

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Mike Blaies
Ray Matchett, Jr.
Lisa Meehling
Denise Albers
Michael Heap
Bob Kaiser

VILLAGE TREASURER
Bryan A. Vogel

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

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Michael J. Schutzenhofer

ESDA COORDINATOR
Eugene Kramer

ZONING ADMINISTRATOR

VILLAGE ATTORNEY
Weilmuenster Keck Brown, P.C.

IN ACCORDANCE WITH EXECUTIVE ORDER 2020-07, THE PUBLIC CAN PARTICIPATE THROUGH THE ZOOM CLOUD MEETING APPLICATION AND CLICKING ON THE FOLLOWING LINK:

Join URL: <https://us02web.zoom.us/j/4478727673>
Meeting ID: 447 872 7673

We ask the public to mute their phone or mic until Public Participation
If you have any questions, please contact Matt Trout at mtrout@freeburg.com
Village Hall will be open to the public for this meeting

January 25, 2021

NOTICE

MEETING OF LEGAL AND ORDINANCE COMMITTEE Annexation; Building; Zoning; Subdivision (Heap/Albers/Matchett/Meehling)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Wednesday, January 27, 2021, at 5:45 p.m.**

LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of December 30, 2020 Minutes
2. Zoning Report/Nuisance Properties
3. Meadow Pines/Edison Estates Subdivisions
4. Code Revisions/Legal Review
5. Update on Utility Disconnections and Revenue/Loss Numbers
6. IML Social Media Policy
7. IML COVID-19 Vaccination Policy

B. New Business

1. Resolution #21-01: A Resolution Urging the Governor to Veto House Bill 3653 Regarding Criminal Justice Reform

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), real estate transactions [5 ILCS, 120/2 - (c)(5)]; discussion of executive session minutes, [5 ILCS-120/2-(c)(21)]; discussion of purchase or lease of real property for the use of the public body, [5 ILCS-120/2-(c)(5)]; or discussion of the setting of a price for sale or lease of property owned by the public body, [5 ILCS-120/2-(c)(6)].

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Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Heap/Albers/Matchett/Meehling)
Wednesday, December 30, 2020 at 5:45 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 5:46 p.m. by Chairperson Mike Heap on Wednesday, December 30, 2020 via the Zoom application. Members attending via Zoom were Chairperson Mike Heap, Trustee Denise Albers, Trustee Ray Matchett, Trustee Lisa Meehling, Mayor Seth Speiser, Village Clerk Jerry Menard (absent), Trustee Mike Blaies, Trustee Bob Kaiser, Zoning Administrator Matt Trout, Chief Mike Schutzenhofer, Public Works Director John Tolan, Village Administrator Tony Funderburg, Village Attorney Fred Keck and Office Manager Julie Polson. Village Hall was open to the public for this meeting and there were no guests present. Guest present via Zoom: Janet Baechle.

A. OLD BUSINESS:

1. Approval of November 16, 2020 Minutes: Trustee Denise Albers motioned to approve the November 16, 2020 minutes and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Zoning Administrator Matt Trout has issued 2 roof mounted solar projects, 1 pool with a fence, 1 electric meter pedestal, and 9 occupancy permits. Matt advised Attorney Keck has sent a letter to W. Washington property. They have completed some items but nothing to bring them close to compliance. They have until January 9th to complete the items. Attorney Keck does not believe there will be any court enforcement soon.
3. Meadow Pines/Edison Estates Subdivisions – Edison Estates Preliminary Plat: Matt said homes are continuing to be built in Meadow Pines. Edison Estates final plat was recorded earlier this week. They are still doing a little bit of final grading and adding riprap. The electric install work has started. Mark did ask when we can open the streets, and Matt has discussed this with John. Until they remove the equipment and our electric guys are done, we don't really want to open them. Mark also brought up the stop signs for that subdivision. Matt didn't see them on the plans, and they would need to be added by ordinance. Village Administrator Tony Funderburg advised we can add this Monday night's agenda. Matt commented the streetlights will be decorative. The first step is to get the wire in the ground and set all the transformers.
4. Code Revisions/Legal Review: Matt will get this wrapped up and copies out to everyone.
5. Update on Utility Disconnections and Revenue/Loss Numbers: Tony advised we continue to not assess late fees, and all of these numbers will be included in his budget.

B. NEW BUSINESS:

1. Combined Planning and Zoning Board Appointment – Terry Gamblin: Mayor Speiser advised he, Trustee Heap and Matt met with him to discuss the position. Matt stated he was a member of the Architectural Committee in Millstadt and has designed projects across the country.

Legal and Ordinance Committee Meeting
Wednesday, December 30, 2020

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

Mayor Speiser believes he will be a great fit on the board. Matt said he will replace Kevin Groth until May when that spot will be open for reappointment.

2. IML Social Media Policy: Attorney Keck commented this is the social media policy that IML is recommending we adopt. The advantage to having a policy like this is when someone violates it, we have good cause for disciplinary reasons. The problem is if we adopt it, we need to enforce it. Tony said this would be included in the handbook. Attorney Keck commented his firm has one, and we need to review this one and make a decision on whether or not to have one.
3. IML COVID-19 Vaccination Policy: Attorney Keck said IML has taken the most neutral position possible on the vaccination policy. They don't support a mandatory vaccination policy or vice versa. Attorney Keck also received one from the City of Centralia, and they modified it to be a voluntary choice by the employee. Attorney Keck advised his firm has a social media policy but will not have a mandatory vaccination policy. He advised the board should review these materials and make a decision in the next month.
4. Wiegmann's Board of Review Hearing: Tony advised Wiegmanns is fighting their property taxes and is not in favor of sending the Village to oppose that. Attorney Keck does not think it is in our best interests to send him.

Mayor Speiser would like to extend a gesture of support to our businesses by waiving the liquor, video gaming, coin operated licenses and business registrations fees to help them out. He stated it is so important to support our businesses and help them stay in Freeburg. To qualify, the businesses had to have these licenses last year. He would like for the board to vote on it Monday night. Tony advised the cost is \$9260 for all of the licenses. This is one small way to help our businesses like we have with our residents; utility bills. Attorney Keck believes this is spectacular and will use us as an example to his other municipalities.

Trustee Lisa Meehling motioned to recommend to the full Board waiving the 2021 fees for liquor, video gaming and coin operated licenses and business registrations for anyone had a 2020 license in the amount of \$9,260 and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.

Matt is working on the zoning map revision that will be published in the paper for zoning amendments or annexations. He asked Tim Pruett if he had zoning GIS and the costs that would be associated with it. Tony said he might have that information.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: Janet asked if the new subdivisions will have more streetlights than what hers has. Matt advised the distance between streetlights is set by our code. John said they are going to put one LED light on Silverthorne to see what the neighbors think about it. John commented the streetlights are to light the streets and the homeowners should light their own homes. Chief Schutzenhofer said people need to lock their car doors.

E. ADJOURN: *Trustee Lisa Meehling motioned to adjourn at 6:14 p.m. and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.*



Julie Polson
Office Manager

Resolution No. 21-01
A Resolution of the Village of Freeburg, Illinois
Urging the Governor to Veto House Bill 3653
Regarding Criminal Justice Reform

WHEREAS, the Village of Freeburg is a Municipal Corporation and a Non-Home Rule Unit of Local Government of the State of Illinois, (hereinafter referred to as the "Village"); and

WHEREAS, the Illinois General Assembly passed House Bill 3653 on January 13, 2021 (the "Bill"); and

WHEREAS, the Bill enacts several provisions which have been referred to as criminal justice reform measures; and

WHEREAS, while the Village supports many of the criminal justice reform measures contained in the Bill, some of the measures will have significant negative impacts on the safety of the residents of the Village and the men and women of the Village Police Department; and

WHEREAS, of further concern is that local governments and local law enforcement agencies were not provided any meaningful opportunity to comment on or participate in the crafting of the proposed criminal justice reform measures; and

WHEREAS, the Village Board of Trustees of the Village of Freeburg joins the Illinois Chief's Association, the Illinois Sheriff's Association, the Illinois States Attorney's Association, the Illinois Police Benevolent and Protective Association and the Fraternal Order of Police in expressing sincere disappointment over the passage of this bill during a lame duck legislative session in the early morning hours of January 13th; and

WHEREAS, while not exhaustive, the following is a example of some of the provisions of the bill that are of great concern to the Village Board of Trustees:

- A. Elimination of Cash Bail; and
- B. Allowance of anonymous complaints about municipal police officers to the Illinois Law Enforcement Training and Standards Board; and
- C. Addition of conflicting/confusing language regarding when a police officer may lawfully engage in the use of force which may result in increased injuries of police officers; and

- D. Addition of restrictions on Municipal Police Department's ability to obtain equipment; and
- E. Creation of numerous unfunded mandates on Illinois municipalities; and

WHEREAS, the Village finds it to be in the best interest of the health, safety, morals and general welfare of its citizens to express its genuine concern about the effects of this bill on the safety of the citizens of Freeburg and requests that Governor J.B. Pritzker veto House Bill 3653.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ILLINOIS as follows:

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. That the Village of Freeburg hereby requests Governor J.B. Pritzker to veto House Bill 3653 and thereafter provide municipal governments an opportunity to provide meaningful input on the effects of the legislation on the safety of Village residents and members of its Police Department.

Section 3. That the Mayor and Village Clerk, on behalf of the Village, are authorized to execute such documents and all other documents necessary to forward a copy of this Resolution to Governor J.B. Pritzker, members of the Village of Freeburg Illinois legislative delegation and members of the Freeburg Police Department.

Section 4. If any section, paragraph, clause or provision of this Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.

Section 5. This Resolution shall be in full force and effect upon its passage and approval in the manner provided by law.

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF FREEBURG, ILLINOIS this 1st day of February, 2021.

Vote Recorded:

AYES: _____

NAYS: _____

ABSENT: _____

Seth E. Speiser
Village President

ATTEST:

Jerry Lynn Menard,
Village Clerk