

## **SPECIAL MEETING JULY 24, 2008**

A Special Meeting of the Village Board was called to order by President Hoerchler at 7:00 p.m. at Village Hall. Present and answering to roll call were Trustees Malina, Brandmeyer, Fiedler, and Gloeckner. Trustees Linthicum and Swank were absent. Also in attendance were Clerk Crane, Administrator Nielsen, Village Attorney Gruenke, Village Engineer Brian Buchheit and Code Enforcer Jerry Green. Vernell and Lucille Moehrs (owners of Twin View Subdivision) and their attorney Otto Faulbaum were also in attendance.

The purpose of this meeting was to discuss Twin View Subdivision, a set of lots located on State Route 161 in St. Clair County. The Village is requesting an easement be placed on Lot 3, lining up with Weatherholt Drive to the north, which would allow for future traffic control devices and would not land lock the separate property located to the south of Twin View Subdivision.

Otto Faulbaum spoke on behalf of the Moehrs. He opened by stating that a minor subdivision cannot include a new road way. If they were to include provisions for a roadway, the process for a normal subdivision would have to be undertaken, which would take several more months and incur additional fees. Faulbaum suggested restrictive covenants with a provision for the developer of the rear property to purchase the ground for frontage and road access. Attorney Gruenke pointed out that such a provision is only valid for one year.

Faulbaum stated the Moehrs would like to ideally swap the 63 foot easement required for the road, for the 50-feet of ground located to the west of Lot 3. But because of timing, have not been able to set that process in motion.

It was mutually decided to delete Lot 3 from Twin View Subdivision and have the map redrawn to only include Lot 1 and Lot 2. Lot 3 will be platted at a later date. This is the most feasible and will allow time for things to be worked out. It will also allow Mr. Don Burden to proceed with the building of his Day Care Facility on Lot 2. Faulbaum stated that Craig Brauer of Thouvenot, Wade & Moerchen, Inc. (engineers for the Moehrs) would have the redrawn plat at Village Hall on Friday, July 25, 2008 for signatures.

Malina made the motion to accept the change of plat to only include Lot 1 and Lot 2, omitting Lot 3; second by Brandmeyer; vote: Fiedler aye, Brandmeyer aye, Malina aye, Gloeckner aye; motion carried.

Otto Faulbaum requested that the \$700.00 fee charged for calling a Special Meeting be waived, considering that everything that was discussed this evening is in the best interest of both the Moehrs and the Village. Brandmeyer made the motion to waive the \$700.00 fee, seconded by Gloeckner; vote: Fiedler aye, Brandmeyer aye, Malina nay, Gloeckner aye; motion carried.

There being no further discussion, President Hoerchler adjourned the meeting at 7:20 p.m.

Respectfully submitted,

Teri L Crane  
Village Clerk

Approved: August 4, 2008

Timothy J. Hoerchler  
Village President