



**URBANA CITY COUNCIL MEETING
SEPTEMBER 18, 1995**

The City Council of the City of Urbana, Illinois met in regular session Monday, September 18, 1995 in the Council Chambers at the Urbana City Building.

COUNCIL MEMBERS PRESENT: James Hayes, Jr.; Carolyn Kearns; Esther Patt; Marya Ryan; Joseph Whelan, Jr.; John Taylor (7:36)

COUNCIL MEMBERS ABSENT: Michael Pollock (excused)

STAFF PRESENT: Tod Satterthwaite, Mayor; Phyllis Clark, City Clerk; Jack Waaler, City Attorney; Eddie Adair, Chief of Police; James Adams, Division Officer/UFD; Joseph Smith, Assistant City Engineer

OTHERS PRESENT: John L. Johnson; Tim Brenner; Ruth Ann Fisher; Laura Alexander; Dan Van Orden; Earl O'Shea; Media

There being a quorum, the meeting was called to order at 7:35 p.m. by Mayor Satterthwaite.

A. MINUTES OF PREVIOUS MEETING

Alderman Whelan made a motion to approve the minutes of September 5, 1995. Alderwoman Ryan seconded. The motion carried by voice vote.

B. ADDITIONS TO THE AGENDA

Mayor Satterthwaite requested to add "*A Resolution Approving And Authorizing The Execution Of An Agreement Concerning The Provision And Administration Of Metropolitan Computer-Aided Dispatch (METCAD) By And Between The City Of Champaign, The City Of Urbana, Champaign County And The University Of Illinois*" to the agenda as item E.1.g. This item was sent to Council by the Committee on Administration & Finance and accidentally omitted from the agenda. There were no objections.

C. PETITIONS AND COMMUNICATIONS

1. Status Report On Olympian Drive

Assistant City Engineer Joseph Smith introduced Mr. Jim Moll and Ms Mary Lou Goodpaster, representatives of Hanson Engineers, Inc. Mr. Moll and Ms Goodpaster made an informational presentation to the Council concerning the status of the Olympian Drive Location Study. The goal is to complete the study by September 1996.

Audience Participation

John L. Johnson, 407 White Street, addressed the Council on the topic of the Housing Authority of Champaign County (HACC) and the City of Urbana. Mr. Johnson stated that he believed much of the problems with HACC were structural and noted that there were complicated issues regarding security and safety. Mr. Johnson urged the Council to look at requiring the Housing Authority to develop five-year management plans. Mr. Johnson also suggested holding a public hearing concerning how to use the new HA legislation.

Tim Brenner, 706 E. Michigan, addressed the Council on the topic of the noise ordinance. Mr. Brenner expressed some concern in the enforcement of this ordinance, noting that it could be a measure of censorship because of the type of music teenagers listen to, or racially biased.

Ruth Ann Fisher, 1214 Lanore Drive, spoke regarding the property located at 602 Glover, the noise and vibration ordinance, and the Norfolk & Southern abandoned railroad right-of-way. With regard to 602 Glover, Ms Fisher stated that something should be done about the junk and debris at this location. Regarding the noise ordinance, Ms Fisher stated that she would like to see something done with the one-hour warning period. Lastly, on the subject of the railroad right-of-way Ms Fisher informed the Council of an incident in which a police officer was in pursuit of someone running in the direction of the right-of-way. She is happy that this issue is going to be resolved.

Laura Alexander, 1212 Lanore Drive, addressed the Council on the topic of the noise and vibration ordinance and pointed out some noise problems she has with a neighbor.

Dan Van Orden, 1214 Lanore, also addressed the Council on the topic of the noise and vibration ordinance.

Earl O'Shea, 606-A Glover, addressed the Council on the topic of better government.

D. OLD BUSINESS

There was none.

E. REPORTS OF STANDING COMMITTEES

1. Committee on Administration and Finance

a. *A Resolution Approving And Authorizing The Execution Of Amendment Number One To An Intergovernmental Agreement Creating Champaign County Emergency Telephone System Board*

Alderman Hayes made a motion to approve. The motion was seconded by Alderman Whelan.

Mayor Satterthwaite explained that currently he and Mr. Walden sit on this Board. In order to comply with State law this is being changed so that he and Chief Adair (Police Department) may sit on the Board.

Disposition: The motion to approve carried by voice vote. The resolution passed.

b. *An Ordinance Amending Article I, Section 16-3 Of Chapter 16 Entitled "Noise And Vibrations" Of The Urbana City Code*

Alderman Hayes made a motion to approve. Alderwoman Ryan seconded.

Alderwoman Ryan inquired if police records were erased after each shift or is it possible, over a more extended period of time, to establish when an officer responds to the same complaint more than once that this is a pattern and action should be taken. Chief Adair stated that it could be verified. The records are updated periodically.

Mayor Satterthwaite stated that his understanding is that it would be possible to run a report on the number of calls made at a particular location for a year. Chief Adair responded that they have the capability to do so in-house for up to a year.

Alderman Whelan inquired how noise in a vehicle could be determined at 75 feet. Chief Adair responded that some

type of training would have to be established in order to teach the officers how to estimate the distance.

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

Alderman Hayes - Aye	Alderwoman Ryan - Aye
Alderwoman Kearns - Aye	Alderman Taylor - Aye
Alderwoman Patt - Aye	Alderman Whelan - Aye

Disposition: The motion to approve carried by roll call vote (6-aye:0-nay). The ordinance passed.

c. ***An Ordinance Prohibiting Unnecessary Vehicular Noises***

Alderman Hayes made a motion to approve. Alderman Whelan seconded.

Mayor Satterthwaite explained that this is an ordinance that merely encapsulizes State law, making it a city offense as well as a violation of State Statute to have unnecessary vehicular noises audible outside of 75 feet of the vehicle.

Alderman Whelan stated that our future youth need to learn to abide with other people and to respect their rights to peaceful existence. Alderman Whelan stated that he would not like to see this ordinance used in a way that might be perceived as harassment.

Mayor Satterthwaite asked Alderwoman Patt to take the Chair (8:37). Mayor Satterthwaite spoke to the issue at hand noting that it was very appropriate to pass such an ordinance. Doing so does not create any new law, but enforces what is already made law by the State of Illinois. Mayor Satterthwaite stated that he has received numerous calls from citizens about noise and vibrations.

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

Alderman Hayes - Aye	Alderwoman Ryan - Nay
Alderwoman Kearns - Aye	Alderman Taylor - Aye
Alderwoman Patt - Aye	Alderman Whelan - Aye

Disposition: The motion to approve carried by roll call vote (5-aye:1-nay). The ordinance passed.

Mayor Satterthwaite resumed the Chair.

d. ***An Ordinance Revising The Annual Budget Ordinance
(Amendment For Brick Crosswalks)***

Alderman Hayes made a motion to approve. The motion was seconded by Alderwoman Kearns. The vote on the motion was as follows:

Alderman Hayes - Aye	Alderman Taylor - Aye
Alderwoman Kearns - Aye	Alderman Whelan - Aye
Alderwoman Patt - Aye	Mayor Satterthwaite - Aye
Alderwoman Ryan - Aye	

Disposition: The motion to approve carried by roll call vote (7*-aye:0-nay). The ordinance passed. [*Required Mayor vote.]

e. ***An Ordinance Establishing Special Service Area
Number Three***

Alderman Hayes made a motion to approve. The motion was seconded by Alderwoman Ryan.

Mayor Satterthwaite explained that this item, and also item E.1.f, deal with the abandoned railroad right-of-way between Washington Street and Florida Avenue. These two items would create a special service area for the purpose of lowering the railroad right-of-way and doing the drainage improvements necessary. It would also create a way for that particular area to be platted and the property to be deeded to adjacent property owners.

Following debate, Alderman Whelan made a motion that the City contribute one-half the cost and sell the property to the community at 50% of the total cost; that money to come from capital improvement funds. The motion failed for lack of a second.

Mayor Satterthwaite asked Alderwoman Patt to take the Chair (8:45). Mayor Satterthwaite stated that he was glad to see this project come to an end and commended staff for their efforts. Mayor Satterthwaite also noted that the other area of the right-of-way was given at a lower cost to residents. However, residents in that area did pay for some surveying. That particular section of right-of-way did not require the capital improvements that this area does.

Following debate, the vote on the motion was as

follows:

Alderman Hayes - Aye	Alderwoman Ryan - Aye
Alderwoman Kearns - Aye	Alderman Taylor - Aye
Alderwoman Patt - Aye	Alderman Whelan - Aye

Disposition: The motion to approve carried by roll call vote (6-aye:0-nay). The ordinance passed.

Mayor Satterthwaite resumed the Chair.

f. *An Ordinance Revising The Annual Budget Ordinance (Norfolk & Southern Abandoned Right-Of-Way Drainage Improvements)*

Alderman Hayes made a motion to approve. Alderwoman Ryan seconded. The vote on the motion was as follows:

Alderman Hayes - Aye	Alderman Taylor - Aye
Alderwoman Kearns - Aye	Alderman Whelan - Aye
Alderwoman Patt - Aye	Mayor Satterthwaite - Aye
Alderwoman Ryan - Aye	

Disposition: The motion to approve carried by roll call vote (7*-aye:0-nay). The ordinance passed. [*Required Mayor vote.]

g. *A Resolution Approving And Authorizing The Execution Of An Agreement Concerning The Provision And Administration Of Metropolitan Computer-Aided Dispatch (METCAD) By And Between The City Of Champaign, The City Of Urbana, Champaign County And The University Of Illinois*

Alderman Hayes made a motion to approve. The motion was seconded by Alderwoman Ryan.

Mayor Satterthwaite made a friendly amendment to Section 1, which is one of the definitions. The definition of party incorporates new members to be added pursuant to Section 21. Therefore, this is to amend to make the reference to Section 20 and renumber existing Section 22 to Section 21. Alderwoman Patt seconded.

Disposition: The motion to approve carried by voice vote. The resolution passed.

With nothing further to report, Alderman Hayes stated that the next meeting of the Committee on Administration & Finance would be October 9, 1995 at 7:30 p.m. in the Council

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Chambers.

2. Committee on Environment and Public Safety

There being no business on tonight's agenda, Alderwoman Ryan stated that the next meeting of the Committee on Environment & Public Safety would be September 25, 1995 at 7:30 p.m. in the Council Chambers.

F. REPORTS OF SPECIAL COMMITTEES

There were none.

G. REPORTS OF OFFICERS

There were none.

H. NEW BUSINESS

1. Mayoral Appointments To Plan Commission

Mayor Satterthwaite submitted the names of Randy Kangas (804 W. Main Street) and Bernadine Stake (304 W. Iowa Street) to the Council for appointment to the Plan Commission.

Alderman Hayes made a motion to approve the appointments. Alderwoman Ryan seconded. The motion carried by voice vote.

I. ADJOURNMENT

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

Tod Satterthwaite
Mayor

Phyllis D. Clark, City Clerk

*This meeting was taped.