

ORDINANCE COMMITTEE

January 16, 2014

MEMBERS

Chairman Jones  
Alderman Budd  
Alderman Vota  
Alderman Burtle  
Mayor Brotherton

ALSO PRESENT

George Calvert  
Alderman Walters  
Alderman Heberling  
Alderman Koonce  
Andy Lasswell  
Debbie Wells  
Cindy Dey

Chairman Jones called the meeting to order at 6:27 P.M.

Abandoned Building-Public Nuisance Ordinance

Attorney Romano addressed a list of concerns regarding the Abandoned Building Ordinance presented at the Ordinance Committee Meeting. The Committee and Aldermen in attendance reviewed and discussed the list of concerns and how the concerns relate to the proposed Abandoned Building Ordinance.

Chairman Jones made note of a few minor corrections and additions to the Ordinance and will contact the City Attorney with making changes to the Ordinance pertaining to Abandoned Buildings. A final draft will be presented at the next Ordinance Committee Meeting. Health and Building Officer, George Calvert requested the City Attorney help draft all permits relating to this Ordinance.

BYOB Ordinance

Motion by Alderman Vota and seconded by Alderman Budd to recommend to the City Council to approve the proposed BYOB Ordinance as presented. Motion carried 4-0.

City Comprehensive Plan and Subdivision Plan

The Mayor informed the Committee that he will have more information regarding the City comprehensive Plan and Subdivision Plan at the next Ordinance Committee Meeting.

HBO Updates

Mr. George Calvert, Health and Building Officer, updated the Committee of property violations and cleanups.

Mr. Calvert informed the Committee that he will be presenting the FY 2013/2014 Health and Building Budget at the next Ordinance Committee Meeting for review.

Any Other Matters

Chairman Jones stated that the draft ordinance presented regarding the charges for services inside or outside City or Fire Protection District (Spiller Pay Ordinance) will be discussed at the next Ordinance Committee Meeting.

Motion by Alderman Burtle and seconded by Alderman Vota to adjourn. Motion carried 4-0. Meeting adjourned at 7:23 P.M.

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Bruce Jones, Chairman  
Ordinance Committee

## ORDINANCE COMMITTEE

February 20, 2014

### MEMBERS

Alderman Budd  
Alderman Vota  
Alderman Burtle  
Mayor Brotherton

### ALSO PRESENT

George Calvert  
Alderman Walters  
Alderman Koonce  
Treasurer Nation  
Michelle Sklenka  
Debra Wells  
Shirley Sams

### MEMBERS ABSENT

Chairman Jones

Acting Chairman Vota called the meeting to order at 6:00 P.M.

### Permit & Application for Special Events

Alderman Walters presented the Committee with a list of concerns he has regarding the application for Special Events Permit. The application, as is, will require the interested parties to begin the process months in advance. He also presented a list of activities that are held frequently such as Charitable Fund Drives with participants standing on the corner of Main & Webster, the Little League Parade, Homecoming Parade, Christmas Parade etc. The application process requires that the requests be discussed at the Street & Sewer Committee Meetings and as Chairman of that Committee he needs more guidance. There was discussion regarding whether or not City Attorney Romano should be asked to attend the next Ordinance Committee Meeting to address any concerns. Acting Chairman Vota advised Alderman Jones is the Chairman of the Committee and he would decide whether or not Attorney Romano would be invited. This will remain as an agenda item for next month's meeting.

### FY 2014/2015 HBO Budget

HBO Officer, George Calvert presented the FY 2014/2015 HBO Budget stating it is the same as last year's.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to forward the proposed FY 2014/2015 HBO Budget to the Finance Committee. Motion carried 3-0.

### Spiller Pay Ordinance

Alderman Burtle advised he had discussed the Spiller Pay Ordinance with Fire Chief Crews and Assistant Fire Chief Goodall. They only had one concern regarding how it would be determined in an accident which party would be liable for the fees and charges set forth in the Ordinance. The Committee members all thought that the insurance carriers of those involved would investigate the reports to determine who is liable.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to approve the Spiller Pay Ordinance Draft as presented. Motion carried 3-0.

### HBO Updates

Mr. George Calvert, Health and Building Officer, updated the Committee of property violations and cleanups. He stated there was an issue with a resident involving a mowing lien which has been on the property for almost four years; but now the resident wants to start water. Mr. Calvert advised him he could attend the Ordinance Committee Meeting to discuss this issue but no action could be taken as it was not an agenda item. He did not attend.

He advised there were some properties on the foreclosure list he would have to watch as he will probably have to mow them and there are some abandoned houses that the Abandoned House Ordinance will not cover.

**Any Other Matters**

Debra Wells asked to address the Committee to discuss possible zoning changes and present a draft to the Committee of a proposal for an Additional Zone Classification for the City of Taylorville and clarification of R-1 Permitted Uses. She has been researching different classifications of other cities in Central/Southern Illinois with a population +/- 2,000 of Taylorville's population. She was informed there are different rules and regulations for Non-Home Rule and Home-Rule Communities and Taylorville is a Non-Home Rule Community. This was not an agenda item so no action could be taken.

Motion by Alderman Burtle and seconded by Alderman Budd to adjourn. Motion carried 3-0.

Meeting adjourned at 6:46 P.M.

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Acting Chairman, Martin Vota  
Ordinance Committee

## ORDINANCE COMMITTEE

March 20, 2014

### MEMBERS

Chairman Jones  
Alderman Vota  
Alderman Burtle  
Alderman Budd  
Mayor Brotherton

### ALSO PRESENT

Alderman Walters	John Stanisz
Alderman Dorchinecz	Steve Brown
Alderman Heberling	Chris Biondolino
Alderman Koonce	Bob Goeckner
Cindy Dey	

Chairman Jones called the meeting to order at 9:21 P.M.

### Review Liquor License Classifications

Mr. John Stanisz and Mr. Steve Brown representatives of the Circle K Midwest Division addressed the Committee regarding their desire to be allowed to serve liquor on site at their convenience store in Taylorville. This would make the store eligible to obtain a Video Gaming License.

Mr. Chris Biondolino, owner of Bailey's Pub shared his concerns that continued approval of additional video gaming sites would probably lead to a saturated market that would have a negative effect for all the local video gaming locations within the City.

The City ordinance regarding liquor license classifications currently does not allow for a Video Gaming License at a convenience store. Mayor Brotherton stated that while he is personally against approving the serving of alcohol within a convenience store he wanted input from the Aldermen. Following a lengthy discussion the Committee agreed to place the item on the next Ordinance Committee Meeting Agenda for further consideration.

### Abandoned Building/Public Nuisance Ordinance

The Committee briefly reviewed the draft Abandoned Building/Public Nuisance Ordinance.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to direct the City Attorney to prepare an Ordinance regarding Abandoned Building/Public Nuisance as presented. Motion carried 4-0.

### Special Event Permit & Application

The Committee briefly reviewed the Special Event Permit and Application.

Motion by Alderman Vota and seconded by Alderman Burtle to recommend to the City Council to adopt the Special Event Permit and Application as presented. Motion carried 4-0.

### HBO Updates

Chairman Jones presented the HBO Report to the Committee for their review.

Motion by Alderman Burtle and seconded by Alderman Vota to adjourn. Motion carried 4-0. Meeting adjourned at 10:30 P.M.

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Bruce Jones, Chairman  
Ordinance Committee



## ORDINANCE COMMITTEE

April 15, 2014

### MEMBERS

Chairman Jones  
Alderman Burtle  
Alderman Vota  
Alderman Budd  
Mayor Brotherton

### ALSO PRESENT

Alderman Walters  
Alderman Heberling  
Alderman Koonce  
Cindy Dey  
Jim Lindsey  
Neighbors of West School Property  
(See Attached List)

Andy Lasswell  
Joe Curvey  
Bernie Curvey  
Jane Curvey  
Dustin Allen

Chairman Jones called the meeting to order at 7:34 P.M.

### Enterprise Zone/Amending Agreement between Christian County & City of Taylorville

Mayor Brotherton presented a letter that he has sent to Mr. Paul Schmitz, Christian County Board Chairman, requesting approval to grant certain incentives to two businesses that are located in the City limits that are also located within the existing Enterprise Zone. Section 11 of City Ordinance Number 2406 specifically states that the ordinance does not prohibit the County of Christian from extending additional tax incentives or reimbursements for residents and business enterprises in the Enterprise Zone or throughout the County of Christian by a separate ordinance. This language does not allow the City the same option. In his letter the Mayor is asking for written authorization from the County to allow the City to grant certain incentives to the two businesses currently requesting them and for approval of a proposed amendment to Ordinance No. 2406 that would allow the City the same authority to offer additional tax incentives or reimbursements for residents and business enterprises in the Enterprise Zone. The Mayor stated that he has not received a reply from the County and asked that the issue be placed on the Mayor's Ordinance Committee Meeting Agenda.

### Discussion Regarding West School Curvey Property

Mr. Joe Curvey addressed the Committee regarding his request to rezone the former West School Property. The request to change the zoning classification of the property from R-1 to C-1 was voted down at the January 21, 2014 Taylorville City Council Meeting. In the months following that meeting both Mr. Joe Curvey and Mr. Bernie Curvey has spoken with the majority of the Aldermen individually in an attempt to better explain their reasons for the requested zoning change. Alderman Heberling stated that he was awaiting answers from the City Attorney in regard to a couple of questions he had about the matter. Following a discussion by the Committee, Mayor Brotherton stated that the primary concern of himself, the Aldermen, and the neighbors seemed to center around the lack of control regarding what types of businesses would be allowed if the property was zoned C-1. Chairman Jones asked if any of the Committee Members wanted to make any type of motion in response to the Curvey's request. No motion was made.

### Review Liquor License Classifications

The Committee continued discussions regarding the request of Circle K to be allowed to serve liquor on site at their convenience store in Taylorville. This would make the store eligible to obtain a Video Gaming License. The City ordinance regarding liquor license classifications currently does not allow for a Video Gaming License at a convenience store. Mayor Brotherton stated that he is personally against approving the serving of alcohol in a convenience store. It is also the consensus of Councilmen present that they are also against the serving of alcohol in a convenience store.

HBO Updates

Chairman Jones presented the HBO Report to the Committee for their review.

Any Other Matters

Mayor Brotherton requested the Committee to consider developing a mileage reimbursement policy for the Aldermen. The Mayor will have Human Resource draft a policy for the next Ordinance Committee Meeting.

Motion by Alderman Budd and seconded by Alderman Vota to adjourn. Motion carried 4-0. Meeting adjourned at 8:20 P.M.

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Bruce Jones, Chairman  
Ordinance Committee

## ORDINANCE COMMITTEE

May 13, 2014

### MEMBERS

Acting Chairman Burtle  
Alderman Vota  
Alderman Budd  
Mayor Brotherton

### ABSENT

Chairman Jones

### OTHERS

George Calvert  
Alderman Walters  
Alderman Heberling  
Alderman Koonce  
Cindy Dey

Acting Chairman Burtle called the meeting to order at 6:14 P.M.

### Enterprise Zone/Amending Agreement between Christian County & City of Taylorville

Mayor Brotherton informed the Committee that he has not received a reply from Christian County Board Chairman, Paul Schmitz requesting an amendment to the Enterprise Zone Agreement between the County and the City regarding additional tax incentives for businesses within the Enterprise Zone. The Committee will continue discussions at the next Ordinance Committee Meeting.

### Ordinance Violation Delinquent Accounts

Acting Chairman Burtle spoke with the City Attorney regarding the Ordinance Violation Delinquent Accounts. The City Attorney suggested that all the ordinance violation delinquent accounts prior to 2012 be sent to a collection agency.

Motion by Alderman Vota and seconded by Alderman Budd to recommend to the City Council to direct the City Attorney to prepare for review by the Ordinance Committee a Resolution or Ordinance that: (1) authorizes the City Attorney pursuant to 65 ILCS 5/1-2-1 to retain, on behalf of the City, Credit Collection Partners (a private collection agency) subject to approval by the City and the City Attorney of a Debt Collection Agreement concerning collection of the City's fines or penalties and an agreement with the Christian County Circuit Clerks Office as to the division of payment of assessed court costs in City ordinance violation cases; and (2) that subject to approval of said agreements and the approval of the City Attorney all delinquent fines and penalties due the City concerning ordinance violation cases instituted prior to 2012 will be initially turned over to Credit Collection Partners for collection subject to withdrawal from Credit Collection Partners (without any fees or costs assessed to the City) of any one or more of said cases from time to time by the City Attorney at his discretion; and (3) the collection of delinquent fines and penalties concerning any one or more ordinance violation cases instituted in 2012 and thereafter may be turned over to Credit Collection Partners and thereafter withdrawn from Credit Collection Partners (without any fees or costs assessed to the City) all at the discretion of the City Attorney from time to time. Motion carried 3-0.

### Mileage Reimbursement for Aldermen

As requested at the previous Ordinance Committee Meeting, Human Resource Manager, Cindy Brown presented a draft Mileage Reimbursement Policy. The Committee members had several concerns with the draft policy and will continue discussions when more research of old Ordinances can be done.



HBO Updates

Mr. George Calvert, Health and Building Officer, updated the Committee of property violations and cleanups.

Any Other Matters

Alderman Walters informed the Committee more information will be forth coming regarding the truck route signage to Ahlstroms.

Motion by Alderman Vota and seconded by Alderman Budd to adjourn. Motion carried 3-0. Meeting adjourned at 7:09 P.M.

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Shawn Burtle, Acting Chairman  
Ordinance Committee

## ORDINANCE COMMITTEE

June 19, 2014

### MEMBERS

Chairman Jones  
Alderman Budd  
Alderman Vota  
Alderman Burtle  
Mayor Brotherton

### ALSO PRESENT

Alderman Walters  
Alderman Heberling  
Alderman Dorchinecz  
Bill & Patricia Beck  
Cindy Dey

Chairman Jones called the meeting to order at 7:52 P.M.

### Mileage Reimbursement for Aldermen

The Committee continued discussions pertaining to mileage reimbursement for the Aldermen. Ordinance No. 3586 currently states “During his or her aforesaid term, the City of Taylorville shall also pay such Alderman Forty Dollars (\$40.00) per day and reimbursement for all expenses reasonable incurred for attending City of Taylorville business meetings occurring at a distance of more than twenty-five miles from the City of Taylorville; provided, however, either the Mayor or City Council in session must approve expense reimbursements”. No action taken.

### Amending Section 8-5-4-1 of the City Code/Sewer Use and Service

The Committee continued a lengthy discussion of Section 8-5-4-1 of the Taylorville City Code pertaining to the interpretation of who is responsible for the expenses, maintenance, and repair of the sewer line. The conversation will continue at the next Ordinance Committee Meeting.

### Amending Section 5-4-1-2 of the City Code/Fighting

Recently a fight broke out on Lake Taylorville. It was unclear if a fighting ordinance violation could be issued to persons occupying a boat on Lake Taylorville, and those involved felt that the City Code needed to be amended to include no fighting on any City street, highway, roadway, easement, alley, sidewalk, boulevard, right of way; Lake Taylorville; or any City property, in addition to any public place within the City.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to amend the Taylorville City Code Section 5-4-1-2 (Re: Fighting) as submitted by the City Attorney. Motion carried 4-0.

### City Attorney’s Recommendation/Past Due Ordinance Violations

The Committee reviewed the Resolution pertaining to the Execution of Debt Collection Agreement as prepared by the City Attorney. Alderman Heberling is seeking clarification of wording in paragraph (c) “thereafter may be turned over to Credit Collection Partners and thereafter withdrawn from Credit Collection Partners” and paragraph (d) eliminating “City Attorney”.

Motion by Alderman Vota and seconded by Alderman Budd to recommend to the City Council to approve the Resolution Authorizing Execution of Debt Collection Agreement in the form prepared by the City Attorney as presented to the Ordinance Committee or in any such revised form as the City Attorney may present at the City Council Meeting considering adoption of such Resolution. Motion carried 3-0-1.

HBO Updates

Chairman Jones presented the HBO Report to the Committee for their review.

Motion by Alderman Vota and seconded by Alderman Burtle to adjourn. Motion carried 4-0. Meeting adjourned at 9:17 P.M.

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Bruce Jones, Chairman  
Ordinance Committee

ORDINANCE COMMITTEE  
July 17, 2014

MEMBERS

Chairman Jones  
Alderman Budd  
Alderman Vota  
Alderman Burtle  
Mayor Brotherton

ALSO PRESENT

Alderman Dorchinecz  
Alderman Heberling  
Alderman Koonce  
Treasurer Nation  
HBO Officer George Calvert  
Superintendent Wiseman  
Shirley Sams

Laurie Mense  
George & Jamie Ortman  
Carol Endsley  
Annette VanHooser  
Jeffrey A. Quimby  
Dustin & Hillary Yantis  
Patty Beck  
Bernie Curvey

Chairman Jones called the meeting to order at 6:00 P.M.

Amending Section 8-5-4-I of the City Code/Sewer Use and Service

The Committee continued discussion regarding Section 8-5-4-I of the Taylorville City Code regarding the interpretation of who is responsible for the expenses, maintenance, and repair of the sewer line.

Following is a recap of those meetings.

At the May 1<sup>st</sup> Emergency Services Committee Meeting several residents were in attendance to discuss letters they received from the Street Department regarding a problem with sewer taps in the Ash and Oak Street area. They were advised at that time that this was not the Committee to discuss this problem that they needed to attend a Street & Sewer Committee Meeting. One of the residents in attendance stated there was a deadline of 30 days to respond or have their water turned off and that time is up. Alderman Walters advised he would personally notify the Street Department not to take any action at this time

Street and Sewer Superintendent Dick Wiseman had City Engineer, Joe Greene review a video of the 10 inch sanitary sewer in the alley between Oak & Ash Streets and Cherokee & Shawnee Streets. He advised that the sanitary trunk sewer is in fair to good condition and has no signs of mine subsidence. Jim Hafliger, who works for Illinois Department of Natural Resources was also contacted to inquire if he could offer any information regarding the mine subsidence issue. Nothing has been received at this time.

After a lengthy discussion this issue was forwarded to next month's Ordinance Committee Meeting. There was discussion regarding the intent of the wording in the City Code regarding who is responsible for what. Aldermen Dorchinecz and Alderman Heberling read past meeting minutes which led to more discussion on intent. The neighbors voiced their opinions stating intent is not law and they feel that if not written in black and white they shouldn't be responsible. The Committee asked that City Attorney Romano be directed to review the City Code for his interpretation.

The Committee asked that the minutes reflect what the final recommendation for a motion would have been had they taken action at this time.

Motion to recommend to the City Council to direct City Attorney Romano to prepare an Ordinance to amend the City Code to state the property owner is responsible for the expense for maintenance and repair of the sewer line up to and including the main tap. The City will assume 50% of the cost of the repairs not to exceed \$3,500.00 of the total job for a 10 foot depth excavation, based on criteria, inspection and deemed necessary. If a residence requires more than a 10 foot depth excavation these cases would be handled case by case.

The Committee told the homeowners that received a letter from the Street and Sewer Department they are not required to take action until this issue is resolved. Mr. & Mrs. Ortman advised they have already made repairs and a neighbor had their property fixed at the same time to save them money but Mr. & Mrs. Ortman are being billed for all of the excavation fee.

#### Update of 710 S. Webster Building Issue

Mr. George Calvert, Health and Building Officer, advised the Committee the actual address of the building is 710 S. Webster; it was listed as 812 S. Webster on the agenda.

Mrs. Laverne Endsley resides at 220 W. 2<sup>nd</sup> Street. She is concerned about the condition of the building next to her located at 710 S. Webster (old brick ice house located across the railroad tracks from Manners Park). She advised on April 25<sup>th</sup> a section of wall from Mr. Bernie Curvey's building fell on her property. She is concerned about bodily harm not only to herself but others as it is across the street from the park and on the 4<sup>th</sup> of July there were some girls pulling the bricks loose from the building using them to scale the building to the roof. Mr. Endsley approached the girls and informed them if they were to fall from the building the impact could kill them. Health and Building Officer George Calvert was called after the 4<sup>th</sup> of July weekend; he told the neighbors they need to talk among themselves to try to come up with a solution that would be acceptable to both parties. Mr. Curvey stated that Mrs. Endsley has a good complaint. He had hired someone to do tuck pointing on the building a week later but that person didn't start right away; he was advised by Mr. Curvey to contact the Endsley's at that time and he didn't.

Alderman Burtle advised the building was not designed for the type of roof it has; there was a picture presented which shows a large hole in the roof. The leakage has caused the rebar to give way. In his opinion the building is not safe; if not repaired or stabilized should be condemned. Alderman Budd didn't think a structural engineer would deem this building safe. Mr. Curvey advised he had some tuck pointing done and will be working on the building. Mrs. Endsley stated she wants an engineer to deem it safe.

#### HBO Updates

Mr. George Calvert, Health and Building Officer, updated the Committee of property violations and cleanups.

There was discussion regarding Section 9-1-1-E-1 of the City Code regarding building permits. This issue will be placed on next month's agenda. The City Attorney will be contacted regarding what the process is to start the condemnation process.

Motion by Alderman Burtle and seconded by Alderman Vota to adjourn. Motion carried 4-0.  
Meeting adjourned at 9:40 P.M.

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Bruce Jones, Chairman  
Ordinance Committee

ORDINANCE COMMITTEE

August 21, 2014

MEMBERS

Chairman Jones  
Alderman Budd  
Alderman Burtle  
Mayor Brotherton

ABSENT

Alderman Vota

ALSO PRESENT

George Calvert  
Alderman Walters  
Alderman Heberling  
Alderman Koonce  
Cindy Dey

Attorney Romano  
Gerry Mahr  
Mr. & Mrs. William Beck  
Mr. & Mrs. George Ortman  
Jeffrey Quimby

Chairman Jones called the meeting to order at 6:00 P.M.

Amending Section 8-5-4-I of the City Code/Sewer Use and Service

The Committee continued discussion regarding Section 8-5-4-I of the Taylorville City Code regarding the interpretation of who is responsible for the expenses, maintenance, and repair of the sewer line.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to direct the City Attorney to prepare an Ordinance to amend the Taylorville City Code Section 8-5-4-I to state that the property owner is responsible for the expense for maintenance and repair of the sewer line up to and including the main tap. The City will reimburse 50% of the cost of repairs up to a job total of \$3,500.00 and a depth of excavation of 10 feet, based on criteria, inspection and deemed necessary by the Street and Sewer Superintendent. If a residence sewer line repair requires more than a 10 foot excavation depth, these cases will be handled on a case by case basis and also with any recommendations from the City Attorney. Motion carried 3-0.

Building Permit Process

Health and Building Officer, George Calvert presented a proposed amended language change regarding the terms and condition of a building permit.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to direct the City Attorney to amend Section 9-1-1-E of the Taylorville City Code as proposed by the City Attorney regarding terms and conditions of a building permit. Motion carried 3-0.

Septic Tanks-Davis Land Development, LLC

Attorney Romano presented a draft of amendments to the Taylorville City Code regarding private sanitary sewage disposal within the City Limits.

Motion by Alderman Budd and seconded by Alderman Burtle to recommend to the City Council to direct the City Attorney to prepare an Ordinance regarding private sanitary sewage disposal within the City Limits. Motion carried 3-0.

Noise Violations

Attorney Romano addressed the noise ordinance violations and informed the Committee that Mayor Brotherton had e-mailed a copy of the City of Urbana's Noise Ordinance that he briefly read before the meeting and felt that it would work for the City of Taylorville.

Motion by Alderman Burtle and seconded by Alderman Budd to recommend to the City Council to direct the City Attorney to draft a proposed ordinance regulating loud noise. Motion carried 3-0.

HBO Updates

Mr. George Calvert, Health and Building Officer, updated the Committee of property violations and cleanups.

Motion by Alderman Burtle and seconded by Alderman Budd to adjourn. Motion carried 3-0. Meeting adjourned at 7:34 P.M.

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Bruce Jones, Chairman  
Ordinance Committee

## ORDINANCE COMMITTEE

September 29, 2014

### MEMBERS

Chairman Jones  
Alderman Burtle  
Alderman Budd  
Alderman Vota  
Mayor Brotherton

### ALSO PRESENT

Treasurer Nation	Mike DeMichael
Chief Herpstreith	Ruth Best
Alderman Walters	Mike Kennedy
Alderman Koonce	Chris Huddleston
Cindy Dey	Jackie Huddleston

Chairman Jones called the Meeting to order at 6:00 P.M.

### Stockpiling of Dirt

The Committee discussed at length the stockpiling of dirt within the City Limits and the need to add to the City Code a time line for storing of the dirt. The individual storing the dirt plans to level the dirt to build on the property, but has been busy trying to complete another project and has not broken any existing laws pertaining to stockpiling of dirt. The Committee tabled the discussion until more information is available.

### Noise Control and Sound Amplification Systems Ordinance

Police Chief Herpstreith informed the Committee that he reviewed the proposed Ordinance that the City Attorney prepared pertaining to loud noise and he had numerous concerns with the Ordinance. Alderman Walters distributed a list of his concerns with the Ordinance. The Committee suggested that the Mayor, Chairman Jones, and Chief Herpstreith meet with the City Attorney to revise the proposed Ordinance.

### HBO Updates

Chairman Jones presented the HBO report and updated the Committee of property violations and cleanups.

### Any Other Matters

The Committee discussed no parking of semi-tractor trailer trucks in the Downtown Historical District.

Motion by Alderman Burtle and seconded by Alderman Vota to adjourn. Motion carried 4-0.

Meeting adjourned at 7:29 P.M.

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Bruce Jones, Chairman  
Ordinance Committee



## ORDINANCE COMMITTEE

October 16, 2014

### MEMBERS

Alderman Burtle  
Alderman Budd  
Alderman Vota  
Mayor Brotherton

### MEMBERS ABSENT

Alderman Jones

### ALSO PRESENT

Treasurer Nation  
Chief Herpstreith  
Alderman Walters  
Alderman Koonce  
Mike Kennedy  
Shirley Sams

Acting Chairman Vota called the Meeting to order at 7:00 P.M.

### Stockpiling of Dirt

The Committee discussed the stockpiling of dirt within the City Limits and the need to add to the City Code a time frame for storing of the dirt. Health and Building Officer George Calvert presented the Committee with options taken from the Municipal Codes of three Municipalities in Illinois, Highland, Braidwood and Chicago Ridge, but advised he didn't know if they were home-rule communities or not. He advised with the weather the resident hasn't had an opportunity to get the dirt moved but he will continue to monitor the situation; noting the dirt is contained and is not running on the neighbors.

The Mayor is in favor of placing a time frame on the stockpiling but advised the City has to navigate towards a happy medium. The Committee discussed different situations such as a person building a new home has to be allowed more time to get things put back together as opposed to someone that has dirt brought in. If they have dirt brought in they should have it cleaned up in a 30, 60 or 90 day time-frame.

After discussion the Committee directed HBO Officer George Calvert to prepare an amendment to the current ordinance and discuss with the City Attorney. This will be an agenda item next month.

### Noise Control and Sound Amplification Systems Ordinance

Police Chief Herpstreith informed the Committee that he reviewed the proposed Ordinance prepared by City Attorney pertaining to loud noise. He is not ready to finalize this as he has questions on how the officers are going to enforce some of the issues outlined in the Ordinance. For example under 4-6-1 it states: "it shall be the policy of the City to discourage, reduce and, where reasonably feasible, require the mitigation of any noise...." What's reasonably feasible to one person may not be to another. Alderman Walters also pointed out that there are discrepancies in the time frames, as some noises are allowed up to 9:00 P.M and some are 10:00 P.M. Police Chief Herpstreith was asked to review and make his recommendations to the Ordinance and bring back to the Committee next month before a final draft is forwarded to the City Attorney. Chief Herpstreith advised 99% of the time the officers follow the rules of the State Statute rather than the City's regulations for noise of motor vehicles.

Parking Of Semi-Tractor Trailers in Downtown Historical District

The Committee discussed no parking of semi-tractor trailer trucks in the twenty-three block area of the Downtown Historical District. The Mayor will discuss this with the City Attorney and bring back next month.

HBO Updates

HBO Officer George Calvert gave a report and updated the Committee of property violations and cleanups; he has sent letters to several property owners for cleanup. He advised he is still in the process of trying to get two houses torn down. Steve Henry owner of H&R Block on West Spesser bought the property at 927 W. Park Blvd, which is directly behind his property. He had the house torn down and has asked for a Special Use for a parking lot on the property. This will come before the Council and Plan Commission on November 3<sup>rd</sup>.

Motion by Alderman Budd and seconded by Alderman Burtle to adjourn. Motion carried 3-0.

Meeting adjourned at 7:58 P.M.

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Martin Vota, Acting Chairman  
Ordinance Committee

## ORDINANCE COMMITTEE

November 24, 2014

### MEMEBERS

Chairman Jones  
Alderman Vota  
Alderman Budd  
Mayor Brotherton

### ABSENT

Alderman Burtle

### ALSO PRESENT

George Calvert  
Alderman Walters  
Alderman Heberling  
Cindy Dey

Chairman Jones called the meeting to order at 7:09 P.M.

### Stockpiling of Dirt

The Committee reviewed and discussed the Ordinance pertaining to stockpiling of dirt within the City Limits as prepared by the City Attorney. The Committee is requesting an amendment to the Ordinance or an addition of language that there would be no grandfathering of stockpiling of dirt. They felt that this was needed so that the City didn't have to fight anyone later that may have a stock pile of dirt and not see that they could have been grandfathered in by a possible implementation date.

Motion by Alderman Vota and seconded by Alderman Budd to recommend to the City Council to approve the Draft Ordinance as prepared by the City Attorney pertaining to stockpiling of dirt within the City Limits with an amendment addition of language that there would be no grandfathering of stockpiling of dirt. Motion carried 3-0.

### Noise Control and Sound Amplification Systems Ordinance

The Committee tabled the Noise Control and Sound Amplification Systems Ordinance.

### Parking of Semi-Tractor Trailers in Downtown Historical District

The Committee reviewed and discussed the Ordinance pertaining to parking of Semi-Tractor Trailers in the Downtown Historical District as prepared by the City Attorney.

Motion by Alderman Vota and seconded by Alderman Budd to recommend to the City Council to approve the Draft Ordinance as prepared by the City attorney pertaining to parking of Semi-Tractor Trailers in the Downtown Historical District. Motion carried 3-0.

### Review of Liquor License Classifications

Mayor Brotherton advised the Committee that he was concerned about the number of liquor license applicants who have been applying for a Class C-1 Liquor License. He explained that the C-1 Liquor License was issued to those entities claiming to be restaurants that also served liquor and had the video gaming terminals. In reality many of these are not preparing and selling food on site. Their main goal is to obtain revenue from the gaming machines while doing the minimum required in alcohol and food sales. The City's current ordinance has no benchmarks regarding the percent of food and alcohol that need to be sold to qualify as a restaurant.

The Mayor presented the Committee with a copy of Springfield's amended ordinance regarding gaming which requires that at least 60% of the gross annual revenues coming from a liquor license holder's place of business which has video gaming terminals on site must come from the sales of food and beverage.

Motion by Alderman Vota and seconded by Alderman Budd to recommend to the City Council to direct the City Attorney to draft an ordinance similar to Springfield's for the Committee's review. Motion carried 3-0.

Any Other Matters

Mayor Brotherton requested the Committee to begin the process of extending the Enterprise Zone to include the new Taylorville Industrial Park located on Route 104 and 29.

HBO Updates

HBO Officer George Calvert updated the Committee of property violations and cleanups.

Motion by Alderman Vota and seconded by Alderman Budd to adjourn. Motion carried 3-0.

Meeting adjourned at 7:55 P.M.

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Bruce Jones, Chairman  
Ordinance Committee