

**DON J. GRAY**  
**SANGAMON COUNTY CLERK**



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**MINUTES**

**SANGAMON COUNTY BOARD**

**SEPTEMBER 8, 2015**

The Sangamon County Board met in Regular Statutory Session on September 8, 2015 in the County Board Chambers. Chairman Van Meter called the meeting to order at 7:00 p.m. Mr. Smith gave the Invocation and Mr. O'Neill led the County Board in the Pledge of Allegiance.

**ROLL CALL**

Chairman Van Meter asked County Clerk Gray to call the roll. There were 27 Present – 2 Absent. Mrs. Deppe and Mr. Fraase were excused.

**SPRINGFIELD SLIDERS PRESENTATION**

Mr. Montalbano came forward to give a presentation regarding the City & County Charity Softball Game held at Robin Roberts Stadium-home of the Springfield Sliders. Those present for this presentation were: City Council Members John Fulgenzi, Herman Senor, Doris Turner; City Clerk Frank Lesko; former County Board Member Catie Sheehan; and others from the Boys and Girls Club and Springfield Sliders organization. Mr. Montalbano stated they raised \$2,325 to go to the Boys and Girls Club. Mr. Montalbano presented them with a check. They thanked everyone from the Sliders organization and from the City of Springfield for helping with this. A trophy was presented to Sangamon County as the winning team.

**FRIENDS OF SANGAMON COUNTY ANIMAL CONTROL SEMI-ANNUAL REPORT**

Mrs. Hills introduced Kay Morris with the Friends of Sangamon County Animal Control to give a report on the progress of this organization.

Mrs. Morris, president of the Friends of the Sangamon County Animal Control Organization, addressed the County Board. They are 92 volunteers in this group right now. Their mission is to enhance the adoption process of animals, including dogs and cats, in Sangamon County.

The numbers she is giving to them tonight is very worthy of their attention. They have tremendous support from Director Stone, Director Largent, and the clerical and kennel staff. They are always there to help. January 1<sup>st</sup> to September 5<sup>th</sup> Friends of Sangamon County paid the county an adoption fee reduction of \$33,516. The amount for dogs was \$21,128, and the amount for cats was \$12,336. With reduction of the adoption fee, they reduce the fee to the adopter and then reimburse the county for what it takes for the county to take care of them. The total animals that have gone out of Sangamon County Animal Control to date are 1,172. They also transport to rescues, and dogs go into foster homes as well. There were 736 animals adopted and 436 rescued and transported out. Other important numbers come from the medical care to enhance the adoption of the animals. Friends have paid \$10,301.92 for medical care. When an animal goes to a rescue, they send \$100 with each animal to that rescue for taking them. That takes care of food and other items for the animals. So far they have sent \$2,800 to dog rescues and \$600 to cat rescues. Just recently they had 2 cats heading to Chicago to a rescue. They also have out of state rescues that have been very good with hearing them and helping with rescues.

They are currently in the process of fundraising. In the past four months Friends was the 2015 charity for the Capital Realtor's Association. Capital Realtor's Association handed them a check for \$18,350. There was a case where they had an animal they couldn't identify because it looked like a rug was thrown over it. They went to groom it and then entered him into the Dirty Dog Contest, which is a national contest for groomers, and he won them \$1,000. They also have approximately four quarter auctions per month. They have 15 to 30 vendors and you buy a number. It is all about quarters. Their quarter auctions have made \$1,200 to date, and that is a lot of quarters. Several quarter auctions also make them their general charity, and that also gets over \$1,000. In October the Rochester Fall Festival has selected them as their charity. Everything that comes in to those vendors will come to Friends and the animals. They are also starting up a nationwide "Shoes for Shelter". This will involve having drop boxes around the city where you can drop off shoes. It can be used shoes as long as they are intact. They are collected by a rescuer in Florida who sends them to third world countries. If they collect 100 bags of shoes they will get \$1,000. Friends can collect as many bags as they want, and Shoes for Shelter will go as high as \$5,000. She asked the County Board to think about this and what they can do. They will have drop boxes at Sangamon County Animal Control, Sangamon Avenue Vet Clinic, Frank Coble Vet Clinic, Rochester Library and Springfield Racquet and Fitness Center. Coming up on Sunday, September 27<sup>th</sup> the Blue Grouch is having a fundraiser called "Licks of Love". They will have celebrity bartenders, an auction and music.

Overall, the enthusiasm of volunteers in Sangamon County is very heartwarming, and the public is being very receptive. She has made two presentations in the last six weeks, and they are learning the public now knows who they are and that they have good animals. They are no longer the pound, but are Sangamon County Animal Control. She complemented everyone that does this work for this organization's success.

Chairman Van Meter stated the county really appreciates the work that she and the troop of volunteers are doing. The enthusiasm has been wonderful and what they have accomplished is tremendous. They are trying to work with them inch by inch to move towards that no kill goal they are all trying to achieve. Mrs. Morris thanked them for all of their support.

**MINUTES**

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, for approval of the minutes of August 11, 2015. A voice vote was unanimous.

MOTION CARRIED  
MINUTES ADOPTED

**CORRESPONDENCE**

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

MOTION CARRIED  
CORRESPONDENCE FILED

**RESOLUTION 1**

1. Resolution approving the low bid for a pavement crack seal contract on various county highways.

A motion was made by Mr. Preckwinkle, seconded by Mr. Mendenhall, to place Resolution 1 on the floor. Chairman Van Meter asked County Clerk Gray to call the roll. Upon the roll call vote, there were 26 Yeas – 0 Nays.

MOTION CARRIED  
RESOLUTION ADOPTED

**RESOLUTION 2**

2. 2015-026 – Tails to Remember, Inc., 3036 Peoria Road, Springfield – Granting Variances. County Board Member – Annette Fulgenzi, District #17.

A motion was made by Annette Fulgenzi, seconded by Linda Fulgenzi, to place Resolution 2 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 2.

MOTIONS CARRIED  
RESOLUTION ADOPTED

**RESOLUTION 3**

3. 2015-027 – Justin Dennis, 6895 Mansion Road, Chatham – Granting a Conditional Permitted Use and Variance. County Board Member – Craig Hall, District #7.

A motion was made by Mr. Stumpf, seconded by Mrs. Sheehan, to place Resolution 3 on the floor. Chairman Van Meter asked the professional staff to give the procedural history of the case.

Cyndi Knowles, professional staff, stated the petitioner is requesting a conditional permitted use to allow for a lawn care business and a variance to allow parking to stay gravel instead of being paved. Molly Berns, professional staff, stated the staff's amended recommendation is for approval of the conditional permitted use. In the petition, it indicates the building will house equipment and the parking is to be for employees rather than the public. Staff recommends the following conditions: that all storage and equipment be placed inside the existing pole barn; that there will be no retail operations or availability for the public at this location; that the hours of operation remain as stated in the petition, i.e. no later than 8:00 p.m.; and that a maximum of six employee vehicles be parked on the subject property at any given time. They recommend approval of the requested variance not to pave the employee parking area for a period not to exceed two years. There will be no additional negative impact on the area if the petitioner is given two years to pave. Ms. Knowles stated the Zoning Board of Appeals concurs with the staff's amended recommendation and recommends approval of the requested conditional permitted use and variance.

A motion was made by Mr. Stumpf, seconded by Mr. DelGiorno, to amend Resolution 3. Mr. Stumpf stated the hours of operation on page 3-2 should be amended as follows: the hours of operation are restricted to Monday through Saturday from 6:00 a.m. to 8:00 p.m. A voice vote was unanimous on the amendment.

Justin Dennis, petitioner residing at 6929 Mansion Road in Chatham, addressed the County Board. He stated he runs a lawn care business from home, and his goal there is not to intrude on Mr. Jones' quality of life in any way, shape or form. He intends to follow the rules the board has set in the petition. Mr. Jones is trying to oppose this all the while he is running an excavation business from home in an agricultural setting. Their company has hired them for excavation work on their property. Mr. Jones has also told him he is for hire elsewhere for the same type of work. Mr. Dennis stated he plans to do everything he is required to do to get this done correctly.

Joseph Jones, objector residing at 6931 Mansion Road in Chatham, addressed the County Board. He stated he has lived in his home for 20 years, recently with his wife Jacquelyn and 10 month old son Thomas. He and no less than eight other families in the area are against any change in zoning to the property in question. His home is less than 50 feet from this unlawfully run lawn care business. Mr. Dennis moved in late last year and since then he has been subjected to an increasing level of noise pollution from the lawn mowers and work on machinery late into the night. There is also consistent burning of imported yard waste. Mr. Dennis is first and foremost the general manager of J R Cutters, Inc., and has never accorded himself as a residential neighbor. He lives at 6929 Mansion Road along with other employees of J R Cutters, which makes the residential home, in his view, the epicenter of the business. The workday begins at the house and ends at the house. Employees congregate and have parties at the house. This area is full of single-family residences. A commercial lawn care business simply does not fit. Mr. Jones stated he had several instances of property damage from the business over this short time frame. He has received nothing more than sorry from Mr. Dennis and no real substantial effort to end any reoccurrence.

The experience he's had and the knowledge he has of this businesses past violations in Loami, makes him concerned there will be an ever increasing willingness to exceed the limits of the law and side step the county's authority. Mr. Jones emphasized that he is adamant in his opposition.

Mr. Ratts asked Mr. Jones if he takes his excavating equipment home with him at night. Mr. Jones stated it is always there because it is not necessarily excavating equipment. It is one skid steer and it is his main utility to put out hay bales for his cattle. He has cattle in other locations also. He puts the hay on a trailer to transport it to other locations where he has cattle. Mr. Ratts asked what kind of property damage he had. Mr. Jones stated they used his residential driveway before they put up their own business building to access their property. During that process they degraded his driveway. He made continuous requests to them to stay on the driveway and not make ruts in the mud next to it. He put up a cone, that should be visible, that continually got knocked over. He also put up a boulder, as discussed with Mr. Dennis, for a good way to avoid people going off the driveway, but that did not help and it continued to get damaged. Other damage relates to Mr. Dennis as a neighbor, he had some structures blow into his backyard. This was another instance where he refused responsibility. That is about it besides the consistent noise and disturbing the peace he's had to put up with.

Mr. Montalbano asked for clarification if that is Mr. Jones' residential driveway they are using. Mr. Jones stated they use his driveway to access his residential house and that is the way it was with the previous neighbor. He believes they have a written easement that was grandfathered in through previous owners. He just never knew they would be bringing in all their commercial trucks and trailers through the driveway, which they did, until they put in their own driveway.

Mr. Dennis gave his rebuttal. He stated he does not know if one minute is enough time to discuss all the inaccuracies of Mr. Jones' statements. He clarified that employees do not currently reside at his house. His girlfriend's cousin was allowed to move in earlier this year and took a job with them, but has since moved back to Missouri. Also, company vehicles and trailers were not coming in there. He used some equipment, which he was allowed to do, to move in when he bought the home. The driveway was built before the business was ever moved in. They have separate access to 6895. No property damage was ever incurred by the company. The damage to the boulder was done by Randy Negley. Mr. Dennis stated that Joe demanded payment from him and did not discuss it with him, so he sent Mr. Jones to Randy Negley. It was determined by his insurance company that he wasn't liable for damage to Mr. Jones' woodshed, and they said they would defend him in court. They said it was an act of God. It was a substantial sized structure, and it took an 80 mile per hour gust of wind to blow it over. He did offer Mr. Jones posts from his pasture to replace and repair the fence, and he offered his time to help. He has allowed Mr. Jones to keep cows on 2½ acres of his property. He let him put up a fence so he could feed his cows for free on his property. He has mowed Mr. Jones' lawn for free on multiple occasions. He also let him take a mower off site to mow his dad's house. Mr. Jones does excavation work with that bobcat. It is not just for cattle and agriculture. Mr. Dennis stated he wishes he was under oath because he would say the same thing.

Mr. Stumpf asked if he resides at this address. Mr. Dennis stated his home is at 6929 but he has a 5.31 acre parcel adjacent to it at 6895. It is due east of Mr. Jones' property. There is an outbuilding and workshop at the business. The center of his company is not in his home. He is friends with some of his employees and they are invited guests to his home after work hours, but he does not see where that is Mr. Jones' concern.

Linda Fulgenzi asked how often they burn. Mr. Dennis stated they do bring in a significant amount of yard waste from their job sites, but they have not burned one single thing that was imported on his property since he was instructed not to do so by this committee. They do bring in yard waste. They have a pile they made plans to have excavated from the property and taken to Evans Recycling. That is in the works right now with the owner of the company. Mrs. Fulgenzi asked if they had that done yet. As a part of day-to-day operations they are required to unload debris, otherwise they would come to a halt and have nowhere to put the stuff for the next customer. There is a pile out there, but they have burned nothing.

Mr. Bunch asked why they can't haul the stuff to Evans Recycling while it is on their vehicle. Mr. Dennis stated they do depending on where the location of the job site is. Mr. Bunch asked if they could take it by there as part of their daily work. Mr. Dennis stated part of the reason they can't is the battery system on his dump trailer can be quite tricky. They are working on the charging system for the dump trailer so the man hours needed to go to Evans Recycling and hand unload it is not overkill. He intends to burn nothing as he has been instructed to do, unless it originates from his own property.

Mr. Krell asked if he stores all of his equipment inside that building. Mr. Dennis stated he does. Sometimes during the day there may be a small 6 ft. by 12 ft. utility trailer that sits out back in between uses. They do try to house all of the equipment inside of the building at all times. They have been shut down by 6:00 p.m. or 7:00 p.m. at the latest about 95% of the time. It has been silent and quiet out there.

Annette Fulgenzi asked how long he has been in the landscaping business. Mr. Dennis stated he started working for the company in 2004, took over as general manager in 2007 and bought his first home in 2010. This is the second home he bought.

Mr. Stumpf asked Director of Public Health Jim Stone what the rules are for transporting yard waste to another property. He asked if this is normal business practice. Mr. Stone stated he is allowed to transport it to his property as long as he does not allow enough to stand that is going to create a harborage for vectors or any other kind of nuisance. He cannot burn anything that is imported to his property but can burn things that are generated on his property as a private use. He cannot even say whether there have been any complaints on the property. Mr. Dennis stated the size of the pile is pretty significant right now but when he built the pole barn he had to excavate an 80 to 90 foot elm tree, so a large remainder of it is still out in his pasture. Mr. Stone also pointed out he is familiar with Evans processing plant and the nature of landscaping companies. They are often cutting well into the evening and may be beyond the time to actually get rid of the waste during business hours, so it would have to be transported within the next couple days.

Mr. Jones gave his rebuttal. He stated Mr. Dennis has admitted to him on different occasions that employees were residing with him at his home. He does not know if they currently are, but they certainly congregate at the residential home every evening and morning. They have parties there, are noisy and are disturbing the peace.

Mr. Krell asked if they still share the same driveway. Mr. Jones stated that they do. The driveway is on his property but they have the allowance to use it to get to his residential home. Mr. Jones stated as far as he is concerned the business vehicles should not be coming on his driveway.

Chairman Van Meter asked Board Member Hall, who represents and is a resident of this area, since the board rules have criteria for conditional permitted uses, if it is his judgment that the nature and character of this business is inappropriate for the area as it is currently zoned. Mr. Hall stated the area is a rural area with nice homes. His position since being on this board is that zoning is good zoning if it does not affect the quality of life or value of your neighbor's property. It is his opinion that having this business here is affecting the neighbors. His struggle with this is that Mr. Dennis purchased this piece of property and built a building to earn extra income to afford the home. Every so often they hear of economic hardship. Their job is to try and come to a conclusion where they both agree, and he does not think they are going to get there tonight. They are so opposite on this thing. He suggested they come back in six months before the board and try this again, and maybe try to work something out. If it fails, they would have to wait six months before coming back. What it comes down to is the question of whether he would want this adjacent to his own property, and the answer would be no. They zone on value and quality of life. That is where he is at, and he is voting no tonight.

Chairman Van Meter asked for a voice vote on the adoption of Resolution 3. The voice vote carried with the majority voting no. Resolution 3 written to grant a conditional permitted use and variance was denied.

MOTIONS CARRIED  
RESOLUTION DENIED

#### **RESOLUTION 4**

4. 2015-028 – Ronald E. & Sherrill Esserine, 15 Holiday Lane, Riverton – Granting a Rezoning. County Board Member – Jim Good, District #8.

A motion was made by Mr. Good, seconded by Mr. Forsyth, to place Resolution 4 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 4.

MOTIONS CARRIED  
RESOLUTION ADOPTED

Chairman Van Meter announced that Representative Sue Scherer is present in the audience tonight.

**RESOLUTION 5**

5. 2015-029 – Francis L. Fromme Estate, 16830 Red Lane, New Berlin – Granting Variances. County Board Member – Craig Hall, District #7.

A motion was made by Mr. Hall, seconded by Mr. Ratts, to place Resolution 5 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 carried for the adoption of Resolution 5. Mrs. Sheehan voted Present.

MOTIONS CARRIED  
RESOLUTION ADOPTED

**RESOLUTION 6**

6. 2015-030 – Drink-Em Up, Inc., 4136 N. Peoria Road, Springfield – Granting a Conditional Permitted Use and Variance. County Board Member – Greg Stumpf, District #16.

A motion was made by Mr. Stumpf, seconded by Mr. Sullivan, 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 the petitioners are requesting a conditional permitted use for a tavern, for the sale of alcoholic beverages and live entertainment within a beer garden, and a variance to allow a tavern property line to be within 12 feet of a residential structure. Molly Berns, professional staff, stated the amended staff recommendation was to recommend approval of the conditional permitted use provided that any live entertainment, including but not limited to any dancing, band, DJ music or any other noise generating music of any kind that is outside the structure cease no later than 9:00 p.m. on Sunday through Thursday nights and 10:00 p.m. on Friday and Saturday nights. Placing these restrictions on the beer garden and outside areas should help to minimize the negative impact on the immediate area. They recommend approval of the requested variance to allow the tavern to be within 12 feet of a residence. It is difficult to tell, from the sources of evidence available to staff, whether the tavern or the residence was constructed first. The standards for variations are met. Ms. Knowles stated the Zoning Board of Appeals concurs with the staff's amended report and recommends approval of the requested conditional permitted use and variance.

Don Thompson, petitioner residing at 30452 Fancy Prairie Avenue in Athens, addressed the County Board. He stated they bought Weebles bar back in May of this year. They wanted an expansion of their beer garden and found out they are not in compliance of the law. They are trying to get a variance to keep everyone happy and correct things the previous owners did not do. They want to have live music, fundraisers and different events out in the beer garden throughout the year. The bands will go from Memorial Day to Labor Day and a few other times throughout the year. They would like to ask for an amendment on the times since Memorial Day and Labor Day fall on a Sunday. They would like to have bands until 10:00 p.m. on special events as long as it is approved by the liquor commission.

The staff recommends 9:00 p.m. on Sundays, but he knows the liquor commission does have a special permit to go past the stated time. He believes if the County Board says 9:00 p.m. on Sundays then that is what overrides the liquor commission's recommendation. They are trying to work with the neighbors. They have some support and some opponents. They are doing what they can to make things bigger and better. They have fundraisers planned through the end of the year. He has been in the bar business for 22 years now and has done pretty good with it.

Assistant State's Attorney Dwayne Gab stated he believes Mr. Thompson is asking for a less restrictive alternative. He thinks if there is an amendment, it is something that has not been approved by the Zoning Board of Appeals. His concern would be that you then raise it to a supermajority vote or send it back to the Zoning Board of Appeals. If it is presented as an amendment and not sent back to the Zoning Board of Appeals, it would then be based on a supermajority vote, which would be 21 votes to be able to pass. You can always amend to whatever you want, but this is also based on state law and is not just based upon county ordinance, so there could be no waiver of the supermajority vote.

Chairman Van Meter consulted with Mr. Stumpf and suggested they send this back to the Zoning Board of Appeals if they want to go forward with this amendment. Mr. Stumpf agreed with the Chairman's suggestion. He recommended to the petitioner that they not try to amend the resolution tonight due to the sensitivity of the nature to the neighbors. Mr. Thompson owns the Curve Inn and he has explained how he operates his business there, and how it coincides with the neighbors and St. Joseph's Home. They shut the bands down at 10:00 p.m. and keep the noise to a minimum. Mr. Stumps stated he has talked to the neighbors around the property in question several times, and they are trying to find a happy medium between the residential, industrial and commercial nature of the whole area. He recommended they postpone this tonight and go back to Zoning Board of Appeals if they want to make this amendment. Otherwise, he recommends they go forward and see how the County Board sees fit to this. He thinks the petitioner would be a good neighbor, but should not try to change anything at this time. He thinks they could maybe do that later if they prove over time they are a good neighbor. Mr. Thompson withdrew his proposed amendment and agreed to go with the staff recommendation to have music until 9:00 p.m. on Sunday through Thursday and on Friday and Saturday until 10:00 p.m.

Mr. O'Neill asked if they are getting a lot of complaints from their neighbors. Mr. Thompson stated they had one neighbor who moved away and then another neighbor who lives down the street. They had a few phone calls to the Sheriff's office. The Sheriff came out and said the complaints were unfounded. They do try to keep the noise under 90 decibels, and the music is done at 10:00 p.m. With the new expansion, they are going to try and take the direction of the bands away from the neighborhoods. Now the bands go towards the northeast. With the expansion of the beer garden they will basically go towards the building. He has talked to his sound guy from The Curve to give them ideas on how to keep the noise from going into the neighborhood. It is hard to do this now until they get the beer garden a little bit bigger. Mr. O'Neill stated he knows there were a lot of complaints about Weebles years ago, but he does not know of any recently except for the couple he already mentioned.

Mr. Montalbano asked if there is any way they can turn the music down a little bit. Mr. Thompson stated they are working with the sound guy to keep it down. Sometimes when you hit the bass on the drums the decibels will go up. They want to keep it down so they can stand outside the beer garden and have a conversation. Some of the things they are going to try should eliminate a lot of the noise. They are trying to get the noise to go up and not out.

Mr. Bunch stated his board district butts up to The Curve Inn, but he has never had any complaints or phone calls from anyone in that area about the music.

Chris Werth, objector residing at 1236 Oaklane Road in Springfield, addressed the County Board. He explained that he did live next door but has moved away. He is here representing that community based on the petition they all filed. It was noted that a majority of the community does not agree with the loud music. They have put up a fence and have done some things to help that, but it has not been enough. He stated the petitioners have been checking their decibels with their phones. Mr. Werth stated he recorded the sound from Friday night from four houses down, which is approximately 300 to 400 feet from the bar, and he could still hear the music. He is not saying that is a perfect science, but he knows the majority of the residents don't agree with some of their tactics so far. Right now they aren't allowed to have bands, but they still do every Friday and Saturday night. If they make it bigger it will just get worse. It doesn't make sense to him that if they make it bigger it will be better. It is just going to be better for the petitioners and not the community.

Mr. Krell asked when he recorded the music from the other night. Mr. Werth stated it was at 9:30 p.m. on Friday or Saturday night.

Mr. Good stated he experienced the same type of issue when The Fieldhouse was in his district years ago. There were issues with it facing the hotel. There were many nights he would drive down Sangamon Avenue and stop in front and he could not hear music, but he drove around the back to the hotel and the windows were shaking. These gentlemen were talking about rearranging the band area. If they would have turned that band around they would have never had an issue at The Fieldhouse. The noise would have gone out towards Sangamon Avenue and the interstate. The petitioners are talking about making the area bigger and placing the band facing more out towards Peoria Road. This might make a big difference. Mr. Werth stated it probably would, but then you would be facing it towards a different community, which would be the trailer park across the street. Mr. Good stated there would be a little more distance if faced towards the other area. Mr. Good clarified that this was an experience he had dealing with the same type of issue.

Mr. Thompson gave his rebuttal. He stated they have a picture of Mr. Werth listening to the band and recording from his car at the corner of their parking lot right outside the fence and not four houses down like he stated. They are doing what they can to help the neighborhood. They are putting in sound boards and baffles to try to eliminate the situation. Trying to change the direction of the band should also help. They will work with the neighborhood and do have some support now. They hope to get this moving forward.

Mr. Madonia stated that Mr. Thompson does a phenomenal job at The Curve Inn, and he thinks they should take that into consideration. He runs an excellent business over there, and he does a very good job of trying to keep the sound down, especially with the school, the church, St. Joseph's Home and other neighbors around there. He has been a great neighbor to Little Flower and is a great businessman.

Mr. Werth gave his rebuttal. He stated The Curve is a little bit different from this bar. They don't have the residents as close. The residents around The Curve are mostly businesses until you get a little further out, whereas, this community is directly by this bar.

Mr. Stumpf agreed it is a little bit more commercial around The Curve Inn, but they do have a retirement center right across the street. Across the parking lot of Little Flower starts an entire subdivision. He has talked to the owners and have stressed that they need to be good neighbors and keep the music down. They need to work with the police if they do get called; otherwise, they would need to meet with Mr. Montalbano and the liquor committee.

Mr. Bunch stated the nursing home is about a block and a half from The Curve. He has never heard anyone complain to him about it.

Chairman Van Meter asked for a voice vote on the adoption of Resolution 6. A voice vote carried with the majority voting yes. Resolution 6 written to grant a conditional permitted use and variance was adopted.

MOTION CARRIED  
RESOLUTION ADOPTED

### **RESOLUTION 7**

7. Resolution authorizing the execution and adoption of a contract amendment with the Environmental Systems Research Institute for the county's GIS System.

A motion was made by Mr. Krell, seconded by Mr. O'Neill, to place Resolution 7 on the floor. A motion was made by Mr. O'Neill, seconded by Mr. Tjelmeland, that the roll call vote for Resolution 1 stands as the roll call vote for Resolution 7. 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 8**

- 8. Resolution approving the low bid for an asphalt rejuvenator contract.

A motion was made by Mr. Montalbano, seconded by Mr. Snell, to place Resolution 8 on the floor. A motion was made by Mr. O’Neill that the roll call vote for Resolution 1 stands as the roll call vote for Resolution 8. A voice vote was unanimous.

MOTION CARRIED  
RESOLUTION ADOPTED

**RESOLUTION 9**

- 9. Resolution authorizing the replacement of the audio communication system and the execution of a contract between Sangamon County and Security Automated Systems.

A motion was made by Mrs. Ruzic, seconded by Mrs. Hills, to place Resolution 9 on the floor. A motion was made by Mr. Bunch that the roll call vote for Resolution 1 stands as the roll call vote for Resolution 9. A voice vote was unanimous.

MOTIONS CARRIED  
RESOLUTION ADOPTED

**OLD BUSINESS**

There was no old business.

**NEW BUSINESS**

- A. Resolutions

There were no new resolutions.

- B. Appointments

Appointment of Dana Kinion to the Sangamon County Board of Review for a term expiring June, 2016.

Appointment of Pat Somers to the Sangamon County Board of Review for a term expiring September, 2017.

Appointment of Jeanette Goza to the Sangamon County Historic Preservation Commission for a term expiring September, 2016.

Appointment of James Schackmann to the Sangamon County Historic Preservation Commission for a term expiring June, 2016.

Appointment of Diane Murphy to the Community Services Block Grant Advisory Board for a term expiring September, 2018.

Appointment of Herman Senor to the Sangamon County Sewer Rebate Board for a term expiring September, 2016.

Appointment of Clyde Bunch to the Sangamon County Sewer Rebate Board for a term expiring September, 2016.

Appointment of Judy Johnson to the Sangamon County Sewer Rebate Board for a term expiring September, 2016.

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

MOTION CARRIED  
APPOINTMENTS ADOPTED

The nominations for appointment in October were also submitted.

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

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

MOTION CARRIED  
REPORTS FILED

**ADJOURN**

A motion was made by Mr. Montalbano, seconded by Mr. Bunch, to adjourn the meeting to October 6, 2015 at 7:00 p.m. A voice vote was unanimous.

MOTION CARRIED  
MEETING ADJOURNED

**DON GRAY**  
**SANGAMON COUNTY CLERK**





