. 4
Work Order No. _____

To: Village of Freeburg
14 Southgate Center
Freeburg, IL 62243

From: Rhutasel and Associates, Inc.
Firm Address: Rhutasel and Associates, Inc.
P.O. Box 97
Freeburg, IL 62243

PTB / Item # _____
Route FAU 9369
Section 12-00024-00-SW
Phase _____

Project SRTS-4009(149)
County St. Clair
Job No. P-98-311-12

Consultant's Job Number

41712

For Professional Services performed as set forth in the Agreement dated: 09/07/12
& Supplemental Agreement(s) dated: _____

1) Invoice Period	From: <u>04/01/13</u>	To: <u>04/30/13</u>		
	<u>This Invoice</u>	<u>Previously Invoiced</u>	<u>Earned to Date</u>	<u>Max allowable</u>
2) Maximum Payable				\$28,000.00
3) Direct Salaries	\$309.22	\$2,976.71	\$3,285.93	
4) QC/QA	\$0.00	\$0.00	\$0.00	
5) Payroll & Overhead				
this invoice	<u>148.7500%</u>			
average	<u>148.75%</u>	\$4,427.85	\$4,887.81	
6) Fixed Fee = 3.1448%	\$111.39	\$1,073.71	\$1,185.10	\$3,542.08
7) Direct Costs Prime	\$0.00	\$9.31	\$9.31	
8) Services by others			\$0.00	
			\$0.00	
			\$0.00	
9) Total invoiced for project including this invoice			<u>\$9,368.15</u>	
10) Previously Invoiced		<u>\$8,487.58</u>		
11) Payment Due this invoice	<u>\$880.57</u>			

I have reviewed the invoice and found it in compliance with "The Simple Guide To Consultant Payments" published on the Consultant Engineering Sharepoint site. The percent of work shown as completed on this invoice matches the attached Progress Report signed by the project engineer.

I certify the costs included in this invoice have been expended and the percent of work shown as completed on this invoice is correct. As the prime consultant, work invoices included in this invoice for work done by others were reviewed and approved.

Approved
IDOT Rep. _____ Date: _____

Accepted By: _____ Date: _____

Checked _____ Date: _____

Consultant: Rhutasel and Associates, Inc.

By / Date: Sidney W. LeGrand 5/14/13

(Name) Sidney W. LeGrand

(Title) Secretary

Distribution: 2 complete packages plus 2 copies of invoice form to Liaison Engineer.

Employee 071 SID LEGRAND

Posted

Signed _____
 Approved _____

Profit Center: FR:TR

10 Task COR BUSINESS DEVELOPMENT CORPORATE BUSINESS DEVELOPMENT

Total	Tue 04/16	Wed 04/17	Thu 04/18	Fri 04/19	Sat 04/20	Sun 04/21	Mon 04/22	Tue 04/23	Wed 04/24	Thu 04/25	Fri 04/26	Sat 04/27	Sun 04/28	Mon 04/29	Tue 04/30
12.00							1.50		2.50			2.00		3.00	3.00

04/22 Lebanon City Council Meeting.
 04/27 Congressman Enyart fundraiser.
 04/29 St. Clair County TPC meeting
 04/30 3-County TPC meeting

41712 Task 402 FREEBURG - SAFE ROUTE TO SCHOOLS PRELIMINARY ROAD PLANS

1.00							1.00								
------	--	--	--	--	--	--	------	--	--	--	--	--	--	--	--

Client: 3280 - FREEBURG, VILLAGE OF

40612 Task 004 IDOT 8 INSPECTION PTB 160/20 WORK ORDER #4

1.00							1.00								
------	--	--	--	--	--	--	------	--	--	--	--	--	--	--	--

Client: 4323 - IDOT DISTRICT 8

6 Task FTR PROFESSIONAL DEVELOPMENT FREEBURG TRANSPORTATION PROF DEVELOP

6.00											6.00				
------	--	--	--	--	--	--	--	--	--	--	------	--	--	--	--

04/26 ISPE Mini Conference.

40112 Task 402 O'FALLON - MILBURN SCHOOL RD - PH 3&4 PRE-FINAL ROAD PLANS

2.00															2.00
------	--	--	--	--	--	--	--	--	--	--	--	--	--	--	------

Client: 6595 - O'FALLON, CITY OF

Totals	8.00	8.00					11.00	6.50	6.50		6.00	2.00		8.00	6.50
---------------	------	------	--	--	--	--	-------	------	------	--	------	------	--	------	------

Rhutasel and Associates, Inc.
Timesheet for the period ending 4/15/13

Employee 086 ANTHONY SCHENK

Posted

Signed _____
Approved _____

Profit Center:	FR:TR	Mon 04/01	Tue 04/02	Wed 04/03	Thu 04/04	Fri 04/05	Sat 04/06	Sun 04/07	Mon 04/08	Tue 04/09	Wed 04/10	Thu 04/11	Fri 04/12	Sat 04/13	Sun 04/14	Mon 04/15
2	Task FTR	GENERAL & ADMINISTRATIVE LABOR														
		FREEBURG TRANSPORTATION GEN & ADMIN LABR														
		61115 Reg. 6.50														
42009	Task 401	LEBANON - ALTON STREET IMPROVEMENT														
		PROJ. REPORT, STUDIES, PERMIT														
		08515 Reg. 11.00														
41712	Task 402	FREEBURG - SAFE ROUTE TO SCHOOLS														
		PRELIMINARY ROAD PLANS														
		15015 Reg. 2.00														
Task 401		ENVIRONMENTAL COORDINATION														
		08515 Reg. 3.50														
42009	Task 402	LEBANON - ALTON STREET IMPROVEMENT														
		PRELIMINARY ROAD PLANS														
		16515 Reg. 1.50														
41706	Task 403	O'FALLON - HWY 50 / VENITA INTERSECTION														
		FINAL ROAD PLANS														
		21515 Reg. 15.50														
10	Task FTR	BUSINESS DEVELOPMENT														
		FREEBURG TRANSPORTATION BUSINESS DEVELOP														
		62215 Reg. 5.50														
41412	Task 401	O'FALLON - VENITA FACILITIES - DRAINAGE														
		GRADING & DRAINAGE														
		16515 Reg. 1.50														
41508	Task 460	O'FALLON - STATE ST SIDEWALK DESIGN														
		EXTRA WORK														
		21515 Reg. 3.00														

Client: 5370 - LEBANON, CITY OF

Client: 3280 - FREEBURG, VILLAGE OF

Client: 5370 - LEBANON, CITY OF

Client: 6595 - O'FALLON, CITY OF

Client: 6595 - O'FALLON, CITY OF

Client: 6595 - O'FALLON, CITY OF

04/01 Time Sheet, ect.
04/01 Project Report, Initial Coordination Meeting Data Sheet
04/03 Printing for Meeting, Coordination Meeting and Meeting Minutes
04/04 Finalizing Meeting Minutes
04/01 Preliminary Layout to check need of ROW/easement acquisition
04/02 Project Report
04/05 Utility Coordination
04/02 Revisions and Quantity Updates
04/05 Final Revisions and Plotting
04/08 Plotting Venita Drive Plans
04/03 Lebanon Parke's requests
04/04 Pedestrian Signal Research
04/05 Pedestrian Signal Research
04/08 Multiple Calls to Library and Advertiser Inquiring about Pedsignal Calls to Advertiser
04/04 Soils Report Review
04/05 Breaking Project into Segments as requested
04/11 Marking up State Street Specs

Rhufael and Associates, Inc.
Timesheet for the period ending 4/15/13

Employee 016 MARK A. LUECHTEFELD

Signed _____

Approved _____

Posted

Profit Center:	FR:TR	Mon 04/01	Tue 04/02	Wed 04/03	Thu 04/04	Fri 04/05	Sat 04/06	Sun 04/07	Mon 04/08	Tue 04/09	Wed 04/10	Thu 04/11	Fri 04/12	Sat 04/13	Sun 04/14	Mon 04/15
31112	Task 401	Client: 4940 - KASKASKIA REGIONAL PORT DISTRICT														
		2.00														
		04/01 Revisions to Base Map														
41712	Task 402	Client: 3280 - FREEBURG, VILLAGE OF														
		3.00														
42009	Task 402	Client: 5370 - LEBANON, CITY OF														
		3.00														
5	Task FTR	16.00														
40313	Task 030	Client: 7700 - SALEM, CITY OF														
		3.00	1.50	1.00												0.50
40413	Task 020	Client: 8125 - SUMMERFIELD, VILLAGE OF														
		10.00	0.50	7.00	2.50											
20113	Task 020	Client: 6595 - O'FALLON, CITY OF														
		2.00			1.00					1.00						
41706	Task 403	Client: 6595 - O'FALLON, CITY OF														
		22.00			5.50			8.00	5.50	3.00						
2	Task FTR	Client: 6595 - O'FALLON, CITY OF														
		3.00						1.50	1.50	1.50						
41508	Task 460	Client: 6595 - O'FALLON, CITY OF														
		9.50							3.50	1.00	0.50					4.50
		04/10 Civil 3d ACAD Problems on computer 04/11 Civil 3d ACAD Problems on computer 04/12 Civil 3d ACAD Problems on computer 04/15 Civil 3d ACAD Problems on computer														
		5.00										5.00				
		04/11 Phase 1 Sidewalk														

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

EXHIBIT D
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

MEMORANDUM

Date: May 15, 2013
To: The Honorable Raymond Danford
Village Trustees
From: Gary Henning 
Zoning Administrator
Re: Plan Commission Hearing 5/8/13

The Plan Commission met on Wednesday, May 8, 2013, to consider a request from William R. Groh and Beverly A. Groh, State Route 15, Freeburg, Illinois, to annex their property (Part of P.I.N. 14-33.0-300-012), consisting of approximately 74 acres into the Village of Freeburg under the terms of an annexation agreement which requires, among other things, rezoning of the property from SR-1 (Single Family) to A (Agriculture).

At said meeting, the Plan Commission voted to recommend approval of the annexation and rezoning request to the Village Board as submitted.

If you have any questions, please feel free to contact me.

/jp

ORDINANCE NO. 1459

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT FOR THE ANNEXATION OF 74 ACRES, MORE OR LESS, OF REAL ESTATE OWNED BY WILLIAM R. GROH AND BEVERLY A. GROH, LOCATED IN THE COUNTY OF ST. CLAIR, STATE OF ILLINOIS

WHEREAS, at least two-thirds (2/3) of the corporate authorities holding office believe it is in the best interest of the Village of Freeburg, St. Clair County, Illinois, to enter into a certain Annexation Agreement pertaining to property consisting of approximately forty acres more or less as described in the Annexation Agreement attached as "Exhibit A" and commonly known as the Groh property; and

WHEREAS, an Annexation Agreement has been drafted, a copy of which Agreement is attached hereto and incorporated herein as "Exhibit A;" and

WHEREAS, the Petitioners as described in the Annexation Agreement and/or the legal owners of record of the territory which is the subject of said Agreement are ready, willing and able to enter said Agreement and to perform the obligations as required thereunder; and

WHEREAS, the Village did, on the 20th day of May, 2013, hold and conduct a public hearing pursuant to notice and statute to discuss the Annexation Agreement; and

WHEREAS, all other statutory procedures provided in Division 15.1 of Article II of the Illinois Municipal Code, as amended, for the execution of said Agreement have been fully complied with.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, COUNTY OF ST. CLAIR, STATE OF ILLINOIS, as follows:

SECTION 1: The recitals set forth above are true and accurate and incorporated herein by reference.

SECTION 2: That the Village hereby adopts and enters into the Annexation Agreement and the Village President be and he is hereby authorized and directed to execute, and the Village Clerk is directed to attest the Annexation Agreement attached hereto dated the 20th of May, 2013 (a copy of which is attached hereto and made a part hereof as "Exhibit A).

ORDINANCE NO. 1459 cont.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED by the Board of Trustees of the Village of Freeburg, Illinois, this 20th day of May, 2013.

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 20th day of May, 2013.

Seth E. Speiser, Village President

ATTEST:

Jerry Menard, Village Clerk

Approved as to Legal Form:

J. Brian Manion, Village Attorney

ANNEXATION AGREEMENT

THIS ANNEXATION AGREEMENT ("Agreement") is made and entered into this ____ day of May, 2013, by and between William R. Groh and Beverly A. Groh, 7 Westbrook Ln., Freeburg, Illinois, (hereinafter referred to as "Owners") and the VILLAGE OF FREEBURG ("Village"), a municipal corporation organization and existing under and by virtue of the laws of the State of Illinois by and through its Mayor and Village Trustees (collectively, "Corporate Authorities").

RECITALS

- A. Owners are the owner of record of a certain parcel of real property situated in St. Clair County, Illinois, which is adjacent to the Village and is more particularly described in Exhibit "A," the legal description, attached hereto and made a part hereof (the "Parcel").
- B. The Parcel consists of approximately 74 acres and adjoins, abuts, and is contiguous to the corporate limits of the Village.
- C. The Parcel has not been annexed to any municipality and is currently situated within unincorporated St. Clair County, Illinois.
- D. The Parcel constitutes territory that is contiguous to and may be annexed to the Village, as provided under Section 7-1-1, *et seq.*, of the Illinois Municipal Code, 65 ILCS 5/7-1-1, *et seq.*
- E. Owner desires to have the Parcel annexed to the Village, on the terms and conditions provided herein and to qualify for such benefits or services as such annexation may so entitle it.
- F. The Corporate Authorities, after due and careful consideration, have concluded that the annexation of the Parcel to the Village would further the orderly growth of the Village, enable the Village to control the development of the Parcel, and serve the best interests of the Village.
- G. Pursuant to the provisions of 65 ILCS 5/11-15.1-1, *et seq.*, a proposed Annexation Agreement, in substance and form the same as this Agreement, was submitted to the Corporate Authorities and a public hearing was held on _____, 2013 pursuant to notice, all as provided by statute and the ordinances of the Village.
- H. Any fire protection district, library district and other entity or person entitled to notice prior to annexation of the Parcel to the Village has been given notice thereof by the Village as required by law.

NOW, THEREFORE, in consideration of the promises and the mutual covenants and agreements herein contained, and in compliance with ordinances, codes, and regulations of the Village in effect as of the date of this Agreement, or as may hereinafter be enacted, subsequently, the Parties hereto hereby agree as follows:

1. **Statutory Authority.** The Parties hereto enter into this Agreement pursuant to and in accordance with the provisions of 65 ILCS 5/11-15.1-1, *et seq.*

2. **Annexation.**

- a) Concurrent with this Agreement, Owner has filed with the Village Clerk a Petition for Annexation of the Parcel to the Village, conditioned on the terms and provisions of this Agreement, which petition has been prepared, executed and filed in accordance with 65 ILCS 5/7-1-8, and the ordinances and other requirements of the Village. A copy of said Petition is attached hereto and made a part hereof as Exhibit "B."
- b) Owner has filed with the Village Clerk a Plat of Annexation which contains an accurate map of the Parcel, illustrated with the zoning district(s) Owner is seeking as a condition of annexation, which is attached hereto and made a part hereof as Exhibit "C" ("Annexation Plat").
- c) Subject to the terms of this Agreement, the Corporate Authorities shall hereinafter enact an ordinance annexing the Parcel to the Village ("Annexation Ordinance") which ordinance shall attach the Annexation Plat.

3. **Rezoning.** Upon the Effective Date of the Annexation Ordinance as set forth herein, the Village shall do the following:

- a) The Village shall adopt an ordinance zoning and classifying the Parcel as follows: "A"(Agricultural Use). The Parties acknowledge that prior to the effective date and execution of this Agreement, such public hearings as are necessary to enable the Village lawfully to grant said zoning classification as to the Parcel will have been conducted upon proper notice.
- b) Except as provided herein, all future changes in land use or related activity on the Parcel, if any, shall be subject to the applicable ordinances and laws authorizing or regulating such change or activity now in effect or as amended from time to time.

4. **Water Supply/Sanitary Sewer/Electrical Service.**

- a) The Village agrees to allow the Owner to connect to the Village water system for the purpose of using said system to serve the owners primary structure only, provided the line construction complies with all standards set by the Village, and Village's Engineer of Record, IEPA, the American Water Works

Association Standards of Denver, Colorado as amended from time to time, and/or other state, federal or local regulatory agencies in effect as of the date of this agreement, and further provided the Owner bears all costs related to construction including, but not limited to, cost of labor, material, design and engineering, easement acquisition and tap-in fees. The Village agrees to allow the Owner to connect to the Village sanitary sewer system if and when sanitary sewer service becomes available to the Parcel. The Village agrees to allow the Owner to connect to the Village electric system upon request.

5. **Dedication of Improvements.**

- a) In the event the Owner subdivides or otherwise develops the Parcel, the Owner shall dedicate to the Village, the roadways, the public improvements, the water lines, sanitary sewers and the storm sewers by recording with the St. Clair County, Illinois Recorder, in a form acceptable to the Village, the appropriate subdivision plat which dedicates the public improvements as provided herein. Nothing herein shall require the Village to accept such improvements for maintenance or liability that are not in satisfaction of the Village's specifications or that have not been inspected by the Village, approved and accepted by the Village.
- b) The Owner shall grant to the Village nonexclusive utility easements ("Utility Easements") for maintenance and repair of the aforesaid utilities to be constructed on the Parcel and dedicated to the Village as shown on the Final Plat, and any other easements the Village may reasonably require for municipal purposes.

6. **Development Fees.** Owner shall pay all development fees including but not limited to green space fees, plat review fees, completion and maintenance security for dedicated public improvements and normal and customary building permits, relative to development of the Parcel as set forth in the Code of Ordinances of the Village of Freeburg, as amended from time to time.

7. **Miscellaneous.**

- a) Notwithstanding any other provision contained herein to the contrary, with respect to the Parcel, this Agreement shall be effective for a term of twenty (20) years from the date hereof, provided that any continuing obligations to the Village shall survive any termination or expiration to the extent consistent with 65 ILCS 5/11-15.1-1.
- b) This Agreement shall bind the heirs, successors, and assigns of the Owner, the Village, the Corporate Authorities and their successors in office. This Agreement shall inure to the benefit of the Parties hereof, their successors and assigns. This Agreement and the obligations of Owner hereunder shall be a

covenant that shall run with the land, shall be a provision of any sale or other contract for transfer of interest in the Parcel, and may be recorded. Upon annexation, Owner shall comply with all ordinances of the Village, as adopted or amended from time to time.

- c) Nothing herein shall in any way prevent the alienation, encumbrance or sale of the Parcel or any portion thereof, and the new owner or owners shall be both benefited and bound by the conditions and restrictions herein expressed.
- d) Within thirty (30) days after the passage, approval and adoption of an ordinance of annexation by the Village, the text of this Agreement (or a suitable memorandum hereof) shall be recorded at the sole cost and expense of the Village in the Office of the Recorder of St. Clair County, Illinois.
- e) It is further agreed that any party to this Agreement, either in law or in equity, by suit, action, mandamus or other proceeding may enforce or compel the performance of this Agreement, or have other such relief for the breach thereof as may be authorized by law or that by law or in equity is available to them.
- f) It is understood by the Parties hereto that time is of the essence. It is further understood that upon the occurrence of a default of any of the provisions of this Agreement, which default continues for ten (10) days after a notice specifying such default is given the defaulting party, the injured party hereto may in law or in equity, by suit, action, mandamus or other proceeding, including specific performance, enforce or compel the performance of this Agreement by such defaulting party.
- g) The undersigned persons, whether signing individually, on behalf of a municipal corporation, or by an attorney-in-fact warrant themselves: (i) to be of lawful age, (ii) to be legally competent to execute this Agreement, (iii) to be fully authorized to execute this Agreement on behalf of themselves or the municipal corporation or other entity indicated below, and (iv) to have signed this Agreement on their own behalf or on behalf of such municipal corporation or other entity as their own free acts and deeds and/or the free acts and deeds of such municipal corporation or other entity after opportunity to consult with legal counsel.
- h) In the event any portion of this Agreement or part thereof shall be deemed invalid, such invalidity of said provision or part thereof shall not affect the validity of any other provision hereof.
- i) Unless stated otherwise herein, any notice required or permitted under this Agreement shall be in writing and shall be deemed given when mailed by registered or certified mail, return receipt requested, to the respective parties at their addresses listed below:

If to the Village:

Village of Freeburg, Illinois
Freeburg Municipal Center

14 Southgate Center
Freeburg, IL 62243
Attention: Mayor

With a copy to:

Mr. Brian Manion, Esq.
Weilmuenster Law Group, P.C.
3201 W. Main Street
Belleville, IL 62226

If to the Owner:

Mr. and Mrs. William R. Groh
7 Westbrook Ln.
Freeburg, IL 62243

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed as of the day and year first above written.

VILLAGE:

VILLAGE OF FREEBURG
A Municipal Corporation,
County of St. Clair
State of Illinois

ATTEST:

Jerry Menard
Village Clerk

Seth E. Speiser
Village President

OWNERS:

William R. Groh

Beverly A. Groh

LIST OF EXHIBITS

- A. Legal Description of Parcel
- B. Petition for Annexation
- C. Annexation Plat



WWW.TWM-INC.COM

THOUVENOT, WADE & MOERCHEN, INC.

CONSULTING ENGINEERS ■ LAND SURVEYORS ■ PLANNERS

SWANSEA • WATERLOO • EDWARDSVILLE • ST. CHARLES • ST. LOUIS

CORPORATE OFFICE
4940 OLD COLLINGSVILLE ROAD
SWANSEA, IL 62226
TEL 618.624.4488
FAX 618.624.8888

March 14, 2013

Groh Property
74 acre Annexation Tract
St. Clair County, IL

EXHIBIT A

RE: Annexation Description

Part of Section 33, Township 1 South, Range 7 West of the Third Principal Meridian, County of St. Clair, State of Illinois, and being more particularly described as follows:

Commencing at a stone at the northwest corner of Northeast Quarter of said Section 33; thence on an assumed bearing of South 89 degrees 45 minutes 43 seconds West, on the north line of the Northwest Quarter of said Section 33, a distance of 35.64 feet to a point on the northwesterly extension of the southwesterly right of way line of U.S. Route 15; thence South 60 degrees 36 minutes 12 seconds East, on said southwesterly right of way line of U.S. Route 15 and the northwesterly extension thereof, a distance of 1358.52 feet to the most northerly corner of a tract of land described in the St. Clair County Recorder's Office in Document No. A02081821; thence South 14 degrees 24 minutes 06 seconds West, on the westerly line of said tract described in Document No. A02081821, a distance of 100.00 feet to the Point of Beginning;

From said Point of Beginning; thence continuing on said westerly line of the tract described in Document No. A02081821, the following four (4) courses and distances: 1.) South 14 degrees 24 minutes 06 seconds West, 227.59 feet; 2.) South 86 degrees 25 minutes 15 seconds West, 485.53 feet; 2.) North 86 degrees 04 minutes 01 second West, 336.95 feet; 4.) South 11 degrees 59 minutes 32 seconds East, 1508.69 feet to the southwesterly corner of said tract described in Document No. A02081821; thence South 83 degrees 48 minutes 38 seconds West, 1857.28 feet to the southwest corner of the East Half of Northwest Quarter of said Section 33; thence North 00 degrees 20 minutes 42 seconds West, on the west line of said East Half of Northwest Quarter of Section 33, a distance of 1413.65 feet to the southwesterly corner of Whiteside's Place, reference being had to the plat thereof recorded in St. Clair County Recorder's Office in Plat Book 104 on Page 44 as Document No. A01845858; thence North 88 degrees 54 minutes 11 seconds East, on the southerly line of said Whiteside's Place, 347.00 feet to the westerly line of a tract of land described in the St. Clair County Recorder's Office in Deed Book 3095 on Page 231; thence on the southerly line of said tract described in Deed Book 3095 on Page 231 the following four (4) course and distances: 1.) South 00 degrees 20 minutes 42 seconds East, 10.02 feet; 2.) North 88 degrees 54 minutes 11 seconds East, 203.00 feet; 3.) North 00 degrees 20 minutes 42 seconds West, 160.00 feet; 4.) North 88 degrees 54 minutes 11 seconds East, 120.00 feet to the southeasterly corner of said tract described in Deed Book 3095 on Page 231; thence North 00 degrees 20 minutes 42 seconds West, on the easterly line of said tract described in Deed Book 3095 on Page 231, a distance of 429.83 feet to the southerly line of a tract of land described in the St. Clair County Recorder's Office in Document No. A01591410; thence North 88

EXCEPTIONAL SERVICE.
NOTHING LESS.

FOUNDERS

Roland G. Thouvenot, PE
Jerry T. Wade, PLS (Dec.)
William J. Moerchen

PRINCIPALS

Roland G. Thouvenot, PE
Paul K. Homann, PE
Randall W. Burk
Craig D. Brauer, PE

ASSOCIATES

Joseph W. Moerchen, PLS
Vicki L. Wade, PE
"Rusty" Christmann, PE, SE
Marsha J. Maller, PE
Robert S. DeConcini, PE
Lyndon J. Joost
Edgar "Mike" Barnal, PLS
Sheila J. Kimlinger, PE, SE
Dana L. Link, PE
J.R. Landeck, PLS, EI
Ann M. Hammer



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THOUVENOT, WADE & MUERCHEN, INC.

CONSULTING ENGINEERS ■ LAND SURVEYORS ■ PLANNERS

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4940 OLD COLLINGSVILLE ROAD
SWANSEA, IL 62226
TEL 618.624.4488
FAX 618.624.8888

EXCEPTIONAL SERVICE.
NOTHING LESS.

degrees 54 minutes 11 seconds East, on said southerly of the tract described in Document No. A01591410 and the southerly line of a tract of land described in the St. Clair County Recorder's Office in Deed Book 3062 on Page 532, a distance of 466.80 feet to the southeasterly corner of said tract described in Deed Book 3062 on Page 532; thence North 00 degrees 36 minutes 49 seconds West, on the easterly line of said tract described in Deed Book 3062 on Page 532, a distance of 323.15 feet to the southerly right-of-way line of said U.S. Route 15; thence North 88 degrees 54 minutes 11 seconds East, on said southerly right-of-way line of U.S. Route 15, a distance of 170.00 feet to the westerly line of a tract of land described in the St. Clair County Recorder's Office as Parcel 1 in Deed Book 2997 on Page 2215; thence South 00 degrees 40 minutes 37 seconds East, on said westerly line of said Parcel 1, a distance of 180.85 feet to the southwestly corner of said Parcel 1; thence South 76 degrees 40 minutes 11 seconds East, on the southerly line of a tract described as Parcel 2 in Deed Book 2997 on Page 2215, a distance of 213.62 feet to the southeasterly corner of said Parcel 2; thence South 82 degrees 13 minutes 38 seconds East, on the southerly line of a tract described in the St. Clair County Recorder's Office as Tract 1 in Deed Book 2694 on Page 491, a distance of 408.41 feet to the southeasterly corner of said Tract 1 described in Deed Book 2694 on Page 491; thence North 86 degrees 17 minutes 30 seconds East, on the southerly line of Tract 2 as described in said Deed Book 2694 on Page 491, a distance of 131.62 feet to the southeasterly corner of said Tract 2 described in Deed Book 2694 on Page 491; thence South 66 degrees 39 minutes 06 seconds East, 406.52 feet to the Point of Beginning.

Subject to easements, conditions and restrictions of record.

And containing 74.08 acres more or less.

FOUNDERS

Roland G. Thouvenot, PE
Jerry T. Wade, PLS (Dec.)
William J. Moerchen

PRINCIPALS

Roland G. Thouvenot, PE
Paul K. Homann, PE
Randall W. Burk
Craig D. Brauer, PE

ASSOCIATES

Joseph W. Moerchen, PLS
Vicki L. Wade, PE
"Rusty" Christmann, PE, SE
Marsha J. Maller, PE
Robert S. DeConcini, PE
Lyndon J. Joost
Edgar "Mike" Barnal, PLS
Sheila J. Kimlinger, PE, SE
Dana L. Link, PE
J.R. Landeck, PLS, EI
Ann M. Hammer

EXHIBIT B
PETITION FOR ANNEXATION (Groh)

To: The Mayor and Board of Trustees
of the Village of Freeburg
St. Clair County, Illinois

The Petitioners, William R. Groh and Beverly A. Groh, respectively state under oath:

1. Petitioners are the sole legal and equitable owners of record of the following described land (hereinafter sometimes referred to as the "Tract"), to-wit:

SEE ATTACHED LEGAL DESCRIPTION

2. The tract is not situated within the limits of any municipality but is contiguous to the Village of Freeburg.
3. There are no electors residing on the tract.
4. It is the desire of the Petitioners and it would be in the best interest of the Village of Freeburg, Illinois, that said tract be annexed to the Village of Freeburg, Illinois, and made a part thereof, with the zoning classification of "A" (Agricultural District).

WHEREFORE PETITIONERS RESPECTFULLY REQUEST:

1. That the above described tract be annexed to the Village of Freeburg by ordinance of the President and Board of Trustees of the Village of Freeburg pursuant to Section 7-1-8 of the Illinois Municipal Code of the State of Illinois as amended (65 ILCS 5/6-1-8).

2. That such other action be taken as is appropriate in the premises.

Dated this 9th day of April, 2013.

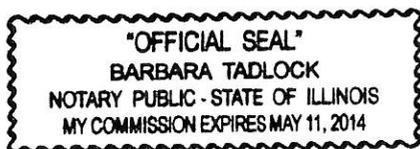


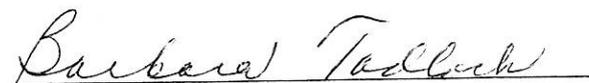
William R. Groh



Beverly A. Groh

Subscribed to and sworn to before me this 9th day of April, 2013.

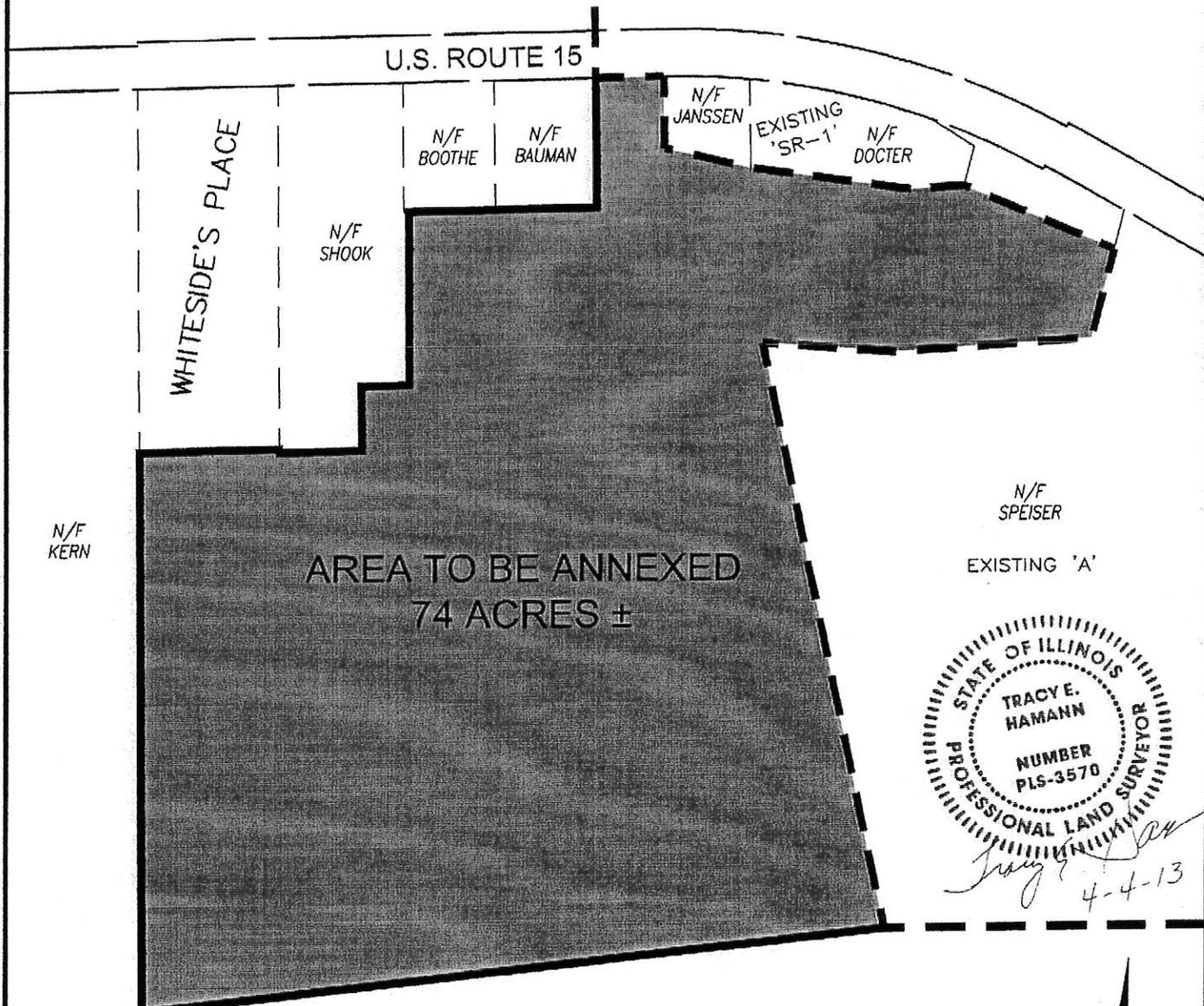




Notary Public

ANNEXATION PLAT

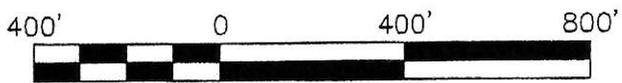
PART OF SECTION 33, TOWNSHIP 1 SOUTH, RANGE 7 WEST OF THE THIRD PRINCIPAL MERIDIAN, ST. CLAIR COUNTY, ILLINOIS



STATE OF ILLINOIS
 TRACY E. HAMANN
 NUMBER PLS-3570
 PROFESSIONAL LAND SURVEYOR
Tracy E. Hamann
 4-4-13

LEGEND

- EXISTING CORPORATE LIMITS
- PROPOSED CORPORATE LIMITS



GRAPHIC SCALE

P:\120659\dwg\120659-ANNEXATION-01.dwg 4/4/2013 10:08:27 AM CDT

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ANNEXATION PLAT
BILL GROH

**PART OF SECTION 33,
 TOWNSHIP 1 SOUTH, RANGE 7 WEST
 OF THE THIRD PRINCIPAL MERIDIAN,
 ST. CLAIR COUNTY, ILLINOIS**

DRAWN BY: TEH
 DESIGNED BY:
 CHECKED BY:
 APPROVED BY:
 PROJECT NUMBER L35.120659

SHEET
1
 OF 1 SHEETS

PETITION FOR ANNEXATION)
OF TERRITORY KNOWN AS THE)
GROH PROPERTY,)
STATE ROUTE 15)
TO THE VILLAGE)
OF FREEBURG, ILLINOIS)

ORDINANCE NO. 1459
1460

AFFIDAVIT

STATE OF ILLINOIS)
) ss.
COUNTY OF ST. CLAIR)

Affiant, JULIE POLSON, being first duly sworn on her oath, states:

1. That she is the Office Manager for the Village of Freeburg, Illinois.
2. That the territory sought to be annexed and fully described in Exhibit "A" lies within the following fire protection district: Freeburg Fire Protection District.
3. That on May 3, 2013, Affiant sent notices in writing by certified mail to the following Freeburg Board of Township Trustees:

Roger Rubemeyer, 32 Lakeview Drive, Freeburg, IL 62243
Marianne E. Recker, 8960 Jacks Run Road, Freeburg, IL 62243
Tony Miller, 722 Meadow Brook Drive, Freeburg, IL 62243
Kenneth Bald, 568 Cemetery Road, Freeburg, IL 62243
4. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Township Supervisor: Charles H. Hill, 405 N. Edison, Freeburg, IL 62243;
5. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Township Clerk: Herbert J. Vollmer, 301 E. Mill Street, Freeburg, IL 62243;
6. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Township Highway Commissioner: Dale A. Recker, 8942 Jacks Run Road, Freeburg, IL 62243;
7. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the St. Clair County Highway Department: 1415 N. Belt West, Belleville, IL 62226;

8. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Freeburg Area Library: 407 S. Belleville, Freeburg, IL 62243;

9. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Freeburg Fire Protection District: P. O. Box 34, Freeburg, IL 62243;

10. That receipts were returned to Affiant showing delivery of notices to Roger Rubemeyer, Marianne Recker, Tony Miller, Kenneth Bald and Freeburg Area Library on May 4, 2013.

8. That receipts were returned to Affiant showing delivery of notices to Herbert Vollmer, St. Clair County Highway Department, Freeburg Fire Protection District and William and Beverly Groh on May 6, 2013.

9. That a receipt was returned to Affiant showing delivery of notice to Charles Hill on May 7, 2013.

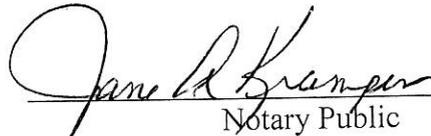
10. That a receipt was returned to Affiant showing delivery of notice to Dale Recker on May 8, 2013.

Further Affiant sayeth naught.



Julie Polson
Office Manager

Subscribed and sworn to before me this 17th day of May, 2013.



Notary Public



ORDINANCE NO. 1460

**AN ORDINANCE ANNEXING CERTAIN TERRITORY COMMONLY KNOWN
AS THE “GROH PROPERTY” TO AND IN THE VILLAGE OF
FREEBURG, ST. CLAIR COUNTY, ILLINOIS**

WHEREAS, the property owners of certain territory, which is not within the corporate limits of any municipality, but which is contiguous to the Village of Freeburg, have filed a written Petition with the Village of Freeburg requesting that said territory be annexed to the Village of Freeburg, Illinois, a copy of which is attached hereto as “Exhibit A;” and

WHEREAS, the property owners are all of the electors, if any, residing on said territory; and

WHEREAS, the map attached hereto, marked “Exhibit B,” is an accurate map of said territory so sought to be annexed; and

WHEREAS, in compliance with the Laws of the State of Illinois providing therefore, notice was given to the Trustees of the Freeburg Fire Protection District, the Freeburg Township Supervisor, the Trustees of Freeburg Township and the Highway Commissioner of Freeburg Township, in the manner provided by Statute, and all required notices have heretofore been given as required by law concerning the petition for annexation of this territory to the Village of Freeburg;

WHEREAS copies of such notices and affidavits of service of notices will be recorded in the Office of the Recorder of Deeds of St. Clair County; and

WHEREAS, all petitions, documents, and other necessary legal requirements are in full compliance with the statutes of the State of Illinois, specifically 65 ILCS, para. 5/7-1-1.

ORDINANCE NO. 1460 cont.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, COUNTY OF ST. CLAIR, STATE OF ILLINOIS, as follows:

SECTION 1: That the following territory be and the same is hereby annexed and made a part of the Village of Freeburg, Illinois, in accordance with the Petition duly filed with the Village of Freeburg, requesting annexation:

See legal description attached hereto as "Exhibit C"

SECTION 2: That the described territory of land be and the same is hereby established in the zoning classification of "SR-1" as an automatic zoning classification upon annexation. Said classification shall apply to the territory described as it has been established and is classified for zoning in the Village of Freeburg, St. Clair County, Illinois. The Village shall, however, as a condition of annexation pass and approve an ordinance rezoning the territory "A" (Agricultural).

SECTION 3: That the map attached hereto marked "Exhibit B," and made a part hereof, which is found to be an accurate map of the annexed territory, shall be filed of record with this Ordinance.

SECTION 4: That the Village Clerk is hereby directed to record with the St. Clair County Recorder of Deeds and to file with the County Clerk a certified copy of this Ordinance, together with the exhibits appended to this Ordinance.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6: This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED by the Board of Trustees of the Village of Freeburg, Illinois, this 20th day of May, 2013.

AYES _____	NAYS _____	ABSENT _____
AYES _____	NAYS _____	ABSENT _____
AYES _____	NAYS _____	ABSENT _____
AYES _____	NAYS _____	ABSENT _____
AYES _____	NAYS _____	ABSENT _____
AYES _____	NAYS _____	ABSENT _____

ORDINANCE NO. 1460 cont.

Vote recorded by:

Jerry Menard, Village Clerk

Approved by the Village President of the Village of Freeburg, St. Clair County,
Illinois, this 20th day of May, 2013.

Seth E. Speiser, Village President

ATTEST:

Jerry Menard, Village Clerk

Approved as to Legal Form:

J. Brian Manion, Village Attorney

PETITION FOR ANNEXATION (Groh)

To: The Mayor and Board of Trustees
of the Village of Freeburg
St. Clair County, Illinois

The Petitioners, William R. Groh and Beverly A. Groh, respectively state under oath:

1. Petitioners are the sole legal and equitable owners of record of the following described land (hereinafter sometimes referred to as the "Tract"), to-wit:

SEE ATTACHED LEGAL DESCRIPTION

- 2. The tract is not situated within the limits of any municipality but is contiguous to the Village of Freeburg.
- 3. There are no electors residing on the tract.
- 4. It is the desire of the Petitioners and it would be in the best interest of the Village of Freeburg, Illinois, that said tract be annexed to the Village of Freeburg, Illinois, and made a part thereof, with the zoning classification of "A" (Agricultural District).

WHEREFORE PETITIONERS REPSECTFULLY REQUEST:

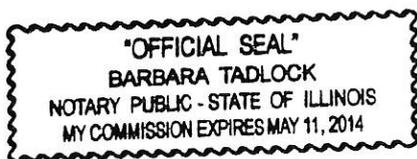
- 1. That the above described tract be annexed to the Village of Freeburg by ordinance of the President and Board of Trustees of the Village of Freeburg pursuant to Section 7-1-8 of the Illinois Municipal Code of the State of Illinois as amended (65 ILCS 5/6-1-8).
- 2. That such other action be taken as is appropriate in the premises.

Dated this 9th day of April, 2013.

William R. Groh
William R. Groh

Beverly A. Groh
Beverly A. Groh

Subscribed to and sworn to before me this 9th day of April, 2013.



Barbara Tadlock
Notary Public

ANNEXATION PLAT

PART OF SECTION 33, TOWNSHIP 1 SOUTH, RANGE 7 WEST OF
THE THIRD PRINCIPAL MERIDIAN, ST. CLAIR COUNTY, ILLINOIS

U.S. ROUTE 15

WHITESIDE'S PLACE

N/F
BOOTHE

N/F
BAUMAN

N/F
JANSSEN

EXISTING
'SR-1'

N/F
DOCTER

N/F
SHOOK

N/F
KERN

N/F
SPEISER

EXISTING 'A'

AREA TO BE ANNEXED
74 ACRES ±



LEGEND

- EXISTING CORPORATE LIMITS
- PROPOSED CORPORATE LIMITS

N/F
GROH

N/F
HASKENHOFF

400' 0 400' 800'

GRAPHIC SCALE



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EDWARDSVILLE
ST. CHARLES
ST. LOUIS

**ANNEXATION PLAT
BILL GROH**

PART OF SECTION 33,
TOWNSHIP 1 SOUTH, RANGE 7 WEST
OF THE THIRD PRINCIPAL MERIDIAN,
ST. CLAIR COUNTY, ILLINOIS

DRAWN BY:	TEH
DESIGNED BY:	
CHECKED BY:	
APPROVED BY:	
PROJECT NUMBER	L35.120659

SHEET

1

OF 1 SHEETS

PETITION FOR ANNEXATION)
OF TERRITORY KNOWN AS THE)
GROH PROPERTY,)
STATE ROUTE 15)
TO THE VILLAGE)
OF FREEBURG, ILLINOIS)

ORDINANCE NO. 1459
1460

A F F I D A V I T

STATE OF ILLINOIS)
) ss.
COUNTY OF ST. CLAIR)

Affiant, JULIE POLSON, being first duly sworn on her oath, states:

1. That she is the Office Manager for the Village of Freeburg, Illinois.

2. That the territory sought to be annexed and fully described in Exhibit "A" lies within the following fire protection district: Freeburg Fire Protection District.

3. That on May 3, 2013, Affiant sent notices in writing by certified mail to the following Freeburg Board of Township Trustees:

Roger Rubemeyer, 32 Lakeview Drive, Freeburg, IL 62243
Marianne E. Recker, 8960 Jacks Run Road, Freeburg, IL 62243
Tony Miller, 722 Meadow Brook Drive, Freeburg, IL 62243
Kenneth Bald, 568 Cemetery Road, Freeburg, IL 62243

4. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Township Supervisor: Charles H. Hill, 405 N. Edison, Freeburg, IL 62243;

5. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Township Clerk: Herbert J. Vollmer, 301 E. Mill Street, Freeburg, IL 62243;

6. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Township Highway Commissioner: Dale A. Recker, 8942 Jacks Run Road, Freeburg, IL 62243;

7. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the St. Clair County Highway Department: 1415 N. Belt West, Belleville, IL 62226;

8. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Freeburg Area Library: 407 S. Belleville, Freeburg, IL 62243;

9. That on May 3, 2013, Affiant sent a notice in writing by certified mail to the Freeburg Fire Protection District: P. O. Box 34, Freeburg, IL 62243;

10. That receipts were returned to Affiant showing delivery of notices to Roger Rubemeyer, Marianne Recker, Tony Miller, Kenneth Bald and Freeburg Area Library on May 4, 2013.

8. That receipts were returned to Affiant showing delivery of notices to Herbert Vollmer, St. Clair County Highway Department, Freeburg Fire Protection District and William and Beverly Groh on May 6, 2013.

9. That a receipt was returned to Affiant showing delivery of notice to Charles Hill on May 7, 2013.

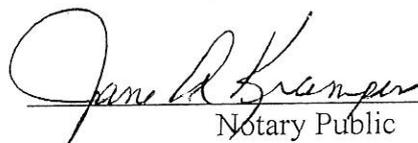
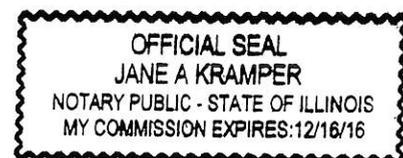
10. That a receipt was returned to Affiant showing delivery of notice to Dale Recker on May 8, 2013.

Further Affiant sayeth naught.



Julie Polson
Office Manager

Subscribed and sworn to before me this 17th day of May, 2013.


Notary Public



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EXHIBIT C

CORPORATE OFFICE

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SWANSEA, IL 62226
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FAX 618.624.8888

March 14, 2013

**Groh Property
74 acre Annexation Tract
St. Clair County, IL**

RE: Annexation Description

Part of Section 33, Township 1 South, Range 7 West of the Third Principal Meridian, County of St. Clair, State of Illinois, and being more particularly described as follows:

Commencing at a stone at the northwest corner of Northeast Quarter of said Section 33; thence on an assumed bearing of South 89 degrees 45 minutes 43 seconds West, on the north line of the Northwest Quarter of said Section 33, a distance of 35.64 feet to a point on the northwesterly extension of the southwesterly right of way line of U.S. Route 15; thence South 60 degrees 36 minutes 12 seconds East, on said southwesterly right of way line of U.S. Route 15 and the northwesterly extension thereof, a distance of 1358.52 feet to the most northerly corner of a tract of land described in the St. Clair County Recorder's Office in Document No. A02081821; thence South 14 degrees 24 minutes 06 seconds West, on the westerly line of said tract described in Document No. A02081821, a distance of 100.00 feet to the Point of Beginning;

From said Point of Beginning; thence continuing on said westerly line of the tract described in Document No. A02081821, the following four (4) courses and distances: 1.) South 14 degrees 24 minutes 06 seconds West, 227.59 feet; 2.) South 86 degrees 25 minutes 15 seconds West, 485.53 feet; 3.) North 86 degrees 04 minutes 01 second West, 336.95 feet; 4.) South 11 degrees 59 minutes 32 seconds East, 1508.69 feet to the southwesterly corner of said tract described in Document No. A02081821; thence South 83 degrees 48 minutes 38 seconds West, 1857.28 feet to the southwest corner of the East Half of Northwest Quarter of said Section 33; thence North 00 degrees 20 minutes 42 seconds West, on the west line of said East Half of Northwest Quarter of Section 33, a distance of 1413.65 feet to the southwesterly corner of Whiteside's Place, reference being had to the plat thereof recorded in St. Clair County Recorder's Office in Plat Book 104 on Page 44 as Document No. A01845858; thence North 88 degrees 54 minutes 11 seconds East, on the southerly line of said Whiteside's Place, 347.00 feet to the westerly line of a tract of land described in the St. Clair County Recorder's Office in Deed Book 3095 on Page 231; thence on the southerly line of said tract described in Deed Book 3095 on Page 231 the following four (4) course and distances: 1.) South 00 degrees 20 minutes 42 seconds East, 10.02 feet; 2.) North 88 degrees 54 minutes 11 seconds East, 203.00 feet; 3.) North 00 degrees 20 minutes 42 seconds West, 160.00 feet; 4.) North 88 degrees 54 minutes 11 seconds East, 120.00 feet to the southeasterly corner of said tract described in Deed Book 3095 on Page 231; thence North 00 degrees 20 minutes 42 seconds West, on the easterly line of said tract described in Deed Book 3095 on Page 231, a distance of 429.83 feet to the southerly line of a tract of land described in the St. Clair County Recorder's Office in Document No. A01591410; thence North 88

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FOUNDERS

Roland G. Thouvenot, PE
Jery T. Wade, PLS (Dec.)
William J. Moerchen

PRINCIPALS

Roland G. Thouvenot, PE
Paul K. Homann, PE
Randall W. Buri
Craig D. Brauer, PE

ASSOCIATES

Joseph W. Moerchen, PLS
Vicki L. Wade, PE
"Rusty" Christmann, PE, SE
Marsha J. Maller, PE
Robert S. DeConcini, PE
Lyndon J. Joost
Edgar "Mike" Barnal, PLS
Sheila J. Kimlinger, PE, SE
Dana L. Lini, PE
J.R. Landeck, PLS, EI
Ann M. Hammer



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degrees 54 minutes 11 seconds East, on said southerly of the tract described in Document No. A01591410 and the southerly line of a tract of land described in the St. Clair County Recorder's Office in Deed Book 3062 on Page 532, a distance of 466.80 feet to the southeasterly corner of said tract described in Deed Book 3062 on Page 532; thence North 00 degrees 36 minutes 49 seconds West, on the easterly line of said tract described in Deed Book 3062 on Page 532, a distance of 323.15 feet to the southerly right-of-way line of said U.S. Route 15; thence North 88 degrees 54 minutes 11 seconds East, on said southerly right-of-way line of U.S. Route 15, a distance of 170.00 feet to the westerly line of a tract of land described in the St. Clair County Recorder's Office as Parcel 1 in Deed Book 2997 on Page 2215; thence South 00 degrees 40 minutes 37 seconds East, on said westerly line of said Parcel 1, a distance of 180.85 feet to the southwestery corner of said Parcel 1; thence South 76 degrees 40 minutes 11 seconds East, on the southerly line of a tract described as Parcel 2 in Deed Book 2997 on Page 2215, a distance of 213.62 feet to the southeasterly corner of said Parcel 2; thence South 82 degrees 13 minutes 38 seconds East, on the southerly line of a tract described in the St. Clair County Recorder's Office as Tract 1 in Deed Book 2694 on Page 491, a distance of 408.41 feet to the southeasterly corner of said Tract 1 described in Deed Book 2694 on Page 491; thence North 86 degrees 17 minutes 30 seconds East, on the southerly line of Tract 2 as described in said Deed Book 2694 on Page 491, a distance of 131.62 feet to the southeasterly corner of said Tract 2 described in Deed Book 2694 on Page 491; thence South 66 degrees 39 minutes 06 seconds East, 406.52 feet to the Point of Beginning.

Subject to easements, conditions and restrictions of record.

And containing 74.08 acres more or less.

FOUNDERS

Roland G. Thouvenot, PE
Jerry T. Wade, PLS (Dec.)
William J. Moerchen

PRINCIPALS

Roland G. Thouvenot, PE
Paul K. Homann, PE
Randall W. Burk
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J.R. Landeck, PLS, EI
Ann M. Hammer

ORDINANCE NO. 1461

**AN ORDINANCE AMENDING THE FREEBURG ZONING ORDINANCE
FOR THE PURPOSE OF REZONING CERTAIN PROPERTY
COMMONLY KNOWN AS THE GROH PROPERTY**

WHEREAS, the Village of Freeburg, St. Clair County, State of Illinois, presently has in force The Freeburg Zoning Ordinance, which is contained in the Freeburg Municipal Code , as amended from time to time; and

WHEREAS, the Village Plan Commission has complied with the provisions of 65 ILCS 5/11-13-14 and Article 155.405 of the Freeburg Zoning Ordinance regarding amendments of regulations and zoning districts by holding a public hearing on May 8, 2013 to consider the request for a rezoning of certain property owned by William R. Groh and Beverly A. Groh, pursuant to notice as required by statute; and

WHEREAS, the property owners of certain property commonly known as the Groh Property consisting of approximately 74 acres, in the Village of Freeburg, Illinois have filed an application for rezoning the Property from SR-1 to A (Agricultural);

WHEREAS, the map attached hereto, marked Exhibit A, is an accurate map of the property so sought to be rezoned and such rezoning shall be in accordance with the boundaries indicated on the map;

WHEREAS, as a result of said hearing, the Plan Commission has made a recommendation to the Village Board that it approve the request for rezoning to A;

WHEREAS, the Board of Trustees has considered the recommendation of the Plan Commission and has determined that it is in the best interest of the public health, safety and welfare and in compliance with the powers conferred upon the Village and the objectives and purposes set out in 65 ILCS 5/11-13-1, to adopt an amendment to the Freeburg Zoning Ordinance for the purpose of rezoning the Groh Property to allow A uses in accordance with the map attached hereto as Exhibit A; and

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ST. CLAIR, COUNTY, ILLINOIS, AS FOLLOWS:

Section 1: The Village of Freeburg Zoning Ordinance is hereby amended to change the zoning classification from Residential (SR-1) to A (Agricultural) on a tract of land consisting of approximately 74 acres in accordance with the map attached hereto as Exhibit A and as more particularly described herein on Exhibit B.

See legal description attached hereto as Exhibit B and incorporated herein as if fully set forth.

Section 2: That all other provisions of said Zoning Ordinance, as amended from time to time, shall remain unchanged and in full force and effect except as specifically amended by this Ordinance.

ORDINANCE NO. 1461 cont.

Section 3: If a court of competent jurisdiction declares any provision of this Ordinance unconstitutional or invalid, that decision shall not affect the validity of the remainder of this Ordinance.

Section 4: This Ordinance shall be effective upon its passage, signing and publication as required by law.

PASSED by the Board of Trustees of the Village of Freeburg, Illinois, this 20th day of May, 2013.

AYES _____

NAYS _____

ABSENT _____

ABSTAIN _____

Approved this 20th day of May, 2013.

Seth E. Speiser,
Village President

ATTEST:

Jerry Menard, Village Clerk

Approved as to Legal Form:

J. Brian Manion, Village Attorney

ANNEXATION PLAT

PART OF SECTION 33, TOWNSHIP 1 SOUTH, RANGE 7 WEST OF THE THIRD PRINCIPAL MERIDIAN, ST. CLAIR COUNTY, ILLINOIS

U.S. ROUTE 15

WHITESIDE'S PLACE

N/F BOOTHE

N/F BAUMAN

N/F JANSSEN

EXISTING 'SR-1'

N/F DOCTER

N/F SHOOK

N/F KERN

AREA TO BE ANNEXED
74 ACRES ±

N/F SPEISER

EXISTING 'A'



N/F GROH

N/F HASKENHOFF

LEGEND

- EXISTING CORPORATE LIMITS
- PROPOSED CORPORATE LIMITS



GRAPHIC SCALE



P:\120659\dwg\120659-ANNEXATION-01.dwg 4/4/2013 10:08:27 AM CDT

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EDWARDSVILLE
ST. CHARLES
ST. LOUIS

ANNEXATION PLAT
BILL GROH

PART OF SECTION 33,
TOWNSHIP 1 SOUTH, RANGE 7 WEST
OF THE THIRD PRINCIPAL MERIDIAN,
ST. CLAIR COUNTY, ILLINOIS

DRAWN BY:	TEH
DESIGNED BY:	
CHECKED BY:	
APPROVED BY:	
PROJECT NUMBER	L35.120659

SHEET

1

OF 1 SHEETS



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SWANSEA, IL 62226
TEL 618.624.4488
FAX 618.624.6688

March 14, 2013

Groh Property
74 acre Annexation Tract
St. Clair County, IL

RE: Annexation Description

Part of Section 33, Township 1 South, Range 7 West of the Third Principal Meridian, County of St. Clair, State of Illinois, and being more particularly described as follows:

Commencing at a stone at the northwest corner of Northeast Quarter of said Section 33; thence on an assumed bearing of South 89 degrees 45 minutes 43 seconds West, on the north line of the Northwest Quarter of said Section 33, a distance of 35.64 feet to a point on the northwesterly extension of the southwesterly right of way line of U.S. Route 15; thence South 60 degrees 36 minutes 12 seconds East, on said southwesterly right of way line of U.S. Route 15 and the northwesterly extension thereof, a distance of 1358.52 feet to the most northerly corner of a tract of land described in the St. Clair County Recorder's Office in Document No. A02081821; thence South 14 degrees 24 minutes 06 seconds West, on the westerly line of said tract described in Document No. A02081821, a distance of 100.00 feet to the Point of Beginning;

From said Point of Beginning; thence continuing on said westerly line of the tract described in Document No. A02081821, the following four (4) courses and distances: 1.) South 14 degrees 24 minutes 06 seconds West, 227.59 feet; 2.) South 86 degrees 25 minutes 15 seconds West, 485.53 feet; 2.) North 86 degrees 04 minutes 01 second West, 336.95 feet; 4.) South 11 degrees 59 minutes 32 seconds East, 1508.69 feet to the southwesterly corner of said tract described in Document No. A02081821; thence South 83 degrees 48 minutes 38 seconds West, 1857.28 feet to the southwest corner of the East Half of Northwest Quarter of said Section 33; thence North 00 degrees 20 minutes 42 seconds West, on the west line of said East Half of Northwest Quarter of Section 33, a distance of 1413.65 feet to the southwesterly corner of Whiteside's Place, reference being had to the plat thereof recorded in St. Clair County Recorder's Office in Plat Book 104 on Page 44 as Document No. A01845858; thence North 88 degrees 54 minutes 11 seconds East, on the southerly line of said Whiteside's Place, 347.00 feet to the westerly line of a tract of land described in the St. Clair County Recorder's Office in Deed Book 3095 on Page 231; thence on the southerly line of said tract described in Deed Book 3095 on Page 231 the following four (4) course and distances: 1.) South 00 degrees 20 minutes 42 seconds East, 10.02 feet; 2.) North 88 degrees 54 minutes 11 seconds East, 203.00 feet; 3.) North 00 degrees 20 minutes 42 seconds West, 160.00 feet; 4.) North 88 degrees 54 minutes 11 seconds East, 120.00 feet to the southeasterly corner of said tract described in Deed Book 3095 on Page 231; thence North 00 degrees 20 minutes 42 seconds West, on the easterly line of said tract described in Deed Book 3095 on Page 231, a distance of 429.83 feet to the southerly line of a tract of land described in the St. Clair County Recorder's Office in Document No. A01591410; thence North 88

EXCEPTIONAL SERVICE.
NOTHING LESS.

FOUNDERS

Roland G. Thouvenot, PE
Jery T. Wade, PLS (Dec.)
William J. Moerchen

PRINCIPALS

Roland G. Thouvenot, PE
Paul K. Homann, PE
Randall W. Burk
Craig D. Brauer, PE

ASSOCIATES

Joseph W. Moerchen, PLS
Vicki L. Wade, PE
"Rusty" Christmann, PE, SE
Marsha J. Maller, PE
Robert S. DeConcini, PE
Lyndon J. Joost
Edgar "Mike" Barnal, PLS
Sheila J. Kimlinger, PE, SE
Dana L. Link, PE
J.R. Landeck, PLS, EI
Ann M. Hammer



THOUVENOT, WADE & MOERCHEN, INC.

CONSULTING ENGINEERS ■ LAND SURVEYORS ■ PLANNERS

SWANSEA • WATERLOO • EDWARDSVILLE • ST. CHARLES • ST. LOUIS

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CORPORATE OFFICE

4940 OLD COLLINSVILLE ROAD
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EXCEPTIONAL SERVICE.
NOTHING LESS.

degrees 54 minutes 11 seconds East, on said southerly of the tract described in Document No. A01591410 and the southerly line of a tract of land described in the St. Clair County Recorder's Office in Deed Book 3062 on Page 532, a distance of 466.80 feet to the southeasterly corner of said tract described in Deed Book 3062 on Page 532; thence North 00 degrees 36 minutes 49 seconds West, on the easterly line of said tract described in Deed Book 3062 on Page 532, a distance of 323.15 feet to the southerly right-of-way line of said U.S. Route 15; thence North 88 degrees 54 minutes 11 seconds East, on said southerly right-of-way line of U.S. Route 15, a distance of 170.00 feet to the westerly line of a tract of land described in the St. Clair County Recorder's Office as Parcel 1 in Deed Book 2997 on Page 2215; thence South 00 degrees 40 minutes 37 seconds East, on said westerly line of said Parcel 1, a distance of 180.85 feet to the southwesterly corner of said Parcel 1; thence South 76 degrees 40 minutes 11 seconds East, on the southerly line of a tract described as Parcel 2 in Deed Book 2997 on Page 2215, a distance of 213.62 feet to the southeasterly corner of said Parcel 2; thence South 82 degrees 13 minutes 38 seconds East, on the southerly line of a tract described in the St. Clair County Recorder's Office as Tract 1 in Deed Book 2694 on Page 491, a distance of 408.41 feet to the southeasterly corner of said Tract 1 described in Deed Book 2694 on Page 491; thence North 86 degrees 17 minutes 30 seconds East, on the southerly line of Tract 2 as described in said Deed Book 2694 on Page 491, a distance of 131.62 feet to the southeasterly corner of said Tract 2 described in Deed Book 2694 on Page 491; thence South 66 degrees 39 minutes 06 seconds East, 406.52 feet to the Point of Beginning.

Subject to easements, conditions and restrictions of record.

And containing 74.08 acres more or less.

FOUNDERS

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Jery T. Wade, PLS (Dec.)
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VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

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Dean Pruet
Elizabeth Niebruegge

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Web Site: www.freeburg.com

ELECTRIC COMMITTEE MEETING
Wednesday, May 8, 2013 at 5:30 p.m.

EXHIBIT H

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 8, 2013 by Chairman Mike Blaies. Committee members present were Chairman Mike Blaies, Trustee Steve Smith, Trustee Elizabeth Niebruegge, Trustee Matt Trout, Trustee Dean Pruet, Mayor Seth Speiser, Public Works Director John Tolan, Village Administrator Tony Funderburg and Office Manager Julie Polson. Guests present: Wayne Albers of AKA Concrete and Janet Baechle.

Trustee Steve Smith motioned to amend the agenda in order to hear Wayne Albers of AKA Concrete first and Trustee Elizabeth Niebruegge seconded the motion. All voting aye, the motion carried.

Wayne was present to find out what was going on with the concrete floor for the shed. Public Works Director John Tolan scheduled a meeting with him on Monday to review the project. The bids on the concrete floor ranged in price from \$22,400 - \$39,000.

A. OLD BUSINESS:

1. Approval of April 10, 2013 Minutes: *Trustee Steve Smith motioned to approve the April 10, 2013 minutes with corrections and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried.*
2. Franchise Fee (Ameren): Julie will work with John on getting the letters out to the residents that could be switched over.
3. HAPS: We are waiting on the permit. John said we received a letter from EPA stating the test results have been accepted. John said the EPA is auditing emissions and fuel purchases. They went back to 2000 and found where we purchased two loads of high sulfur fuel and we are only supposed to be using ultra low sulfur fuel. We don't have a copy of those invoices and neither does JD Street. BHM&G recommended we get rid of the fuel so Ron set up generating with IMEA to accomplish that. It was completed with the exception of the last 600 - 700 gallons and Walden took that. We were able to generate with the exception of the last circuit where a loose connection was found. John has a meeting with Verbal tomorrow. She is very concerned on whether we violated our exemption. She wants us to let LaDonna Driver to research this for us and the committee was fine with that. John commented the generating provided valuable experience for our apprentice linemen. We have relay training set up for May 13th.

4. Portable Generator Replacement: John will check with Craig at Burr Oak and get a status on the generators. Mike said we need to get at least one generator going. This has been dragging on too long.
5. Arc Flash Study: John said we still need to paint the doors.
6. Safety Training: IMEA is holding a power plant operator workshop this Friday and John, Bob and Shane are attending. IMUA is holding a trenching/shoring competent person training class which is exactly what we have been looking for and we will be sending 3 electric and 3 public works employees. John said Tyler Isaak is going to the Lab 3 training in Alabama on May 20th - May 24th.
7. Digger truck/demo: The truck is here. John wants to see the bill before we make any payment to them. Julie does not have the paperwork needed to get a license plate for it yet.
8. Charter Agreement: We are waiting to see if Charter agrees with our proposal. We are not willing to change our code regarding work done in the right-of-way.
9. Wiegmann's project/Grade School project: John said we have finished the first phase of the Wiegmann's project and Wiegmanns is aware of that. We met with the representatives from the grade school and explained what we are going to do. Their engineer will put the bid specs out.
10. Shed: Ehret is coming to do the plumbing rough-in. We are waiting on Verbal to supply the plans for the electric work that needs to be done and we will do that work.
11. Spreadsheet of agreements: Julie needs to get the new electric truck on the spreadsheet once the financing has been finalized.
12. Risk assessment conducted by insurance company: John said he will have to research and see what Ron has done with this. John said after they generated, he had a meeting with the guys and discussed who will be taking the lead on different areas. We will have the SCADA and spill containment drainage checked on a daily basis.
13. Combustion turbine: Nothing new.
14. Spill containment: John said this is done. Item can be taken off the agenda.
15. Doors at old power plant: Thermo Door will work on the 1 or 2 doors where you have to be right up by them in order for them to open.
16. Landmark Dividend: We need to call them and get more information on their proposal.

ion carried.

B. NEW BUSINESS:

1. Transformer Bids/Surplus Transformers: Ron had obtained quotes from three companies for stockpile transformers. John will review this with Clark to see what we need.

Mike would like to have next month's meeting out at the new power plant. Julie will check to see if we can switch the meeting with Personnel so Electric is the last one of the evening.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Steve Smith motioned to adjourn at 6:20 p.m. and Trustee Elizabeth Niebruegge 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

VILLAGE OF FREEBURG

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Web Site: www.freeburg.com

PERSONNEL AND PUBLIC SAFETY COMMITTEE MEETING

Wednesday, May 8, 2013 at 6:30 p.m.

EXHIBIT I
VILLAGE ADMINISTRATOR
Tony Funderburg

VILLAGE TREASURER
Bryan A. Vogel

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Stanley Donald

VILLAGE ATTORNEY
William Donald

Chairperson Ray Matchett called the meeting of the Personnel and Public Safety Committee to order on Wednesday, May 8, 2013 at 6:35 p.m. Those present were Chairperson Ray Matchett, Trustee Matt Trout, Trustee Mike Blaies, Mayor Seth Speiser, Trustee Dean Pruett, Trustee Elizabeth Niebruegge, Village Clerk Jerry Menard, Chief Stan Donald, Village Administrator Tony Funderburg, Public Works Director John Tolan and Office Manager Julie Polson.

POLICE:

A. OLD BUSINESS:

1. Full-time officer hire:

EXECUTIVE SESSION

6:36 P.M.

Trustee Mike Blaies motioned to enter into Executive Session citing personnel, 5 ILCS, 120/2-(c)(1) and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

EXECUTIVE SESSION ENDED

7:06 P.M.

Trustee Matchett reconvened the meeting at 7:07 p.m.

Trustee Mike Blaies motioned to recommend to the full Board Dan Turner and William Donald be hired as full-time police officers and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

Trustee Mike Blaies motioned to recommend to the full Board Mike Flake and Joel Boeving be hired as part-time police officers and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

Chief Donald advised that Officer Marquardt has requested a six-month unpaid of absence effective May 21st. He would like to cash out his comp time and leave his vacation in place.

Trustee Mike Blaies motioned to recommend to the full Board that Officer Marquardt's request for a 6-month unpaid leave of absence effective May 21, 2013 be granted and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

A Committee as a Whole meeting has been tentatively scheduled for Wednesday, May 15th at 7:30 p.m. Tony will check to see if Attorney Manion is available.

Personnel/Police Committee Meeting

Monday, May 8, 2013

Page 1 of 3

2. K-9 training: Chief Donald advised the dog has completed training and he will verify if Matt has completed his. Matt asked if the Matt is out with the dog and Stan said yes, he is.

B. NEW BUSINESS: Trustee Matchett gave Chief Donald a list of items he would like checked out to make sure Mel turned the items in.

Trustee Blaies asked if the vault has been audited and Stan verified that has been done. Stan has problems with the permanent evidence being stored in metal lockers.

Chief Donald left the meeting at 7:17 p.m.

PERSONNEL:

A. OLD BUSINESS:

1. Approval of April 10, 2013 and April 22, 2013 Minutes: Trustee Mike Blaies motioned to recommend to the full Board the April 10, 2013 minutes be approved and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

Trustee Mike Blaies motioned to recommend to the full Board the April 22, 2013 minutes be approved and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

2. Employee handbook: a discussion was held on whether or not a handbook was needed since all the employees are under a union contract.

3. Job descriptions: Seth said there was a problem with the job descriptions that were presented at the last board meeting. Attorney Manion said they were not legal. We can't use specific requirements on where to obtain training. Seth said they've talked about having a head lineman and wants the position to be posted at the plant. The position would require 5 years lineman and power plant experience.

Trustee Mike Blaies motioned to recommend to the full Board the position of head lineman be posted internally and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

Seth asked for Julie to check into getting a plaque for Gene and Ron for their years of dedicated service to the Village. A discussion was held suggesting time clocks be installed for the public works, police and administrative departments.

Trustee Mike Blaies motioned to recommend to the full Board time clocks be installed in the Police, Public Works and Administration Departments and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.

Seth asked Tony to get bids on cleaning the office.

- B. NEW BUSINESS:** John said he would like to hire two part time people to help in the public works department. He has placed an ad with the Tribune that will run this week and next. Kevin Polson would like to come back on a part-time basis.

Trustee Mike Blaies motioned to recommend to the full Board we advertise for a full-time crew worker in the Public Works Department and Trustee Matt Trout 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 8:28 p.m. and Trustee Matt Trout seconded the motion. All voting aye, the motion carried.



Julie Polson
Office Manager

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

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PUBLIC WORKS COMMITTEE MEETING

Trash/Water/Sewer
(Mattern/Speiser/Matchett)
Wednesday, May 15, 2013 at 6:00 p.m.

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 5:30 p.m. on Wednesday, May 15, 2013, by Chairman Dean Pruet. Members present were Chairman Dean Pruet, Trustee Ray Matchett, Trustee Mike Blaies, Trustee Matt Trout, Mayor Seth Speiser, Village Clerk Jerry Menard, Public Works Director John Tolan, Village Administrator Tony Funderburg, Zoning Administrator Gary Henning and Office Manager Julie Polson. Guests present: Larry Rhutasel, Fred Helms and Dale Helms.

A. OLD BUSINESS:

1. Approval of April 22, 2013 minutes: Trustee Ray Matchett motioned to approve the April 22, 2013 minutes and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried.
2. Sewer Project: John said Moniger inspected and tested the lines on West Street and everything passed. They are working on the lift stations at the pool and Pitts Street. John is pushing them to get the pool lift station done before it opens.
3. Sewer problem areas: John said we installed a sewer check valve at the Miller residence at 600 S. State St. We took out the old one that was working. We'll come back later and re-seed the area. John said Mr. Miller will be coming back with some more expenses he would like to submit. He has not heard anything from Mr. Harms. John received a call from Mr. Holdener who is looking to get a check valve installed as well. Walden is going to start getting measurements on the Apple Street lining.
4. Water main extension along Rentchler Road: Seth has scheduled a meeting with Mark Ehret and Brian Manion to see what can be done to incorporate the appropriate language needed in the annexation agreement. John would like to see the water main placed out by Jefferson Road. Larry Rhutasel said they did a water study several years ago for that area. Julie will get a copy of the minutes relating to this topic in the trustees' mailboxes.
5. Budget billing: Julie will have the guidelines at next month's meeting.
6. Narrowbanding Requirements: We are waiting on FSH to take care of their system.
7. Fire Department Hydrant Payment: Seth said we aren't getting any money from the Fire Department. John said he wants to sit down with the Fire Department to iron out the issues. One of the issues he would like to discuss is the Fire Department's request to install a tower and antenna at SAVE Site.

B. NEW BUSINESS: John said Chad/FSH is getting their towers inspected and the guy that performs the inspections also videos them. He also vacuums out the towers during the video inspection. John is going to get a price from him to do all three towers.

Seth invited Dale and Fred Helms to see if we can work something out to resolve the situation of providing sewer to their property since the highway has been completed. Dale and Fred feel it would be in their best interests to sit down with the Village and try to work something out. They commented if they lose the appeal, they may want to de-annex from the Village. Larry Rhutasel remarked that the improvements were designed on the basis the property was going to be developed. Dale said they need a guarantee since they had an agreement before and that didn't work out. Larry reminded the committee EPA won't finance a project to nowhere. He suggested establishing an escrow fund as a way to guarantee money would be available to fund the sewer line. Administrator Funderburg said we need to define how many homes make up a subdivision. Julie will get copies of the original annexation agreement to the trustees for their review.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: See above.

E. ADJOURN: *Trustee Mike Blaies motioned to adjourn at 6:15 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

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Public Property Committee Meeting
Streets/Municipal Center/Pool/Parks & Recreation
(Niebruegge/Smith/Pruett)
Wednesday, May 15, 2013 at 6:30 p.m.

EXHIBIT K
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 Public Property Committee was called to order at 6:30 p.m. on Wednesday, May 15, 2013, in the Municipal Center. Those in attendance were Chairperson Elizabeth Niebruegge, Trustee Steve Smith (6:58 p.m.); Trustee Dean Pruett, Trustee Mike Blaies, Village Clerk Jerry Menard (7:25 p.m.), Public Works Director John Tolan, Village Administrator Tony Funderburg, Zoning Administrator Gary Henning, Pool Manager Scott Schulz and Office Manager Julie Polson. Guests present: Lee and Kathy Lockett and Lynn Watts.

Trustee Dean Pruett motioned to amend the agenda in order to hear Public Participation first and Chairperson Elizabeth Niebruegge seconded the motion. All voting aye, the motion carried.

Lee and Kathy Lockett were present to list their concerns regarding Shady Lane. They would like to see the land swap move forward so the lane and properties can be correctly reflected on the plat. John read Dennis' outline of what needed to be done to the Locketts. We will get the process started to get the land swapped. Lee wants the Village to maintain the lane and John said we will take care of it. Lee also commented about the dumping out there and John said we will also look at that.

Lynn Watts put in a request to have a curb installed in front of her home. She summarized the problems on E. Emily. She said the Village was out working on her neighbor's property and stated our workers dug out part of her yard. She said if the Village won't put a curb in, she wants a culvert. John advised her it's a very flat area, but he will look into installing a culvert for her.

POOL: A. OLD BUSINESS:

1. Pool: Scott has three pool parties booked. He would like to get an article in the paper about all of the upcoming events at the pool. John will talk to Corby about having a movie at the pool. Tony would like to work with the swim team about putting up a sign for them and also a clock. Scott is concerned about the shade out there. Julie said we applied for a parks grant for shade structures and Tony will be working on this issue as well. We received an application from Samantha Wilke for a lifeguard position.

Trustee Dean Pruett motioned to recommend to the full Board Samantha Wilke be hired as a lifeguard pending successful completion of her lifeguard certification and Chairperson Elizabeth Niebruegge seconded the motion. All voting aye, the motion carried.

Street Committee Meeting Minutes

Wednesday, May 15, 2013

Page 1 of 3

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



John said we have a big issue with the baby pool. The floor is extensively cracked and he called in Davinroy, Doug Biscayne and the guy that installed the floor at the pool today. The installer the floor said it was put in wrong and it will be replaced. The surface wasn't prepped correctly. It is going to be air blasted out this week and a new floor installed next week. John was told by the installer that the life expectancy on the floor is 3-4 years and it will have to be acid washed each year. The bottom line is with all of the issues John has with the pool, we are going to have to hold onto the \$50,000 retainer until the issues are resolved. John said the striping of the lot is being done tomorrow. Trustee Smith questioned the age of the kids being allowed in the pool unsupervised. The committee discussed this and decided to raise the age limit to 10 years old.

Trustee Steve Smith motioned to recommend to the full Board the age limit for unsupervised children at the pool be increased to ten (10) years old and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.

B. NEW BUSINESS: Taken care of above.

STREETS: A. OLD BUSINESS:

1. Approval of April 15, 2013 minutes: *Trustee Steve Smith motioned to approve the April 15, 2013 minutes and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.*
2. Safe Routes to School: We have a request from IDOT to pay Rhutasel's invoice #4 for the second SRTS project in the amount of \$880.57.

Trustee Steve Smith motioned to recommend to the full Board we pay Rhutasel & Associates' pay request #4 in the amount of \$880.57 and Trustee Dean Pruett seconded the motion. All voting aye, the motion carried.

3. 709 Saxony lane request for culvert: Nothing new. Item can be taken off the agenda.
4. Welcome to Freeburg sign: Julie will forward Pat Netemeyer's emails to Tony so he can work on this project.
5. MFT: John will call IDOT to get the dates scheduled for the oiling and chipping.
6. Procedure to Request Flags to be Displayed: Nothing new. Item can be taken off the agenda.
7. Drainage Problem Areas: John said Dennis gave him direction on how to proceed with Netemeyer's suggestions.
8. Shady Lane Dispute: Discussed above.
9. Ditch behind home at 606 W. High: John said this can be taken off the agenda.

10. Cemetery Road: Tony will talk to Frank about this.
11. Picnic tables at the park: Jerry said Scott is going to go out and look at this.
12. Street banners: Julie will work on getting the banners ordered. She did not get a good response on the ad banners. Tony offered to talk to the businesses about this when he goes out to introduce himself.
13. Vehicle inventory: Julie needs to work on adding the rest of our inventory, i.e. backhoe, sewer machine, etc.
14. Spring Clean Up: John said everything went pretty well. He said Pickers did hold things up looking for scrap and we will work on that next year. Item can be taken off the agenda.
15. Sportsman's Club Request: John said this can be taken off the agenda.

B. NEW BUSINESS:

1. Memorial Day Ceremony: The American Legion would like to use the Village Park for their Memorial Day Ceremony.

Trustee Dean Pruett motioned to recommend to the full Board the American Legion's request be approved to use the Village Park for their Memorial Day Ceremony on Monday, May 27, 2013 and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.

2. E. Emily Curb Request: See Public Participation above.

Trustee Smith asked about Pickers on Wheels and Attorney Manion he prepared an opinion letter that said any dumpster is going to need to be screened or fenced regardless of what it is being used for. He also said the dumpster abutting a residential area needs to be screened from the back and side views.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Dean Pruett motioned to adjourn the meeting at 7:43 p.m. and Trustee Mike Blaies seconded the motion. All voting aye, the motion carried.*



Julie Polson
Office Manager

