

**ORDINANCE COMMITTEE MEETING
JUNE 7, 2010**

Chairman James Coppernoll called the meeting to order at 7:00 P.M.

Trustee members present: Sally Hollembeak, Gary Maitland

Also, present: Attorney Jim Stevens; Nancy Belt; Stephen Appell; President Jim Claeysen; Scott Kramer, Chief Todd Houde; David Nord, David Schroeder, Joe Caveny

James Coppernoll moved to adopt the agenda. Sally Hollembeak seconded. Motion carried by voice vote.

James Coppernoll moved to approve the May 3, 2010 ordinance committee minutes. Sally Hollembeak seconded. Motion carried by voice vote.

CHAPTER 78 "VEGETATION"

Attorney Jim Stevens presented the committee with a draft ordinance amending Chapter 78. Gary Maitland moved to send this ordinance to the June 15, 2010 village board meeting for first reading. Sally Hollembeak seconded. Motion carried by voice vote.

TRUSTEES SALARY

It was discussed that the board can pass an ordinance 180 days before the April 2011 election to implement a new trustee's salary that would be effective 2013. Sally Hollembeak moved to send this to the personnel committee meeting. Gary Maitland seconded. Motion carried by voice vote.

CLASS J LIQUOR LICENSE

Attorney Jim Stevens presented the committee with a draft ordinance amending Section 10-37 Class J License. Sally Hollembeak moved to send this to the June 15, 2010 village board meeting for passage. Gary Maitland seconded. Motion carried by voice vote.

PLANNING COMMISSION & ZBA BOARDS

Attorney Jim Stevens informed the committee that he is in the process of drafting an ordinance to combine the two advisory boards; planning commission and zoning board of appeals, and this will be reviewed at the July ordinance committee meeting.

NEWBURG VILLAGE PUD AGREEMENT

Attorney Curt Tobin stated that he represents Mr. Streeter and they are asking for an amendment to the Planning Unit Development for Newburg Village Subdivision. Attorney Jim Stevens stated that the board needs to make a decision on the \$60,000 for Patrick Drive improvements. David Nord stated that the Boone County plat shows Patrick Drive extending through the adjacent property. Joe Caveny stated that Patrick Drive is not going to connect to Shaw Road but is an internal subdivision road that will connect eventually to another development. The committee asked Attorney Tobin to present his final numbers for Patrick Drive at the July ordinance committee meeting.

DISTRIBUTION AND PLACEMENT OF HANDBILLS

Chief Todd Houde said that the department does receive complaints and would recommend clarification to Chapter 6 & 26 of the Code of Ordinances. It was discussed to have businesses fill-out an application (at no charge) so that the police department can respond to complaints. Sally Hollembeak moved to refer this to the July ordinance committee meeting. Gary Maitland seconded. Motion carried by voice vote.

ROCKFORD MUTUAL INSURANCE

Attorney Jim Stevens said that he is still negotiating the terms of the agreement and suggested discussion at the July ordinance committee meeting.

CERRYVALE THEATER BUILDING

Attorney Jim Stevens stated that he met with Noah Currier and village staff to review the specific terms for a special use permit for Chubby Rains entertainment venue at 23XX S. Cherryvale Mall Drive. Attorney Jim Stevens provided the committee with a proposed ordinance. This will be discussed at the public works committee meeting if Noah Currier can attend and provide the parking lot drawings.

Sally Hollembeak moved to amend the ordinance agenda to add accessory buildings. Gary Maitland seconded. Motion carried by voice vote. David Nord said the committee was asked to look at Mr. West property at 122 East Street regarding his temporary tent steel structure with a polyurethane tarp material. Attorney Jim Stevens said that the ordinance needs to define composition of an accessory building such as: type of material and permanent vs. temporary structure. This will be discussed further at the July ordinance committee meeting.

James Coppernoll moved to convene into executive session for the following purposes at 7:57 pm.

2(c)(6) of the Open Meetings Act for the setting of a price for sale or lease of property owned by the public body

2(c)(21) of the Open Meetings Act for the purpose of reviewing executive session minutes to determine that a need for confidentiality does not exist as to the executive session minutes

Sally Hollembeak seconded. Motion carried by voice vote.

James Coppernoll called the ordinance meeting back to order at 8:13 pm. Village Clerk, Nancy L. Belt called the roll: James Coppernoll, Sally Hollembeak, Gary Maitland

James Coppernoll moved to send to the village board a resolution to release executive session minutes that no longer need confidentiality. Sally Hollembeak seconded. Motion carried by voice vote.

James Coppernoll moved to adjourn at 8:14 pm. Sally Hollembeak seconded. Motion carried by voice vote.

Recorded by: Village Clerk, Nancy L. Belt

Approved by Trustee Gary Maitland on June 8, 2010