

**VILLAGE BOARD OF TRUSTEES MEETING**

**AUGUST 7, 2007**

**THE VILLAGE BOARD OF TRUSTEES OF CHERRY VALLEY, ILLINOIS, WINNEBAGO AND BOONE COUNTIES, CONVENED IN REGULAR SESSION ON THE 7TH DAY OF AUGUST 2007.**

**PRESIDENT JIM E. CLAEYSSSEN CALLED THE MEETING TO ORDER AT 7:09 P.M. AND LED THE PLEDGE OF ALLEGIANCE. ROLL CALL WAS TAKEN BY VILLAGE CLERK NANCY L. BELT.**

Stephen Appell	Present	Linda Melton	Present
Sally Hollembeak	Present	Jill Miller	Present
Lori Laye	Present	Tad Whitchurch	Present

Also present: Attorney Jim Stevens; Village Clerk, Nancy L. Belt; Sergeant Houde; Engineer Chris Cooper; Denny McMullen; Treasurer, Jackie Schulenburg

Guests: Private Ian Fiduccia, Mr. & Mrs. David Fiduccia, Commander John Murray & members of the VFW Post 1596

President Jim E. Claeysen entertained a motion to adopt the agenda with the following changes:  
Delete under Ordinance Report:

- An Ordinance Granting Variances to Section 82-208, R-4 – Multi-Family Residential District (MF Cherry Valley Investors, LLC Property)
- Road and Water Main Construction Agreement: MF Cherry Valley Investors, LLC
- Road and Water Main Construction Agreement: Auxxi & Associates, Inc.

Delete under Planning & Development Report:

- Site Plan Approval: Con-Way Freight, Inc.
- Final Plat Approval City East

Add under President's Report: Cherry Valley/White Swan P.T.O.

President Jim E. Claeysen entertained a motion to approve the July 17, 2007 village board minutes. Sally Hollembeak so moved that the village board approve the July 17, 2007 village board minutes. Jill Miller seconded. Motion was carried by voice vote.

President Jim Claeysen entertained a motion to place the July Treasurer's report on file. Jill Miller so moved to place on file the July 2007 Treasurer's report with the village clerk. Stephen Appell seconded. Motion carried by voice vote.

**PRESIDENT'S REPORT**

President Jim E. Claeysen asked Sergeant Houde and Denny McMullen, CES, Inc. to report on Cherry Valley's overnight flood damage. Sergeant Houde stated that approximately 8 inches of rain had fallen causing the creek to overflow sometime around 2:00 am. Valley Woods and Valley Ridge Subdivisions sustained damage to 22 homes and two of the homes were deemed uninhabitable.

President’s report continued:

The Perryville/Charles Street area sustained water damage to many of the local businesses. Denny McMullen stated that a portion of South Mill Road (by the Cherry Valley Sportsman’s Club) was completely washed away, and the railroad’s culvert collapsed and washed away too. Valley Woods Dr. and the box culvert (near the bike path) sustained extensive damage also.

President Jim E. Claeysen presented the village board with “*The Perryville Road Water main Easement Plat*” with the Rockford Park District. Sally Hollembeak so moved that the village board authorize President Claeysen to sign the Rockford Park District’s “*Watermain Easement Plat*” for a permanent & temporary easement for purpose of construction. Lori Laye seconded. Motion carried by voice vote.

President Jim E. Claeysen presented the village board with “*Water line Repair and Replacement Agreement*” with the District at Cherryvale Mall. Sally Hollembeak so moved that the village board authorize President Claeysen to sign the District at Cherryvale Mall’s “*Water line Repair and Replacement Agreement*”. Lori Laye seconded. Motion carried by voice vote.

President Jim E. Claeysen presented the village board with a letter from Brandy Alexander, P.T.O. President asking that the Cherry Valley/White Swan Schools use the Baumann pavilion on August 27, 2007 from 11:00 – 1:00 pm for the annual school picnic with about 200 people. Sally Hollembeak so moved to approve Cherry Valley/White Swan Schools use the Baumann Park pavilion on August 27, 2007.

Stephen Appell seconded. Motion carried by voice vote.

**ATTORNEY’S REPORT – No Report**

**ENGINEER’S REPORT**

Denny McMullen informed the village board that on August 6, 2007 the bids were open for the “Baumann Park Rec Path Improvements”. Denny said one of the bids was not read because of two issues: 1. not on the bidders list

- 2. the bid bond was not signed and sealed and had no security letter.

Lori Laye so moved that the village board disqualify the unread bid from DeKalb Paving per Denny McMullen’s recommendation. Linda Melton seconded. Motion was voted on and carried.

**EX-OFFICIO’S REPORTS**

ZONING BOARD OF APPEALS – No report

PLANNING COMMISSION – No report

RECREATION BOARD – Lori Laye so moved that the village board approve to write a check in the amount of \$271.00 to Swank Motion Pictures and the remaining amount of the \$300.00 to be used for the August 18, 2007 movie night. Linda Melton seconded. A roll call vote was taken.

Stephen Appell	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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**ORDINANCE REPORT BY TRUSTEE, JILL MILLER**

Jill Miller so moved that the village board ratify the motion made at the July 17, 2007 Village Board of Trustees meeting for Ordinance Number 2007-27, "An Ordinance Annexing Property to the Village of Cherry Valley, Illinois JTJ LLC (Newburg and Bell School Roads) Property)." Sally Hollembeak seconded. A roll call vote was taken.

Stephen Appell	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 ratify the motion made at the Village Board of Trustees meeting on July 17, 2007 for Ordinance Number 2007-28, "An Ordinance for a Partial Map Amendment and a Text Amendment for a Planned Unit Development Under Section 82-83 of the Code of Ordinances for the Village of Cherry Valley, Illinois JTJ LLC (Newburg and Bell School Roads) Property)." Sally Hollembeak seconded. A roll call vote was taken.

Stephen Appell	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

**FINANCE REPORT BY TRUSTEE, LORI LAYE**

Lori Laye so moved that the village board approve the amount of \$1,000.00 each for village clerk, and two trustees to attend the 94<sup>th</sup> Annual IML Conference held October 18- 21, 2007. Linda Melton seconded. A roll call vote was taken.

Stephen Appell	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

Trustee Tad Whitchurch excused himself from the village council table at 7:25 pm.

**SAFETY REPORT BY TRUSTEE, SALLY HOLLEMBEAK**

Sally Hollembeak so moved that the village board accept Chief Gary Maitland's recommendation to hire Carli Whitchurch *under a conditional offer of employment* as a full-time police officer at a salary of \$36,324.00. Linda Melton seconded. A roll call vote was taken.

Stephen Appell	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye



Stephen Appell so moved that the village board authorize President Claeysen to sign the intergovernmental agreement between the Rockford Park District and Village of Cherry Valley for improvements to the Flodin Boys & Girls Club (Elliot Park). The Village will contribute \$100,000.00 from Park Impact fees collected for this area. Sally Hollembeak seconded.

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A roll call vote was taken.

Stephen Appell	Aye	Linda Melton	Aye
Sally Hollembeak	Aye	Jill Miller	Aye
Lori Laye	Aye	Tad Whitchurch	Aye

Motion was voted on and carried.

President Jim E. Claeysen said he feels blessed that he has this opportunity to recognize a very fine young man *Private Ian Fiduccia* who is currently serving in the U. S. Army. President Claeysen read a proclamation on behalf of the Village of Cherry Valley showing support and extending our thanks to our courageous servicemen and women in the armed forces.

Commander John Murray presented Private Ian Fiduccia with a paid membership to Cherry Valley's VFW Post 1596. Private Ian Fiduccia thanked everyone for their support.

Private Ian Fiduccia will be deployed back to Iraq on August 10, 2007. President Claeysen and those present thanked Private Ian Fiduccia for his patriotism and sacrifices to protect the freedom of our Nation.

Sally Hollembeak so moved to adjourn at 7:36 pm. Stephen Appell seconded. Motion carried by voice vote.

Respectfully submitted, Village Clerk, Nancy L. Belt  
Approved by President Jim E. Claeysen on August 10, 2007

