

**CITY OF URBANA
COMMITTEE OF THE WHOLE - April 27, 2015 - 7:00 P.M.
CITY COUNCIL CHAMBERS - 400 S. VINE STREET, URBANA, IL**

The City Council Committee of The Whole of the City of Urbana, Illinois, met in regular session Monday, April 27, 2015 in the Council Chambers of the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT: Aaron Ammons; Bill Brown; Eric Jakobsson; Michael P. Madigan; Diane Marlin; Dennis Roberts; Charles Smyth; Laurel Lunt Prussing; Phyllis Clark

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE:

There were none

ELECTED OFFICIALS ABSENT:

There were none

STAFF PRESENT: Elizabeth Beaty; Brad Bennett; William Gray; Elizabeth Hannan; Mike Monson; Brian Nightlinger; James Simon; Elizabeth Tyler; Richard Surles

OTHERS PRESENT: Cheryl Bundy; Mary B. Eaton; Patti L. Grider; Patricia Hubert; Judy Thomason; bishop King James and Reverend Dr. Evelyn Underwood; Jane Woodcock; Members of the Media

1. CALL TO ORDER AND ROLL CALL

There being a quorum, Chair Dennis Roberts called the meeting of the Committee of The Whole to order at 7:09 p.m., after which the City Clerk called the roll.

2. ADDITIONS TO THE AGENDA AND STAFF REPORT

1. Mayor Prussing presented that the City of Urbana received awards from the Champaign County Conservation and Development Association and from The Preservation and Conservation Association of Champaign County (PACA) for the Boneyard Creek project. Mayor Prussing discussed that she along with Public Works Director William Gray and Community Development Director Elizabeth Tyler were present for the awards April 26, 2015. Additionally, the City of Urbana received an Growth Award the Arbor Foundation in addition to receiving Tree City USA recognition.
2. Alderwoman Diane Marlin gave a reminder that the Market at the Square opens at 7:00 a.m. this Saturday, to begin the 2015 season. Ms. Marlin also discussed that a new feature is beginning in conjunction with the Market at the Square. Marketing Coordinator Natalie Kenny-Marquez will be cooking live using seasonal fruits and vegetables to prepare dishes. This feature begins this Thursday at 4:00 p.m. on Channel 3, and recipe cards with the recipes that were prepared Thursday, will be available to the public the Saturday following each presentation.

3. APPROVAL OF MINUTES OF PREVIOUS MEETING

1. April 13, 2015

Alderman Ammons made a motion to approve the April 13, 2015 minutes. Alderman Smyth seconded. Being no changes, the motion to approve the April 13, 2015 minutes was carried by voice vote.

4. **PUBLIC INPUT**

1. Chair Madigan acknowledged a card from Bishop King James and Reverend Dr. Evelyn Underwood, and further acknowledged that neither wanted to verbally express their concerns regarding Dr. Ellis Subdivision sewer issues, but asked that these issues be mentioned.
2. The following Urbana citizens did not wish to speak, but asked that their position be entered into the record in opposition to banning smoking in rental residences: Cheryl Bundy; Mary B. Eaton; Patti L. Grider; Patricia Hubert; Jane Woodcock
3. Judy Thomason addressed the Committee in opposition to banning smoking in residential residences.

Committee Member Input

There was none.

5. **Resolution No. 2015-04-021R:** A Resolution Approving the Champaign-Urbana Solid Waste Disposal System Annual Budget (FY 2015-2016) - PW

Assistant City Engineer Brad Bennett gave an overview of the operational budget for the Champaign-Urbana Solid Waste Disposal System for the 2015-2016 fiscal year. Discussion with the Committee ensued following Mr. Bennett's presentation.

Alderman Smyth made a motion to send Resolution No. 2015-04-021R to Council with recommendation for approval. Alderman Roberts seconded. Discussion continued following Alderman Smyth's motion. Mr. Bennett addressed the Committee's questions and concerns.

Following discussion, the motion to send Resolution No. 2015-04-021R to Council with recommendation for approval was carried by voice vote.

6. **Ordinance No. 2015-04-038:** An Ordinance Approving a Redevelopment Agreement First Amended and Restated with Frasca Associates (906 and 1402 East Airport Road) - CD

Community Development Director Elizabeth Tyler discussed the need to amend the redevelopment agreement that was passed in December of 2012 to change the timeline, extending the completion date to December of 2017, and to amend the language in the Phase III project description to reflect Frasca's current space needs, and possible future expansion if needed.

Discussion with the Committee ensued following Ms. Tyler's presentation. Ms. Tyler addressed the Committee's questions and concerns.

Alderwoman Marlin made a motion to send Ordinance No. 2015-04-038 to Council with recommendation for approval. Alderman Roberts seconded. Discussion continued following Alderwoman Marlin's motion.

Following discussion, the motion to send ordinance No. 2015-04-038 to Council with recommendation for approval was carried by voice vote.

7. **Ordinance No. 2015-04-040:** An Ordinance Amending Urbana City Code Chapter Fourteen, Section 14-7, Regarding Schedule of Fees Subsections B through P - "Licenses and Permits," Excluding Liquor - FINANCE

Administrative Services Manager Elizabeth Beaty gave an overview of the Annual Revision of the Fee Schedule, and invited questions and comments. Discussion with Mayor Prussing and the Committee then ensued. Administrative Services Manager Elizabeth Beaty, Public Works Director William Gray, Finance Director Elizabeth Hannan, and Community Development Director Elizabeth Tyler participated in the discussion, and addressed the Committee's questions and concerns.

Alderman Smyth made a motion to send Ordinance No. 2015-04-040 to Council June 1, 2015 for action. Alderman Roberts seconded. Discussion then continued.

Following discussion the motion to send Ordinance No. 2015-04-040 to Council June 1, 2015 for action was carried by voice vote.

*****Following the voice vote on Ordinance No. 2015-04-040 and prior to Ordinance No. 2015-04-041 being introduced, Alderman Madigan recused himself at 8:06 p.m. from the remaining items on the agenda, as all remaining items are liquor-related items and Mr. Madigan is holds a liquor license in the City of Urbana, Champaign County, Illinois. Alderman Madigan then relinquished the Chair to Alderwoman Marlin, and departed the meeting.*****

8. **Ordinance No. 2015-04-041:** An Ordinance Amending Urbana City Code Chapter Fourteen, Section 14-7, Regarding Schedule of Fees Subsection A - "Liquor Licenses" - FINANCE

Administrative Services Manager Elizabeth Beaty briefly discussed this portion of the proposed schedule of fees regarding liquor licenses. Following Ms. Beaty's presentation, Alderman Smyth made a motion to send Ordinance No. 2015-04-041 to Council with recommendation for approval. Alderman Roberts seconded.

Being no discussion, the motion to send Ordinance No. 2014-04-041 to Council with recommendation for approval was carried by voice vote.

9. **Ordinance No. 2015-04-043:** An Ordinance Amending Urbana City Code Chapter 3, Section 3-43(Increasing Number Of Class G-2 Liquor Licenses For SOILL Restaurant Systems, LLC, D/B/A Dotty's, 2740 S. Philo Road, Ste. B) - MAYOR

Mayor Prussing presented the purpose for Ordinance No. 2015-04-043 and for issuing this G-2 liquor license to SOILL Restaurant Systems, LLC, D/B/A Dotty's. Mayor discussed that this would be the first G-2 liquor license issued.

Following Mayor Prussing's presentation, discussion with the Committee ensued. City Attorney James Simon addressed the Committee's questions

and comments. Alderwoman Marlin clarified for the public the definition of a G-2 liquor license, and then asked if there is a motion. Alderman Jakobsson made a motion to send Ordinance No. 2015-04-043 to Council with recommendation for approval. Alderwoman Marlin seconded. Following the motion, Mayor Prussing offered comments and further discussion with the Committee ensued.

Following discussion, the motion to send Ordinance No. 2015-04-043 to Council with recommendation for approval was carried by voice vote.

10. **Ordinance No. 2015-04-042:** An Ordinance Amending Urbana City Code Chapter 3, Section 3-43(Increasing number of Class G-2 liquor licenses for Trident Partners Urbana Five Points Commercial Center, LLC, d/b/a Ruby's IV, 510 N. Cunningham, Suite #12) - MAYOR

Mayor Prussing presented that all qualifications for Trident Partners Urbana Five Points Commercial Center, LLC, d/b/a Ruby's IV to obtain a G-2 license had been met, however acknowledged that at the public hearing, businesses were against this G-2 liquor license being issued.

Following Mayor Prussing's presentation, discussion with the Committee ensued. There was no motion made pertaining to Ordinance No. 2015-04-042, therefore the Ordinance failed.

11. **Ordinance No. 2015-04-044:** An Ordinance Amending Urbana City Code Chapter 3, Section 3-43(Increasing number of Class G-1 liquor licenses for Blackhawk Restaurant Group LLC Series UC Urbana d/b/a Emma's, 114 N. Vine Street, Ste. 0) - MAYOR

Mayor Prussing presented that Blackhawk Restaurant Group LLC Series UC Urbana d/b/a Emma's obtained a liquor license last fall as a restaurant, and as they now are applying for a G-1 license to allow the establishment to have video gambling machines. Blackhawk Restaurant Group LLC Series UC Urbana d/b/a Emma's does not expect that 60% of their revenue will be from the gambling machines, as they are a full restaurant. If they do exceed the 60%, they will need to obtain a G-2 license at that point.

Following Mayor Prussing's presentation, discussion with the Committee ensued. Mayor Prussing and City Attorney Jim Simon addressed the Committee's questions and concerns.

Michael S. Thiessen with Blackhawk Restaurant Group LLC Series UC Urbana d/b/a Emma's addressed the Committee, discussing the process that he completed to obtain his G-1 liquor licenses, and the possibility of obtaining a G-2 license at a later date if the gambling revenue grows to require the same.

Following Mr. Thiessen's presentation, discussion with City Attorney James Simon, the Committee and Mr. Thiessen ensued.

Alderman Smyth made a motion to send Ordinance No. 2015-04-044 to Council with recommendation for approval. Alderman Ammons seconded. Discussion with the Committee resumed following the motion. Alderwoman Marlin clarified the purpose of a G-1 license for the public.

Following discussion, the motion to send Ordinance No. 2015-04-044 to Council with recommendation for approval was carried by voice vote.

Following the voice vote, discussion with Mayor Prussing, City Attorney James Simon, the Committee and Mr. Thiessen briefly resumed.

12. **Ordinance No. 2015-04-045:** An Ordinance Amending Urbana City Code Chapter 3, Section 3-43(Increasing number of Class G-1 liquor licenses for El Toro, Inc. d/b/a Toro Loco, Inc., 1601 N. Cunningham Avenue) - MAYOR

Mayor Prussing presented that El Toro, Inc. d/b/a Toro Loco, Inc. is an existing restaurant that would like to add video gambling machines, that El Toro, Inc. d/b/a Toro Loco, Inc. qualifies for a G-1 liquor license, and recommended approval of the same.

Following Mayor Prussing's presentation, Alderman Ammons made a motion to send Ordinance No. 2015-04-045 to Council with recommendation for approval. Alderman Smyth seconded. Being no discussion, the motion to send Ordinance No. 2015-04-045 to Council with recommendation for approval was carried by voice vote.

13. **Ordinance No. 2015-04-046:** An Ordinance Amending Urbana City Code Chapter 3, Section 3-43(Increasing number of Class G-1 liquor licenses for Gemini Milo's, Inc. d/b/a Milo's, 2870 S. Philo Road) - MAYOR

Mayor Prussing presented that Gemini Milo's, Inc. d/b/a Milo's is an existing long-standing restaurant in Urbana that would like to add video gambling machines, qualifies for a G-1 liquor license, and recommended approval of the same.

Following Mayor Prussing's presentation, Alderman Smyth made a motion to send Ordinance 2015-04-046 to Council with recommendation for approval. Alderman Ammons seconded. Being no discussion, the motion to send Ordinance No. 2015-04-046 to Council with recommendation for approval was carried by voice vote.

19. **Adjournment**

There being no further business to come before the Committee, Chair Dennis Roberts declared the meeting adjourned at 10:30 p.m.

Vicky A. Osborn
Recording Secretary

*This meeting was taped.

**This meeting was broadcast on cable television.

Minutes Approved: May 11, 2015