

**VILLAGE BOARD OF TRUSTEES MEETING
FEBRUARY 7, 2012**

**THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS,
WINNEBAGO AND BOONE COUNTIES, CONVENED IN REGULAR SESSION ON
THE 7th DAY OF FEBRUARY 2012.**

**PRESIDENT JIM E. CLAEYSSSEN CALLED THE MEETING TO ORDER AT 7:01
P.M. AND LED THE PLEDGE OF ALLEGIANCE. ROLL CALL WAS TAKEN BY
VILLAGE CLERK, NANCY L. BELT.**

Stephen Appell	Present	Scott Kramer	Present
Sally Hollembeak	Present	Gary Maitland	Absent
JoAnn Hudson	Present	David Schroeder	Present

Also present: Village Clerk, Nancy Belt; Police Chief Todd Houde; Attorney Jim Stevens; Village Treasurer, Karen Melloch; Administrator, David Nord; CES, Inc. Denny McMullen

President Jim Claeysen entertained a motion to adopt the amended agenda with deleting under President's Report; CherryVale Mall License Agreement.

Sally Hollembeak moved to adopt the amended agenda. David Schroeder seconded. Motion carried by voice vote.

President Jim Claeysen entertained a motion to approve the January 17, 2012 village board minutes. Stephen Appell moved to approve the January 17, 2012 village board minutes. Sally Hollembeak seconded. Motion carried by voice vote

President Jim Claeysen entertained a motion to approve the January Treasurer's Report as presented by Karen Melloch. Stephen Appell moved to place on file with the village clerk the January Treasurer's Report. David Schroeder seconded. Motion carried by voice vote.

CITIZENS VOICE

President Jim Claeysen asked Mr. Nick Kovanda, representative from Keep Northern Illinois Beautiful to please come forward and address the village board. Mr. Kovanda said on behalf of the Board of Directors they would like to thank the village for their continued efforts on the recycling of Christmas trees. Mr. Kovanda said that they have thirteen tree recycling locations and this year it was calculated that 30,000 trees were chipped and over the past 24 years 750,000 trees. Mr. Kovanda said that the mulch is free to the public and commercial businesses. President Jim Claeysen thanked Mr. Kovanda for attending the meeting and for the updated information.

President Jim Claeysen asked Ms. Jamie Johannsen to please come forward and address the village board. JoAnn Hudson asked if she could make a statement before Ms. Johannsen addresses the village board.

JoAnn Hudson stated that the Kishwaukee River Awareness Project Advisory Committee started with a goal to establish public awareness of the issues being faced by hard recreational tubing use, of the Kishwaukee River, mainly from Baumann Park to Kishwaukee Forest Preserve.

As a committee, we researched various problems and potential problems. We then researched and presented ideas that might serve as solutions. I would like to thank those on this committee, that shared with enthusiasm and goals we laid out. Their thoughts ranged from safety, to water shed, to wildlife preservations. We are fortunate to have partnered together with many well versed people, concerned citizens, and those that work in the field every day preserving our eco system.

I would like to present Jamie Johannsen, Director of Marketing and Community Relations for the Winnebago County Forest Preserve District, as she presents to us, a power point summary of the committees findings.

Ms. Johannsen proceeded to present her power point presentation. Ms. Johannsen said that the mission of the Kishwaukee River Committee is to promote good stewardship of the river and the surrounding public lands, encourage safe and responsible recreation, and protect its watershed from degradation. Ms. Johannsen said that the committee is asking citizens to take the Kishwaukee River Awareness Project *Love Your River* Pledge. The next meeting will be held at Village Hall February 9, 2012 at 6:30 pm. The public is invited. President Jim Claeysen and the Village Board thanked JoAnn Hudson, Ms. Johannsen and the committee for their continued efforts on launching this program.

PRESIDENT’S REPORT

President Jim Claeysen announced that the village received a check in the amount of \$5,786.45 from NICOR Gas for the 2012 franchise gas payment in lieu of franchise therms. President Jim Claeysen presented the Village Clerk, Nancy L. Belt with the check to deposit.

President Jim Claeysen presented the village board with the revised *Agreement for use of Right Of Way* between the Village of Cherry Valley, Access2Go, Inc. and OSF Company. Scott Kramer moved that the village board authorize President Jim Claeysen to sign the amended *Agreement for Use of Right of Way* between the Village of Cherry Valley and Access2Go, Inc. and OSF Company to connect portions of its network by installing fiber optic cable in the intersection of Bell School/Newburg Road. David Schroeder seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

ENGINEER’S REPORT

Denny McMullen reported that the Regional Detention Pond design engineering is completed (ref. Madigan Creek) and the Phase One plan will be reviewed by the Public Works Committee on February 13, 2012.

EX-OFFICIO’S REPORTS

Scott Kramer stated that the Recreation Board is working on their 2012/2013 budget and creating a new event.

Stephen Appell stated that the Planning & Zoning Commission meeting is scheduled for February 15, 2012 to discuss the following:

- Text Amendment which adds solar farms to a special use under the two agricultural and three industrial zoning classifications.
- A request for a special use permit to be issued under the AG Agricultural District Section 82-182 (c) (14) requesting a special use for 180 acres which is adjacent to East Valley Subdivision.

ORDINANCE REPORT BY TRUSTEE, JOANN HUDSON

JoAnn Hudson moved that the village board waive the rules on the first reading on, “An Ordinance Accepting the Jurisdictional Transfer of Bell School Road from Newburg Road to 35 Feet South of the Center Line of Mill Road to the Village Street System of the Village of Cherry Valley, Winnebago/Boone Counties, Illinois.” Sally Hollembeak seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board consider this ordinance for 2nd and final reading, “An Ordinance Accepting the Jurisdictional Transfer of Bell School Road from Newburg Road to 35 Feet South of the Center Line of Mill Road to the Village Street System of the Village of Cherry Valley, Winnebago/Boone Counties, Illinois.” David Schroeder seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-2 “An Ordinance Accepting the Jurisdictional Transfer of Bell School Road from Newburg Road to 35 Feet South of the Center Line of Mill Road to the Village Street System of the Village of Cherry Valley, Winnebago/Boone Counties, Illinois.” Sally Hollembeak seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

JoAnn Hudson moved that the village board consider this ordinance for first reading, “An Ordinance Amending the Code of Ordinances for the Village of Cherry Valley, Illinois Section 10-35 (a) (11) Class “K” License (Sunday Sales 9:00 am. to 11:00 am).” Stephen Appell seconded. Motion carried by voice vote.

JoAnn Hudson moved that the Village Board adopt Resolution Number 2012-1 Village of Cherry Valley, Illinois “Releasing Executive Session Minutes”. David Schroeder seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

JoAnn Hudson moved that the village board adopt Resolution Number 2012-2 “A Resolution Authorizing the Destruction of Audio or Video Recording of Closed Meetings Sessions”. David Schroeder seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Ordinance Report Continued:

JoAnn Hudson moved that the village board consider this ordinance for first reading, “An Ordinance Enacting Simplified Municipal Telecommunications Tax Act.” David Schroeder seconded. Motion carried by voice vote.

SAFETY REPORT BY TRUSTEE, SALLY HOLLEMBEAK

Sally Hollembeak updated the Village Board on the Cherry Valley Police Pension Fund. Treasurer Karen Melloch stated that the pension fund had a positive growth (4.47%), however the Illinois Municipal Retirement Fund reported a negative growth for 2011.

PUBLIC WORKS REPORT BY TRUSTEE SCOTT KRAMER

Scott Kramer moved that the village board authorize CES, Inc. to begin the design engineering for Baumann Park Ditch Improvements at a cost of \$4,000.00 from Public Works line item 5095. Sally Hollembeak seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved that the village board authorize CES, Inc. to begin the design engineering for CherryVale Mall and Bell School Road (Culvert Repair) at a cost of \$4,000.00 from Public Works line item 5095. David Schroeder seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved that the village board authorize CES, Inc. to begin the design engineering for Harrison Avenue – (Rt.20 to Perryville Road) at a cost of \$37,000.00. This is being funded from Capital Improvements; revised Five Year Capital Improvements Plan effective January 17, 2012. Stephen Appell seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved that the village board authorize CES, Inc. to begin the design engineering Genoa Street – (Walnut Street to Seawitch Drive) at a cost of \$16,100.00. This is being funded from Capital Improvements; revised Five Year Capital Improvements Plan effective January 17, 2012. David Schroeder seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Public Works Report Continued:

Scott Kramer moved that the village board authorize CES, Inc. to begin the design engineering Bell School Road (Mid Mall Drive to South Mall Drive at a cost of \$9,200.00. This is being funded from Capital Improvements; revised Five Year Capital Improvements Plan effective January 17, 2012. Sally Hollembeak seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved the village board to purchase 70 radio water meters for Penfield Crossing Subdivision from HD Water Supply Company in the amount of \$9,100.00. David Schroeder seconded. This is being funded from the Water Fund. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved to send to the village board to authorize the amount of \$10,000.00 to purchase commercial radio water meters from HD Water Supply Company. Sally Hollembeak seconded. This is being funded from the Water Fund. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved that the village board accept Joe Caveny's recommendation to send three public works employees to the AWWA Conference in the amount of \$1,500.00; held March 20- 22, 2012. This is being funded from the Water Fund. Stephen Appell seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved that the village board approve to hire Ballard Companies, Inc. for the EPA mandatory electrical repairs to the well houses in an amount not to exceed \$3,790.00. Stephen Appell seconded. This is being funded from the Water Fund. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

Scott Kramer moved that the village board accept Frontier telephone system proposal (Hardware) in the amount of \$15,312.02 for the Village Hall (and Police Department). Sally Hollembeak seconded. This is being funded from Capital Improvements; revised Five Year Capital Improvements Plan effective January 17, 2012. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

PERSONNEL REPORT BY TRUSTEE, DAVID SCHROEDER

David Schroeder moved that the village board approve the proposal for legal services dated February 7, 2012 from Ottosen Britz Kelly Cooper Gilbert & DiNolfo, LTD to represent the village for collective bargaining. Scott Kramer seconded. A roll call vote was taken.

Stephen Appell	Aye	Scott Kramer	Aye
Sally Hollembeak	Aye	Gary Maitland	Absent
JoAnn Hudson	Aye	David Schroeder	Aye

Motion was voted on and carried.

President Jim Claeysen entertained a motion to convene into executive session at 7:45 pm. for the purpose of 2 (c) 6 Setting of a Price for Sale or Lease of Property Owned by the Public Body. Sally Hollembeak made the motion. Scott Kramer seconded. Motion carried by voice vote.

President Jim Claeysen called the meeting back to order at 8:08 pm. Village Clerk, Nancy L. Belt called the roll:

Stephen Appell	Present	Scott Kramer	Present
Sally Hollembeak	Present	JoAnn Hudson	Present
David Schroeder	Present		

Motion was voted on and carried.

President Jim Claeysen entertained a motion to adjourn at 8:08 pm. Sally Hollembeak moved to adjourn. Scott Kramer seconded. Motion carried by voice vote.

Respectfully submitted: Village Clerk, Nancy L. Belt
President Jim Claeysen approved the minutes on Thursday February 9, 2012.