

VILLAGE BOARD OF TRUSTEES MEETING
DECEMBER 5, 2006

THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS, WINNEBAGO AND BOONE COUNTIES, CONVENED IN REGULAR SESSION ON THE 5TH DAY OF DECEMBER 2006.

PRESIDENT JIM E. CLAEYSSSEN CALLED THE MEETING TO ORDER AT 7:03 P.M. AND LED THE PLEDGE OF ALLEGIANCE. ROLL CALL WAS TAKEN BY VILLAGE CLERK, NANCY L. BELT.

Rick Anderson	Present	Linda Melton	Present
Sally Hollembeak	Present	Jill Miller	Present
Lori Laye	Present	Tad Whitchurch	Present

Also present: Attorney Jim Stevens; Public Works Director, Joe Caveny; Village Clerk, Nancy L. Belt; Chief Gary Maitland; Treasurer Jackie Schulenburg, Sergeant Houde; Officer Fiduccia

President Jim E. Claeysen entertained a motion to *adopt the agenda*. Sally Hollembeak so moved to adopt the amended agenda. Jill Miller seconded. Motion carried by voice vote.

President Jim E. Claeysen entertained a motion to approve the *November 21, 2006 village board minutes*. Sally Hollembeak so moved that the village board approve the November 21, 2006 village board minutes. Linda Melton seconded. Motion was carried by voice vote.

President Jim E. Claeysen entertained a motion to place the November treasurers report on file. Rick Anderson so moved to place the November 2006 treasurers report on file with the village clerk. Lori Laye seconded. Motion carried by voice vote.

PRESIDENT'S REPORT

President Jim E. Claeysen entertained a motion to adopt Resolution Number 2006-10, "Brownfields Assessment Grants". Winnebago County is applying to the U.S. EPA for two Brownfields Assessment Grants, one grant for hazardous substances assessment and one grant for petroleum assessment. Sally Hollembeak so moved that the village board adopt Resolution Number 2006-10, "Brownfields Assessment Grants." Linda Melton seconded. Motion carried by voice vote.

ATTORNEY'S REPORT

Attorney Jim Stevens informed the village board that he has spoken to Mayor Bonnie Beard of New Milford, and she has confirmed that New Milford village board will pass an ordinance to enter into an intergovernmental boundary agreement with the Village of Cherry Valley.

ENGINEER'S REPORT – No Report

ZONING BOARD OF APPEALS – No Report

PLANNING COMMISSION BOARD – No Report

RECREATION BOARD – Lori Laye announced that the next scheduled Recreation Board meeting will be held December 14, 2006 in order to judge the nominations for the *Holiday Light Display*.

ORDINANCE REPORT BY CHAIRMAN, JILL MILLER

Jill Miller so moved that the village board waive the rules on the first reading for the following ordinances:

1996 General Obligation Refunding Bond

2000 General Obligation Alternate Revenue Bond

2004 General Obligation Alternate Revenue Bond

2005A General Obligation Alternate Revenue Bond

2005B General Obligation Alternate Revenue Bond

Sally Hollembeak seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider the following Abatement Ordinances for second and final reading:

The year 2006 to Pay the Principal of and Interest on the \$1,685,000 General Obligation Refunding Bond Series 1996.

The year 2006 to Pay the Principal of and Interest on the \$3,065,000 General Obligation Alternate Revenue Bond Series 2000

The year 2006 to Pay the Principal of and Interest on the \$3,800,000 General Obligation Alternate Revenue Bond Series 2004

The year 2006 to Pay the Principal of and Interest on the \$3,300,000 General Obligation Alternate Revenue Bond (Waterworks Alternate Revenue Source) Series 2005A

The year 2006 to Pay the Principal of and Interest on the \$2,765,000 General Obligation Alternate Revenue Bond (Sales tax Alternate Revenue Source), Series 2005B

Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the Village Board pass and approve, **ORDINANCE NUMBER 2006-33, "ABATEMENT OF THE DIRECT TAX LEVIED FOR THE YEAR 2006 TO PAY PRINCIPAL AND INTEREST ON THE \$1,685,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 1996."** Lori Laye seconded. A roll call vote was taken.

Ordinance Report Continued:

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

Jill Miller so moved that the village board pass and approve, **ORDINANCE NUMBER 2006-34, "AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE DIRECT TAX LEVIED FOR THE YEAR 2006 TO PAY PRINCIPAL AND INTEREST ON THE ON THE \$3,065,000 GENERAL OBLIGATION ALTERNATE BONDS, (SALES TAX ALTERNATE REVENUE SOURCE SERIES 2000."** Sally Hollembeak seconded. A roll call vote was taken:

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

Jill Miller so moved that the village board pass and approve, **ORDINANCE NUMBER 2006-35, "AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE DIRECT TAX LEVIED FOR THE YEAR 2006 TO PAY PRINCIPAL AND INTEREST ON THE \$3,800,00 GENERAL OBLIGATION ALTERNATE BONDS, (SALES TAX ALTERNATE REVENUE SOURCE) SERIES 2004."** Lori Laye seconded. A roll call vote was taken:

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

Jill Miller so moved that the Village Board pass and approve **ORDINANCE NUMBER 2006-36, "AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE DIRECT ANNUAL TAX LEVIED FOR THE YEAR 2006 TO PAY PRINCIPAL OF AND INTEREST ON THE \$3,300,000 GENERAL OBLIGATION ALTERNATE BONDS (WATERWORKS ALTERNATE REVENUE SOURCE) SERIES 2005A OF THE VILLAGE OF CHERRY VALLEY, WINNEBAGO AND BOONE COUNTIES, ILLINOIS."** Lori Laye seconded. A roll call vote was taken.

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

Ordinance Report Continued:

Jill Miller so moved that the Village Board pass and approve **ORDINANCE NUMBER 2006-37, "AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE DIRECT ANNUAL TAX LEVIED FOR THE YEAR 2006 TO PAY PRINCIPAL OF AND INTEREST ON THE \$2,765,000 GENERAL OBLIGATION REFUNDING ALTERNATE BONDS (SALES TAX ALTERNATE REVENUE SOURCE), SERIES 2005B, OF THE VILLAGE OF CHERRY VALLEY, WINNEBAGO AND BOONE COUNTIES, ILLINOIS."**

Lori Laye seconded. A roll call vote was taken.

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

Jill Miller so moved that the village board consider this the first reading on, **"An Ordinance Amending the Village of Cherry Valley Code of Ordinances Regarding Video or Telephone Conference Meetings."** Sally Hollembeak seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading, **"An Ordinance Granting a Text Amendment to Section 82-282 IG-Industrial District to add as permitted use under subparagraph (d)(8) Motor Freight Terminals"**. Sally Hollembeak seconded. Motion was voted on and carried.

Jill Miller so moved that the village board consider this the first reading on, **"An Ordinance Authorizing the Execution of an Annexation Agreement for the Village of Cherry Valley, Illinois (Winnebago County Forest Preserve Districts)."** Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **"An Ordinance Authorizing the Execution of An Annexation Agreement for the Village of Cherry Valley, Illinois (The Sportsman's Club, Inc. of Rockford)."** Linda Melton seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **"An Ordinance Authorizing the Execution of an Annexation Agreement for the Village of Cherry Valley, Illinois (Beilke Property)."** Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance authorizing the Execution of an Annexation Agreement for the Village of Cherry Valley, Illinois (Venture One Real Estate, LLC).”** Linda Melton seconded. Motion carried by voice vote.

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Ordinance Report Continued:

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Annexing Property to the Village of Cherry Valley, Illinois (Winnebago County Forest Preserve Districts – North)”**. Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Annexing Property to the Village of Cherry Valley, Illinois (The Sportsman’s Club, Inc. of Rockford)”**. Linda Melton seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Annexing Property to the Village of Cherry Valley, Illinois (Winnebago County Forest Preserve Districts – South).”** Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Annexing Property to the Village of Cherry Valley, Illinois (Beilke Property).”** Linda Melton seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Annexing Property to the Village of Cherry Valley, Illinois (Venture One Real Estate, LLC)”**. Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on **“An Ordinance Authorizing the Execution of a Development Agreement (Beilke Property).”** Linda Melton seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Zoning Property AG – Agricultural District Under Section 82-181 (Winnebago County Forest Preserve District).”** Sally Hollembeak seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, **“An Ordinance Property AG – Agricultural District Under Section 82-181 (The Sportsman’s Club, Inc. of Rockford).”** Lori Laye seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, “**An Ordinance Zoning Property AG – Agricultural District Under Section 82-181 (Beilke).**” Linda Melton seconded. Motion carried by voice vote.

Jill Miller so moved that the village board consider this the first reading on, “**An Ordinance Zoning Property CG – Commercial General District Under Section 82-235 (Beilke).**” Sally Hollembeak seconded. Motion carried by voice vote.

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Jill Miller so moved that the village board consider this the first reading on, “**An Ordinance Zoning Property IG – Industrial District with a Special Use Permit Under Section 82-282 (d) (8) to Allow Motor Freight Terminals (Venture One Real Estate, LLC).**” Lori Laye seconded. Motion carried by voice vote.

PUBLIC WORKS REPORT BY CHAIRMAN, TAD WHITCHURCH

Tad Whitchurch so moved that the village board award the bid for Well House 1 & 2 Fluoride Relocations Project to the lowest responsible bidder, Bennett Construction, Inc. at a cost of \$58,000.00, per Fehr-Graham & Associates recommendation. Lori Laye seconded. A roll call vote was taken.

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

PLANNING & DEVELOPMENT REPORT BY CHAIRMAN, RICK ANDERSON

Rick Anderson so moved that the village board approve the *Cherryvale Mall Lifestyle Center's exterior elevation and conceptual design* as presented at the November 30, 2006 Planning & Development meeting. Lori Laye seconded. Motion carried by voice vote.

Rick Anderson so moved that the village board authorize President Jim Claeysen to send the letter address to Ms. Kelly Dibble, Executive Director of the Illinois Housing Development Authority in support for “*The Glen at Belvidere*”, to provide a living alternative to Boone County seniors. Linda Melton seconded. Motion carried by voice vote.

Rick Anderson so moved that the village board authorize President Jim E. Claeysen to send a *letter of commitment* to Mr. Tim Dimke, Executive Director of the Rockford Park District in support for the “*Elliot Park Development*”, per the project 2007 OSLAD application, for the development of this 32 acre community park on the southeast side of Winnebago County.

Sally Hollembeak seconded. President Claeysen stated that the Village of Cherry Valley will contribute \$100,000.00 using park impact fees collected from the development of neighboring subdivisions. Also, the board welcomes the partnership with the Rockford Park District and the Flodin Boys and Girls Club. Linda Melton asked about an intergovernmental agreement to detail exactly what the Village of Cherry Valley was paying for; President Claeysen informed her that this still needs to be completed with the Park District in the coming month. A roll call vote was taken.

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

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PERSONNEL REPORT BY CHAIRMAN, LINDA MELTON

Linda Melton so moved that the village board authorize President Jim Claeysen to sign the Blue Cross Blue Shield 2007 employees health insurance contract as reviewed and recommended by the Personnel committee meeting on November 30, 2006. Rick Anderson seconded. A roll call vote was taken.

Rick Anderson	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

President Claeysen asked Sergeant Todd Houde and Officer David Fiduccia to please come forward to be recognized for their 20 years of service with the Cherry Valley Police Department. President Claeysen presented Sergeant Houde and Officer Fiduccia with plaques and thanked them both for dedicating 20 years of service to the Village of Cherry Valley.

Officer Fiduccia thanked President Claeysen and Village Board and said he was very appreciative for everything the village board has done for him and recognizing him for his years of service.

Sergeant Houde stated that he began his police training under the supervision of Chief Jan Noble who believed in him and gave him the encouragement to make this career choice a lifetime commitment. Sergeant Houde also thanked Chief Maitland for his support and trust, and extended an appreciation to the board of trustees for having a good working relationship with the police department.

The board and all those in attendance applauded Officer Fiduccia and Sergeant Houde for their many years of dedicated service to the village.

Sally Hollembeak so moved to adjourn the village board meeting at 7:29 P.M. Lori Laye seconded. Motion carried by voice vote.

Recorded by: Village Clerk, Nancy L. Belt

President Jim E. Claeysen

Approved on December 10, 2006