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## **MINUTES**

### **SANGAMON COUNTY BOARD**

**JULY 10, 2012**

The Sangamon County Board met in Reconvened Adjourned June Session on July 10, 2012 in the County Board Chambers. Chairman Van Meter called the meeting to order at 7:00 p.m. Mr. Moore gave the Invocation and Mr. Fulgenzi 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 – 2 Absent. Ms. Dillman and Mr. Stephens were excused.

Mr. Fulgenzi, on behalf of the County Board, wished the Sangamon County Olympians the best of luck in their quest for Olympic gold in London beginning July 27-August 12, 2012. The Olympians from Sangamon County are: Lance Brooks, from New Berlin, qualified for the discus for track & field; Kelsey Bryant, from Chatham, qualified for the synchronized diving team; and Andre Iguodala, from Springfield, qualified for the U.S. basketball team.

### **APPOINTMENT OF NEW COUNTY BOARD MEMBER**

Chairman Van Meter asked for a motion to confirm the appointment of Kimberly Briggity as County Board Member. A motion was made by Mr. Bunch, seconded by Mr. Montalbano, to confirm the appointment. A voice vote was unanimous. County Clerk Aiello administered the oath of office to Kimberly Briggity.

**MOTION CARRIED**  
**APPOINTMENT CONFIRMED**

## **MINUTES**

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, for approval of the minutes of June 12, 2012. A voice vote was unanimous.

MOTION CARRIED  
MINUTES ADOPTED

## **CORRESPONDENCE**

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

## **RESOLUTION 1**

1. Resolution approving the execution of a contract between the Board of Trustees of the University of Illinois and the Springfield-Sangamon County Regional Planning Commission.

A motion was made by Mrs. Douglas Williams, seconded by Mr. Moore, to place Resolution 1 on the floor. Chairman Van Meter asked the Clerk to call the roll. Upon the roll call vote, there were 26 Yeas – 0 Nays for the adoption of Resolution 1.

MOTION CARRIED  
RESOLUTION ADOPTED

## **RESOLUTION 2**

2. 2012-22 – Joe Carter, 3210 Sangamon Avenue, Springfield – Granting a Rezoning and Variance. County Board Member – Jason Ratts, District #10.

A motion was made by Mr. Ratts, seconded by Mrs. Davsko, to place Resolution 2 on the floor. A motion was made by Mr. Moore to waive the reading of the professional staff's report. There were no objections. A voice vote was unanimous for the adoption of Resolution 2.

MOTIONS CARRIED  
RESOLUTION ADOPTED

## **RESOLUTION 3**

3. 2012-24 – Terry and Marcia Supan, 1486 N. Walnut Rd., Rochester – Granting a Rezoning and Variances. County Board Member – Sarah Musgrave, District #9.

A motion was made by Mrs. Musgrave, seconded by Mrs. Ruzic, to place Resolution 3 on the floor. A motion was made by Mr. Moore 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. 2012-25 – Sam Sexton, in the 1,500 block of Falcon Road, Springfield – Granting a Variance. County Board Member – Sarah Musgrave, District #9.

A motion was made by Mrs. Musgrave, seconded by Mr. O'Neill, to place Resolution 4 on the floor. A motion was made by Mr. Moore to waive the reading of the professional staff's report. There were no objections. A voice vote was unanimous for the adoption of Resolution 4.

MOTIONS CARRIED  
RESOLUTION ADOPTED

#### **RESOLUTION 5**

5. 2012-27 – Rebecca Hargett, 5029 Snell Road, Auburn – Denying a Conditional Permitted Use and Variance. County Board Member – Craig Hall, District #7.

A motion was made by Mr. Hall, seconded by Mr. Forsyth, to place Resolution 5 on the floor. A motion was made by Mr. Moore, seconded by Mr. Montalbano, Mr. O'Neill and Mr. Tjelmeland, to table Resolution 5. A voice vote was unanimous.

MOTIONS CARRIED  
RESOLUTION TABLED

#### **RESOLUTION 6**

6. 2012-28 – Charlie & Tami Carver, 9014 Wandering Trails Lane, Dawson – Denying a Variance. County Board Member – David Mendenhall, District #3.

A motion was made by Mr. Mendenhall, seconded by Mr. Maslauski, to place Resolution 6 on the floor. Chairman Van Meter asked the professional staff to give the procedural history of the case.

Cyndi Knowles, professional staff, stated that the petitioners are requesting a variance to allow two principal uses on one parcel to allow an additional single-family residence.

Molly Berns stated that the staff recommends denial of the requested variance to allow for two principal uses on one parcel. The standards for variation are not met. Allowing another residence on the subject property does not increase the economic yield on the property as one residential structure per parcel is a reasonable use of land. In previous cases, staff has recommended division of the parcel to accommodate another residence. It is recognized that division of this particular property is difficult due to the odd configuration; however, it should be noted that the petitioner owns two vacant parcels immediately adjacent to and north of the proposed location of the second residence. There is no negative impact anticipated related to character of the area, adequate supply of light or air to adjacent properties, congestion of traffic or impaired property values; however, there is a concern in allowing a second residential structure as this is contrary to sound planning principals and could set a negative precedent in other areas of the county. Mrs. Knowles stated that the Zoning Board of Appeals concurs with the staff report and recommends denial of the variance.

Charlie Carver, residing at 9014 Wandering Trails Lane in Dawson, addressed the Board. He stated that they own 40 acres of farm. They have a 23-acre section which their home sits on. They also have four or five other buildings and structures on that property. There is an arena, a couple of shops and a barn. They are asking permission to allow his father-in-law and mother-in-law to reside on the property in a pole barn structure they would put up behind their house. It would be just a small place closer to them so they can take care of them. They could have just done this, but they want to do things the right way.

Mr. Moore asked the professional staff to explain the rationale behind the denial based upon two principal residences on the same property. Mrs. Berns explained that when adding another residence it is required that they request a variance to allow two principal uses on the property. Typically when you have two residential structures being served off one access point, which would be the case in this situation, it starts looking like a subdivision. Under the Land Subdivision Ordinance for Sangamon County, in order to have multiple houses served by one entry point, there are other attributes that have to be added in terms of improvement with the road, lighting, sewer and drainage. This is why staff generally recommends denial in these cases. Mr. Moore asked if it is normal practice to then divide that parcel into two. Mrs. Berns stated that is typically what planning principals would recommend.

Mr. Moore asked Mr. Carver if there is a reason why he does not want to divide that property. Mr. Carver stated that they have two wells on the property, the electric is close and they also have an extra sewer system close in proximity. If they were to put this on the 7-acre pasture, they would have to dig a well, put in a sewer system and put in electric. They also do not want to become a burden to their parents and want to try and make this cost effective to them as well. They are not putting up a 2,500 to 3,000 square foot house. It would just be a two or three room pole barn. If something happens to them years from now, they could always turn it back into a workshop or woodshop like the other five buildings on the property now. Mr. Moore asked if he does not want to divide this into two parcels even though they could share the same laterals and the same well. Mr. Carver stated that he has not even checked into that and he did not know that was something necessary to do.

Mr. Ratts asked if any of the five structures there now could be used for housing their parents. Mr. Carver stated that one is an arena for horses, one is a barn with horses and two others are machine sheds or shops, so they probably could not.

Mr. Fulgenzi asked how close this would be to the house. Mr. Carver stated that it would be around 150 to 200 feet from the back door of their house.

Mr. Boyster asked the professional staff if one of the reasons for the denial was because it would set a precedent. Mrs. Berns stated that it would to some extent.

Mr. Carver stated that they just want to put their parents there, and they want to do the right thing.

Chairman Van Meter explained that those who want to deny the variance should vote yes and those who want to grant the variance should vote no. To reverse the recommendation of the professional staff it would require  $\frac{3}{4}$  of the members present voting no. Chairman Van Meter asked for a roll call vote on the adoption of Resolution 6. Upon the roll call vote, there were 9 Yeas – 17 Nays. Those voting yea were: Mr. Boyster, Mr. Briggity, Mr. Bunch, Mrs. Davsko, Mrs. Douglas Williams, Mr. Forsyth, Mr. Fraase, Mr. Moore and Mr. Stumpf. Resolution 6 written “to deny a variance” was adopted and the variance was denied.

MOTION CARRIED  
RESOLUTION ADOPTED

#### **RESOLUTION 7**

7. Resolution approving the purchase of vehicles for the Sheriff’s office.

A motion was made by Mr. Tjelmeland, seconded by Mr. Montalbano, to place Resolution 7 on the floor. A motion was made by Mr. Goleman, seconded by Mr. Krell, that the roll call vote for Resolution 1 stand as the roll call vote for Resolution 7. A voice vote was unanimous.

MOTIONS CARRIED  
RESOLUTION ADOPTED

#### **RESOLUTION 8**

8. Resolution approving a contract with Crawford, Murphy & Tilly, Inc. for the renovation of the Animal Control Facility.

A motion was made by Mrs. Musgrave, seconded by Mrs. Fulgenzi, to place Resolution 8 on the floor. A motion was made by Mr. Goleman, seconded by Mr. Smith, Mr. Montalbano, & Mr. Bunch, to amend Resolution 7. Mr. Goleman stated that the date should be changed from the 12<sup>th</sup> day of June, 2012 to the 10<sup>th</sup> day of July, 2012. A voice vote unanimous on the amendment.

A motion was made by Mr. Goleman, seconded by Mr. Fraase, that the roll call vote for Resolution 1 stand as the roll call vote for Resolution 8, as amended. A voice vote was unanimous.

MOTIONS CARRIED  
RESOLUTION ADOPTED

#### **WAIVER OF TEN-DAY FILING PERIOD**

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

MOTION CARRIED  
TEN-DAY FILING PERIOD WAIVED

#### **RESOLUTION 9**

9. Resolution authorizing the execution of a mutual aid agreement with the Illinois Coroners and Medical Examiners Association.

A motion was made by Mr. Tjelmeland, seconded by Mr. Goleman, to place Resolution 9 on the floor.

Mr. Goleman asked Coroner Edwards to explain what this resolution does. Mrs. Edwards explained that this is similar to other mutual aid agreements. If they were to ever have a mass casualty then other county coroners could step in to help them and they would also help other counties should they have a mass casualty situation. Mr. Goleman asked if this does not necessarily mean they would always go if this happens. Mrs. Edwards stated that it would be at their discretion to determine if they have the manpower and are able to go.

Mr. Moore asked how this is played out financially. Mrs. Edwards stated that if there were disaster funds available the county could recoup their money that way. There could be a situation where they would be paying for their employees and they would not be reimbursed.

Mr. Ratts asked if this also includes her deputies. Mrs. Edwards stated that it does.

A motion was made by Mr. Goleman, seconded by Mr. Snell, that the roll call vote for Resolution 1 stand as the roll call vote for Resolution 9. A voice vote was unanimous.

MOTIONS CARRIED  
RESOLUTION ADOPTED

**OLD BUSINESS**

- A. Resolution 3 – Tabled 6/12/12  
2012-16 – Heartland Worship Center, 6800 Bahr Road, Sherman – Granting a Rezoning. County Board Member – Todd Smith, District #2.

Resolution 3 remains tabled.

**NEW BUSINESS**

- A. Resolutions

There were no new resolutions.

- B. Appointments

***Sangamon County Board District #18***

Kimberly Briggity – Term to expire November, 2012

***Sangamon County Board of Health***

Dr. Jeffrey Bierman – Term to expire February, 2014

John Endris – Term to expire February, 2015

***Sangamon County Board of Review***

John Hawkins – Term to expire June, 2014

***Sangamon County Building Code Board of Appeals***

Donny Anderson – Term to expire November, 2013

Sandra Douglas - Term to expire November, 2013

Michael Krall – Term to expire November, 2013

Pam Deppe – Term to expire November, 2013

Mike Keafer – Term to expire November, 2013

Cathy Scaife – Term to expire November, 2013

***Citizens Advisory Committee on Animal Control***

Terms to expire June, 2013

Brenda Barton            Sarah Musgrave

Clyde Bunch             Aakash Raut

Frank Coble              Kim Senior

Douglas J. Timko        Sam Snell

Elaine Funk

Ralph Hanauer

Judy Large

Tina Lathan

***Sangamon County Historic Preservation Commission***

Merilyn Herbert – Term to expire June, 2013  
Darryl Jones – Term to expire September, 2013  
Chuck Pell – Term to expire June, 2015  
Randy Schick – Term to expire June, 2014  
Dean Williams – Unexpired term to expire September, 2013

***Sangamon County Regional Planning Commission***

Ken Springs – Term to expire February, 2016

***Sangamon County Extension Board***

Jim Good – Term to expire May, 2013  
David Mendenhall – Term to expire May, 2013

***Springfield Metro Sanitary District***

Dick Ciotti – Term to expire May, 2015  
Jim Reinhart – Term to expire May, 2014

***Sangamon County Sewer Rebate Benefit Board***

Clyde Bunch – Term to expire May, 2013  
Susan Davsko – Term to expire May, 2013  
Frank Lesko – Term to expire May, 2013

***Springfield Mass Transit District***

Karen Hasara – Term to expire February, 2017  
Carol Joyce Rodgers – Term to expire February, 2017

***Springfield Medical District Board***

Dr. Elvin Zook – Term to expire April, 2015

***Sangamon County Workforce Investment Board (WIB)***

Mark Sprehe - Term to expire June, 2013

***Sangamon County Zoning Board of Appeals***

Charles Chimento – Term to expire April, 2016  
Byron Deaner – Term to expire April, 2015  
Janet Dobrinsky – Alternate - term to expire April, 2017  
John Lucchesi – Alternate - term to expire April, 2017  
Don Wulf – Term to expire April, 2017

***South Oak Knolls Fire Protection District***

Kathleen Alcorn – Term to expire May, 2015  
Kent Gray – Term to expire May, 2015  
J. Patrick Doyle – Term to expire May, 2015

***Southside Fire Protection District***

Hilda Mangiaracina – Term to expire May, 2015  
Mark Smith – Term to expire May, 2015  
Darley Copp – Term to expire May, 2015

***Southlawn Fire Protection District***

Victor Muchow – Term to expire May, 2015  
Michael Sneed – Term to expire May, 2015  
Brett Chunes – Term to expire May, 2015

***Woodside Fire Protection District***

Patsy Bethard – Term to expire May, 2015  
Tom Lewis – Term to expire May, 2015  
Connie Sebok – Term to expire May, 2015  
William Strayer – Term to expire May, 2015

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, for approval of the appointments. A voice vote was unanimous. The nominations for appointment were also submitted.

MOTION CARRIED  
APPOINTMENTS ADOPTED

C. Appointment of Election Judges (2012-2014 Term)

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

MOTION CARRIED  
ELECTION JUDGES APPROVED

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

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, 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. Bunch, seconded by Mr. Montalbano, to recess the meeting to August 14, 2012 at 7:00 p.m. A voice vote was unanimous.

MOTION CARRIED  
MEETING RECESSED