

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
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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.

January 25, 2020

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 29, 2020, at 5:30 p.m.**

LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of December 23, 2019 Minutes
2. Zoning Report/Nuisance Properties
3. Meadow Pines/Edison Estates Subdivisions – Edison Estates Preliminary Plat
4. Code Revisions/Legal Review
5. Bill's Auto Service
6. IML Drug and Alcohol Policy

B. New Business

1. IML Drug and Alcohol Policy

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)
Monday, December 23, 2019 at 5:30 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 5:34 p.m. by Acting Chairperson Lisa Meehling on Monday, December 23, 2019, in the Freeburg Municipal Center. Members attending were Chairperson Mike Heap (via phone), Trustee Denise Albers (absent), Trustee Ray Matchett, Trustee Lisa Meehling, Mayor Seth Speiser, Village Clerk Jerry Menard, 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. Guest present: Mark White and Janet Baechle (5:48 p.m.).

A. OLD BUSINESS:

1. Approval of November 18, 2019 Minutes: *Trustee Ray Matchett motioned to approve the November 18, 2019 minutes and Trustee Mike Heap seconded the motion.* All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Zoning Administrator Matt Trout issued 9 permits: 3 demolition, 1 driveway, 2 shed, 1 fence; 1 new home, 1 bathroom addition, and 3 occupancy permits. The demolition at 310 W. Washington is complete. Village Administrator Tony Funderburg advised he will start the bid process to sell the property.
3. Meadow Pines/Edison Estates Subdivisions – Edison Estates Preliminary Plat: Mark White was present to answer any questions about the preliminary plat for Edison Estates. Matt advised the Combined Planning and Zoning Board recommended the plat with new building lines for Lots 20 and 21, a chart in middle of page with building setback and lot number. Lots 10 and 11 were in question but measured fine. The mountable curb detail was updated and is the same as O'Fallon and what was used in Meadow Pines. The street diagram is also the same as what TWM recommended with Meadow Pines. There were some issues with the lack of sidewalks. Mr. White is now proposing to include all the villa lots with sidewalk but not the lots zoned SR-1 which would abut Meadowbrook. Adding the sidewalks will make the area more accessible for walking. Mayor Speiser said some areas are eliminating sidewalks on the estate lots and felt lots 17-30 didn't need them, and Trustee Heap agreed with that. Mark said 20 and 21 will have them. Attorney Keck confirmed Mr. White is giving us what the Planning and Zoning Board asked for. Matt said Tim Pruett will then start work on the engineering plans.
4. Code Revisions/Legal Review: Matt spoke with Municode regarding the legal review. The only thing they will do is look at our zoning code for contradictions. They won't look at any state law. She will send some other updated quotes as far as making the zoning code a searchable document. It would cost much less than the \$6,000 quoted to upload and make it a searchable document. She is going to send some consultant names that would do a full review, and Attorney Keck knows as couple as well. It is going to be very expensive. Tony confirmed we do have zoning code issues that have caused problems.

Legal and Ordinance Committee Meeting
Monday, December 23, 2019

5. Bill's Auto Service: Matt talked to Bill a few weeks ago about getting the north side of his property cleaned up.
6. Variance Hearing for pole barn in front yard: Matt advised the variance passed and was not happy with the decision.

B. NEW BUSINESS:

1. IML Drug and Alcohol Policy: IML has provided an updated drug and alcohol policy. Attorney Keck confirmed the union contract overrides this policy. Tony said we would like to adopt this for everyone not covered under a collective bargaining agreement. Attorney Keck also said there is not a recognized reliable test for police to determine impairment for being under the use of cannabis. The policy says the supervisors will look at factors to try and determine if an employee is under the influence. Attorney Keck believes this would be a good policy to have in our handbook. In the interest of time, he thinks we can adopt this separate and apart from our employee handbook. Attorney Keck would like to move forward with it and present it to the non-union employees since the law takes effect January 1st. He suggested we send the policy to our insurance company advising we plan to adopt it for non-union employees.

C. GENERAL CONCERNS: None.

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Ray Matchett motioned to adjourn at 5:52 p.m. and Trustee Mike Heap seconded the motion. All voting yea, the motion carried.*



Julie Polson
Office Manager