

**VILLAGE OF CHERRY VALLEY, IL
MINUTES FOR THE
VILLAGE BOARD OF TRUSTEES
FEBRUARY 5, 2013**

THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS, WINNEBAGO AND BOONE COUNTIES, CONVENED IN REGULAR SESSION ON THE 5th DAY OF FEBRUARY, 2013.

PRESIDENT JIM E. CLAEYSSEN CALLED THE MEETING TO ORDER AT 7:00 P.M. AND LED THE PLEDGE OF ALLEGIANCE.

A Roll Call was taken by Village Clerk, Dana Ward.

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

Also present: President Jim E. Claeysen, Dennis McMullen, C.E.S., Village Administrator David Nord, Village Attorney Jim Stevens, Village Treasurer Karen Melloch, Acting Public Works Director Chuck Freeman and Chief of Police Todd Houde.

President Jim E. Claeysen entertained a motion to adopt the agenda with the following changes: Under *ORDINANCE*: Delete number 4. IPPFA Deferred Compensation Plan (457). Not all information has been received at this time. Change number 5. This came out of Ordinance 2/4/13 to waive the rules for the second and final reading. And number 6: This should read "A RESOLUTION for the Execution of a Collecting Bargaining Agreement...". Under *President's Report* there will be "updates". David Schroeder moved to adopt the amended Agenda. Scott Kramer seconded. All "Aye"; none opposed. Motion carried by majority vote.

President Jim E. Claeysen entertained a motion to approve the January 15, 2013 Village Board Minutes. Scott Kramer moved to approve the January 15, 2013 Village Board minutes. David Schroeder seconded. All "Aye"; none opposed. Motion carried by majority vote.

TREASURER'S REPORT: KAREN MELLOCH. The Village received two franchise checks today. One was from NICOR in the amount of \$5455.19 and the other was from COMCAST in the amount of \$9001.65. In other business, beginning 1/31/13 the bank began charging \$15 per account to review accounts that required multiple signers. Karen Melloch contacted the bank and since the Village has multiple accounts they have agreed to waive these charges.

CITIZENS VOICE: None.

PRESIDENT'S REPORT: JIM E. CLAEYSSEN.

1. Request for a Class K liquor license from Granite City, allowing sales on Sunday beginning at 9:00am. President Jim E. Claeysen entertained a

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PRESIDENT'S REPORT: JIM E. CLAEYSSSEN. (Continued).

motion to authorize a Class K liquor License to Granite City. Sally Hollembeak so moved and was seconded by David Schroeder. A Roll Call vote was taken:

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

Motion carried by majority vote.

- 2. Motion to ratify emergency repair to Well #1.** President Jim E. Claeysen entertained a motion that the Village Board ratifies emergency repairs to Well #1 in the amount of \$5770. Scott Kramer so moved and David Schroeder seconded. A Roll Call vote was taken:

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

Motion carried by majority vote.

- 3. Request for Chuck Freeman to attend ISAWWA, 2/13/13 in DeKalb, IL.** President Jim E. Claeysen entertained a motion to send Chuck Freeman to the ISAWWA conference at a cost not to exceed \$35, Line Item 5195P. David Schroeder so moved and was seconded by Scott Kramer. A Roll Call vote was taken:

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

Motion carried by majority vote.

- 4. Loader rental.** President Jim E. Claeysen entertained a motion to rent a Loader from Westside Tractor in the amount of \$4500 for a one month rental agreement. Should the Village end up purchasing a Loader from Westside Tractor any money paid in rental fees will reduce the purchase price of a new Loader for Public Works. Line Item 5175P Rental. Scott Kramer so moved and was seconded by Sally Hollembeak. A Roll Call vote was taken:

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

Motion carried by majority vote.

- 5. Miscellaneous updates.**

- Comcast Annual Report: An update on Service for the Village of Cherry Valley. President Jim E. Claeysen gave to the Clerk to file.
- Certified letter from the Illinois Labor Relations Board. The Cherry Valley Publics Works Department (Maintenance Workers) have filed the appropriate papers work to form a union.

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5. Miscellaneous updates. (Continued).

The Village will seek legal counsel on this topic and this will be discussed in future Committee meetings.

ATTORNEY'S REPORT: JAMES STEVENS. No report.

ENGINEER'S REPORT: DENNIS MCMULLEN. Mr. McMullen referred the Board to the updated report on Well #1. The blockage has been knocked out of the hole. They ran the camera down to the bottom of the hole and saw a fracture; this has been there since the well was drilled. He believes there is no more worry about fracturing. C.E.S has reviewed the cost for repairs and would recommend the Village proceed with the repairs outlined in the Municipal Well and Pump letter dated 1/11/13. C.E.S. believes that replacement of the pumps and motor would give the well approximately another ten years of use. The remaining repairs will cost \$28,355, plus \$5,770 already approved by the Board. More discussion will take place at the Public Works meeting February 11, 2013.

EX-OFFICIO'S REPORT: SCOTT KRAMER. The next Recreation Board meeting will be Wednesday February 6, 2013 at 7:00PM. They will be discussing their Budget.

EX-OFFICIO'S REPORT: STEPHEN APPELL. President Jim E. Claeysen reported that the next Planning and Zoning meeting will be Wednesday February 20, 2013 at 7:00PM. They will be reviewing the village's Comprehensive Plan.

ORDINANCE REPORT: JOANN HUDSON.

1. JoAnn Hudson moved that the Village Board consider this Ordinance for the first reading: AN ORDINANCE REGARDING CAPITAL IMPROVEMENTS FROM 2011 THROUGH 2016. President Jim E. Claeysen noted that due to the Public Works Garage Fire and various road project plans there will be some revisions needed to the 5 year plan before the second and final reading. Sally Hollembeak seconded. A Roll Call vote was taken:

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

This is a 3/1 vote: Therefore, President Jim E. Claeysen cast his vote as "Aye". Motion carried by majority vote.

2. JoAnn Hudson moved that the Village Board consider this Ordinance for the second and final reading: AN ORDINANCE AMENDING CHAPTER 2, ARTICLE III, DIVISION 8 OF THE CODE OF ORDINANCES OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING THE BUDGET DIRECTOR.

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ORDINANCE REPORT: JOANN HUDSON. (Continued).

Sally Hollembeak seconded. All "Aye"; none opposed. Motion carried by majority vote.

3. JoAnn Hudson moved that the Village Board pass and approve Ordinance 2013-1: AN ORDINANCE AMENDING CHAPTER 2, ARTICLE III, DIVISION 8 OF THE CODE OF ORDINANCES OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING THE BUDGET DIRECTOR. Sally Hollembeak seconded. A Roll Call vote was taken:

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

Motion carried by majority vote.

4. Item 4 was deleted with the Amended Agenda.
5. JoAnn Hudson moved that the Village Board waive the rules on the first reading for Ordinance 2013-2: AN ORDINANCE GRANTING A VARIANCE UNDER SECTION 82-55 TO SECTION 82-10(d)(1) REGARDING THE MAXIMUM SIZE FOR ACCESSORY BULIDINGS IN AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (740 Elgin Street). Sally Hollembeak seconded. A Roll Call was taken:

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

Motion carried by majority vote.

JoAnn Hudson moved that the Village Board consider for the second and final reading, Ordinance 2013-2: AN ORDINANCE GRANTING A VARIANCE UNDER SECTION 82-55 TO SECTION 82-10(d)(1) REGARDING THE MAXIMUM SIZE FOR ACCESSORY BULIDINGS IN AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (740 Elgin Street). Scott Kramer seconded. All "Aye"; none opposed. Motion carried by majority vote.

JoAnn Hudson moved that the Village Board pass and approve Ordinance 2013-2: AN ORDINANCE GRANTING A VARIANCE UNDER SECTION 82-55 TO SECTION 82-10(d)(1) REGARDING THE MAXIMUM SIZE FOR ACCESSORY BULIDINGS IN AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (740 Elgin Street). Scott Kramer seconded. A Roll Call was taken:

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

Motion carried by majority vote.

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ORDINANCE REPORT: JOANN HUDSON. (Continued).

6. JoAnn Hudson moved that the Village Board authorize the Resolution for the EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE VILLAGE OF CHERRY VALLY AND THE ILLINOIS FRATERNAL ORDER OF POLICE. Sally Hollembeak seconded. A Roll Call vote was taken:

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

This is a 3/1 vote. President Jim E. Claeysen voted "AYE" under Illinois State Statute 655/3.1-40-30. Motion carried by majority vote.

JoAnn Hudson stated Ordinance passes.

President Jim E. Claeysen took a moment to thank the negotiating teams for both parties to get this Resolution passed. He also thanked Trustees Appell and Maitland, who are both absent this evening, and Chief of Police Todd Houde.

PUBLIC WORKS REPORT BY TRUSTEE: SCOTT KRAMER.

1. Scott Kramer moved that the Village Board authorize payment in the amount of \$7000 to Winnebago County for 2012 striping, Line Item 5135.

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

Motion carried by majority vote.

2. Scott Kramer moved the Village Board authorize the engineering agreement for design services for Bell School Road from Newburg Road to Mid Mall Drive with C.E.S. INC., in an amount not to exceed \$14,000, Line Item 5095 Streets. JoAnn Hudson seconded. A Roll Call vote was taken:

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

Motion carried by majority vote.

Scott Kramer stated Public Works passes.

PLANNNG AND DEVELOPMENT: STEPHEN APPELL

1. David Schroeder is sitting in for Stephen Appell. David Schroeder moved that the Village Board authorize President Jim E. Claeysen, Village Administrator David Nord and Trustee JoAnn Hudson attend the Illinois ICSC retail event in Rockford, IL February 6, 2013 in an amount not to exceed \$90 under the tourism account; LINE ITEM 5360A. Sally Hollembeak seconded. A Roll Call vote was taken:

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PLANNING AND DEVELOPMENT: (Continued).

Stephen Appell ABSENT

Sally Hollembeak AYE

JoAnn Hudson AYE

Scott Kramer AYE

Gary Maitland ABSENT

David Schroeder AYE

Motion carried by majority vote.

ADJOURNMENT: President Jim E. Claeysen entertained a motion to adjourn at 7:33PM. Sally Hollembeak so moved for adjournment. Scott Kramer seconded. All "Aye": none opposed. Motion carried by majority vote.

Recorded by Dana Ward Village Clerk

Village President Jim E. Claeysen approved the minutes February 16, 2013.

AGENDA
VILLAGE OF CHERRY VALLEY, IL
VILLAGE BOARD OF TRUSTEES MEETING
TUESDAY, FEBRUARY 5, 2013
7:00 PM

CALL THE MEETING TO ORDER: President Jim E. Claeysen

PLEDGE OF ALLEGIANCE:

ROLL CALL TAKEN BY: Village Clerk, Dana Ward

VILLAGE TRUSTEES:

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

ADOPTION OF THE AGENDA:

APPROVAL OF THE BOARD MINUTES: January 15, 2013.

TREASURER'S REPORT: January 2013 Report by Treasurer Karen Melloch

CITIZENS VOICE:

PRESIDENT'S REPORT:

1. Request for a Class K liquor license from Granite City.
2. Motion to ratify emergency repair to Well #1 (from January 15, 2013 meeting).
3. Request for Chuck Freeman to attend ISAWWA, 2/13/13, In DeKalb, IL (\$35).
4. Loader rental.

ATTORNEY'S REPORT: JIM STEVENS

ENGINEER'S REPORT: DENNIS McMULLEN, C.E.S.

EX-OFFICIO'S REPORTS: SCOTT KRAMER - RECREATION BOARD
STEPHEN APPELL - PLANNING AND ZONING COMMISSION

ORDINANCE REPORT BY TRUSTEE: JOANN HUDSON

1. Motion to approve the first reading of the 5 Year Capital Improvements Plan Ordinance.
2. Motion to approve the second reading of an Ordinance amending the Budget Director Ordinance.
3. Motion to approve an Ordinance amending the Budget Director Ordinance.
4. Motion to approve a Resolution relating to the IPPFA Deferred Compensation Plan (457).
5. Motion to approve the first reading of an Ordinance granting a variance request for an accessory building at 740 Elgin Street.
6. Motion to authorize the execution of a Collective Bargaining Agreement between the Village of Cherry Valley and the Illinois Fraternal Order of Police.

VILLAGE BOARD AGENDA (PAGE 2)

FINANCE REPORT BY TRUSTEE: GARY MAITLAND

PUBLIC SAFETY REPORT BY TRUSTEE: SALLY HOLLEMBEAK

PUBLIC WORKS REPORT BY TRUSTEE: SCOTT KRAMER

1. Authorize payment to Winnebago County for 2012 pavement paint striping.
2. Authorize the engineering agreement for design services for Bell School Road from Newburg Road to Mid Mall Drive with C.E.S. INC.

PLANNING AND DEVELOPMENT REPORT BY TRUSTEE: STEPHEN APPELL

1. Motion to approve attendance at the Illinois ICSC retail event in Rockford IL

PERSONNEL REPORT BY TRUSTEE: DAVID SCHROEDER

BOARD COMMENTS:

ADJOURNMENT: