

**VILLAGE OF CHERRY VALLEY, IL  
"SPECIAL" ORDINANCE COMMITTEE MINUTES  
MONDAY JUNE 30, 2014**

**CHAIRMAN:** NANCY BELT  
**MEMBERS:** SALLY HOLLEMBEAK  
GARY MAITLAND

Chairman Belt called the Ordinance Committee meeting to order at 6:31PM.  
A Roll Call was taken:

NANCY BELT	PRESENT
SALLY HOLLEMBEAK	PRESENT
GARY MAITLAND	PRESENT

Others present: President Jim E. Claeysen, Trustees JoAnn Hudson, David Schroeder and Stephen Appell, Village Administrator Jim Wise, Attorney Jim Stevens, Chief of Police Larry Neville and Village Clerk Dana Ward.

**ADOPT THE AGENDA:** Chairman Belt entertained a motion to adopt the agenda. Trustee Maitland moved to adopt the agenda. Trustee Hollembeak seconded. All "Aye"; none opposed. Motion carried by voice vote.

**APPROVE THE MINUTES:** June 2, 2014. Chairman Belt entertained a motion to approve the minutes. Trustee Hollembeak moved to approve the minutes of June 2, 2014. Trustee Maitland seconded. All "Aye"; none opposed. Motion carried by voice vote.

**PUBLIC COMMENT:** None.

**UNFINISHED BUSINESS:**

1. Section 78-42: Height Limitations for Certain Plants and Weeds. Chairman Belt asked Attorney Stevens to explain the proposed amendments to this section of the Village Code. Attorney Stevens stated that the amendments would reduce the allowed height for certain plants and weeds from 12 inches to 8 inches, and mow by dates were also added to coincide with the Public Works' mowing schedules. Chairman Belt entertained a motion to send this to the Board. Trustee Hollembeak moved to send Ordinance 2014-xx amending the Village Code, Chapter 78, Section 78-42, height limitations for certain plants and weeds, to the Village Board July 1, 2014 for the second and final reading and for passage and approval. Trustee Maitland seconded. All "Aye"; none opposed. Motion carried by voice vote.
2. Medical Cannabis Dispensing Organizations/sample ordinances. Chairman Belt noted that this topic has become a much publicized topic and would like to continue discussion of this subject at future Ordinance committee meetings. Attorney Stevens recommended that this item be kept on the agenda for further discussion.

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**NEW BUSINESS:**

1. Review Resolution.
  - a. Executive Session Minutes and Destruction of Audio Tapes. Chairman Belt noted that some of the Resolutions recently passed have incorrect wording regarding “destroying” minutes. Chairman Belt will meet with the Clerk to review all the Resolutions passed. Also, on the Special Village Board minutes for June 16, 2014, there needs to be a correction on page two item 1, second paragraph, changing “minutes” to “recordings.”
  - b. Authorizing the Execution of a Law Enforcement Mutual Aid Agreement/ Chief Neville. Chief Neville stated that the mutual aid agreement presented is from the Illinois Law Enforcement Alarm System (ILEAS). ILEAS has provided a sample for the Board to review. The major difference from this resolution to past resolutions is that the language includes correctional officers and strengthens language for the governance board to be in line with the current state laws and regulations. Chairman Belt noted that this example agreement will need to be rewritten with the appropriate verbiage in order to be executable. Attorney Stevens will review this document and make the necessary changes. Chairman Belt moved to send the ILEAS agreement to the Village Board July 15, 2014 for adoption; a Resolution authorizing the Execution of Mutual Aid Agreement and the Existence and Formation of the Illinois Law Enforcement Alarm System by Intergovernmental Cooperation. Trustee Maitland seconded. All “Aye”; none opposed. Motion carried by voice vote.
2. Section 74-134, Chapter 74: The Disconnection of Village Water. Chairman Belt noted that she has had discussions regarding the right to enter premises for the disconnection of water services with Village Staff. Much discussion continued regarding tenant vs. owner’s due process rights, liens for non-payment/delinquency, emergency shut off and reconnection fees, foreclosure and abandonment of property, utility disconnects and state statutes. Attorney Stevens will meet with the Administration staff and Director of Public Works Chuck Freeman to discuss options. Chairman Belt directed the Clerk to see if any municipalities have any information regarding shut off ordinances for issues other than non-payment of bills.
3. EMPLOYEE HANDBOOK: Vacation. Chairman Belt noted that in the Employee Handbook it states that part-time and temporary employees do not receive vacation pay. She brought this up to be sure that all are aware of this on page fifteen of the current handbook.

**EXECUTIVE SESSION:** Chairman Belt entertained a motion to move into Closed Session. Trustee Hollembeak moved to convene into Executive Session at 7:12 PM under (5 ILCS 120/2)(c)(1) (Personnel Matters), The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the

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public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity. (Staff at Police Department). Trustee Maitland seconded. A Roll Call vote was taken:

BELT	AYE
HOLLEMBEAK	AYE
MAITLAND	AYE

Motion carried.

**RECONVENE:** Chairman Belt reconvene the open session of the ORDINANCE committee meeting at 7:37 PM. A Roll Call was taken:

BELT	PRESENT
HOLLEMBEAK	PRESENT
MAITLAND	PRESENT

**PUBLIC COMMENT:** None.

**NEW BUSINESS:**

1. Chairman Belt moved to forward to the Village Board July 1, 2014, the continuation of the discussion regarding the closure of part-time vacation time. Trustee Hollembeak seconded. All "Aye"; none opposed. Motion carried by voice vote.

**ADJOURNMENT:** Seeing there is no further business, Chairman Belt entertained a motion to adjourn. Trustee Maitland moved to adjourn at 7:38PM. Trustee Hollembeak seconded. All "Aye"; none opposed. Motion carried by voice vote.

Recorded by Village Clerk, Dana Ward. Reviewed by Village Administrator Jim Wise  
Approved by Chairman Belt on July 11, 2014.

**AGENDA  
VILLAGE OF CHERRY VALLEY, IL  
"SPECIAL" ORDINANCE COMMITTEE  
MONDAY, JUNE 30, 2014  
6:30PM**

**CHAIRMAN:** NANCY BELT  
**MEMBERS:** SALLY HOLLEMBEAK  
GARY MAITLAND

**CALL THE MEETING TO ORDER:**

**ROLL CALL:**

**ADOPT THE AGENDA:**

**APPROVE THE MINUTES:** June 2, 2014.

**PUBLIC COMMENT:**

**UNFINISHED BUSINESS:**

1. Section 78-42: Height Limitation for Certain Plants and Weeds.
2. Medical Cannabis Dispensing Organizations/sample ordinances.

**NEW BUSINESS:**

4. Review Resolution.
  - a. Executive Session Minutes and Destruction of Audio Tapes.
  - b. Authorizing the Execution of a Law Enforcement Mutual Aid Agreement/Chief Neville.
5. Section 74-134 Chapter 74: The Disconnection of Village Water.
6. EMPLOYEE HANDBOOK: Vacation.

**EXECUTIVE SESSION:** (5 ILCS 120/2)(c)(1) (Personnel Matters) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity. (Staff at Police Department).

**RECONVENE:**

**PUBLIC COMMENT:**

**NEW BUSINESS:**

1. Motion to take to the Village Board, the closure of part-time vacation time.

**ADJOURNMENT:**  
NLB 06-25-14