

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

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

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

April 1, 2013

## NOTICE

### MEETING OF LEGAL AND ORDINANCE COMMITTEES Annexation; Building; Zoning; Subdivision (Speiser/Baker/Mattern)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Wednesday, April 3, 2013, at 4:45 p.m.**

### LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of March 6, 2013 Minutes
2. Status of Public Hazard Homes
3. Update Code Book
4. Nuisance Abatement Code
5. 101 E. Hill
6. Complaints regarding Pickers on Wheels
7. Roger's Towing Service

B. New Business

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)  
(Speiser/Baker/Mattern)  
Wednesday, April 3, 2013 at 4:45 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 4:47 p.m. by Chairman Seth Speiser on Wednesday, April 3, 2013, in the Freeburg Municipal Center. Members attending were Chairman Seth Speiser, Trustee Rita Baker, Trustee Charlie Mattern, Mayor Ray Danford, Village Clerk Jerry Menard, Village Administrator Dennis Herzing and Office Manager Julie Polson.

## A. OLD BUSINESS:

1. Approval of March 6, 2013 Minutes: Trustee Rita Baker motioned to approve the March 6, 2013 minutes and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.
2. Status of Public Hazard Homes: Seth talked to Bill Herr last Monday and told Bill the deadline to have the home removed is this Wednesday. Everything is gone except for the axle and trailer. Dennis suggested we have Phil talk to him tomorrow about the removal of those items.
3. Update Code Book: Dennis reviewed Chapter 1 that was provided by Frank and said most of it looks okay, but there are a couple items that need to be changed. For example, it states the utility billing clerk's position is appointed and that is not in our code, and the fiscal year start date shows May 1<sup>st</sup> and our start date is April 1<sup>st</sup>. If we decide to move forward with the update, we need to review the proposed changes carefully.

Trustee Rita Baker motioned to recommend to the full Board we update the Village of Freeburg Code of Ordinances not to exceed \$10,000 and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.

4. Nuisance Abatement Code: Attorney Manion called during the committee meeting and advised that a court order was issued finding Stumpf guilty and awarding fines and costs in the amount of \$3450.00. Julie will get a copy of the court order distributed to the trustees.
5. 101 E. Hill: Dennis said we have not heard anything on this.
6. Complaints regarding Pickers on Wheels: A letter was sent to Mr. Sanders today regarding the fence that needs to be installed to screen the dumpster from residential view. It will need to be at least six feet in height. The deadline to install

Legal and Ordinance Committee Meeting

Wednesday, April 3, 2013

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

the fence is April 15<sup>th</sup> which was decided upon at the April 1<sup>st</sup> board meeting. Dennis confirmed the dumpster was to be moved today or tomorrow.

7. Roger's Towing Service: Dean Pruett will be invited to the next Personnel/Police committee meeting for this discussion. This item can be taken off the agenda.

B. **NEW BUSINESS:** None.

C. **GENERAL CONCERNS:** None.

D. **PUBLIC PARTICIPATION:** None.

E. **ADJOURN:** *Trustee Rita Baker motioned to adjourn at 5:03 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.*



Julie Polson  
Office Manager

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Legal and Ordinance Committee Meeting  
(Annexation; Building; Zoning; Subdivision)  
(Speiser/Baker/Mattern)  
Wednesday, March 6, 2013 at 4:45 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 4:45 p.m. by Chairman Seth Speiser on Wednesday, March 6, 2013, in the Freeburg Municipal Center. Members attending were Chairman Seth Speiser, Trustee Rita Baker, Trustee Charlie Mattern, Village Clerk Jerry Menard, Village Administrator Dennis Herzing and Office Manager Julie Polson. Guest present: Janet Baechle.

## A. OLD BUSINESS:

1. Approval of February 6, 2013 Minutes: Trustee Rita Baker motioned to approve the February 6, 2013 minutes and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.
2. Status of Public Hazard Homes: Seth confirmed with Phil the 60-day deadline for Bill Herr to remove the mobile home has passed and the home is still here. Bill told Phil he has someone that wants the mobile home but hasn't had a chance to get it removed. Dennis said we could have someone take it out of there, and Seth also suggested Bill could scrap it. The committee agreed to send Bill a letter advising he has until March 25<sup>th</sup> to have it removed or we will begin legal procedures to have it removed at his expense. Dennis will have Attorney Manion review the matter before the letter is sent. Seth talked to Chief Smith about the Sheets home on Rt. 15. Chief Smith has not given Sheets permission to have a controlled burn at the property. Dennis believes there are EPA regulations on burning buildings. Seth said Sheets needs to pay the money and have the home demolished.
3. Update Code Book: Dennis needs to look at the revision that Frank Heiligenstein has suggested to the Village. He will discuss the revision with Frank.
4. Nuisance Abatement Code: Stumpf's court date was February 19<sup>th</sup> and Dennis needs to check with Attorney Manion to see what happened.
5. 101 E. Hill: Dennis said we have not heard anything on this.

Trustee Baker brought up the complaints about Pickers on Wheels that were voiced at the February 19<sup>th</sup> board meeting. Dennis said Phil has talked to both Sanders and the owners of Pickers about putting up a fence to screen the dumpster from the adjoining residents. Dennis also said John Tolan had the guys fill in the potholes in the alley which was not in as bad shape as we were told by the resident. Dennis is concerned that the track-type skid steer Pickers is using will tear up the alley when the weather warms up.

Legal and Ordinance Committee Meeting

Wednesday, March 6, 2013

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

Dennis stated we need to look at the issue of Pickers using a public alley as part of his business. When Dennis initially talked to them, they stated they were going to collect recycling but gave Dennis the impression it was going to be done in closed trucks. No mention was made of a dumpster being placed on the property across the alley. Dennis also said he doesn't know if there is anything in the code to prevent that. He wants to review the code with Phil to see if there is any way of getting rid of the dumpster.

B. **NEW BUSINESS:** Trustee Mattern commented on the Rogers Towing issue. He said if they have a business license, he doesn't understand how he can tell Freeburg Towing they have preferential treatment. Dennis said that is how the Village utilizes the businesses in Freeburg. We use the gas stations on a rotation basis as well as the auto repair businesses. When Rogers' Towing asked to be placed on our list to use for towing services, Chief Woodruff brought that request to the last Personnel/Police committee meeting. The committee agreed to place Rogers on the list. Dennis said the Mayor has asked Mel to hold off using Rogers since Dean Pruett is coming to the next Personnel/Police committee meeting to discuss this. Dean has been towing for the Village free of charge. Charlie said he would rather have Dean charge the Village from now on for his services.

Village Clerk Menard asked about the concerns a resident voiced in the last board meeting about fracking for gas exploration. Dennis explained to her the Village isn't aware of any gas extractions in this area. Charlie thinks she owns property in the Village and didn't want to fight that issue alone and wants the Village to do that for her. Dennis believes she was satisfied with our answer.

C. **GENERAL CONCERNS:** None.

D. **PUBLIC PARTICIPATION:** None.

E. **ADJOURN:** Trustee Rita Baker motioned to adjourn at 5:23 p.m. and Trustee Charlie Mattern seconded the motion. All voting aye, the motion carried.



Julie Polson  
Office Manager