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MINUTES

SANGAMON COUNTY BOARD

AUGUST 6, 2013

The Sangamon County Board met in Reconvened Adjourned June Session on August 6, 2013 in the County Board Chambers. Chairman Van Meter called the meeting to order at 7:00 p.m. Mr. Stumpf gave the Invocation and Mr. Ratts led the Board in the Pledge of Allegiance.

ROLL CALL

Chairman Van Meter asked the County Clerk to call the roll. There were 26 Present – 3 Absent. Mrs. Davsko, Mr. Good and Mr. Snell were excused.

MINUTES

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, for approval of the Minutes of July 9, 2013 and July 17, 2013. A voice vote was unanimous.

MOTION CARRIED
MINUTES ADOPTED

CORRESPONDENCE

A motion was made by Mr. Bunch, seconded by Mr. Montalbano, to place correspondence on file with the County Clerk. A voice vote was unanimous. There was no correspondence filed.

REPORT OF COUNTY OFFICIAL

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, to go out of the regular order of business to hear a brief presentation from Jim Stone, Director of Public Health. There were no objections.

Mr. Stone updated the County Board on some things going on in the Public Health Department right now. First, they are inspecting all food stands at the Illinois State Fair. There are 211 and counting right now. Channel 20 will be tagging along with them while they inspect Vose's Corn Dog stand tomorrow. Second, they are working with a company to bill insurance and recover money they have not previously been able to do. This is part of an insurance pilot project with the Illinois Public Health Association. Their department and 15 others are working with a company that is actually getting software and training and are getting signed up with third party providers. This will also put them in a good position because other people who have not previously had insurance will have it next year. Medicaid expansion will also give them an opportunity to bring in more revenue. Third, they were contacted by the State Department of Public Health to do a Body Mass Index Grant, which is working with specific health departments in the state who have separate community initiatives to help with childhood obesity. They are working to put together some education for school nurses. There will also be some data collection over the course of 10 years; however, they won't be funded for those 10 years. This is a onetime thing for them, but the schools will follow children at different levels throughout the schools to see if there has been an impact on childhood obesity within those schools. Next Tuesday, August 13, 2013 they are hosting their Back to School Initiative, which is an event in cooperation with SIU School of Medicine and the Urban League in which they will do at least 100 physicals on children getting ready to go back to school. There are also book bags provided by the Urban League and other preparatory items to have them ready for the school year. The last item is the mobile unit. It has been at the Highway Department since they took delivery on it. They have only spent about \$500 or \$600 on it. It does have some transmission issues that need to be addressed. Even now, they are only into this for about ¼ of what a brand new one would cost. They are looking at going to the Capital Career Center to have them paint it. They would just be paying for the supplies and their students would then take care of the labor.

Mr. Stone stated he will be spending a lot of time out at the State Fair. He offered his contact information to the County Board if they would need to contact him. Chairman Van Meter asked when the Public Health mobile unit will be available. Mr. Stone stated it depends on when it gets painted. Hopefully it will be sometime this fall. They would also like to take it out to do flu shots this fall. Mr. Bunch asked if the state will reimburse the county for the State Fair inspections. Mr. Stone stated they have received a \$49,000 grant for that.

RESOLUTION 1

1. 2013-28 – Jeffrey S. Barker, 17020 Old Route 54, New Berlin – Granting a Variance and Conditional Permitted Use. County Board Member – Craig Hall, District #7.

A motion was made by Mr. Hall, seconded by Mr. Stumpf, to place Resolution 1 on the floor.

Chairman Van Meter asked the professional staff to give the procedural history of the case. Cyndi Knowles stated the petitioner is requesting a variance to allow two principal uses on one parcel and a conditional permitted use for a private and public outdoor recreation area to allow for a go-cart track and thrift store/consignment shop. Molly Berns stated that the staff recommends approval of the requested conditional permitted use to allow for a private and public outdoor recreation area to operate a go-cart track on Sundays only from 11:00 a.m. to 6:00 p.m., as stated in the petition. The petitioners wish to install the track south of the existing commercial use to the east and a railroad right-of-way and B-2 zoning to the south. There is ample parking to support the proposed use and traffic congestion will not be an issue at this location. Furthermore, it does not appear there will be an additional negative impact on the area. They recommend approval of the requested variance to allow for two uses on one parcel. The general purpose of the zoning regulations is to locate such facilities in areas that will benefit the community for the enjoyment of county residents while not having a detrimental effect on the immediate area. Operating a go-cart track with limited hours and continuing operation of the thrift shop at this location is suitable and meets the intent of the regulations. Mrs. Knowles stated the Zoning Board of Appeals concurs with the staff recommendation and recommends approval of the requested variance and conditional permitted use.

Jeffrey Barker, petitioner, residing at 110 W. 4th in New Berlin, addressed the County Board. He stated he wants to build a go-cart track to allow kids from the ages of 4 to 15 to get a taste of racing. This will just give the kids something to do. If they can't afford it, he will take the money out of his own pocket so they can. It will be once a month that they do this, and the other three weeks they are racing. They will be racing from 1:00 p.m. to 6:00 p.m. They will open up and sign the kids in at 11:00 a.m. Safety is his first priority, so they will make the kids wear chest protectors, helmets and neck braces. There is no alcohol allowed on the premises. Tim Wilkerson is the promoter and has granted them \$5 million in insurance. They are well insured and will conduct this as a business. This is for the kids and is not a party time.

Mr. Ratts asked what months out of the year they will be operating. Mr. Barker stated they would be operating from April to October.

Mrs. Ruzic asked if go-carting is more or less a family sport. Mr. Barker stated it is. They travel all over right now. The grandparent's involved and quality family time with this is unbelievable.

Henry Hermes, opponent, residing at 17023 Old Route 54 in New Berlin, addressed the County Board. He stated he is not totally against this, but is concerned with the amount of noise coming off of this. He lives less than 600 feet from the track. Other concerns he has are with traffic and parking, but they say they have that figured out. He is also concerned about the water safety issue and whether they would use porta potties or septic tanks. If they would be draining anything into the pond, it would affect the water supply and his well.

Mr. Hall asked if there would be any inspections conducted after tonight by the Public Health department on the drainage, well or septic tank under the track. Jim Stone, Director of Public Health, explained they would have to if there is anything constructed on the property as part of this. If there is a plan to use or consume water then they would also need to be involved. There would be concern if what they are proposing would disrupt the existing septic system. He can't say for sure right now since they do not know the plans or the distances. Mr. Hall asked if an inspector could join them to make sure everything is up to snuff out there. Mr. Stone stated they absolutely could meet with the proponent and whomever else to provide any advice they can.

Mr. Goleman asked Mr. Hermes what was on the property first. Mr. Hermes stated he has lived there since January 1983, and before that the building was a bar/tavern until about three years ago. The owners of it now quit the tavern/restaurant business and made it a consignment shop. It was a tavern from the late 1960's up until just recently.

Mr. Barker gave his rebuttal. He explained that the only water they would be using out of the pond is to wet the track down. Three porta potties were donated by PSS, which they will clean every week. They are giving him two regular and one handicapped accessible porta potty. Speedway 29 Concessions will be providing concessions, so that company will get all the required permits through the Public Health department. He stated he is not running any of that. He is only running the track.

Mr. Bunch applauded them for helping keep the kids off the streets. Mr. Barker stated that is what he is trying to do.

Mr. Fraase asked what kind of carts they are running. Mr. Barker stated they are four cycles. They all have RLV mufflers which have about a two foot pipe curved with a muffler on the end of it. Mr. Fraase asked if they are basically pretty quiet. Mr. Barker stated they are. There would be no more than six on the track at one time. It is not like they are running from 1:00 p.m. to 6:00 p.m. direct. They will run eight laps per heat and there are two heats. Then there would be the feature race, which is 12 laps. There is a break between each one. If the dust starts getting stirred up, they can water the track to keep it down.

Mr. Hall stated the question he always has to ask himself in these types of zoning cases is if it will affect the people in the area and the value of their homes in a negative or positive direction. He asked if they will do anything to control the dust and noise. He asked if they would make any hills, berms, a fence or if he would plant anything. Mr. Hall stated to Mr. Barker that he did tell him to talk with the neighbors to make sure there was no opposition and to be positive. Mr. Barker stated they would raise the fence up. The track is not over the septic tank whatsoever. They would not hurt anything. The track will be kept up and will be turned over every week. They are doing what they can to keep moisture in there so there will not be dust flying all over the place.

Mr. Hermes gave his rebuttal. He expects there would be a huge amount of noise from this because the carts are loud. If the kids do not have helmets with hearing protection on them then they will not be able to hear themselves for a while because the carts are loud. He would like to see this be a conditional variance to where the owners now don't sell it. If they do sell it then the new owners should have to come back and do this all over again. Chairman Van Meter asked legal staff if such a restriction could be placed on zoning. The Assistant State's Attorney said he did not believe so. Molly Berns, professional staff, explained that a conditional permitted use runs with the property. The Board has the authority to recommend restrictions on the conditional permitted use, which they will have done if this resolution is adopted. It would only be operational on Sundays from 11 a.m. to 6:00 p.m. If the current property owner rezoned the property that conditional permitted use would still exist on the property and would be limited to those hours. If a future owner wanted to start running races which are not during that time period they would have to come back and file a petition for the County Board to expand those hours. Chairman Van Meter stated the general rule of thumb is you zone the property not the person.

Mr. Bunch explained that his two nieces drove many sprints and they hear real well and their ears are well protected.

Mr. Barker stated he hopes they do let him do this. He is not here to aggravate Mr. Hermes at all. He is trying to set the hours during the day and give the kids something to do other than looking for trouble. Every kid will leave with a trophy, so everybody feels like a champion when they leave.

Chairman Van Meter called for a vote on Resolution 1. A voice vote was unanimous for the adoption of Resolution 1.

MOTION CARRIED
RESOLUTION ADOPTED

RESOLUTION 2

2. 2013-29 – Knight's Action Park, Inc., 1700 Knight's Recreation Drive, Springfield – Granting a Conditional Permitted Use. County Board Member – Sam Montalbano, District #13.

A motion was made by Mr. Montalbano, seconded by Mr. O'Neill, to place Resolution 2 on the floor. A motion was made by Mr. Stumpf, seconded by Mr. Mendenhall, to table Resolution 2 for one month due to a few questions that still need to be answered. A voice vote was unanimous.

MOTIONS CARRIED
RESOLUTION TABLED

RESOLUTION 3

- 3. 2013-30 – Brian Hamel and Genene Hamel Welch, in the 3500 block of North Clayville Road, Pleasant Plains – Granting Variances. County Board Member – Craig Hall, District #7.

A motion was made by Mr. Hall, seconded by Mrs. Sheehan, to place Resolution 3 on the floor. A motion was made by Mr. Stumpf to waive the reading of the professional staff’s report. There were no objections. A voice vote was unanimous for the adoption of Resolution 3.

MOTIONS CARRIED
RESOLUTION ADOPTED

RESOLUTION 4

- 4. Resolution authorizing the Downstate Operating Assistance Grant Agreement with the Illinois Department of Transportation.

A motion was made by Mr. Preckwinkle, seconded by Mrs. Ruzic, to place Resolution 4 on the floor. A motion was made by Mr. Ratts, seconded by Mrs. Hills, to amend Resolution 4. The date in paragraph 5 should be changed from the 13th day of August, 2013 to the 6th day of August, 2013. A voice vote was unanimous on the amendment. A voice vote was unanimous for the adoption of Resolution 4, as amended.

MOTIONS CARRIED
RESOLUTION ADOPTED

WAIVER OF TEN-DAY FILING PERIOD

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, to waive the ten-day filing period. A voice vote was unanimous.

MOTION CARRIED
TEN-DAY FILING PERIOD WAIVED

RESOLUTIONS 5 – 8

- 5. Resolution approving the purchase of three half ton pickup trucks from the State of Illinois Joint Purchasing for Local Agency contract.

A motion was made by Mr. Fraase, seconded by Mr. Sullivan, to place Resolution 5 on the floor. A motion was made by Mr. Bunch, seconded by Mr. Smith, to consolidate Resolutions 5 – 8. Chairman Van Meter asked the County Clerk to read Resolutions 6 – 8.

6. Resolution approving the purchase of a used bulldozer.
7. Resolution approving a supplemental engineering agreement for a bridge replacement on Old Salem Lane in Gardner Township.
8. Resolution setting forth budget policies for the preparation of the FY2014 Sangamon County Budget.

A voice vote was unanimous on the consolidation. A voice vote was unanimous for the adoption of Resolutions 5 – 8, as consolidated.

MOTIONS CARRIED
RESOLUTIONS ADOPTED

OLD BUSINESS

- A. Resolution 8 – Tabled 7/9/13
Resolution approving the realignment of precincts.

Resolution 8 remains tabled.

NEW BUSINESS

- A. Resolutions

There were no new resolutions.

- B. Appointments

Appointment of Tina Lathan to the Citizen’s Advisory Committee on Animal Control for a term expiring June, 2014.

Appointment of Frank Vala to the Springfield Airport Authority for a term expiring June, 2018.

A motion was made by Mr. Bunch, seconded by Mr. Montalbano, for approval of the appointments. A voice vote was unanimous

MOTION CARRIED
APPOINTMENTS ADOPTED

C. Approval of the 2014 County Holiday Schedule

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, for approval of the 2014 County Holiday Schedule. A voice vote was unanimous.

MOTION CARRIED
HOLIDAY SCHEDULE ADOPTED

D. Ratification of the SCDPH-Laborers Local 477 Animal Control Center Collective Bargaining Agreement.

A motion was made by Mr. Smith, seconded by Mr. Goleman and Mr. Bunch, for the ratification of the SCDPH Laborers Local 477 Animal Control Center Collective Bargaining Agreement. Mr. Smith thanked the Laborers Local 477, Jim Stone and the bargaining unit members from each side of the table for putting this together and for all their effort. It was a good united effort. A voice vote was unanimous for the ratification of the contract.

MOTION CARRIED
CONTRACT RATIFIED

**REPORTS OF COUNTY OFFICIALS, REPORTS OF SPECIAL COMMITTEES,
REPORTS OF STANDING COMMITTEES, COMMITTEE REPORT ON CLAIMS**

A motion was made by Mr. Bunch, seconded by Mr. Montalbano, to place the Committee Report on Claims on file with the County Clerk. A voice vote was unanimous.

MOTION CARRIED
REPORTS FILED

RECESS

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, to recess the meeting to September 3, 2013 at 7:00 p.m. A voice vote was unanimous.

MOTION CARRIED
MEETING RECESSED

Joe Aiello
Sangamon County Clerk