

**CITY COUNCIL MEETING
Monday, May 3, 1999**

The City Council of the City of Urbana, Illinois met in regular session at 7:30 p.m., Monday, May 3, 1999, in the Urbana City Council Chambers at 400 South Vine Street.

There being a quorum, Mayor Satterthwaite called the meeting to order at 7:30 p.m.

Present at the meeting were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor, Whelan, and Wyman – 7; absent – none.

Also present were staff members: Fire Chief Rex Mundt, Police Chief Eddie Adair, City Attorney Jack Waaler, Assistant City Attorney Steve Holz, Public Works Director Bill Gray and Environmental Manager Rod Fletcher..

MINUTES OF PREVIOUS MEETING

Alderwoman Kearns moved to approve the minutes of the Monday, April 19, 1999 regular meeting. The motion was seconded by Alderwoman Wyman and carried by a voice vote.

ADDITIONS TO THE AGENDA

There were none.

PETITIONS AND COMMUNICATIONS

Howard DeRose, representing the Illinois Moose Association, addressed the Council regarding the possibility of a charter for Moose Fraternity in Urbana.

Bob Leach, 910 N. Broadway, was present to answer any questions Council might have regarding **Ord. No. 1999-03-017: An Ordinance Approving An Urbana HOME Consortium/City Of Urbana Recipient Agreement (United Citizens and Neighbors – Homebuyers Program)**.

Alderwoman Patt called attention to the budget review listed on May 18 and stated that that meeting had been moved to May 11 and should not be listed on the calendar.

Alderwoman Patt discussed the possibility of moving the budget markup from May 26 to the May 24 Committee of the Whole meeting. It was decided to wait and see how the budget reviews progressed.

OLD BUSINESS

There was none.

REPORTS OF STANDING COMMITTEES

Committee of the Whole

Alderman Hayes moved to approve **Ord. No. 1999-03-017: An Ordinance Approving An Urbana HOME Consortium/City of Urbana Recipient Agreement (United Citizens And Neighbors – HomeBuyers Program)**. The motion was seconded by Alderwoman Wyman and carried 7-0 by roll call vote. Voting aye were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor, Whelan, and Wyman – 7; voting nay: none.

Alderman Hayes moved to approve **Ord. No. 1999-04-023: An Ordinance Amending Schedule H Of Section 8-3 Of The Urbana Local Traffic Code Requiring Stop Signs At Certain Intersections (Butzow Drive at Guardian Drive, and Wilson Drive at Butzow Drive)**. The motion was seconded by Alderwoman Kearns and carried 7-0 by roll call vote. Voting aye were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor, Whelan, and Wyman – 7; voting nay: none.

Alderman Hayes moved to approve **Ord. No. 1999-04-021: An Ordinance Approving A Permanent License Agreement With The Board Of Trustees Of The University Of Illinois For The Installation Of Utilities Along Mathews Avenue (Chilled Water Lines)**. The motion was seconded by

Alderman Whelan and carried 7-0 by roll call vote. Voting aye were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor, Whelan and Wyman – 7; voting nay: none.

Alderman Hayes stated that the next regular meeting of the Committee of the Whole will be at 7:30 p.m. on Monday, May 10, 1999, in the Urbana City Council Chambers at 400 South Vine Street.

REPORTS OF SPECIAL COMMITTEES

There were none.

REPORTS OF OFFICERS

Public Works Director Bill Gray stated that he has received notification from the Illinois Department of Transportation acknowledging that the City has received a \$80,000 hazard elimination safety grant award for the intersection improvements at Illinois and Lincoln Avenue.

NEW BUSINESS

Mayor Satterthwaite presented staff report on **Ord. No. 1999-05-024: An Ordinance Vacating A Portion Of High Street (High Street West Of Lincoln Avenue)** stating that this is one of the elements in the agreement with the University regarding street and traffic improvements along Lincoln Avenue from Green Street to Windsor Road.

Alderman Taylor moved to approve **Ord. No. 1999-05-024: An Ordinance Vacating A Portion Of High Street (High Street West Of Lincoln Avenue)**. The motion was seconded by Alderwoman Huth and carried 8-0 by roll call vote. Voting aye were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor, Whelan, Wyman, and Mayor Satterthwaite – 8; voting nay: none.

Public Works Director Bill Gray, City Attorney Jack Waaler, and Environmental Manager Rod Fletcher presented the background for the **Multi-Family Recycling Discussion**.

Mr. Gray stated that the proposed date for the implementation of the multi-family recycling program is the first week of August 1999.

Included in the packet were draft ordinances and information for adopting a multi-family recycling tax; adopting a dormitory recycling tax; an amendment to Chapter 10 of the Municipal Code requiring multi-family recycling; proposed program budget cost summary and determination of costs per unit; and an agreement for collection and processing services with Central Waste.

It is also anticipated that there would be a need for one or two budget amendments for purchases needed prior to July 1, 1999. That is something that will be brought to Council's attention at the appropriate time.

Mr. Waaler reviewed the ordinances for the dormitories recycling tax and multi-family dwelling recycling tax.

The definition of dormitory is as defined in the Urbana Zoning Ordinance except residence halls owned by the University of Illinois. The monthly cost per dormitory unit equals \$1.57.

Multi-family dwelling means any building that contains seven (7) or more dwelling units, but does not include dormitories, hotels, motels, or nursing homes. Dwelling Units means one (1) room or suite of two (2) or more rooms in a dwelling, used by one (1) family, which contains a kitchen and bathroom facilities and as its own independent entry from the outside. The monthly cost per multi-family dwelling equals \$3.17.

Mr. Fletcher reviewed the ordinance amending chapter 10, article IV of the Urbana City Code regarding recycling stating that this ordinance requires the owners of all multi-family, dormitories and rooming houses to make on-site recycling services available to their tenants.

Mr. Fletcher reviewed the budget for the program. The total cost of the program will be \$258,610 of which \$205,000 would be allocated toward contractual collection and the remainder being allocated as "fixed costs". Of the fixed costs, \$16,000 is allocated for a recycling aide.

Mr. Fletcher went over the spreadsheet that was used to determine the monthly cost per unit type; dormitory cost - \$1.57; and other multi-family - \$3.17.

Debate followed regarding quantities of recycling during a one-year period; the cost of \$3.17 for other multi-family and the desire to see that amount reduced to no more than \$3.00 per household; the inequities of charging one group of citizens one tax and another group a higher tax; and the \$2,500 for monthly billings.

There was a question regarding the need for a recycling aide, and if there is a need, it was suggested that the \$16,000 for that position be taken from the general budget.

Alderwoman Patt made a sense of the Council motion that Council request that staff come back with a revised budget that brings the cost down to \$3.00 a month for multi-family households. The motion was seconded by Alderman Taylor.

Following further debate, Alderman Hayes moved to call the question. The motion was seconded by Alderwoman Kearns and carried by a voice vote.

The motion that Council request that staff bring back a revised budget that brings the cost down to \$3.00 a month for multi-family households carried 6-1 by roll call vote. Voting aye were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor and Wyman – 6; voting nay: Whelan – 1.

Alderwoman Huth requested that staff provide an update on the individual toters for the individual apartments and any additional grants that might be provided, when the multi-family recycling issue comes back to the Committee meeting.

Following further debate, Alderman Taylor moved that Council go into closed session to discuss specifically and only anticipated litigation. The motion was seconded by Alderman Whelan.

Assistant City Attorney Steve Holz presented Council with the basis for the closed session stating that the general subject is the request by Time Warner to transfer the cable franchise that the City currently has with Time Warner to TCI, another cable provider. The eminent litigation exception is five Illinois Compiled Statutes 120/2, C11 for probable or eminent litigation. The basis is that the City is under the Federal 120-day time line for approving or denying this request of transfer. Because of the status of some of the compliance issues that remain outstanding, the staff recommendation at this point is going to be to deny. The City has received notification from Time Warner and TCI that if there is a denial, they will expect litigation. That is a reasonable basis under the statutes to enter into a closed session.

Alderman Taylor amended his motion to incorporate the information Mr. Holz provided. The amendment was acceptable to the seconder.

The motion to enter into closed session carried 7-0 by roll call vote. Voting aye were Members of the Council: Hayes, Huth, Kearns, Patt, Taylor, Whelan, and Wyman – 7; voting nay: none.

The Council entered into closed session at 9:16 p.m. and reconvened at 10:20 p.m. with all Members previously in attendance still present.

ADJOURNMENT

There being no further business to come before the Council, Mayor Satterthwaite declared the meeting adjourned at 10:25 p.m.

Tod Satterthwaite
Mayor

Phyllis D. Clark, City Clerk

* This meeting was taped.

**This meeting was broadcast on cable television.