

SPECIAL

ORDINANCE COMMITTEE MEETING

August 21, 2012

Chairman JoAnn Hudson called the meeting to order at 6:31 P.M.

Trustee members present: Sally Hollembeak & Gary Maitland

Also, present: Attorney James Stevens, President Jim Claeysen, Village Administrator David Nord, Chief Todd Houde; Stephen Appell, David Schroeder and Scott Kramer

JoAnn Hudson moved to adopt the agenda, Sally Hollembeak seconded the motion. Motion carried by voice vote.

JoAnn Hudson moved to approve the August 6, 2012 Ordinance Committee minutes. Sally Hollembeak seconded. Motion carried by voice vote.

VIDEO GAMING ORDINANCE:

The committee was previously provided with a copy of the draft ordinance. It was noted that the requested changes to Paragraph "G" and the date of the license (from June 30th to May 1st) were incorporated into the revised ordinance. After further discussion JoAnn Hudson so moved to forward "AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, SECTIONS 42-51 GAMBLING ACTS AND SECTION 42-56 VIDEO GAMING TERMINALS" to the August 21, 2012 Board of Trustees meeting for first reading. Sally Hollembeak seconded the motion. Motion carried by unanimous voice vote.

ANNEXATION AGREEMENT FOR N.E. WATER EXTENSION PROJECT (BOONE COUNTY):

There was general discussion concerning the document. Attorney Stevens stated that there would be an ordinance drafted to approve this annexation agreement, once all parties have agreed to the language contained within the document. The document was provided to allow Trustees to review the content and see if it is acceptable. If it is acceptable to the Board, Attorney Stevens will forward it to the petitioners' attorney for their approval. After further discussion, it was consensus of the committee to remove this item from the Village Board of Trustee meeting scheduled for later tonight. It was agreed that this document will be referred to the August 28, 2012 Planning and Development Committee meeting for further review and in the mean time, the Attorney will draft the ordinance that approves this annexation agreement document. No further action will be taken until the Village is notified that the other party to the agreement has accepted the wording of the draft agreement. JoAnn Hudson so moved to forward this item to the August 28, 2012 Planning and Development Committee for further review. Sally Hollembeak seconded the motion. Motion carried by voice vote.

PART TIME POLICE ORDINANCE

Revisions to the draft ordinance were provided previously to the committee for their review. After general discussion, Sally Hollembeak so moved to forward this ordinance to the August 21,

2012 Board of Trustee meeting for second and final reading. Gary Maitland seconded the motion. Motion carried by voice vote.

ORDINANCE COMMITTEE

PAGE 2

August 21, 2012

PREVAILING WAGE ORDINANCE:

A prevailing wage ordinance was presented to the committee. This ordinance will be placed on the September 4, 2012 Village Board agenda. It was also discussed that the Board add this annual ordinance to the Budget Calendar so it can be written and approved at the June Ordinance meetings. It was agreed to waive the first and second reading of this ordinance at the September 4th meeting. Sally Hollembeak so moved to send the prevailing wage ordinance to the September 4, 2012 Board meeting and to waive the first and second reading of this ordinance. Gary Maitland seconded the motion. Motion carried by voice vote.

ROCK 39 / WINNEBAGO COUNTY TRANSFER OWNERSHIP ORDINANCE:

There was general discussion concerning the documents related to this project that were provided to the Trustees. JoAnn Hudson questioned how some of the exhibits were labeled and related to the final document. Jim Stevens stated that Winnebago County is not voting on this agreement until September 6, 2012. The County is interested in when the Village is intending to vote on this agreement.

President Claeysen stated his desire to have the Village Attorney provide a completed document (full exhibits, header with ordinance number, page numbers, etc.) for the Trustees review and comments. It was consensus that this packet of information will be provided no later than Monday August 27, 2012 to allow review prior to the next Ordinance Committee meeting scheduled for September 4, 2012.

In the meantime Chairman JoAnn Hudson and Attorney Stevens will meet to go over the entire ordinance and related documents.

REVISIONS TO SPECIAL EVENTS ORDINANCE:

Attorney Stevens provided a draft document which addresses the issue of repeated events, operated by the same individuals / organizations at a single location. The committee had concerns over definitions within the proposed ordinance. After some general discussion it was agreed that the revised special events ordinance would require that all specific dates and times for repeat (same) events be included on the initial permit application. With those additions being included, JoAnn Hudson so moved to forward to August 21, 2012 Board meeting "AN ORDINANCE AMENDING THE CODE OR ORDINANCE FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS, SECTION 26-200 SPECIAL EVENTS ORDINANCE" for first reading. Sally Hollembeak seconded. Motion carried by voice vote.

ATTORNEY'S REPORT:

Attorney Stevens receives from the Village Hall copies of documents received notifying the village of parcels that are in foreclosure / bankruptcy. On occasion, these properties may have liens which are placed by the Village (delinquent water bills, nuisance and weed clean up liens, etc.). Once the notice is received the Village is not legally obliged to take action, as such it was consensus of the committee that the Attorney no longer review these notices.

After additional discussion, the committee asked that David Nord provide a summary to the committee showing the number of property clean ups and liens undertaken by the Village in 2012, as well as the amounts involved in the liens.

JoAnn Hudson moved to adjourn the meeting at 7:25 pm. Sally Hollembeak seconded. Motion carried by voice vote.

Recorded by: Village Administrator, David Nord
Chairman, JoAnn Hudson approved the minutes on August 31, 2012