



**URBANA CITY COUNCIL MEETING
MONDAY, FEBRUARY 15, 1999**

The City Council of the City of Urbana, Illinois met in regular session Monday, February 15, 1999 in the Council Chambers at the Urbana City Building.

COUNCIL MEMBERS PRESENT

Ward 1 - Alderwoman Esther Patt
Ward 2 - Alderwoman Ruth Wyman
Ward 3 - Alderman James H. Hayes, Jr.
Ward 4 - Alderwoman Carolyn Kearns
Ward 5 - Alderwoman Laura Huth
Ward 6 - Alderman Joseph A. Whelan, Jr.
Ward 7 - Alderman John C. Taylor

COUNCIL MEMBERS ABSENT

None

STAFF PRESENT

Tod Satterthwaite; Phyllis Clark; Bruce Walden; Jack Waaler; Rex Mundt; April Getchius; William Gray; James Page; Bruce Stoffel

OTHERS PRESENT

Linda Schroeder; Members of the Media

Mayor Satterthwaite called the meeting to order at 7:31 p.m.

A. APPROVAL OF MINUTES OF PREVIOUS MEETING

January 19, 1999 - Alderwoman Kearns made a motion to approve the minutes of January 19, 1999. Alderwoman Patt seconded. The motion carried by voice vote.

B. ADDITIONS TO THE AGENDA

There were none.

C. PETITIONS AND COMMUNICATIONS

Linda Schroeder, 402 E. Larmon St. (Tolono), representing Prairie Flame and Equality Begins at Home, did not wish to speak but requested her position be entered into the record in support of the Resolution on Human Rights.

Council Member Input

Alderman Whelan requested that the Council revisit the ordinance in consideration of Mr. Darrel Foste's situation and the requirement for treated surfaces. He requested that this item be placed on the next Committee agenda.

Mayor Satterthwaite stated that there was a joint Zoning Board of Appeals (ZBA) and Plan Commission meeting a couple of weeks ago. Staff is working with the ZBA and Plan Commission on discussing hardships in general, and how they relate to specific variances and general variances.

Alderman Whelan requested a copy of staff's report. Mayor Satterthwaite responded that staff could report next week on what the timeframe will be.

Alderman Whelan mentioned an article in The News-Gazette regarding the City's recycling program. One issue left out was the cost, which is estimated at \$500,000 and the anticipated service from apartments. Debate ensued on the topic of recycling.

D. OLD BUSINESS

- a. ***Motion To Rescind The Action Taken On December 7, 1998 Regarding Ord. No. 9899-45: An Ordinance Approving A General Variance***

Alderwoman Patt made a motion to approve and was seconded by Alderman Taylor. The motion carried by a voice vote.

Disposition: The motion to rescind the action taken on December 7, 1998 regarding Ord. No. 9899-45, "An Ordinance Approving A General Variance", was approved by Council.

- b. Ordinance No. 9899-45: ***An Ordinance Approving A General Variance (Reduction Of The Required Side Yard Setback In The City's B-3, General Business Zoning District, From Ten Feet To Zero Feet/2010-2024 S. Philo - Case No. ZBA-98-GV-8)***

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

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

Disposition: The motion to approve carried by a roll call vote (6-aye:1-nay). Ordinance No. 9899-45, "An Ordinance Approving A General Variance (Reduction Of The Required Side Yard Setback In The City's B-3, General Business Zoning District, From Ten Feet To Zero Feet/2010-2024 S. Philo - Case No. ZBA-98-GV-8)", was approved by Council.

- c. Resolution No. 1999-02-007R: ***Resolution Regarding A Potential Variance (Property Adjacent To Southgate)***

Alderwoman Patt made a motion to adopt the resolution. Alderwoman Wyman seconded.

Following debate, the motion to adopt the resolution carried by voice vote.

Disposition: Resolution No. 1999-02-007R, "Resolution Regarding A Potential Variance (Property Adjacent To Southgate)", was adopted by Council.

E. REPORTS OF STANDING COMMITTEES

1. Committee Of The Whole

a. Resolution No. 1999-02-003R: ***Resolution On Human Rights***

Aldерwoman Huth made a motion to approve. Aldерwoman Kearns seconded.

Aldерwoman Wyman read the resolution into record for the benefit of those in the audience and viewers at home. (See Attachment A: Resolution No. 1999-02-003R)

Aldерman Whelan wanted to include into record a statement by Supreme Justice Clarence Thomas from an article he had read. (See Attachment B: Whelan -- Opinion of Justice Clarence Thomas)

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

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

Disposition: The vote on the motion to approve carried by a roll call vote (6-aye:1-nay). Council adopted resolution No. 1999-02-003R.

Mayor Satterthwaite requested that the City Clerk send notification of the Council's action, along with a copy of the resolution, to our state legislators. There were no objections.

b. Ordinance No. 1999-02-006: ***Ordinance Approving An Agreement For Payment In Lieu Of Taxes (University Telephone Agreement)***

[Note: City Attorney Jack Waaler placed a revised copy of the agreement on Council Members' desks prior to the meeting.]

Aldерwoman Huth made a motion to approve. Aldерwoman 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 to approve carried by roll call vote (7-aye:0-nay). Ordinance No. 1999-02-006, "Ordinance Approving An Agreement For Payment In Lieu Of Taxes (University Telephone Agreement)", was approved by Council.

- c. Ordinance No. 1999-02-007: ***Ordinance Approving A Revised Agreement Between The City Of Urbana And The University Of Illinois Board Of Trustees Concerning Lincoln Avenue From Green To Windsor And Portions Of High And California Streets And An Agreement Between The City Of Urbana, Champaign County And The Board Of Trustees Of The University Of Illinois Concerning Lincoln Avenue From Hazelwood Drive South To Windsor Road***

Aldерwoman Huth made a motion to approve. Aldерwoman 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 to approve carried by roll call vote (7-aye:0-nay). Ordinance No. 1999-02-007, "Ordinance Approving A Revised Agreement Between The City Of Urbana And The University Of Illinois Board Of Trustees Concerning Lincoln Avenue From Green To Windsor And Portions Of High And California Streets And An Agreement Between The City Of Urbana, Champaign County And The Board Of Trustees Of The University Of Illinois Concerning Lincoln Avenue From Hazelwood Drive South To Windsor Road", was approved by Council.

- d. Ordinance No. 1999-02-008: ***An Ordinance Amending Section 23-292(c) Of The Urbana Local Traffic Code Regarding Payment Of Towing "Call Fee"***

Aldерwoman Huth made a motion to approve. Aldерwoman Wyman 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 to approve carried by roll call vote (7-aye:0-nay). Ordinance No. 1999-02-008, "An Ordinance Amending Section 23-292(c) Of The Urbana Local Traffic Code Regarding Payment Of Towing "Call Fee", was approved by Council.

- e. Resolution No. 1999-02-005R: ***A Resolution Revising The Bicycle Path Map Of The City Of Urbana***

Aldерwoman Huth made a motion to adopt the resolution. Aldерwoman Kearns seconded. The motion carried by voice vote.

Disposition: Resolution No. 1999-02-005R, "A Resolution Revising The Bicycle Path Map Of the City Of Urbana", was adopted by Council.

- f. Resolution No. 1999-02-006R: ***A Resolution Of Support For Illinois Transportation Enhancement Funds By The City Of Urbana (Goodwin Avenue Bike Path)***

Aldерwoman Huth made a motion to adopt the resolution. Alderman Hayes seconded. The motion carried by voice vote.

Disposition: Resolution No. 1999-02-006R, "A Resolution Of Support For Illinois Transportation Enhancement Funds By The City Of Urbana (Goodwin Avenue Bike Path)", was adopted by Council.

- g. Ordinance No. 1999-02-009: ***An Ordinance Authorizing The Execution And Delivery Of An Intergovernmental Cooperation Agreement And Certain Documents Therewith; And Related Matters (Assist Urbana Program - Series 1999)***

Aldерwoman Huth made a motion to approve. Aldерwoman Wyman 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 to approve carried by a roll call vote (7-aye:0-nay). Ordinance No. 1999-02-009, "An Ordinance Authorizing The Execution And Delivery Of An Intergovernmental Cooperation Agreement And Certain Documents Therewith; And Related Matters (Assist Urbana Program - Series 1999)", was approved by Council.

With nothing further to report, Aldерwoman Huth stated that the next meeting of the Committee Of The Whole is scheduled for Monday, February 22, 1999 at 7:30 p.m. in the Council Chambers.

F. REPORTS OF SPECIAL COMMITTEES

- a. ***Closed Session Minutes Review Report***

Alderman Taylor, Rules Committee Chair, presented his report. At the next regular meeting of the Council, Alderman Taylor plans to present a motion for release of closed session minutes that are not pending litigation. He requested that this item be placed on the next Council agenda. There were no objections.

G. REPORTS OF OFFICERS

There were none.

H. NEW BUSINESS

There was none.

I. ADJOURNMENT

There being no further business to come before the City Council, Mayor Satterthwaite declared the meeting adjourned at 8:07 p.m.

Respectfully submitted,

Deborah J. Roberts
Recording Secretary

Phyllis D. Clark
City Clerk

* This meeting was taped.

**This meeting was broadcast on cable television.