

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

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

VILLAGE OF FREEBURG

FREEBURG MUNICIPAL CENTER
14 SOUTHGATE CENTER, FREEBURG, IL 62243
PHONE: (618) 539-5545 • FAX: (618) 539-5590
Web Site: www.freeburg.com

VILLAGE ADMINISTRATOR
Tony Funderburg

VILLAGE TREASURER
Bryan A. Vogel

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Stanley Donald

VILLAGE ATTORNEY
Weilmuenster Law Group, P.C

November 17, 2014

NOTICE

MEETING OF LEGAL AND ORDINANCE COMMITTEES Annexation; Building; Zoning; Subdivision (Trout/Matchett/Pruett)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Wednesday, November 19, 2014, at 5:00 p.m.**

LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of September 24, 2014 Minutes
2. Zoning Report/Nuisance Properties
3. Adopt Code Book – Ordinance #1525
4. Occupancy Permit Inspections
5. Change in Code for Meetings – Committee as a Whole twice a month
6. Time limits on donation collection requests
7. Park District Deed of Property for Pool
8. Tax Levy
9. Recommend Plan Commission Hearing on Changes to Code

B. New Business

1. Koppeis Request to Lower Taxes

C. General Concerns

D. Public Participation

E. Adjourn

At said Legal and Ordinance Meeting, the Village Trustees may vote on whether or not to hold an Executive Session to discuss the selection of a person to fill a public office [5 ILCS, 120/2 - (c)(3)], litigation [5 ILCS, 120/2 - (c)(11)] personnel [5 ILCS, 120/2 - (c)(1)]; collective negotiating matters between the public body and its employees or their representatives [5 ILCS 120/2 (C)(2)] or real estate transactions [5 ILCS, 120/2 - (c)(5)].

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

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Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Trout/Matchett/Pruett)

Wednesday, October 29, 2014 at 5:00 p.m.

VILLAGE ADMINISTRATOR
Tony Funderburg

VILLAGE TREASURER
Bryan A. Vogel

PUBLIC WORKS DIRECTOR
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The meeting of the Legal and Ordinance Committee was called to order at 5:00 p.m. by Chairman Matt Trout on Wednesday, October 29, 2014, in the Freeburg Municipal Center. Members attending were Chairman Matt Trout, Trustee Ray Matchett, Trustee Dean Pruet, Mayor Seth Speiser, Treasurer Bryan Vogel (5:20 p.m.), Village Clerk Jerry Menard, Trustee Elizabeth Niebruegge, Trustee Steve Smith, Zoning Administrator Gary Henning, Public Works Director John Tolan, Head Lineman Shane Krauss (5:20 p.m.), Village Administrator Tony Funderburg and Office Manager Julie Polson. Guest present: Janet Baechle (5:20 p.m.).

A. OLD BUSINESS:

1. Approval of September 24, 2014 Minutes: Trustee Ray Matchett motioned to approve the September 24, 2014 minutes and Trustee Matt Trout seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Nothing new to report.
3. Update code book: Tony stated our suggested changes have been made. We will review the pages sent by Frank to make sure all of the changes were made. He revised the bill from \$4,000 down to \$2772. Tony feels this is a legitimate bill. There will be one more additional fee to index the code which will be done after the Plan Commission hearing. Tony said this bill was not budgeted but we do have it in appropriations.

Trustee Dean Pruet motioned to approve payment of Illinois Codification Services Invoice #14-1711 in the amount of \$2,772.00 for extra pages of the code update and Trustee Ray Matchett seconded the motion. All voting yea, the motion carried.
4. Occupancy permits inspections: Nothing new at this time.
5. Change in Code for Meetings: Tony said we are working towards two Committee as a Whole meetings a month that would cover 3 committee meetings in each meeting. Tony said at the IML Conference, he learned that we shouldn't have committees comprised of three members. Rather, we should hold Committee as a Whole meetings so we don't get into any situations that would violate the Open Meetings Act. The problem is the trustee's reimbursement and how we can get that changed to coincide with the meeting format change. Tony asked if we want to go to the 15-minute meeting and the committee decided not to at this time. He will continue to work on a way to get the code revised so that we can change to the new meeting format.

Legal and Ordinance Committee Meeting
Wednesday, October 29, 2014

6. Time Limits on Donation Collection Requests: Trustee Trout and Trustee Niebruegge are working on this.
7. Video Gaming Fee Change: Julie said this was discussed at the last meeting but no decision was made on whether or not we are going to change our fees. The committee would like Gary to see what other local municipalities are charging for their machines.

B. NEW BUSINESS:

1. Park District Deed of Property for Pool: Tony advised Attorney Manion is working on an Intergovernmental Agreement for the pool to grant us some land for the pool pavilion.

Tony advised we have a local resident that would like to open a teen center with games and food business in the Sanders' building. Due to the number of coin-operated machines he plans to install, he is asking for a break on the \$20 per machine per year fee. Tony suggested we change the language in our code to place a limit of \$250 per year. The committee was fine with the request and an ordinance will be prepared for Monday night's board meeting. Tony said there is an auto body shop that is interested in moving into the old Pickers location on N. State Street. Tony walked the area with the business owner who has very detailed plans on how he is going to improve the building and lot. Due to the amount of money the potential business owner is going to be putting into the property, he is asking for a letter from the Mayor stating the business will be approved. John was concerned about the fumes that could be emitted from the auto body shop that is directly across the street from a restaurant with outdoor seating. Tony does not believe this will be an issue because of how the business owner has the shop set up. The committee was in agreement to have the Mayor write the letter.

Lastly, Tony advised there is a business that would like to operate a data processing center in the old doctor's building. There would be no customer traffic, only the employees that would there. Since that building is located in an SR-1 district, we have two options. The first option would be to hold a Plan Commission hearing to allow a data processing center with zero public traffic as a special use in the SR-1 District. The second option would be to rezone the parcel to a B-2 district since it is in close proximity to other B-2 areas. This option would open that parcel up to a lot of uses in the future. Trustee Niebruegge said rather than limiting it to a data processing center with no commerce traffic, she suggested we allow a business with no commerce traffic as a special use. The committee agreed and we will have an ordinance ready at Monday night's board meeting.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: Trustee Dean Pruett motioned to adjourn at 5:23 p.m. and Trustee Matt Trout seconded the motion. All voting yea, the motion carried.



Julie Polson
Office Manager

VILLAGE OF FREEBURG

ORDINANCE NO. 1525

**AN ORDINANCE ADOPTING
A REVISED CODE OF ORDINANCES
FOR THE
VILLAGE OF FREEBURG
ST. CLAIR COUNTY, ILLINOIS**

**ADOPTED BY THE VILLAGE
BOARD OF TRUSTEES
OF THE
VILLAGE OF FREEBURG
ST. CLAIR COUNTY, ILLINOIS**

THIS 1st DAY OF DECEMBER, 2014

Published in book form by authority of the Mayor and the Village Board of Trustees of the Village of Freeburg, St. Clair County, Illinois this 1st day of December, 2014.

ORDINANCE NO. 1525

AN ORDINANCE ADOPTING A REVISED CODE OF ORDINANCES OF THE VILLAGE OF FREEBURG, ST. CLAIR COUNTY, ILLINOIS.

BE IT ORDAINED BY THE MAYOR AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ST. CLAIR COUNTY, ILLINOIS, THAT:

Section 1: Adoption. The following shall be the "**Revised Code of Ordinances**" of the Village of Freeburg, St. Clair County, Illinois shall be as follows:

[SEE EXHIBIT "A" FOLLOWING]

Section 2: Severability of Provisions. Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision.

Section 3: Conflicting Ordinances. Any conflicting ordinances, code provisions or pertinent portions thereof in effect at the time this ordinance takes effect are hereby repealed.

Section 4: Effective. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

Section 5: Passed this 1st day of December, 2014 by the Mayor and the Village Board of Trustees of the Village of Freeburg, St. Clair County, Illinois, and deposited and filed in the office of the Village Clerk in said Village on that date.

JERRY MENARD, VILLAGE CLERK
FREEBURG, ILLINOIS

NAME	AYE	NAY	ABSTAIN	ABSENT	CONFLICT
Ramon Matchett, Jr.					
Steve Smith					
Mike Blaies					
Mathew Trout					
Dean Pruett					
Elizabeth Niebruegge					

Approved by the Mayor of the Village of Freeburg, St. Clair County, Illinois, this 1st day of December, 2014.

SETH SPEISER, MAYOR
FREEBURG, ILLINOIS

ATTEST:

JERRY MENARD, VILLAGE CLERK
FREEBURG, ILLINOIS

(SEAL)

VILLAGE CLERK'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF ST. CLAIR) **ss. VILLAGE CLERK'S OFFICE**
VILLAGE OF FREEBURG)

I, Jerry Menard, Village Clerk of the Village of Freeburg, Illinois, do hereby certify that the following Ordinances of the Village of Freeburg, St. Clair County, Illinois, published by authority of the Village Board of Trustees were duly passed by the Village Board of Trustees of the Village of Freeburg, Illinois, approved by the Mayor, and published in book form according to law on this date, and that these ordinances are true and perfect copies of the ordinances, as passed, approved, and now of record and on file in my office as provided by law.

In witness whereof, I have set my hand and affixed the Corporate Seal of the Village of Freeburg, Illinois, this 1st day of December, 2014.

JERRY MENARD
VILLAGE CLERK
FREEBURG, ILLINOIS

(SEAL)

NOTICE OF HEARING BEFORE THE
PLAN COMMISSION

TO WHOM IT MAY CONCERN:

A Public Notice is hereby given to all persons in the Village of Freeburg, St. Clair County, Illinois, that a public hearing will be held on **Thursday, December 18, 2014, at 7:00 p.m.**, in the Municipal Center, 14 Southgate Center, Freeburg, Illinois, relative to two(2) proposed annexations:

1. Property owned by Patrick Smoker, 906 Wolf Road, Freeburg, Illinois 62243, containing approximately 2.849 acres. The Petition for Annexation provides for this property to be annexed with a Zoning Classification of "A" (Agricultural).
2. Property owned by Julie Covlin and Michael Covlin, 2700 Turkey Hill Lane, Belleville, Illinois 62221 containing approximately 4.80 acres. The Petition for Annexation provides for this property to be annexed with a Zoning Classification of "A" (Agricultural).

The Plan Commission is also going to discuss proposed changes to the Zoning Code which include:

1. Removing manufactured homes as a permitted use in the SR-1 zoning district, and
2. Adding the following definition to Section 155.009: Office, Data Storage: an office wherein data and records are processed and stored relative to an ongoing business; provided, however no customers or clients of the business shall be allowed to patronize the premises.

Information is on file and available for examination in the Administration Office at the Freeburg Municipal Center, 14 Southgate Center, Freeburg, Illinois 62243.

Dated at Freeburg, Illinois, this 26th day of November, 2014.

Steve Woodward, Chairman
Freeburg Plan Commission