VILLAGE OF CHERRY VALLEY, IL
MINUTES FOR THE
VILLAGE BOARD OF TRUSTEES
MAY 7, 2013
(Corrected 5/21/2103)

THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS, WINNEBAGO AND BOONE COUNTIES, CONVENED IN REGULAR SESSION ON THE 7th DAY OF MAY, 2013.

Before calling the meeting to order, President Jim E. Claeyssen recognized a special guest, longtime area resident and lifelong friend, Retired Army Colonel Daniel L. Baggio; President Claeyssen asked him to lead us all in the Pledge of Allegiance. President Claeyssen thanked him for his 30+ years of service to our country.

PRESIDENT JIM E. CLAEYSSEN CALLED THE MEETING TO ORDER 7:00 P.M.
A Roll Call was taken by Village Clerk, Dana Ward.

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

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

President Jim E. Claeyssen entertained a motion to adopt the amended Agenda, adding *"Comment by Trustee, Scott Kramer"* under Board Comments. Stephen Appell so moved and Scott Kramer seconded. All "Aye"; none opposed. Motion carried by voice vote.

President Jim E. Claeyssen entertained a motion to approve the April 16, 2013 Minutes. David Schroeder so moved and Stephen Appell seconded. All "Aye"; none opposed. Motion carried by voice vote.

TREASURER'S REPORT: KAREN MELLOCH. Treasurer Melloch reported the Sales revenue figures. May is currently at $247,549 against a budgeted amount of $259,000. This figure is slightly down than expected. However, the good news is the 1% capital sales tax figure came in at $190,375 against a budgeted amount of $167,379, which is slightly higher than expected. The yearly audit has begun for the past fiscal year. Beginning 5/22/13 the auditors will be here for four days. The Treasurers Report reflects all the yearend numbers; our cash came in at $650,000 more than projected.

CITIZENS VOICE: Bonnie Whitmer, Financial Oversight. Resident, Bonnie Whitmer handed the Board members a handout titled *Better Financial Oversight Needed in*

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CITIZENS VOICE: (Continued).
Cherry Valley. Mrs.Whitmer stated her concerns regarding expenditures and accountability in the Village. She asked the Board consider her concerns. President Jim E. Claeyssen respectfully thanked her for her comments and said he would read her report in depth and would discuss her concerns with the Board members.

PRESIDENT'S REPORT: JIM E. CLAEYSSEN.

1. Liquor License Approval: "P's Restaurant", Kegel Harley Davidson. President Jim E. Claeyssen stated that this application has been reviewed and approved by the Chief of Police for a Class A & E License and entertained a motion to approve this license. Stephen Appell so moved and David Schroeder seconded. A Roll Call was taken:

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

Motion passes.

2. Liquor License Approval: CVFPD for CV Festival Days. President Jim E. Claeyssen presented an application for the Cherry Valley Fire Department to serve alcohol for the Cherry Valley Festival Days weekend and entertained a motion to approve this license. Scott Kramer so moved and Stephen Appell seconded. A Roll Call vote was taken:

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

Motion passes.

3. Yearly Appointments: President Jim E. Claeyssen presented the Board members with a list of appointed officials, standing and advisory committees for appointment. These will be up for approval at the May 21, 2013 Village Board meeting.

4. Proclamation: Arbor Day, April 26, 2013. President Jim E. Claeyssen read the Proclamation and entertained a motion to approve the Proclamation for Arbor Day. Sally Hollembeak so moved and Stephen Appell seconded. All "Aye"; none opposed. Director of Public Works Chuck Freeman stated a tree was planted in Bauman Park.

5. Proclamation: Motorcycle Awareness Month, May 2013. President Jim E. Claeyssen read the Proclamation and entertained a motion to approve the Proclamation for May, Motorcycle Awareness Month. Scott Kramer so moved and Stephen Appell seconded. All "Aye"; none opposed. Amy

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

Muldonado is here from Kishwaukee A.B.A.T.E. and thanked the Village for the Proclamation. She gave a brief comment on this organization.

6. Proclamation: National Police Week May 12-18, 2013. President Jim E. Claeyssen read the Proclamation and entertained a motion to approve the Proclamation for National Police Week. Gary Maitland so moved and Stephen Appell seconded. All "Aye"; none opposed. President Claeyssen presented Chief of Police Todd Houde with this Proclamation.

7. Proclamation: Public Works Week May 19-25, 2013. President Jim E. Claeyssen read this Proclamation and entertained a motion to approve the Proclamation for Public Works Week. JoAnn Hudson so moved and Stephen Appell seconded. All "Aye"; none opposed. President Claeyssen presented Public Works Director Chuck Freeman with the Proclamation.

ATTORNEY'S REPORT: JAMES STEVENS. No report.

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

The work at Well number 1 has been completed and has passed all tests. That project is completed. The bid results have been received and Mr. McMullen has passed this information on to the Public Works Committee members for review and will be discussed at Public Works. The bids received were excellent.

EX-OFFICO'S REPORT:

1. **STEPHEN APPELL.** Planning and Zoning Commission. No report.
2. **SCOTT KRAMER.** Recreation Board. No report.

ORDINANCE REPORT BY TRUSTEE: JOANN HUDSON.

1. JoAnn Hudson moved that the Village Board consider this the 2nd and final reading:
   AN ORDINANCE AMENDING SECTION 18-6 OF CHAPTER 18, ARTICLE I, OF THE CODE OF ORDINANCES OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING HUNTING AND TRAPPING.
   Stephen Appell seconded. All "Aye"; none opposed. Motion passes.

2. JoAnn Hudson moved that the Village Board pass and approve
   Ordinance number 2013-14
   AN ORDINANCE AMENDING SECTION 18-6 OF CHAPTER 18, ARTICLE I,

ORDINANCE REPORT BY TRUSTEE: JOANN HUDSON. (Continued).

OF THE CODE OF ORDINANCES OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING HUNTING AND TRAPPING.

Sally Hollembeak seconded. A Roll Call vote was taken:

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

Motion passes.

3. JoAnn Hudson moved that the Village Board consider this Ordinance for the second and final reading:

   AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS AMENDING SECTION 42-191 OF CHAPTER 42, ARTICLE V, OF THE VILLAGE OF CHERRY VALLEY CODE OF ORDINANCES REGARDING THE DISCHARGE OF WEAPONS.

   Stephen Appell seconded. All "Aye"; none opposed. Motion passes.

4. JoAnn Hudson moved that the Village Board pass and approve:

   Ordinance number 2013-15

   AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS AMENDING SECTION 42-191 OF CHAPTER 42, ARTICLE V, OF THE VILLAGE OF CHERRY VALLEY CODE OF ORDINANCES REGARDING THE DISCHARGE OF WEAPONS.

   Stephen Appell seconded. A Roll Call vote was taken:

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

   Motion passes.

5. JoAnn Hudson moved that the Village Board consider this the 2nd and final reading: (Trustee Hudson noted that the new map Exhibit A will be attached.)

   AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS CLARIFYING AND REAPPROVING A VARIANCE FROM THE REQUIRED SIDE YARD SETBACK OF 7 FEET TO 3 FEET IN THE RESIDENTIAL ONE-FAMILY ZONING DISTRICT

   (3460 Valley Woods Drive, Cherry Valley, Illinois).

   Sally Hollembeak seconded. All "Aye"; none opposed. Motion passes.

6. JoAnn Hudson moved that the Village Board pass and approve:

   Ordinance number 2013-16

   AN ORDINANCE OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS CLARIFYING AND REAPPROVING A VARIANCE FROM THE REQUIRED SIDE YARD SETBACK OF 7 FEET TO 3 FEET IN THE RESIDENTIAL ONE-FAMILY ZONING DISTRICT

ORDINANCE REPORT BY TRUSTEE: JOANN HUDSON. (Continued).

(3460 Valley Woods Drive, Cherry Valley, Illinois).

Stephen Appell seconded. A Roll Call vote was taken:

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

Motion passes.

7. JoAnn Hudson moved that the Village Board approve the Inter-Governmental Agreement - Perryville Bike Path:

   AN INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF WINNEBAGO, ILLINOIS AND THE VILLAGE OF CHERRY VALLEY, ILLINOIS FOR SHARING THE COST OF THE LOCAL MATCH FOR THE CONSTRUCTION, CONSTRUCTION ENGINEERING AND FOR MAINTENANCE OF THE PERRYVILLE BIKE PATH SOUTHEAST CONNECTION.

   David Schroeder seconded. A Roll Call vote was taken:

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

   Motion passes.

8. JoAnn Hudson motioned to consider this the first reading for Ordinance regarding Street Vendors.

   AN ORDINANCE AMENDING CHAPTER 26, ARTICLE III OF THE CODE OF ORDINANCES OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING PEDDLERS, ITINERANT MERCHANTS AND SOLICITORS.

   David Schroeder seconded. Trustee Hudson noted that all corrections requested have been made. President Jim E. Claeyssen questions the clarity of the safety arm under Section C. The second reading will be on May 21, 2013. All "aye"; none opposed. Motion passes.

9. JoAnn Hudson moved to approve Resolution 2013-5 regarding Employee recognition:

   A RESOLUTION AMENDING THE EMPLOYEE HANDBOOK FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS REGARDING THE EMPLOYEE RECOGNITION PROGRAM.

   David Schroeder seconded. A Roll Call vote was taken:

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

   Motion passes.

JoAnn Hudson stated Ordinance passes.

FINANCE REPORT BY TRUSTEE: GARY MAITLAND.

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PUBLIC SAFETY REPORT BY TRUSTEE: SALLY HOLLEMBEAK.

PUBLIC WORKS REPORT BY TRUSTEE: SCOTT KRAMER.

1. Scott Kramer moved to approve the Construction Engineering Agreement with C.E.S. for the Regional Detention Improvements - Phase 2, in the amount of $45,000, Line Item 5095 Capital Improvements. David Schroeder seconded. A Roll Call vote was taken:

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

Motion carried.

2. Scott Kramer moved to approve Public Works Director Chuck Freeman's request to hire Dennis Bird as a returning seasonal Public Works employee at a rate of $14 per hour, effective May 7, 2013. President Claeyssen noted that Mr. Bird is being hired at the same rate as last year and this is a budgeted item. David Schroeder seconded. A Roll Call vote was taken:

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

Motion carried.

Scott Kramer stated Public Works passes.

PLANNING AND DEVELOPMENT REPORT BY TRUSTEE: STEPHEN APPELL.

PERSONNEL REPORT BY TRUSTEE: DAVID SCHROEDER.

BOARD COMMENTS: President Jim E. Claeyssen asked Trustee Scott Kramer for his comments. Mr. Kramer has been with the Village for five years and four months. It has been an honor serving on the Board. He trusts the Board members. He thanked the Members and his wife for their support. There is a great round of applause for Mr. Kramer.

SWEARING IN NEWLY ELECTED OFFICIALS: President Jim E. Claeyssen turned over the meeting to Clerk Dana Ward for the swearing in ceremony.
The oath is read to each official:
"I, (name stated), having been duly elected to the office of Trustee (President) for the Village of Cherry Valley, Winnebago and Boone Counties, Illinois, do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Illinois and the Cherry Valley Code of Ordinances, and that I will faithfully discharge the duties of the office of the Trustee (President) to the best of my ability."

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SWEARING IN NEWLY ELECTED OFFICIALS: (Continued).

1. Gary Maitland is sworn in as Trustee and is presented a copy of the Official Oath.
2. David Schroeder is sworn in as Trustee and is presented a copy of the Official Oath.
3. Nancy Belt requested that longtime friend, Judge Robert "Randy" Wilt, swear her in as a new Trustee. Village Attorney Jim Stevens asked Judge Wilt if he held a Notary and he answered affirmative. Judge Wilt administered the oath and swears in Mrs. Belt as a new Trustee. Mrs. Belt is presented a copy of the Official Oath.
4. Jim E. Claeyssen is sworn in as President and is presented a copy of the Official Oath.

Clerk Ward turned the meeting back over to President Claeyssen. President Claeyssen asked Nancy Belt to take her new seat at the council table. President Claeyssen entertained a motion for adjournment. As her first official call, Mrs. Belt so moved. Sally Hollembeak seconded. All "Aye"; none opposed.

Recorded by Dana Ward Village Clerk.

Village President Jim E. Claeyssen approved the Minutes on May 17, 2013.

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

CALL THE MEETING TO ORDER: President Jim E. Claeyssen
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: April 16, 2013.

TREASURER'S REPORT: APRIL 2013 REPORT BY KAREN MELLOCH.

CITIZENS VOICE: Bonnie Whitmer, Financial Oversight.

PRESIDENT'S REPORT: JIM E. CLAEYSSEN.

1. Liquor License Approval: "P's Restaurant", Kegel Harley-Davidson.
2. Liquor License Approval: Cherry Valley Fire Protection District for Cherry Valley Festival Days.
3. Yearly Appointments for Appointed Officials, Standing and Advisory Committees.
4. Proclamation: Arbor Day, April 26, 2013.
5. Proclamation: Motorcycle Awareness Month, May 2013.
6. Proclamation: National Police Week, May 12-18, 2013.
7. Proclamation: Public Works Week, May 19-25, 2013.

ATTORNEY'S REPORT: JAMES STEVENS.

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

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

ORDINANCE REPORT BY TRUSTEE: JOANN HUDSON.

1. Motion to approve a 2nd and final reading for an Ordinance regarding Hunting and Trapping.
2. Motion to pass and approve an Ordinance regarding Hunting and Trapping.
3. Motion to approve a 2nd and final reading for an Ordinance regarding Discharge of Weapons.
4. Motion to pass and approve an Ordinance regarding Discharge of Weapons .
5. Motion to approve a 2nd and final reading for an Ordinance allowing a variance for 3460 Valley Woods Drive.

AGENDA
VILLAGE OF CHERRY VALLEY, IL
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ORDINANCE REPORT BY TRUSTEE: JOANN HUDSON. (Continued).

6. Motion to pass and approve an Ordinance allowing a variance for 3460 Valley Woods Drive.
7. Motion to approve the Intergovernmental Agreement - Perryville Bike Path.
8. Motion to consider this the first reading of an Ordinance regarding Street Vendor(s).
9. Motion to approve a Resolution regarding and Employee Recognition Program.

FINANCE REPORT BY TRUSTEE: GARY MAITLAND.

PUBLIC SAFETY REPORT BY TRUSTEE: SALLY HOLLEMBEAK.

PUBLIC WORKS REPORT BY TRUSTEE: SCOTT KRAMER.

1. Motion for approval for the Engineering Agreement with C.E.S. for the Regional Detention Improvements - Phase 2.
2. Motion to hire Dennis Bird as a seasonal Public Works employee as a rate of $14 per hour, effective May 7, 2013.

PLANNING AND DEVELOPMENT REPORT BY TRUSTEE: STEPHEN APPELL.

PERSONNEL REPORT BY TRUSTEE: DAVID SCHROEDER.

BOARD COMMENTS:

SWEARING IN OF NEWLY ELECTED OFFICIALS:

Village Trustees: Nancy Belt, Gary Maitland and David Schroeder.
Village President: Jim E. Claeyssen.

ADJOURNMENT:

JEC