

STATE OF ILLINOIS

CITY OF URBANA

Laurel Lunt Prussing, Mayor

Phyllis D. Clark, City Clerk



**URBANA CITY COUNCIL MEETING
SEPTEMBER 16, 2013**

The City Council of the City of Urbana, Illinois, met in regular session Monday, September 16, 2013 in the Council Chambers at the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT

Charlie Smyth, Alderman Ward 1
Eric Jakobsson, Alderman Ward 2
Carol C. Ammons, Alderwoman Ward 3
Bill Brown, Alderman Ward 4
Dennis Roberts, Alderman Ward 5
Michael P. Madigan, Alderman Ward 6
Diane W. Marlin, Alderwoman Ward 7
Laurel Lunt Prussing, Mayor
Phyllis D. Clark, City Clerk

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE

None

ELECTED OFFICIALS ABSENT

None

STAFF PRESENT

Curt Borman; Mike Monson; Patrick Connolly; Brian Nightlinger; William Gray; Elizabeth Tyler; Phillip Edwards; Robert Myers; Scott Tess

OTHERS PRESENT

Marya Ryan; Carol McKusick; Bishop King James Underwood; Rev. Dr. Evelyn B. Underwood; Durl Kruse; Dan Elg; Members of the Media

A. CALL TO ORDER AND ROLL CALL

Mayor Prussing called the meeting of the Urbana City Council to order at 7:36* p.m. [*Started late due to special meeting held prior*]

B. APPROVAL OF MINUTES OF PREVIOUS MEETING

September 3, 2013 - Alderman Roberts made a motion to approve the minutes of the meeting held September 3, 2013. Alderwoman Marlin seconded. The motion carried by voice vote.

C. ADDITIONS TO THE AGENDA

It was noted that item #F.1.g (Ordinance No. 2013-09-082) was placed on the agenda in error. This item is scheduled to appear on the October 7, 2013 agenda. Item #F.1.g was removed.

D. PETITIONS AND COMMUNICATIONS

Marya Ryan, representing Urbana's Sustainability Advisory Commission, addressed the Council with feedback from discussions between her and staff with regard to the inclusion of REC's (Renewal Energy Credits) in the Municipal Aggregation Contract.

Carol McKusick addressed the Council with concerns and views for zoning ordinance publication and lists of programs for energy efficiency.

Bishop King James Underwood and Rev. Dr. Evelyn B. Underwood did not wish to speak, but requested their position be entered into record as being still concerned about the Dr. Ellis Subdivision sewer problem.

E. UNFINISHED BUSINESS

1. **Ordinance No. 2013-08-075: An Ordinance Amending Urbana City Code Chapter Twenty-Two, Section 22-1 (Home Rule Municipal Retailers' and Service Occupation Tax - 2013)**

Alderwoman Ammons made a motion to approve. Alderman Jakobsson seconded.

Mayor Prussing acknowledged public input at this time.

Durl Kruse addressed the Council encouraging that it be made clear to the public that in raising the sales tax, property tax would not be raised for at least another year. There were no objections from the Mayor or Council.

Dan Elg addressed the Council in opposition to the proposed sales tax increase.

Following debate, the vote on the motion to approve was as follows:

Aye: Ammons, Brown, Jakobsson, Marlin, Roberts, Smyth

Nay: Madigan

Disposition: Ordinance No. 2013-08-075, "An Ordinance Amending Urbana City Code Chapter Twenty-Two, Section 22-1 (Home Rule Municipal Retailers' and Service Occupation Tax - 2013)", was approved by Council by roll call vote (6-aye:1-nay).

2. **Ordinance No. 2013-09-078: An Ordinance Amending the Zoning Ordinance of the City of Urbana, Illinois (Multipart Zoning Ordinance Text Amendment - Plan Case No. 2208-T-13)**

Alderman Smyth made a motion to approve. Alderwoman Marlin seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth
Nay: None

Disposition: Ordinance No. 2013-09-078, "An Ordinance Amending the Zoning Ordinance of the City of Urbana, Illinois (Multipart Zoning Ordinance Text Amendment - Plan Case No. 2208-T-13)", was approved by Council by roll call vote (7-aye:0-nay).

F. REPORTS OF STANDING COMMITTEES

1. **Committee Of The Whole**

a. **Ordinance No. 2013-09-086: An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing Number of Class A Liquor Licenses for Black Rock Pizza Company, LLC, 142 Lincoln Square)**

Alderman Madigan recused himself from agenda items F.1.a and F.1.b due to a conflict of interest. He left his seat at 8:19 p.m.

Alderman Smyth made a motion to approve. Alderman Roberts seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Marlin, Roberts, Smyth
Nay: None

Disposition: Ordinance No. 2013-09-086, "An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing Number of Class A Liquor Licenses for Black Rock Pizza Company, LLC, 142 Lincoln Square)", was approved by Council by roll call vote (6-aye:0-aye).

b. **Ordinance No. 2013-09-087: An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing Number of Class R-2 Liquor Licenses for Sitara Indian Restaurant and Lounge, LLC, 114 South Race Street)**

Alderman Smyth made a motion to approve and Alderman Roberts seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Marlin, Roberts, Smyth
Nay: None

Disposition: Ordinance No. 2013-09-087, "An Ordinance Amending Urbana City Code Chapter Three, Section 3-43 (Increasing Number of Class R-2 Liquor Licenses for Sitara Indian Restaurant and Lounge, LLC, 114 South Race Street)", was approved by Council by roll call vote (6-aye:0-nay).

Alderman Madigan returned to his seat at 8:21 p.m.

c. **Community Housing Development Organization (CHDO):**

1. **Resolution No. 2013-09-047R: A Resolution Certifying a Community Housing Development Organization for the Urbana HOME Consortium for FY 2013-2014 (September 2013 - Habitat)**

Alderswoman Ammons recused herself from agenda items #F.1.c.1, #F.1.c.2, #F.1.c.3, #F.1.d.1 and #F.1.d.2 due to conflict of interest. She left her seat at 8:21 p.m.

Alderman Smyth made a motion to adopt the resolution. Alderman Roberts seconded. The vote was as follows:

Aye: Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Resolution No. 2013-09-047R, "A Resolution Certifying a Community Housing Development Organization for the Urbana HOME Consortium for FY 2013-2014 (September 2013 - Habitat)", was adopted by Council by roll call vote (6-aye:0-nay).

2. **Resolution No. 2013-09-048R: A Resolution Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Habitat CHDO Developer, 1205 West Beslin Street and 1208½ West Dublin Street)**

Alderman Smyth moved to adopt the resolution and Alderswoman Marlin seconded. The vote was as follows:

Aye: Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Resolution No. 2013-09-048R, "A Resolution Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Habitat CHDO Developer, 1205 West Beslin Street and 1208½ West Dublin Street)", was adopted by Council by roll call vote (6-aye:0-nay).

3. **Resolution No. 2013-09-049R: A Resolution Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Habitat CHDO Operating September 2013)**

Alderman Smyth made a motion to adopt the resolution. Alderman Roberts seconded. The vote was as follows:

Aye: Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Resolution No. 2013-09-049R, "A Resolution Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Habitat CHDO Operating September 2013)", was adopted by Council by roll call vote (6-aye:0-nay)

d. **Sale of Certain Real Estate:**

1. **Ordinance No. 2013-09-083: An Ordinance Authorizing the Sale of Certain Real Estate (1205 West Beslin Street)**

Alderman Smyth made a motion to approve. Alderman Jakobsson seconded. The vote was as follows:

Aye: Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth, Mayor Prussing

Nay: None

Disposition: Ordinance No. 2013-09-083, "An Ordinance Authorizing the Sale of Certain Real Estate (1205 West Beslin Street)", was approved by Council by roll call vote (7*-aye:0-nay). [**Requires Mayor vote.*]

2. **Ordinance No. 2013-09-084: An Ordinance Authorizing the Sale of Certain Real Estate (1208½ West Dublin Street)**

Alderman Smyth made a motion to approve. Alderman Jakobsson seconded. The vote was as follows:

Aye: Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth, Mayor Prussing

Nay: None

Disposition: Ordinance No. 2013-09-084, "An Ordinance Authorizing the Sale of Certain Real Estate (1208½ West Dublin Street)", was approved by Council by roll call vote (7*-aye:0-nay). [**Requires Mayor vote.*]

Alderwoman Ammons returned to her seat at 8:27 p.m.

e. **Ordinance No. 2013-09-081: An Ordinance Amending Schedule N of Section 23-193 of the Urbana Local Traffic Code Limiting Parking on Certain Streets or Public Parking Lots (High Street)**

Alderman Smyth made a motion to approve and Alderman Roberts seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Ordinance No. 2013-09-081, "An Ordinance Amending Schedule N of Section 23-193 of the Urbana Local Traffic Code Limiting Parking on Certain Streets or Public Parking Lots (High Street)", was approved by Council by roll call vote (7-aye:0-nay).

f. **Ordinance No. 2013-09-080: Ordinance Approving Right-Of-Way Dedication (608 West Killarney Street)**

Alderman Smyth made a motion to approve. Alderman Roberts seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Ordinance No. 2013-09-080, "Ordinance Approving Right-Of-Way Dedication (608 West Killarney Street)", was approved by Council by roll call vote (7-aye:0-nay).

g. REMOVED.

h. **Ordinance No. 2013-09-077: An Ordinance Amending Urbana City Code Chapter Sixteen, Section 16-7 Regarding Noise and Vibrations (To Clarify when Construction Operations are Prohibited)**

Alderman Smyth made a motion to approve. Alderman Roberts seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Ordinance No. 2013-09-077, "An Ordinance Amending Urbana City Code Chapter Sixteen, Section 16-7 Regarding Noise and Vibrations (To Clarify when Construction Operations are Prohibited)", was approved by Council by roll call vote (7-aye:0-nay).

i. **Ordinance No. 2013-09-079: An Ordinance Amending Urbana City Code Chapter Five, Article XI (Flood Hazard Areas)**

Alderman Smyth made a motion to approve. Alderwoman Marlin seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

Nay: None

Disposition: Ordinance No. 2013-09-079, "An Ordinance Amending Urbana City Code Chapter Five, Article XI (Flood Hazard Areas)", was approved by Council by roll call vote.

j. **Resolution No. 2013-09-046R: A Resolution Approving an Illinois Environmental Protection Agency Notice of Intent for Phase II of the National Pollution Discharge Elimination System Stormwater Program (2013)**

Alderman Smyth made a motion to adopt the resolution.
Alderwoman Ammons seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts,
Smyth

Nay: None

Disposition: Resolution No. 2013-09-046R, "A Resolution Approving an Illinois Environmental Protection Agency Notice of Intent for Phase II of the National Pollution Discharge Elimination System Stormwater Program (2013)", was adopted by Council by roll call vote (7-aye:0-nay).

k. **Ordinance No. 2013-09-085: An Ordinance to Approve the Purchase of a Certain Right-Of-Way North of the Current Northerly Terminus of Lincoln Avenue as Part of the Olympian Drive Construction Project**

Alderman Smyth made a motion to approve and Alderman Roberts seconded. The vote was as follows:

Aye: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts,
Smyth

Nay: None

Disposition: Ordinance No. 2013-09-085, "An Ordinance to Approve the Purchase of a Certain Right-Of-Way North of the Current Northerly Terminus of Lincoln Avenue as Part of the Olympian Drive Construction Project", was approved by Council by roll call vote (7-aye:0-nay).

With nothing further to report, the next meeting of the Committee Of The Whole is scheduled for 7:00 p.m. Monday, September 23, 2013 in the Council Chambers.

G. REPORTS OF SPECIAL COMMITTEES

Alderman Roberts announced the upcoming "180th Birthday Celebration" for the City of Urbana, which is to take place on Saturday, October 5, 2013 from 11:00 a.m. to Noon in the Grand Ballroom of the Urbana Landmark Hotel located at 201 S. Race Street. Alderman Roberts noted Urbana's official birthdate is in June, but the celebration was delayed until this time.

H. REPORTS OF OFFICERS

Elizabeth Tyler (Community Development Director/City Planner) showed a flyer announcing an "Open House" event for the Urbana & Champaign Sanitary District to be held this Saturday from 9:00 a.m. to 3:00 p.m.

Scott Tess (Environmental Sustainability Manager) addressed a memo he distributed to the Council in response to requests for staff to further investigate potential alternatives to purchasing Renewable Energy Credits. He focused on three alternatives: 1) Refunding home energy program; 2) LED streetlight retrofit; and 3) HVAC equipment replacement.

Alderman Smyth thanked Public Works staff for adding receptacles at Council Members' desks.

Mayor Prussing reported that she and Alderwoman Ammons had attended a meeting sponsored by the Ford Foundation where they met with other communities dealing with broadband.

Alderwoman Marlin expressed words of gratitude to the Community Development Services, Public Works, Fire, and Police Departments for their efforts in making the Lierman Community Garden Celebration a success. She gave a special word of thanks to Fire Marshall Phillip Edwards for his role as party coordinator and DJ for the event.

William Gray (Public Works Director/City Engineer) informed the Council of a tornado training exercise that took place last Friday. The training session was held at the Emergency Operations Center and was beneficial in giving the leaders in Champaign County a better understanding of what is involved in handling a major catastrophe.

I. NEW BUSINESS

There was none.

J. ADJOURNMENT

There being no further business to come before the City Council, Mayor Prussing declared the meeting adjourned at 8:55 p.m.

Deborah J. Roberts
Recording Secretary

Phyllis D. Clark
City Clerk

This meeting was taped.

This meeting was broadcast on cable television.