

VILLAGE BOARD OF TRUSTEES MEETING

June 5, 2012

THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS, WINNEBAGO AND BOONE COUNTIES, CONVENE IN REGULAR SESSION ON THE 5th DAY OF JUNE, 2012.

PRESIDENT JIM E. CLAEYSSSEN CALLED THE MEETING TO ORDER AT 7:00 P.M. AND LED THE PLEDGE OF ALLEGIANCE. ROLL CALL WAS TAKEN BY VILLAGE ADMINISTRATOR, DAVID NORD.

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

Also present: Village Administrator, David Nord; Police Chief Todd Houde; Attorney Jim Stevens and Village Treasurer, Karen Melloch.

President Jim Claeysen entertained a motion to adopt the amended agenda with the combining of items one and two under the Ordinance Committee report. Scott Kramer moved to adopt the amended agenda. Steve Appell seconded. Motion carried by voice vote.

President Jim Claeysen entertained a motion to approve the May 29, 2012 Special Village Board minutes. Stephen Appell moved to approve the May 29, 2012 Special Board minutes. Dave Schroeder seconded. Motion carried by voice vote

President Jim Claeysen entertained a motion to approve the May, 2012 Treasurer's Report as presented by Karen Melloch. Dave Schroeder moved to place on file the May 2012 Treasurer's Report. Steve Appell seconded. Motion carried by voice vote.

CITIZENS VOICE: None

PRESIDENT'S REPORT

President Claeysen reminded the Board that this Saturday (June 9, 2012) the "Friends of the Kishwaukee" are holding a Kick-off Event in Baumann Park from 11AM – 3 PM. Also this Saturday is former Village Clerk, Nancy Belt's retirement party from 1 PM to 3 PM at the Village Hall.

President Jim Claeysen presented the Village Board with a request from the Cherry Valley Men's Club and Mr. Benny Salamone of Salamone's restaurant for approval of a special events permit on July 4, 2012 to allow for a charity event to sell food, beer and wine from Noon until 8PM. Mr. Salamone is requesting that the \$100 special event fee be waived as this event is for a local not-for-profit group.

Sally Hollembeak moved that the village board authorize President Jim Claeysen to approve the special events permit and the one day Class "F" license and waive the \$100 special events permit fee. Scott Kramer seconded. A roll call vote was taken.

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

Motion was voted on and carried.

ATTORNEY’S REPORT: No report

ENGINEER’S REPORT

In Denny McMullen’s absence, Mayor Claeysen reported that construction along the Swanson Park Recreation Path has moved to the Regional Detention Facility pond and will be working there the remainder of the week. Swanson Park should be totally restored, seeded, and matted by tomorrow. The final surface on Genoa Street should be installed tomorrow (Wednesday, June 6) as well. Resident Notices were sent out later out again today.

EX-OFFICIO’S REPORTS

Scott Kramer stated that the Recreation Board is working on holding their annual movie night on Saturday July 16th with the movie “Dolphin Tale” being shown at Dusk.

Stephen Appell reported that the June Planning & Zoning Commission meeting has been cancelled and that the next meeting is scheduled for Wednesday, July 18th.

ORDINANCE REPORT BY TRUSTEE, JOANN HUDSON

JoAnn Hudson moved that the village board waive the rules on the first reading on, “AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING BAUMANN PARK AND ALLOWING NO ALCOHOL IN THE PARK UNDER SECTION 46-72(A)(1)(A) AND SECTION 10-2 CONSUMPTION, POSSESSION OF INTOXICATING LIQUORS IN PUBLIC PLACES” 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 AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING BAUMANN PARK AND ALLOWING NO ALCOHOL IN THE PARK UNDER SECTION 46-72(A)(1)(A) AND SECTION 10-2 CONSUMPTION, POSSESSION OF INTOXICATING LIQUORS IN PUBLIC PLACES” Steve Appell seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-11 “AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING BAUMANN PARK AND ALLOWING NO ALCOHOL IN THE PARK UNDER SECTION 46-72(A)(1)(A) AND SECTION 10-2 CONSUMPTION, POSSESSION OF INTOXICATING LIQUORS IN PUBLIC PLACES” Sally Hollembeak seconded. A roll call vote was taken.

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

Motion was voted on and carried.

JoAnn Hudson moved that the village board waive the rules on the first reading on, “AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS SECTION 2-371(D)” 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 AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS SECTION 2-371(D)” Steve Appell seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-12 “AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS SECTION 2-371(D)” Steve Appell seconded. A roll call vote was taken.

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| Stephen Appell | Aye | Scott Kramer | Aye |
| Sally Hollembeak | Aye | Gary Maitland | Aye |
| 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 GRANTING A VARIANCE UNDER SECTION 82-55 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS TO ALLOW A 3’ SIDE YARD SETBACK IN LIEU OF THE 7’ SIDE YARD SETBACK (3460 VALLEYWOODS DRIVE, CHERRY VALLEY, ILLINOIS)” Sally Hollembeak seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board consider this ordinance for first reading, “AN ORDINANCE GRANTING A MAP AMENDMENT FROM R1-ONE FAMILY RESIDENTIAL DISTRICT UNDER SECTION 82-205 TO R2- TWO FAMILY RESIDENTIAL DISTRICT UNDER SECTION 82-206 FOR THE PROPERTY COMMONLY KNOWN AS 410 EAST STATE STREET, CHERRY VALLEY, ILLINOIS” Sally Hollembeak seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board waive the rules on the first reading on, “AN ORDINANCE GRANTING A MAP AMENDMENT FROM OF-OFFICE DISTRICT UNDER SECTION 82-261 TO AG-AGRICULTURAL DISTRICT UNDER SECTION 82-181 FOR THE PROPERTY COMMONLY KNOWN AS 700 EAST STATE STREET, CHERRY VALLEY, ILLINOIS” Scott Kramer seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board consider this ordinance for 2nd and final reading, , “AN ORDINANCE GRANTING A MAP AMENDMENT FROM OF-OFFICE DISTRICT UNDER SECTION 82-261 TO AG-AGRICULTURAL DISTRICT UNDER SECTION 82-181 FOR THE PROPERTY COMMONLY KNOWN AS 700 EAST STATE STREET, CHERRY VALLEY, ILLINOIS”. Steve Appell seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-13, "AN ORDINANCE GRANTING A MAP AMENDMENT FROM OF-OFFICE DISTRICT UNDER SECTION 82-261 TO AG-AGRICULTURAL DISTRICT UNDER SECTION 82-181 FOR THE PROPERTY COMMONLY KNOWN AS 700 EAST STATE STREET, CHERRY VALLEY, ILLINOIS." Scott Kramer seconded. A roll call vote was taken.

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

Motion was voted on and carried.

JoAnn Hudson moved that the village board consider this ordinance for 2nd and final reading, , "AN ORDINANCE GRANTING A MAP AMENDMENT FORM SECTION 82-234 "CC" COMMERCIAL DISTRICT TO SECTION 82 -261 "OF" OFFICE DISTRICT FOR THE PROPERTY COMMONLY KNOWN AS 1740 S. BELL SCHOOL ROAD". David Schroeder seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-14, "AN ORDINANCE GRANTING A MAP AMENDMENT FORM SECTION 82-234 "CC" COMMERCIAL DISTRICT TO SECTION 82 -261 "OF" OFFICE DISTRICT FOR THE PROPERTY COMMONLY KNOWN AS 1740 S. BELL SCHOOL ROAD". Steve Appell seconded. A roll call vote was taken.

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

Motion was voted on and carried.

JoAnn Hudson moved that the village board waive the rules on the first reading on, "AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPAL PROPERTY" Scott Kramer seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board consider this ordinance for 2nd and final reading, , ""AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPAL PROPERTY" Sally Hollembeak seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-15, ""AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPAL PROPERTY" Sally Hollembeak seconded. A roll call vote was taken.

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

Motion was voted on and carried.

JoAnn Hudson moved that the village board waive the rules on the first reading on, “AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS AUTHORIZING AGGREGATION OF ELECTRICAL LOAD AND ADOPTING AN ELECTRIC AGGREGATION PLAN OF OPERATION AND GOVERNANCE”. Scott Kramer seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board consider this ordinance for 2nd and final reading, , “AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS AUTHORIZING AGGREGATION OF ELECTRICAL LOAD AND ADOPTING AN ELECTRIC AGGREGATION PLAN OF OPERATION AND GOVERNANCE” Steve Appell seconded. Motion carried by voice vote.

JoAnn Hudson moved that the village board pass and approve Ordinance Number 2012-16, “AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS AUTHORIZING AGGREGATION OF ELECTRICAL LOAD AND ADOPTING AN ELECTRIC AGGREGATION PLAN OF OPERATION AND GOVERNANCE”. Steve Appell seconded. A roll call vote was taken.

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

Motion was voted on and carried.

At 7:19 PM Trustee David Schroeder excused himself and left the Council table.

Attorney James Stevens reviewed the intergovernmental agreement between Winnebago County, the Village of Cherry Valley and the Village of New Milford with the Village Board. Attorney Stevens answered various questions concerning the document and made note of various elements of the document.

JoAnn Hudson moved that the village board consider this ordinance for first reading, “AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF WINNEBAGO, THE VILLAGE OF NEW MILFORD AND THE VILLAGE OF CHERRY VALLEY, ILLINOIS” Sally Hollembeak seconded. Motion carried by voice vote.

At 7:24 PM, Trustee David Schroeder resumed his seat at the council table.

PERSONNEL REPORT BY TRUSTEE, DAVID SCHROEDER

David Schroeder moved that the village board authorize the Village Administrator to advertise for the positions of part time Village Clerk, a full time Administrative Assistant and a part time Front Desk Receptionist for the Village’s Administration Department. Steve Appell seconded. A roll call vote was taken.

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

Motion was voted on and carried.

President Jim Claeysen entertained a motion to adjourn at 7:25 pm. Sally Hollembeak moved to adjourn. Steve Appell seconded. Motion carried by voice vote.

Respectfully submitted: Village Administrator, David Nord
President Jim Claeysen approved the minutes on June 6, 2012.

VILLAGE BOARD OF TRUSTEES AGENDA

DATE: TUESDAY, JUNE 5, 2012

TIME: 7:00 PM

CALL THE MEETING TO ORDER: President Jim E. Claeysen

PLEDGE OF ALLEGIANCE:

ROLL CALL TAKEN BY: Village Administrator, David Nord

VILLAGE TRUSTEES:

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

ADOPTION OF THE AGENDA

APPROVAL OF THE BOARD MINUTES: May 29, 2012

TREASURER'S REPORT

CITIZENS VOICE:

PRESIDENT JIM CLAEYSSSEN

1. Correspondences/Miscellaneous
2. Special events permit; waiver of fee (CV Men's Club / Salamone's)

ATTORNEY'S REPORT

ENGINEER'S REPORT

EX-OFFICIO'S REPORTS

ORDINANCE REPORT BY TRUSTEE, JOANN HUDSON

1. Amendment to Section 46-72(a)(1)(a); No alcohol Baumann Park
2. Amendment to Section 10-2; Consumption , possession of intoxicating liquor in Public places
3. Removal of names from Section 2-371(d); CDL & Alcohol Testing Program
4. Variance request; 3460 Valleywoods Drive; variance to side yard setback in residential district from 7' to 3' (First Reading)
5. Request for rezoning 410 E. State Street, Cherry Valley from "R1" to "R2" (First Reading)
6. Request for rezoning 700 East State Street, Cherry Valley from "OF" Office to "AG" Agriculture waive rules; (2nd reading)
7. Request for rezoning from "CC" Commercial District to "OF" Office District for the Property Commonly Known as 1740 S. Bell School (2nd reading)
8. Disposal of unclaimed evidence / property
9. Ordinance authorizing aggregation of electrical load and adopting an electric aggregation plan of operation and governance.
10. Intergovernmental agreement regarding the IJRL

FINANCE REPORT BY TRUSTEE, GARY MAITLAND

1.

VILLAGE BOARD OF TRUSTEES AGENDA

JUNE 5, 2012

PAGE 2

PUBLIC SAFETY REPORT BY TRUSTEE, SALLY HOLLEMBEAK

1.

PUBLIC WORKS REPORT BY TRUSTEE, SCOTT KRAMER

PLANNING AND DEVELOPMENT REPORT BY TRUSTEE, STEPHEN APPELL

1. No Report
- 2.

PERSONNEL REPORT BY TRUSTEE, DAVID SCHROEDER

1. Authorization to advertise for the positions of part time Village Clerk, full time Administrative Assistant and part time Front Desk / Receptionist within Administration Dept.

BOARD COMMENTS:

ADJOURNMENT

JEC 6/1/2012