

**VILLAGE OF CHERRY VALLEY, IL
ORDINANCE COMMITTEE MINUTES
FEBRUARY 4, 2013**

Chairman JoAnn Hudson called the Ordinance Meeting to order at 7:00PM. A Roll Call was taken:

JoAnn Hudson	PRESENT
Gary Maitland	ABSENT
Sally Hollembeak	PRESENT

Also present: President Jim Claeysen, Attorney Aaron Szeto, Village Administrator David Nord, Chief of Police Todd Houde and Trustees David Schroeder and Scott Kramer.

JoAnn Hudson motioned to adopt the amended Agenda with the following change: Under *Unfinished Business*: reverse the position of number two and three. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

JoAnn Hudson motioned to approve the December 3, 2012 Minutes. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote. JoAnn Hudson motioned to approve the January 7, 2013 Minutes. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

PUBLIC COMMENT: None

UNFINISHED BUSINESS:

1. Continued discussion regarding State Statutes noting appointments for Attorney, Engineer, Treasurer, Clerk, Administrator, Public Works Director, Chief of Police and Budget Director. JoAnn Hudson explained that she requested the Attorney rewrite the Ordinances to match the State Statutes and Municode. Much discussion ensued. Aaron Szeto explained that the Ordinances specify the appointments. The Village President will make the appointments with the "advice and consent of the Village Board" and he specified the State Statutes that authorizes these appointments and positions. The voting requirements have not changed. Aaron Szeto will add additional language to include the conflict of interest clause, and have these ready for the Village Board meeting 2/19/13. Sally Hollembeak moved to take the Ordinances, collectively with additional language, with the exception of the ATTORNEY and BUDGET DIRECTOR, to the Village Board February 19, 2013 for the first reading. JoAnn Hudson seconded. All "Aye"; none opposed. Motion carried by majority vote.
2. Discussion regarding "conflicts of interest". JoAnn Hudson requested Aaron Szeto add the "Sec. 2-236. Disclosure of Conflict". Aaron Szeto suggested this be added to the "outside contractor" Ordinances such as the Attorney and Engineer Ordinances, but not for Village staff Ordinances. JoAnn Hudson moved to take to the Village Board February 19, Ordinances regarding the appointment of the Attorney and Engineer,

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UNFINISHED BUSINESS: (2. Continued).

with added language to cover "Sec. 2-236. Disclosure of Conflicts". Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote. JoAnn Hudson moved to take these corrected Ordinances for the first reading to the Village Board meeting February 19, 2013. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

3. Video Gaming - Continued discussion. Aaron Szeto explained his findings: At this time there is no limitation to the number of video gaming establishments, within a specified area, in the State Statutes. Video gaming is tied to liquor licensing. JoAnn Hudson asked Aaron Szeto to keep the Committee informed of any changes in the rulings regarding video gaming and liquor licensing. JoAnn Hudson asked the Committee to be diligent in following this issue and recommends yearly review.
4. Budget Director Ordinance - Continued discussion. Sally Hollembeak moved to take to the Village Board an Ordinance for the Budget Director, with noted change, for the second and final reading February 5, 2013. JoAnn Hudson seconded. All "Aye"; none opposed. Motion carried by majority vote.
5. Ordinance for variance application. JoAnn Hudson moved to take to the Village Board February 5, 2013, waiving the first reading, AN ORDINANCE GRANTING A VARIANCE UNDER SECTION 82-55 TO SECTION 82-10 (D)(1) REGARDING THE MAXIMUM SIZE FOR ACCESSORY BUILDINGS IN AN R-1 SINGLE FAMILY. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote. JoAnn Hudson moved to take to the Village Board this Ordinance, for the second and final reading, February 5, 2013. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

NEW BUSINESS:

1. President Jim Claeysen stated the 457 Plan will be removed from the Village Board discussion on February 5, 2013. The Village is waiting for more information from the vendor regarding the 457 Plans. Once received the information will be sent to the Attorney for review.
2. Memorial Trees. JoAnn Hudson recommends that this issue be referred to the next Public Works meeting February 11, 2013 to finalize language regarding Memorial Trees.

ADMINISTRATOR'S REPORT: DAVID NORD. No report.

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ATTORNEY'S REPORT: Aaron Szeto will work on the President/Mayor Chapter. He will have an update to all appointments with voting requirements to include a 2/3 majority of the Board vote. David Schroeder noted that this is SEC. 2-148.

PRESIDENT'S REPORT: JIM CLAEYSSEN. The final copy of the Resolution authorizing the Collective Bargaining agreement between the Village of Cherry Valley and the Illinois Fraternal Order of Police has been received. JoAnn Hudson moved to take this Resolution to the Village Board, February 5, 2013 for the final reading and passage. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

JoAnn Hudson moved to adjourn at 8:06PM. Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

Recorded by: Dana Ward, Village Clerk
Chairman JoAnn Hudson approved the Minutes on February 20, 2013.

**AGENDA
VILLAGE OF CHERRY VALLEY, IL
ORDINANCE COMMITTEE
MONDAY, FEBRUARY 4, 2013
7:00 PM**

CHAIRMAN: JoAnn Hudson

MEMBERS: Sally Hollembeak

Gary Maitland

ROLL CALL:

ADOPT THE AGENDA:

APPROVE THE MINUTES: December 3, 2012
January 7, 2013

PUBLIC COMMENT:

UNFINISHED BUSINESS:

1. Continued discussion regarding State Statutes noting Appointments for Attorney, Engineer, Treasurer, Clerk, Administrator, Public Works Director, Chief of Police and Budget Director.
2. Continued discussion on Video Gaming Machines and Liquor Licenses.
3. Discussion on Conflicts of Interest.
4. Continued discussion for Budget Director Ordinance.
5. Ordinance for Variance application.

NEW BUSINESS:

1. Continued discussion on 457 Plan.
2. Continued discussion - Memorial Trees.

ADMINISTRATOR REPORT:

ATTORNEY'S REPORT:

PRESIDENT'S REPORT:

Resolution for authorizing the execution of a collective bargaining agreement.

ADJOURNMENT:

