

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Ray Matchett, Jr.
Mike Blaies
Denise Albers
Dean Pruett
Michael Heap
Lisa Meehling

VILLAGE TREASURER
Bryan A. Vogel

VILLAGE OF FREEBURG

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Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Heap/Albers/Matchett/Meehling)
Wednesday, June 27, 2018 at 5:30 p.m.

VILLAGE ADMINISTRATOR
Tony Funderburg

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Michael J. Schutzenhofer

ESDA COORDINATOR
Eugene Kramer

ZONING ADMINISTRATOR
Matt Trout

VILLAGE ATTORNEY
Weilmuenster & Keck, P.C.

The meeting of the Legal and Ordinance Committee was called to order at 5:33 p.m. by Chairman Mike Heap on Wednesday, June 27, 2018, in the Freeburg Municipal Center. Members attending were Chairman Mike Heap, Trustee Denise Albers, Trustee Ray Matchett, Trustee Lisa Meehling, Mayor Seth Speiser, Village Clerk Jerry Menard (absent), Trustee Mike Blaies, Trustee Dean Pruett, Zoning Administrator Matt Trout, Public Works Director John Tolan (absent), Village Attorney Fred Keck, Village Administrator Tony Funderburg (absent) and Office Manager Julie Polson. Guest present: Janet Baechle, Loren Sinn and Laurie Sinn.

A. OLD BUSINESS:

1. Approval of May 30, 2018 Minutes: Trustee Lisa Meehling motioned to approve the May 30, 2018 minutes and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Zoning Administrator Matt Trout advised Scott Mueller is going before the Combined Planning/Zoning Board to request a variance on his S. Richland Street properties where he plans to build two duplexes. He needs a variance since he will be over on the square footage allowed on both lots. Matt advised him to go to the county to get the lot lines squared away. Also on the Combined Planning/Zoning Board agenda is a revision to the parking space requirement for gaming parlors. Matt continues to work on the Cedar Lane home and getting it cleaned up. Log Logistics should start work on their new building at the Industrial Park on Monday.

Mayor Speiser asked if a complaint has to be in written form. Attorney Keck said there is no law that says you have to do it that way, but we can adopt a policy. Mayor Speiser feels if someone has a complaint, they should complete and sign the form. Julie will get our current form added to the website.

3. Dryer at Jack's Auto Wash: Matt said he and Chief Schutzenhofer have talked to Mr. Crowe. We asked if he could put up a sign over the dryer with the hours of operation, and he doesn't want to do so. Matt also commented that he is not sure if anyone knew there was going to be a dryer outside the car wash. He will check the building permit.
4. Meadow Pines Engineering Plans: Matt stated he has not received them, and the June 26th Combined Planning/Zoning Board meeting was canceled. He had a meeting set today with John, Mr. Klemme and himself. Mr. Klemme did not show up for the meeting. Once the plans are received, he will forward them to TWM for review.

B. NEW BUSINESS:

1. Charter Franchise Agreement: Attorney Keck said the draft agreement was provided at the last committee meeting. There are no significant changes from the last agreement. It will be a 3% franchise fee with a five-year term, with an automatic renewal for another 5-year term.

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Trustee Lisa Meehling motioned to recommend to the full Board the Charter Franchise Agreement for approval and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.

- C. GENERAL CONCERNS:** Attorney Keck had a conversation with Ameren. They are going to provide a contract regarding the small cell initiative which proposes how they are going to put their stuff in. It will address the whole community, not just random spots. Attorney Keck advised that is in contact with Phil Sheets' lawyer, and has asked him to provide us with a development plan. He has made it clear what they need to be doing.
- D. PUBLIC PARTICIPATION:** Loren and Laurie Sinn were present with requests regarding their property at 111 S. Walnut. They want to live in their camper on the property while their home is being built; they would like to place a semi-trailer and storage unit on the property to store their personal items; and they want to know if we would sell part of our 80-foot easement along the south side to them. They advised they have to be out of their home by July 30th. Matt told the Sinns' that living in a camper is not allowed in our code, and they would have to talk to the Board about it. Under 40-17-7 in our code, it states a recreational vehicle can't be used as a dwelling. Attorney Keck advised the way our code is written it is not a permitted use. Trustee Heap suggested checking with Freedom Farm. Attorney Keck said we have to power to legally vacate the village property if we want to do so. Matt stated that would leave us with a non-conforming lot. Matt would like a deadline date on when the trailer would be off the property. Attorney Keck was okay with the storage container but not the RV. It can be there temporarily and on the easement.
- E. ADJOURN:** *Trustee Lisa Meehling motioned to adjourn at 6:13 p.m. and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.*



Julie Polson
Office Manager