

**VILLAGE OF CHERRY VALLEY, IL
VILLAGE BOARD OF TRUSTEES MEETING
TUESDAY, NOVEMBER 3, 2015**

THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS, WINNEBAGO AND BOONE COUNTIES, CONVENED IN REGULAR SESSION ON THE 3rd DAY OF NOVEMBER 2015.

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

A Roll Call was taken by Clerk Dana Ward.

STEPHEN APPELL	PRESENT	SALLY HOLLEMBEAK	PRESENT
NANCY BELT	PRESENT	GARY MAITLAND	ABSENT
JEFF FUSTIN	PRESENT	DAVID SCHROEDER	PRESENT

Also present: Treasurer Karen Melloch, Public Works Director Chuck Freeman, Chief of Police Larry Neville, Attorneys Jim Stevens and Darron Burke, Dennis McMullen, C.E.S. and Village Clerk Dana Ward.

ADOPT THE AGENDA: President Jim E. Claeysen entertained a motion to adopt the agenda. Trustee Appell moved to adopt the agenda. Trustee Hollembeak seconded. All “Aye”; none opposed. Motion carried by voice vote.

APPROVAL OF THE BOARD MINUTES: October 20, 2015. President Jim E. Claeysen entertained a motion to approve the Village Board Minutes for October 20, 2015. Trustee Appell moved to approve the minutes for October 20, 2015. Trustee Schroeder seconded. All “Aye”; none opposed. Motion carried by voice vote.

PUBLIC COMMENT: None.

TREASURER’S REPORT: October 2015 Report by Treasurer Karen Melloch. Treasurer Karen Melloch reported that in the General Fund, revenue (\$299,000.00) was exceeded by expenses (\$344,000.00); a negative of \$45,000.00. In the Water Fund, revenue (\$89,000.00) was exceeded by expenses (\$92,000.00), a negative of \$3,000.00. In Capital Improvements, revenue (\$183,000.00) was exceeded by expense (\$501,000.00); a negative of \$318,000.00. This is mainly due to the expenses for the Public Works Facility (\$319,000.00) and for Street Projects (\$123,000.00). Today the village received a Comcast franchise payment of \$10,144.90 and a state income tax payment of \$18,356.63. There are no further questions. President Jim E. Claeysen entertained a motion to file the October 2015 Treasurer’s Report as presented by Treasurer Karen Melloch. Trustee Belt moved to place the October 2015 Treasurer’s Report on file. Trustee Appell seconded. All “Aye”; none opposed. Motion carried by voice vote.

PRESIDENT’S REPORT: JIM E. CLAEYSSEN.

1. President Jim E. Claeysen noted that the members have received a copy of an extended lease agreement with Infinite Velocity Computer Services (The PC Doctor) for the property commonly known as 212 E. State Street and noted that it goes through May of 2016, as the proprietor will be retiring at that time. (The current lease expires December 31, 2015). President Jim E. Claeysen entertained a motion to sign the lease extension. Trustee Appell moved that the Village Board authorize Village President Jim E. Claeysen to sign a Lease Extension Agreement with Infinite Velocity Computer Services (The PC Doctor) for the property commonly known as

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212 E. State Street Cherry Valley, Illinois through May 31, 2016. Trustee Schroeder seconded. A Roll Call was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 "AYE", 1 "ABSENT".

ATTORNEY'S REPORT: JAMES STEVENS. No report

ENGINEER'S REPORT: DENNIS McMULLEN, C.E.S. No report.

EX-OFFICIO'S REPORTS:

STEPHEN APPELL - PLANNING AND ZONING COMMISSION. Trustee Appell noted that the meeting for November has been cancelled.

DAVE SCHROEDER - RECREATION BOARD. Trustee Schroeder stated that there will be a RECREATION BOARD meeting Wednesday, November 4, 2015 at 7:00PM. All are invited to attend. They will be reviewing the Halloween event and will be discussing upcoming events. Santa will arrive on Sunday, November 29, 2015 at 4:00PM at the Log Cabin.

ORDINANCE REPORT BY TRUSTEE: NANCY BELT.

An updated ordinance was received from Attorney Jim Stevens November 3, 2015. Attorney Jim Stevens noted that the ordinance should read "...sixteen (16) feet in length". Once passed, Clerk Dana Ward will correct the document, before enacted.

1. Trustee Belt moved that the Village Board waive the rules for the first reading and consider this the second and final reading of "An ordinance granting a variance under Section 82-55 to Section 82-7(f)(2) of the Code of Ordinances for the Village of Cherry Valley, Illinois, to allow for a six foot (6') high privacy fence constructed sixteen feet (16') in length (153 South Van Buren Street)". Trustee Hollembeak seconded. A Roll Call vote was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 "AYE", 1 "ABSENT".

2. Trustee Belt moved that the Village Board pass and approve:

ORDINANCE 2015-20

"AN ORDINANCE GRANTING A VARIANCE UNDER SECTION 82-55 TO SECTION 82-7(f)(2) OF THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS, TO ALLOW FOR A SIX FOOT (6') HIGH PRIVACY FENCE CONSTRUCTED SIXTEEN FEET (16') IN LENGTH (153 SOUTH VAN BUREN STREET)".

Trustee Appell seconded. A Roll Call vote was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 "AYE", 1 "ABSENT".

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3. Trustee Belt moved that the Village Board consider this the first reading of “An ordinance providing for the Abatement of the Direct Annual Tax for the year 2015 to pay principal and interest on the \$960,000.00 General Obligation Refunding Alternate Bonds (Waterworks System Alternate Revenue Source), Series 2012, of the Village of Cherry Valley, Winnebago and Boone Counties, Illinois”. Trustee Hollembeak seconded. Trustee Belt noted that Abatement ordinance will be up for the final reading and passage at the Village Board meeting December 1, 2015. All “Aye”; none opposed. Motion carried by voice vote.

Trustee Belt stated that ORDINANCE passes.

FINANCE REPORT BY TRUSTEE: GARY MAITLAND. No report.

PUBLIC SAFETY REPORT BY TRUSTEE: JEFF FUSTIN. No report.

PUBLIC WORKS REPORT BY TRUSTEE: DAVID SCHROEDER.

1. Trustee Schroeder moved that the Village Board approve Change Order #13; switching the Wash Bay Hose Bibb from hard water to soft water and accepting a credit for not painting the main mechanical room for a net cost of \$387.00; submitted by Cord Construction in regards to the construction of the new Public Works Facility, line item 5400 Capital Improvements. Trustee Appell seconded. A Roll Call vote was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 “AYE”, 1 “ABSENT”.

2. Trustee Schroeder moved that the Village Board ratify the Public Works Department’s participation in the Annual American Public Works Association’s Snowplow Rodeo held on October 30, 2015 at Magic Waters Water Park, Cherry Valley, Illinois, at a cost of \$70.00, line item 5195 Public Works. Trustee Belt seconded. A Roll Call vote was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 “AYE”, 1 “ABSENT”.

3. Trustee Schroeder moved that the Village Board approve the lease of a copier for the new Public Works Facility from Nexus Office Systems for a Canon IR C3330i Color Copier, a 60 Month Lease for \$134.00 per month, line item 5175 Public Works. (Pricing includes maintenance, delivery, installation and training). Trustee Appell seconded. A Roll Call vote was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 “AYE”, 1 “ABSENT”.

Trustee Schroeder stated that PUBLIC WORKS passes.

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PLANNING AND DEVELOPMENT REPORT BY TRUSTEE: STEPHEN APPELL.

1. Discussion and possible Village Board action regarding utilities research needed for the commercial areas in the Charles Street, South Mall Drive and South Bell School Road areas. Trustee Appell noted that this item was discussed at the October PLANNING AND DEVELOPMENT meeting. There is a need to extend water for the commercial area, where Bell School Road and Charles Street meet. President Jim E. Claeysen noted that Retail Strategies will be here the week of November 16, 2015 to survey the surrounding area and recommended that they be consulted regarding the proposed project of realigning Bell School Road and requested their input regarding size of lots necessary for various types of retail establishments. Dennis McMullen stated that locations or relocations of all utilities be considered. Utility and right-of-way easements need to be considered. According to Dennis McMullen a general time frame for moving utilities is seven to nine months. President Jim E. Claeysen informed the Village Board that he, Dennis McMullen and Public Works Director Chuck Freeman met with representatives from IDOT (Illinois Department of Transportation) regarding their plans to reconfigure the I-39/US HIGHWAY 20 Interchange. This would extend the box culvert at Madigan Creek. Their plans also propose a change, taking out the cloverleaf traffic pattern at I-39/Harrison Avenue and changing this to a woven traffic pattern which will include the addition of lanes in each direction on Harrison Avenue and traffic lights. This will impact the new multipurpose pathway. Trustee Appell asked Dennis McMullen to supply copies of the cost estimates prepared in the past for extending utilities into the Bell School Road Area and President Jim E. Claeysen asked that these figures be updated. Public Works Director Chuck Freeman will be updating the WINGIS maps. There will be more discussion at a future meeting.

Trustee Appell stated that PLANNING AND DEVELOPMENT passes.

PERSONNEL REPORT BY TRUSTEE: SALLY HOLLEMBEAK. No report.

EXECUTIVE SESSION: President Jim E. Claeysen entertained a motion to go into Closed Session. Trustee Hollembeak moved to go into Executive Session at 7:42PM under 5 ILCS 2 (c)(1) 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 (Administration),

and,

5 ILCS 2 (c) (5) The purchase or lease of real property for the use of the public body.

Trustee Belt seconded. A Roll Call was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 "AYE", 1 "ABSENT".

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RECONVENE TO OPEN SESSION: President Jim E. Claeysen reconvened into Open Session at 8:58PM and called the meeting to order. A Roll Call was taken by Clerk Dana Ward.

STEPHEN APPELL	PRESENT	SALLY HOLLEMBEAK	PRESENT
NANCY BELT	PRESENT	GARY MAITLAND	ABSENT
JEFF FUSTIN	PRESENT	DAVID SCHROEDER	PRESENT

Also present: Attorneys Jim Stevens and Darron Burke and Village Clerk Dana Ward.

1. President Jim E. Claeysen entertained a motion to authorize the purchase of real estate. Trustee Schroeder moved that the Village Board approve the purchase at 202 Genoa Street, for the purchase price of \$15,000.00, with a Phase 1 Environmental Study included in the purchase price. Trustee Belt seconded. A Roll Call vote was taken:

STEPHEN APPELL	AYE	SALLY HOLLEMBEAK	AYE
NANCY BELT	AYE	GARY MAITLAND	ABSENT
JEFF FUSTIN	AYE	DAVID SCHROEDER	AYE

Motion carried by a vote of 5 "AYE", 1 "ABSENT".

BOARD COMMENTS: None.

ADJOURNMENT: President Jim E. Claeysen entertained a motion to adjourn. Trustee Hollembeak moved to adjourn at 8:59PM. Trustee Belt seconded. All "Aye"; none opposed. Motion carried by voice vote.

Recorded by Dana Ward, Village Clerk.

Minutes reviewed by President Jim E. Claeysen on November 11, 2015.

**AGENDA
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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 SALLY HOLLEMBEAK
 NANCY BELT GARY MAITLAND
 JEFF FUSTIN DAVID SCHROEDER

ADOPTION OF THE AGENDA:

APPROVAL OF THE BOARD MINUTES: October 20, 2015.

PUBLIC COMMENT:

TREASURER’S REPORT: October 2015 Report by Treasurer Karen Melloch.

PRESIDENT’S REPORT: JIM E. CLAEYSSEN

2. Motion that the Village Board authorize Village President Jim E Claeysen to sign a Lease Extension with Infinite Velocity Computer Services (The PC Doctor) for the property commonly known as 212 E. State Street Cherry Valley Illinois through May 31, 2016.

ATTORNEY’S REPORT: JAMES STEVENS.

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

EX-OFFICIO’S REPORTS:

STEPHEN APPELL - PLANNING AND ZONING COMMISSION.

DAVE SCHROEDER - RECREATION BOARD.

ORDINANCE REPORT BY TRUSTEE: NANCY BELT.

1. Motion that the Village Board waive the rules and consider this the second and final reading of an ordinance granting a variance under Section 82-55 to Section 82-7 (f)(2) of the Code of Ordinances for the Village of Cherry Valley, Illinois to allow for the construction of a six foot (6’) high fence on the north side yard at 153 South Van Buren Street, Cherry Valley, Illinois.
2. Motion that the Village Board pass and approve Ordinance 2015-20; “An Ordinance Granting a Variance under Section 82-55 to Section 82-7 (f)(2) of the Code of Ordinances for the Village of Cherry Valley, Illinois to allow for the construction of a six foot (6’) high fence on the north side yard at 153 South Van Buren Street, Cherry Valley, Illinois”.
3. Motion that the Village Board consider this the first reading of “An Ordinance providing for the Abatement of the Direct Annual Tax for the year 2015 to pay principal and interest on the \$960,000.00 General Obligation Refunding Alternate Bonds (Waterworks System Alternate Revenue Source), Series 2012, of the Village of Cherry Valley, Winnebago and Boone Counties, Illinois.

FINANCE REPORT BY TRUSTEE: GARY MAITLAND.

PUBLIC SAFETY REPORT BY TRUSTEE: JEFF FUSTIN.

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2. Motion that the Village Board ratify the Public Works Department's participation in the Annual American Public Works Association's Snowplow Rodeo held on October 30, 2015 at Magic Waters Water Park, Cherry Valley Illinois at a cost of \$70.00; from line item 5195 Public Works.
3. Motion that the Village Board approve the lease of a copier for the new Public Works Facility from Nexus Office Systems for a Canon IR C3330i Color Copier, a 60 Month Lease for \$134.00 per month, from line item 5175 Public Works. (Pricing includes maintenance, delivery, installation and training).

PLANNING AND DEVELOPMENT REPORT BY TRUSTEE: STEPHEN APPELL.

1. Discussion and possible Village Board action regarding utilities research needed for the commercial areas in the Charles Street, South Mall Drive and South Bell School Road areas.

PERSONNEL REPORT BY TRUSTEE: SALLY HOLLEMBEAK.

EXECUTIVE SESSION:

- 5 ILCS 2 (c)(1) 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 (Administration).
- 5 ILCS 2 (c) (5) The purchase or lease of real property for the use of the public body.

RECONVENE TO OPEN SESSION:

1. Motion that the Village Board authorize the purchase of real estate.

BOARD COMMENTS:

ADJOURNMENT:

JEC (10-30-15)