

Tod Satterthwaite  
Mayor



Phyllis D. Clark  
City Clerk

**URBANA CITY COUNCIL MEETING  
SEPTEMBER 15, 1997**

The City Council of the City of Urbana, Illinois met in regular session on Monday, September 15, 1997, in the Council Chambers at the Urbana City Building.

**COUNCIL MEMBERS PRESENT:**

Hayes, James (Alderman Ward 3)  
Huth, Laura (Alderwoman Ward 5)  
Kearns, Carolyn (Alderwoman Ward 4)  
Patt, Esther (Alderwoman Ward 1)  
Taylor, John (Alderman Ward 7)  
Whelan, Joseph (Alderman Ward 6)  
Wyman, Ruth (Alderwoman Ward 2)

**COUNCIL MEMBERS ABSENT:**

None

**STAFF PRESENT:** Tod Satterthwaite; Phyllis Clark; Jack Waaler; Stephen Holz; Eddie Adair; William Pessemier; April Getchius; William Gray; Craig Grant; Kimberly Gerstein

**OTHERS PRESENT:** Earl O'Shea; Frieda Wascher; Media

Mayor Satterthwaite called the meeting to order at 7:35 p.m.

**A. Minutes Of Previous Meeting**

September 2, 1997 -- Alderwoman Patt made a motion to approve the minutes of August 4, 1997. Alderwoman Kearns seconded.

Alderwoman Kearns noted that the date of the Annual Mayors Race was incorrect in paragraph 4, page 2. Instead of September 4, 1997, the date should read September 14, 1997. There were no objections to making this correction.

Mayor Satterthwaite suggested replacing the last paragraph on page 3, pertaining to the dollar amount for the City's participation in the Flex-N-Gate project, with the following language: "*Ms Getchius requested that the Council note the dollar amount for the City's participation in the road improvements is listed as \$272,000.00 in Exhibit 'E.'* The dollar amounts are only estimates; however, the City's liability for these costs cannot in any event exceed \$300,000.00 as set

*forth in Article II, Section 4. Note, too, the same is true of the dollar amounts set forth in the parallel agreement with IDOT which is part of the Flex-N-Gate package before you tonight. The Mayor suggested such be annotated on Exhibit 'E'."*

The motion to approve the minutes of September 2, 1997 carried by voice vote, as amended.

**B. Additions To The Agenda**

There were none.

**C. Petitions And Communications**

**Audience Participation**

Earl O'Shea, 606-A Glover, addressed the Council on the topic of better government and expressed his support on the subject.

Frieda Wascher, 803 W. Fairview, addressed the Council in support of better locations for handicap housing.

**Council Member Participation**

Alderman Whelan thanked the Public Works Department for diligently repairing streets in his ward, and also for their improvement of accessible corners at the intersection and sidewalk. Alderman Whelan also mentioned an editorial by Rosemary Gerhart, which was published in The News-Gazette September 14, 1997, expressing concerns from neighbors about control of weapons, alcohol and illegal drugs in the new SRO that the City of Urbana is contributing to build. He asked that this item be placed on the Council's next Committee agenda with some advice from staff, including legal counsel, as to the leverage the City has with mental health control. Alderman Taylor seconded. This item will appear on the September 22, 1997 agenda when the Council meets as Committee Of The Whole.

Mayor Satterthwaite thanked everyone who participated in the Second Annual Mayors' Race on September 14th.

**D. Old Business**

There was none.

**E. Reports of Standing Committees**

1. **Committee Of The Whole**

- a. Ordinance No. 9798-39: ***An Ordinance Amending Sections Of The National Building Code***

Alderwoman Patt made a motion to approve. Alderwoman Kearns seconded.

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

Hayes - Aye	Taylor - Aye
Huth - Nay	Whelan - Aye
Kearns - Aye	Wyman - Nay
Patt - Nay	

**Disposition:** The motion carried by a roll call vote (4-aye:3-nay). Ordinance No. 9798-39, "An Ordinance Amending Sections Of The National Building Code", was approved by Council.

- b. Ordinance No. 9798-40: ***An Ordinance Revising The Annual Budget Ordinance (Contributions From METRO Agencies)***

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

Hayes - Aye	Taylor - Aye
Huth - Aye	Whelan - Aye
Kearns - Aye	Wyman - Aye
Patt - Aye	Mayor Satterthwaite - Aye

**Disposition:** The motion carried by a roll call vote (8\*-aye:0-nay). Ordinance No. 9798-40, "An Ordinance Revising The Annual Budget Ordinance (Contributions From METRO Agencies)", was approved by Council. [\*Requires Mayor vote.]

- c. Resolution No. 9798-R9: ***A Resolution Determining The Amounts Of Money Necessary To Be Raised By The Tax Levy (1997)***

Alderwoman Patt made a motion to adopt this resolution and was seconded by Alderman Hayes. The vote on the motion was as follows:

Hayes - Aye	Taylor - Aye
Huth - Aye	Whelan - Aye
Kearns - Aye	Wyman - Aye
Patt - Aye	

**Disposition:** The motion carried by a roll call vote (7-aye:0-nay). Resolution No. 9798-R9, "A Resolution Determining The Amounts Of Money Necessary To Be Raised By The Tax Levy (1997)", was adopted by Council.

- d. Ordinance No. 9798-41: ***An Ordinance Revising The Annual***

**Budget Ordinance (Police Area Records Management System - ARMS)**

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

Hayes - Aye	Taylor - Aye
Huth - Aye	Whelan - Aye
Kearns - Aye	Wyman - Aye
Patt - Aye	Mayor Satterthwaite - Aye

**Disposition:** The motion carried by a roll call vote (8\*-aye:0-nay). Ordinance No. 9798-41, "An Ordinance Revising The Annual Budget Ordinance (Police Area Records Management System - ARMS)", was approved by Council. [Requires Mayor vote.]

- e. Ordinance No. 9798-42: **An Ordinance Amending Ordinance No. 9798-8 Entitled "An Ordinance Vacating A Portion Of Alley Lying South Of University Avenue And West Of McCullough Street (Tri-Star)"**

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

Hayes - Aye	Taylor - Aye
Huth - Aye	Whelan - Aye
Kearns - Aye	Wyman - Aye
Patt - Aye	

**Disposition:** The motion carried by a roll call vote (7-aye:0-nay). Ordinance No. 9798-42, "An Ordinance Amending Ordinance No. 9798-8 Entitled "An Ordinance Vacating A Portion Of Alley Lying South Of University Avenue And West Of McCullough Street (Tri-Star)", was approved by Council.

With nothing further to report, Alderwoman Patt stated that the next meeting of the Council's Committee Of The Whole will be Monday, September 22, 1997 at 7:30 p.m. in the Council Chambers.

**F. Reports of Special Committees**

There were none.

**G. Reports of Officers**

Mayor Satterthwaite distributed a memo to Council regarding the IDOT funding for the Flex-N-Gate project. (See Attachment A: Reports-Satterthwaite/IDOT Funding For The Flex-N-Gate Project.)

## H. New Business

1. Ordinance No. 9798-43: *An Ordinance Approving A Text Amendment To The Zoning Ordinance Of The City Of Urbana, Illinois Creating An Office Park Zoning District (Plan Case No. 1611-T-96)*

Kimberly Gerstein (Planner) presented the staff report to Council.

Following debate, Alderwoman Wyman moved to send this item back to the Plan Commission and ask them to send back to Council with language for a buffer zone ordinance. Alderwoman Patt seconded. Debate ensued.

Alderwoman Patt made a friendly amendment to say "or buffer requirements within the office park." Alderwoman Wyman had no objection.

Following further debate, Alderman Whelan offered a substitute motion that this item be sent back to the Committee Of The Whole at its October 13, 1997 meeting. Alderman Taylor seconded.

The motion to substitute carried by voice vote.

**Disposition:** The motion to send this item to the October 13, 1997 meeting of the Committee Of The Whole carried by voice vote.

2. Ordinance No. 9798-44: *An Ordinance Approving A Text Amendment To The Zoning Ordinance Of The City Of Urbana, Illinois By Adding A New Section V-II Entitled "Telecommunications Facilities, Towers And Antennas"; Providing Definitions; Providing Conditions For Permitted Uses, Accessory Uses, And special Uses; Providing For The Repeal Of Certain Ordinance Sections*

April Getchius (Community Development Director) presented the staff report to Council.

Alderman Taylor made a motion to approve and was seconded by Alderwoman Kearns.

Alderwoman Wyman made a substitute motion to change 250 feet to 600 feet, relating to location of antennas or towers from residential zoning or land use. Alderwoman Patt seconded. Debate ensued.

Alderman Hayes took the Chair (9:35 p.m.) and Mayor Satterthwaite entered debate.

Following debate, Alderman Whelan requested a roll call vote on the substitute motion. The vote was as follows:

Hayes - Nay

Taylor - Nay

Huth - Aye                                      Whelan - Nay  
Kearns - Nay                                    Wyman - Aye  
Patt - Aye

Alderwoman Wyman's substitute motion failed 3-aye:4-nay.

The vote on the motion to approve was as follows:

Hayes - Aye                                    Taylor - Aye  
Huth - Aye                                    Whelan - Aye  
Kearns - Aye                                 Wyman - Aye  
Patt - Aye

**Disposition:** The motion carried by a roll call vote (7-aye:0-nay). Ordinance No. 9798-44, "An Ordinance Approving A Text Amendment To The Zoning Ordinance Of The City Of Urbana, Illinois By Adding A New Section V-II Entitled "Telecommunications Facilities, Towers And Antennas"; Providing Definitions; Providing Conditions For Permitted Uses, Accessory Uses, And special Uses; Providing For The Repeal Of Certain Ordinance Sections", was approved by Council.

Mayor Satterthwaite resumed the Chair at 9:40 p.m.

3. Ordinance No. 9798-45: ***An Ordinance Of The City Of Urbana, Illinois, Pertaining To Telecommunications Requiring Registration And Licensing Of Certain telecommunications Providers, Establishing Standards For The Granting and renewal Of Telecommunications Franchises, Providing For The Regulation Of Use Of Public Rights Of Ways, Providing For The Insurance, Bonding And Construction Standards For Telecommunications Facilities Located In Public Rights Of Ways, And Providing For Enforcement Of This Ordinance***

Stephen Holz (Assistant City Attorney) presented the staff report to Council.

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

Hayes - Aye                                    Taylor - Aye  
Huth - Aye                                    Whelan - Aye  
Kearns - Aye                                 Wyman - Aye  
Patt - Aye

**Disposition:** The motion carried by a roll call vote (7-aye:0-nay). Ordinance No. 9798-45, "An Ordinance Of The City Of Urbana, Illinois, Pertaining To Telecommunications Requiring Registration And Licensing Of Certain telecommunications Providers, Establishing Standards For The Granting and renewal Of Telecommunications Franchises, Providing For The Regulation Of Use

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Of Public Rights Of Ways, Providing For The Insurance, Bonding And Construction Standards For Telecommunications Facilities Located In Public Rights Of Ways, And Providing For Enforcement Of This Ordinance", was approved by Council.

4. Ordinance No. 9798-46: **An Amendment to The Comprehensive Plan Of The City Of Urbana, Illinois (Woodland Park Plan, 702 N. Hickory Street, Plan Case No. 1673-CP-97)**

Ms Getchius presented the staff report to Council.

Alderwoman Patt made a motion to approve and was seconded by Alderwoman Huth. The vote on the motion was as follows:

Hayes - Aye	Taylor - Aye
Huth - Aye	Whelan - Aye
Kearns - Aye	Wyman - Aye
Patt - Aye	

**Disposition:** The motion carried by a roll call vote (7-aye:0-nay). Ordinance No. 9798-46, "An Amendment to The Comprehensive Plan Of The City Of Urbana, Illinois (Woodland Park Plan, 702 N. Hickory Street, Plan Case No. 1673-CP-97)", was approved by Council.

5. Ordinance No. 9798-47: **An Amendment To A Part Of The Zoning Ordinance And Zoning Map Of The City Of Urbana, Illinois (702 N. Hickory Street, Plan Case No. 1673-M-97)**

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

Hayes - Aye	Taylor - Aye
Huth - Aye	Whelan - Aye
Kearns - Aye	Wyman - Aye
Patt - Aye	

**Disposition:** The motion carried by a roll call vote (7-aye:0-nay). Ordinance No. 9798-47, "An Amendment To A Part Of The Zoning Ordinance And Zoning Map Of The City Of Urbana, Illinois (702 N. Hickory Street, Plan Case No. 1673-M-97)", was approved by Council.

## **I. Adjournment**

There being no further business to come before the City Council, Mayor Satterthwaite declared the meeting adjourned at 10:16 p.m.

Respectfully submitted,

Deborah J. Roberts  
Recording Secretary



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Phyllis D. Clark, City Clerk

\*This meeting was taped.

\*\*This meeting was broadcast on cable television.