

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

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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, July 16, 2012 at 7:30 P.M. Board Meeting

CALL TO ORDER: Mayor Ray Danford called the Regular Board Meeting to order at 7:30 p.m., on Monday, July 16, 2012 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 Steve Smith - here; Trustee Rita Baker - here; Trustee Mike Blaies - here; Trustee Raymond Matchett, Jr. here; Trustee Seth Speiser - here; Mayor Ray Danford - here; (7 present, 0 absent). Mayor Ray Danford announced there is a quorum.

MINUTES OF PREVIOUS MEETING:

1. Exhibit A - Trustee Rita Baker motioned to approve the Appropriation Hearing minutes of Monday, June 18, 2012 and Trustee Steve Smith seconded the motion. (6 ayes, 0 nays, 0 abstain, 0 absent) All voting aye the motion carried.

2. Exhibit B - Trustee Steve Smith motioned to approve the Special Board minutes of Tuesday, June 26, 2012 with corrections and Trustee Mike Blaies seconded the motion. (6 ayes, 0 nays, 0 abstain, 0 absent) All voting aye the motion carried.

3. Exhibit C - Trustee Rita Baker motioned to approve the minutes of Monday, July 2, 2012 with corrections and Trustee Steve Smith seconded the motion. (6 ayes, 0 nays, 0 abstain, 0 absent) All voting aye the motion carried.

FINANCE: Trustee Smith said we need to approve the Treasurer's Reports.

Trustee Rita Baker motioned to approve the Treasurer's Reports of January, February and March 2012 and Trustee Steve Smith seconded the motion. All voting aye the motion carried.

Treasurer's Report: None

Attorney's Report: None

ESDA Report: None

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PUBLIC PARTICIPATION: Mayor Danford called for Public Participation;

1. Mayor Ray Klein from Smithton took the floor. Mayor Klein stated he was glad to be able to attend this meeting so he could personally thank the Freeburg Village Board, the mayor, board of trustees, Dennis and our public works department for helping his home town Smithton with a project. He thanked Clark Lucash and Tyler Isacck who are with the Village of Freeburg public works department for their help in setting poles for cameras they have installed in Smithton Park. Mayor Klein stated that he was very impressed with the professionalism shown by the two electric linemen from Freeburg. Mayor Klein went onto say; it is nice to have two small towns working together and would like to return the favor if Freeburg officials ever need assistance from Smithton.

2. Tony Miller said he saw the next thing on the agenda is Davinroy Contractor's pay request for the pool. He strongly would like to suggest we hold off on paying him until he completes the job, for he did not meet the deadline. Tony thinks it would be in the best interests, of the Village if we wait until Davinroy has completed the job. Mayor Danford replied even after this pay request there are still payments required.

Tony said he took a tour of the pool; the manager Scott Schulz was there to give him the tour. Tony said there are a few things that need to be attended to; one is the rock area; and the other we could use umbrellas for there still is not enough shade area. Tony informed the board that Belleville is having a fire sale on their pool equipment. Dennis said we have someone going over there to look at their equipment that is for sale. Mayor Danford said we are still working on the seating and shading area for this season.

3. Officer Steve Burrows stated they he has been off 70 days and is tired of sitting at home doing nothing. Officer Burrows asked Mayor Danford who he has to ask to get permission to take on a part-time position somewhere else. He said if it is the board that needs to give him permission to work somewhere else, then he is here tonight to ask for that permission. Mayor Danford said he is tempted to say no, because you are still employed by the Village of Freeburg. Steve said there are other Village employees working part-time at other jobs. Mayor Danford said he won't say it is a flat no, but he will say, you shouldn't be working during the regular day time hours. Mayor Danford said he doesn't have any strong thoughts on this. Mayor Danford said if you are asking for permission he is not sure on this, he is not here to stop you do what you like. Mayor Danford said he does not know the ins and outs on this; we would have to check with the lawyers and get back to him on this.

4. Dave Self took the floor to discuss what is going on with the two full-time police officers who are on administrative leave.

Dave said he knows how financial problems that villages and cities around the area are having right now, so why are you paying two full-time officers their wages, insurance and benefits and then you turn around and hire 3 part-time officers to fill their vacancies which don't seem feasible. Dave asked why can't we bring these two officers back and let them work until everything is ironed out and if you do find violations terminate them then. More discussion took place between Mr. Self and Mayor Danford.

5. Tammy Schwartz said she was here tonight on a concern over a possible conflict of interest with the village attorney being with the same firm which represents the Freeburg School District #70 over the "John Doe" case. Tammy stated there has been talk that others, are not comfortable with the situation that could lead to the law firm "double dipping" taxpayers of the community. Mayor Danford said that he does not feel this to be true and cautioned anyone who might want to take the "moral high road" on that issue. Tammy stated it just doesn't seem right for some reason to have the same law firm representing both sides, it just seems like a very fine line there. Mayor Danford stated the law firm would be obligated to declare themselves if there is a conflict of interest.

REPORTS AND CORRESPONDENCE: Mayor Danford said we have Exhibit D: Davinroy Contractor's Pay Application #3. Before voting Trustee Steve Smith asked when will the baby pool be done? Dennis said by the end of this summer but not in time for it to be used.

Trustee Raymond Matchett, Jr. motioned to pay Davinroy application #3 of \$255,056.94 and Trustee Rita Baker seconded the motion. ROLL: Trustee Raymond Matchett, Jr. – aye; Trustee Rita Baker – aye; Trustee Seth Speiser – aye; Trustee Mike Blaies – aye; Trustee Steve Smith – aye; Trustee Charlie Mattern – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

RECOMMENDATIONS OF BOARDS AND COMMISSIONS:

1. Mayor Danford said we have Exhibit E; Mayor Danford stated the Plan Commission met on Thursday, to consider a request from the Village Board to consider an ordinance to amend the Zoning Code to revise sign regulation to bring them in compliance with current statutes and a recent court ruling. Dennis said they are fine with the ordinance except they would like to cut the size to 16 square feet, which the Legal/Ordinance committee talked about it and raised it to 32 feet and now the Plan Commission wants to put it back to 16. Mayor Danford said we need to take a vote to accept or reject the Planning Commission Recommendation. Trustee Speiser stated he would like to see it go back to the Legal/Ordinance Committee before we vote on it.

Trustee Seth Speiser motioned to reject the Plan Commission recommendation on temporary signs and Trustee Rita Baker seconded the motion. All voting aye, motion carried.

2. Mayor Danford said we have Exhibit F the Plan Commission hearing.

Trustee Seth Speiser motioned to accept the Plan Commission recommendation is to keep the zoning code as it is and not allow two-family dwellings as an allowable special use in a SR-1 zoned residential district and Trustee Charlie Mattern seconded the motion. ROLL: Trustee Seth Speiser – aye; Trustee Charlie Mattern – aye; Trustee Steve Smith – aye; Trustee Rita Baker – nay; Trustee Mike Blaies – nay; Trustee Raymond Matchett, Jr. – aye; (4 ayes, 2 nays, 0 absent) With 4 aye votes, the motion carried.

CONTRACTS, RELEASE, AGREEMENTS, ANNEXATIONS:

BIDS: Mayor Danford said we have Exhibit G: Phase 1B Wastewater Collection and Treatment System Improvements. This was discussed and the board decided to table this issue until next meeting.

RESOLUTIONS: Mayor Danford said we have Exhibit H: Resolution #12-05 A Resolution for the Freeburg Park District, to Sponsor Homecoming Parade in the Village of Freeburg.

Trustee Rita Baker motioned to adopt Resolution #12-05 by title only and Trustee Raymond Matchett, Jr. seconded the motion. ROLL: Trustee Rita Baker – aye; Trustee Raymond Matchett, Jr. – aye; Trustee Seth Speiser – aye; Trustee Mike Blaies – aye; Trustee Steve Smith – aye; Trustee Charlie Mattern – aye; (6 ayes, 0 nays, 0 absent). All voting aye, motion carried.

ORDINANCES: None

OLD BUSINESS: None

NEW BUSINESS: None

APPOINTMENTS: None

COMMITTEE MEETING REPORTS:

Exhibit I:

Public Works Committee Meeting: Trustee Mattern called the Public Works Committee meeting to order on Wednesday, July 11, 2012 at 4:30 p.m.

1. Wastewater Bids: Trustee Mattern said most of the meeting we discussed the wastewater bids.

Electric Committee Meeting: Trustee Blaies called the Electric Committee meeting to order on Wednesday, July 11, 2012 at 5:30 p.m.

1. **Portable Generator Replacement:** Trustee Blaies said we received verification from Verbal Blakey that we will be able to place the portable generator on a concrete pad at the east lagoon.
2. **Arc Flash Study:** Trustee Blaies said we are getting some prices from Fletcher Reinhardt for the suit and some other safety equipment.
3. **Spill containment/Wiegmann:** Trustee Blaies said the transformers have been ordered for this project.
4. **Charter Agreement:** Trustee Blaies said Dennis has been sent the revised agreement and he needs to review it.
5. **Shed:** Trustee Blaies said we are waiting on the final approval for the grant.
6. **Electric lineman/Apprentice Lineman:** Trustee Blaies said we have some interviews lined up for the apprentice lineman position
7. **Quote on switchgear covers:** Trustee Blaies said we had a discussion on the quote from Eaton to replace the switchgear covers and the committee was fine with the quote.

Personnel/Police Committee Meeting: Trustee Baker called the Personnel/ Police Committee meeting to order on Tuesday, June 19, 2012 at 6:00 p.m.

Police OLD BUSINESS:

1. **Full-time Police Officer:** Trustee Baker said we talked about the applications we received and we had 76 applications for both full and part-time police officers. Trustee Baker said we sent letter out along with the police department application which authorizes us to do a background check to the 22 applicants that were fully trained and ready to work.

NEW BUSINESS:

1. **Event at Freeburg Recreation Park:** Trustee Baker said we have a request from Glen from the ball complex requesting to hold a special event in September.

Personnel:

OLD BUSINESS:

1. **Storage situation:** Trustee Baker said we talked a little about the storage situation and haven't come up with anything yet.

UP COMING MEETING:

Broad of appeals Meeting – Thursday, July 26, 2012 – 7:00 P.M.
Legal/Ordinance Committee Meeting – Wednesday, August 1, 2012 – 4:30 p.m.
Finance Committee Meeting – Wednesday, August 1, 2012 – 5:30 p.m.
Economic Development Committee Meeting – Wednesday, August 1, 2012 -6:15 p.m.
Personnel /Police Committee Meeting – Monday, August 6, 2012 – 6:30 p.m
Board Meeting - Monday, August 6, 2012 - 7:30 p.m.

VILLAGE BOARD AND STAFF COMMENTS:

Trustee Charlie Mattern: No thank you.
Trustee Steve Smith: No thank you.
Trustee Rita Baker: No thank you.
Village Clerk Jerry Menard: No thank you
Trustee Mike Blaies: No thank you
Trustee Raymond Matchett: Yes, the pool is open and we had over 100 people who attended the first day.
Trustee Seth Speiser: No thank you
Staff Comments: None

ADJOURN: *Trustee Rita Baker motioned to adjourn the meeting at 8:07 p.m. and Trustee Steve Smith seconded the motion. All voting aye, the motion carried.*



Jerry Lynn Menard
Village Clerk