

**PLANNING & DEVELOPMENT COMMITTEE
SEPTEMBER 27, 2011**

Stephen Appell called the meeting to order at 6:48 pm.

Committee members present: David Schroeder, President Jim Claeysen

Also present: Attorney Jim Stevens, Village Clerk, Nancy Belt, Trustee, JoAnn Hudson Administrator, David Nord, Trustee, Scott Kramer, Trustee, Sally Hollembeak;

Absent: Gary Maitland

Stephen Appell moved to adopt the amended agenda adding; engagement letter. David Schroeder seconded. Motion carried by voice vote.

Stephen Appell moved to approve the minutes of August 23, 2011. David Schroeder seconded. Motion carried by voice vote.

BAXTER ROAD/I-39 DEVELOPMENT CORRIDOR

Attorney Jim Stevens reported that he provided President Jim Claeysen with a draft engagement letter addressed to Attorney Greg Cox. President Jim Claeysen said that the letter is asking Maggio's legal council what their scope of services will be for the \$22,500.00. President Claeysen read a portion of the letter as follows:

"The Village of Cherry Valley is greatly concerned that we have not received a response to their proposed payment for the water system from the county. This is a very important factor as far as Village of Cherry Valley is concerned regarding the Intergovernmental Agreement. The other very important factor is the annexation of the Maggio's properties into the Village of Cherry Valley to coincide with the passing the Intergovernmental Agreement. The Maggio properties will need to be annexed into the Village in Cherry Valley now, not at some later date".

Attorney Jim Stevens said that he will finalize the letter and mail it to Attorney Greg Cox on Wednesday and will provide copies to the village board members. President Jim Claeysen asked JoAnn Hudson to place on the October 3, 2011 ordinance agenda I-39 Project.

ANNEXATION; 2133 MILL ROAD

Stephen Appell presented the committee with a letter from the property owner of 2133 Mill Road requesting that her property west of Mill Road be annexed in the village, at her expense. Stephen Appell noted that the village has not been contacted by the property owner's Attorney Steve Zimmerman regarding the annexation. Stephen Appell also said that members of her family own a parcel of land adjacent to 2133 Mill Road that is contiguous to the frontage road on Harrison Ave. would be annexed at the same time.

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President Jim Claeysen stated that in order to expedite the property owner's request the village would have to enter into annexation agreement and petition the county to allow commercial neighborhood zoning for the Davis house. It was the consensus of the committee to have David Nord draft a letter of understanding to the property owner stating that the village will enter into an annexation agreement, the property will come into the village in the future and at the same time the county will be requested to zone the property CN (Davis house only) and Mill Road would remain the jurisdiction of the RKFD Township. Everyone agreed.

Stephen Appell moved to adjourn at 7:16 pm. Jim Claeysen seconded. Motion carried by voice vote.

Recorded by: Village Clerk, Nancy L. Belt
P&D minutes approved by Chairman Stephen Appell September 30, 2011