

ORDINANCE COMMITTEE MEETING
APRIL 2, 2007

Chairman Jill Miller called the meeting to order at 7:01 P.M.

Trustee members present: Tad Whitchurch, Sally Hollembeak

Also, present: President Claeysen, Linda Melton, Attorney Charlotte LeClercq, David Nord, Joe Caveny, Nancy Belt, Chief Gary Maitland, Rick Anderson, and Lori Guests: Mr. Gary Erb, Attorney McCardle, Mr. Joe Altenhoff

Jill Miller so moved to adopt the agenda. Sally Hollembeak seconded. Motion was carried by voice vote.

Jill Miller so moved to approve the *March 5, 2007 ordinance committee minutes*. Tad Whitchurch seconded. Motion carried by voice vote.

CITIZEN'S VOICE

Jill Miller stated that several individuals not listed on the agenda requested to address the committee. Jill Miller asked for a motion according to Section 2-68 Committees, allowing the audience to address the committee without the 48 hours notice.

Sally Hollembeak so moved that the ordinance committee make an exception to the rule according to Section 2-68 Committees, to allow the audience to address the committee. Tad Whitchurch seconded. Motion carried by voice vote.

Jill Miller announced that those wishing to address the committee will be allowed seven minutes to speak and Village Clerk, Nancy Belt will be the timekeeper.

Rachel Rawson – Concern: Provided current corporation status from Illinois Secretary of State; Erb Equities Boone County, LLC & Associates

Brian Rawson - Concern: Would ask that the people have a voice in local government!

Frank Horn – Concern: Doing the right thing for Cherry Valley, Belvidere School District 100, and Boone County

Ken Freeman – Concern: Flora Township Comprehensive Plan

Cathy Ward – Chairman Boone County Board – Belvidere School District #100 submitted Letter dated April 2, 2007

Eric Hanaburg – Concern: Erb Equities, LLC Boone County Development

Attorney Mike Maher – Concern: Sangamon County, City of Chatam lawsuit

ERB EQUITIES/BOONE COUNTY LLC

Attorney McCardle reviewed the latest pre-annexation agreement revised by Attorney Stevens and had some concerns regarding the water system noted on page 9.

Mr. Joe Altenhoff, of Arc Design Consultants, compared the projected growth of the 1300-acre Boone County Development to that of the Flora Township Plan. He stated that in comparison, there would be much more residential growth in the Flora Township Plan.

Mr. Gary Erb reviewed the letter previous sent the board on March 30th, 2007 which addressed concerns related to his 1300-acres Boone County Development. (See attached documents)

President Jim Claeysen stated that the village board has been negotiating with Mr. Gary Erb and Attorney McCardle for several months on this proposed 1300-acre Boone County Development. President Claeysen said he would like to address a few of the issues that were presented by the public.

President Claeysen said that the village board received an opinion letter from Attorney Stewart Diamond from Ancel, Glink, and Diamond regarding the Sangamon/Chatam lawsuit, and according to current Illinois law it allows other municipalities to approve an annexation agreement whether or not they are contiguous to the development.

President Jim Claeysen stated that the village board is not negotiating to annex the 1300-acres because the village can not meet the expenses of annexing this property, the decision has been to consider entering into a pre-annexation agreement; this would give the village control of the infrastructure improvements such as: roads, water facility, number of single family homes, school impact fees, park impact fees, etc.

President Claeysen stated that he and his staff have had several meetings with Belvidere Mayor Fred Brereton, Boone County Board Chairman Cathy Ward, Flora Township Officials, Boone County Fire District, and representatives from the Belvidere School District 100.

President Jim Claeysen said he appreciates everyone's concerns and welcomes their input, and assured everyone that he and the village board are contemplating all aspects of this development. The proposed Pre-Annexation Agreement is available to the public.

Jill Miller so moved to recess the ordinance committee meeting at 8:02 P.M. Sally Hollembeak seconded. Motion carried by voice vote.

Jill Miller called the ordinance committee meeting back to order at 8:17 P.M. Village Clerk, Nancy Belt called the roll: Jill Miller, Sally Hollembeak, and Tad Whitchurch

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ORDINANCE ACCEPTING REAL ESTATE FRIDH CORPORATION

Jill Miller presented the committee with an ordinance drafted by Attorney Stevens authorizing to execute a document "Property Donation Agreement", to accept property from Fridh Corporation Lot 3 of Plat No. 2 of Old Orchard Subdivision. Joe Caveny noted that this triangle piece of property is adjacent to Well#5.

Sally Hollembeak so moved to send to the village board, "An Ordinance Accepting Real Estate, (Fridh Corporation)", for passage at the village board meeting on April 3, 2007. Tad Whitchurch seconded. Motion carried by voice vote.

Jill Miller presented the committee with the 2007/08 Tentative Annual Budget. **Jill Miller so moved to recommend that the village board consider this the first reading on the 2007/08 Tentative Annual Budget. Sally Hollembeak seconded. Motion carried by voice vote.**

The tentative budget will be presented for first reading at the April 3rd, 2007 board meeting. (Copies of the tentative budget are available for public inspection).

Jill Miller so moved to adjourn at 8:21 P.M. Sally Hollembeak seconded. Motion carried by voice vote.

Recorded by Village Clerk, Nancy L. Belt

April 2, 2007 ordinance minutes approved by Trustee, Jill Miller April 4, 2007
Approved by President Jim Claeysen April 5, 2007