

STATE OF ILLINOIS

Laurel Lunt Prussing, Mayor

CITY OF URBANA

Phyllis D. Clark, City Clerk



URBANA CITY COUNCIL
Monday, August 15, 2016

The City Council of the City of Urbana, Illinois met on Monday, August 15, 2016 at 7:00 p.m. in the Council Chambers at the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT

Charles Smyth, Alderman Ward 1
Aaron Ammons, Alderman Ward 3
Bill Brown, Alderman Ward 4
Dennis Roberts, Alderman Ward 5
Michael P. Madigan, Alderman Ward 6
Diane Marlin, Alderwoman Ward 7
Laurel Lunt Prussing, Mayor
Phyllis D. Clark, City Clerk

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE

None

ELECTED OFFICIALS ABSENT

Eric Jakobsson, Alderman Ward 2

STAFF PRESENT

Celeste Choate; Patrick Connolly; Kevin Garcia; William Gray; Mike Monson;
Brian Nightlinger; Lorrie Pearson; Matt Rejc; James Simon; Scott Tess

OTHERS PRESENT

Paul Cole; Meghan McDonald; Bishop King James Underwood; Rev. Dr. Evelyn B. Underwood Members of the Media

A. CALL TO ORDER AND ROLL CALL

There being a quorum, Mayor Prussing called the special meeting of the Urbana City Council to order at 7:00 p.m.

B. APPROVAL OF MINUTES OF PREVIOUS MEETING

Alderman Smyth made a motion to approve minutes from the meetings held on August 1, 2016 and August 8, 2016 (Special Meeting). Alderman Roberts seconded, and motion carried by voice vote.

C. ADDITIONS TO THE AGENDA

There were none.

D. PETITIONS AND COMMUNICATIONS

Library Executive Director Celeste Choate presented a report showing statistics for the Urbana Free Library over the past year. She stated that circulation and renewals have increased as a result of changes made by the library board. She also informed council about various library events.

Bishop King James and Rev. Dr. Evelyn B. Underwood did not wish to speak, but asked that their position be entered into the record regarding the Dr. Ellis Subdivision sewer issues.

Paul Cole spoke in opposition to designating the property at 804 S. Lincoln Ave. a landmark.

Meghan McDonald spoke in favor of designating the property at 804 S. Lincoln Ave. a landmark.

E. UNFINISHED BUSINESS

There was none

F. REPORTS OF STANDING COMMITTEES

1. Committee Of The Whole

- a. **Resolution No. 2016-08-049R:** A Resolution Approving and Authorizing the Execution of a Promotional and Marketing Agreement

Alderman Roberts made a motion to approve this resolution. Motion seconded by Alderwoman Marlin and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Resolution No. 2016-08-049R was approved by roll call vote (6-Aye; 0-Nay)

- b. **Ordinance No. 2016-08-065:** An Ordinance Revising the Annual Budget Ordinance for FY 2016-2017 (Salary Adjustments)

Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|---------------|----------------|
| Ammons - Aye | Roberts - Aye |
| Brown - Aye | Smyth - Aye |
| Madigan - Aye | Prussing - Aye |
| Marlin - Aye | |

Disposition: Ordinance No. 2016-08-065 was approved by roll call vote (7-Aye; 0-Nay)

- c. **Ordinance No. 2016-08-067:** An Ordinance Amending Urbana City Code Chapter 11, Section 11-62 (Nuisances, specifically defined)

Alderman Roberts made a motion to approve this ordinance. Alderman Smyth seconded the motion. After clarification by Environmental Sustainability Manager Scott Tess, the motion to approve Ordinance No. 2016-08-067 was carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Ordinance No. 2016-08-067 was approved by roll call vote (6-Aye; 0-Nay)

- d. **Resolution No. 2016-08-050R:** A Resolution Approving a City of Urbana Community Development Block Grant Program

Agreement (Champaign County Regional Planning Commission - Youth Assessment Center, Project No. 1617-CSSP-01)

Alderman Roberts made a motion to approve this resolution. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Resolution No. 2016-08-050R was approved by roll call vote (6-Aye; 0-Nay)

- e. **Resolution No. 2016-08-051R:** A Resolution Approving a City of Urbana Community Development Block Grant Program Agreement (Persons Assuming Control of their Environment - Personal Assistance, Project No. 1617-CSSP-02)

Alderman Roberts made a motion to approve this resolution. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Resolution No. 2016-08-051R was approved by roll call vote (6-Aye; 0-Nay)

- f. **Resolution No. 2016-08-038R:** A Resolution Approving Home Loan Documents Between the Urbana Home Consortium and Highland Green, LLC.

Alderman Roberts made a motion to approve this resolution. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Resolution No. 2016-08-038R was approved by roll call vote (6-Aye; 0-Nay)

- g. **Resolution No. 2016-08-044R:** A Resolution Approving a CDBG Infrastructure Agreement between the City of Urbana and Highland Green, LLC.

Alderman Roberts made a motion to approve this resolution. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Resolution No. 2016-08-044R was approved by roll call vote (6-Aye; 0-Nay)

- h. **Ordinance NO. 2016-06-052:** An Ordinance Authorizing the Sale of Certain Real Estate (401 and 403 E. Kerr Avenue)
Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderman Ammons and carried by roll call vote as follows:

| | |
|---------------|----------------|
| Ammons - Aye | Roberts - Aye |
| Brown - Aye | Smyth - Aye |
| Madigan - Aye | Prussing - Aye |
| Marlin - Aye | |

Disposition: Ordinance No. 2016-08-052 was approved by roll call vote (7-Aye; 0-Nay)

- i. **Resolution No. 2016-08-052R:** A Resolution Amending an Emergency Solutions Grant Subrecipient Agreement (Rosecrance TIMES Center FY 2015-2016)
Alderman Roberts made a motion to approve this resolution. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Resolution No. 2016-08-052R was approved by roll call vote (6-Aye; 0-Nay)

- j. **Ordinance No. 2016-08-068:** An ordinance naming a street, avenue, alley, or other public place (Boneyard Creek Crossing)
Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderwoman Marlin and carried by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Aye | Smyth - Aye |

Disposition: Ordinance No. 2016-08-068 was approved by roll call vote (6-Aye; 0-Nay)

****Alderman Madigan recused himself for the next three items from 7:40pm to 7:44pm due to the fact he is a liquor license holder in the City of Urbana.**

- k. **Ordinance No. 2016-08-069:** An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing number of Class G2 liquor licenses for Blackhawk Restaurant Group, LLC d/b/a Emma's Eatery, 114 N. Vine Street, Suite 0)
Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|-------------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Recused | Smyth - Aye |

Disposition: Ordinance No. 2016-08-069 was approved by roll call vote (5-Aye; 0-Nay)

1. **Ordinance No. 2016-08-070:** An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing number of Class G2 liquor licenses for Mala LLC, d/b/a Lindy Lu's Place, 202 W. University Ave.)

Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|-------------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Aye | Roberts - Aye |
| Madigan - Recused | Smyth - Aye |

Disposition: Ordinance No. 2016-08-070 was approved by roll call vote (5-Aye; 0-Nay)

- m. **Ordinance No. 2016-08-071:** An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing number of Class G2 liquor licenses for Northgate Gaming, Inc., d/b/a Lucky Luke's, 1504 N. Cunningham Ave.)

Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderman Smyth and carried by roll call vote as follows:

| | |
|-------------------|---------------|
| Ammons - Aye | Marlin - Aye |
| Brown - Nay | Roberts - Aye |
| Madigan - Recused | Smyth - Aye |

Disposition: Ordinance No. 2016-08-071 was approved by roll call vote (4-Aye; 1-Nay)

G. REPORTS OF SPECIAL COMMITTEES

There were none.

H. REPORTS OF OFFICERS

There were none.

I. NEW BUSINESS

1. **Ordinance No. 2016-08-072:** An Ordinance Designating a Historic Landmark (804 S. Lincoln Avenue, Historic Preservation Case No. HP-2016-L-03)

Planner II Kevin Garcia presented this item and presented information on the property and the application to nominate this property as a historic landmark. He and Community Development Director Elizabeth Tyler answered questions and concerns from council members. After extensive discussion, Alderman Roberts made a motion to approve this ordinance. Motion seconded by Alderman Ammons and defeated by roll call vote as follows:

| | |
|---------------|---------------|
| Ammons - Aye | Marlin - Nay |
| Brown - Nay | Roberts - Aye |
| Madigan - Nay | Smyth - Nay |

Disposition: Ordinance No. 2016-08-072 was defeated by roll call vote (2-Aye; 4-Nay)

2. **Veto of Ordinance No. 2016-07-058:** An Ordinance Waiving Right of First Refusal to Purchase Assets (Waiver of the City of Urbana's Right to Purchase Those UC2B Fiber Optic Network Assets Located Within the City of Urbana's Corporate Boundaries and which are Operated by iTV-3, Inc.)

Mayor Prussing presented this item. She explained that since there are no negotiations going on at this time there is no reason to keep this ordinance. Alderman Smyth explained that negotiations are back on track. City Attorney James Simon advised that the council take no action on this ordinance and let it stand. Mr. Simon will make adjustments to the ordinance and it will be presented at a special council meeting on August 22.

Disposition: No motion was made for the Veto of Ordinance No. 2016-07-058. There was no action taken and the veto stands.

3. Mayoral Appointments to Boards and Commissions

a. Urbana Free Library Board

1. Barbara M. Jones - term to expire June 30, 2019

Mayor Prussing presented the appointment of Barbara M. Jones to the Urbana Free Library Board. A motion to approve the appointment was made by Alderman Brown, seconded by Alderman Smyth and carried by voice vote.

4. Mayoral Reappointments to Boards and Commissions

a. Civil Service Commission - term to expire June 30, 2019

1. Traci Nally - appointed August 19, 2013

b. Civilian Police Review Board - term to expire June 30, 2019

1. Grace Mitchell - appointed September 8, 2015

c. Champaign County Housing Authority Board - term to expire July 31, 2021

1. Eddie Adair - appointed 2007

d. Human Relations commission - term to expire June 30, 2019

1. Stacie Burnett - appointed February 15, 2016

Alderman Roberts made a motion to approve these reappointments. Motion seconded by Alderwoman Marlin and carried by voice vote.

J. ADJOURNMENT

There being no further business to come before the City Council, Mayor Prussing declared the meeting adjourned at 8:44pm.

Kay Meharry
Recording Secretary

Phyllis Clark
City Clerk

*This meeting was taped.

**This meeting was broadcast on cable television

Minutes Approved: September 6, 2016