

STATE OF ILLINOIS

Tod Satterthwaite, Mayor

CITY OF URBANA

Phyllis D. Clark, City Clerk



**URBANA CITY COUNCIL MEETING
MONDAY, MAY 17, 1999**

The City Council of the City of Urbana, Illinois, met in regular session Monday, May 17, 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 7 - Alderman John C. Taylor

COUNCIL MEMBERS ABSENT

Ward 6 - Alderman Joseph A. Whelan, Jr. (Excused)

STAFF PRESENT

Tod Satterthwaite; Phyllis Clark; Bruce Walden; Stephen Holz;
Eddie Adair; Rex Mundt; April Getchius; William Gray; Ronald
Eldridge; Bruce Stoffel; Rodney Fletcher; Kimberly Gerstein;
Patrick Hudson

OTHERS PRESENT

Rev. B.J. Tatum; Alfreda Shore; Jeffrey Ford; Kathy Delsignore;
Cliff Singer; Elawrence Davis; John Peterson; Members of the
Media

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

A. APPROVAL OF MINUTES OF PREVIOUS MEETING

May 3, 1999 - Alderman Hayes made a motion to approve the minutes of May 3, 1999. Alderwoman Wyman seconded. The motion carried by voice vote.

B. ADDITIONS TO THE AGENDA

Mayor Satterthwaite asked that the issue of Country Squire and Lincolnwood Subdivision annexation be added to the agenda under "New Business." There were no objections. [This item will appear as agenda item #H.7.]

C. PETITIONS AND COMMUNICATIONS

Rev. B.J. Tatum, Pastor of Canaan Missionary Baptist Church, representing Canaan Academy, addressed the Council with a request for a brick sidewalk waiver directly in front of the Academy to provide a handicap accessibility ramp. Rev. Tatum asked that the Council consider this request at the next Committee meeting. There were no objections. *[This item will appear on the next regular meeting of the Committee of The Whole scheduled for May 24, 1999.]*

Alfreda Shore, President of PDQ Printing Services, Inc. and owner of Shore Properties, addressed the Council in support of the general variance for a sign at the property located at 1802 N. Lincoln Avenue, Urbana.

Jeffrey Ford, representing Habitat, addressed the Council in support of the purchase of 1202 W. Beslin Street, Urbana.

Kathy Delsignore, of Tri-Star Marketing, addressed the Council in support of the general variance request for 507 W. University Avenue, Urbana.

Cliff Singer, 412 W. Iowa, addressed the Council on the topic of the City's budget and a recommendation for the 2000-2001 budget year.

Elawrence Davis, Housing Authority of Champaign County, addressed the Council to clarify a statement he made at last week's Committee meeting concerning the vacancy rate and date. Mr. Davis provided a memo to the Council with this correction (see attached).

John Peterson, representing the Cable Commission, addressed the Council concerning side letters regarding the cable franchise transfer.

Council Member Input

There was none.

D. OLD BUSINESS

There was none.

E. REPORTS OF STANDING COMMITTEES

1. Committee Of The Whole

- a. Resolution No. 1999-05-018R: ***A Resolution Approving An Application For Shelter Plus Care Program Funds From The U.S. Department Of Housing And Urban Development***

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

Hayes - Aye
Huth - Aye
Kearns - Aye

Patt - Aye
Taylor - Aye
Wyman - Aye

Disposition: The motion carried by roll call (6-aye:0-nay). Resolution No. 1999-05-018R, "A Resolution Approving An Application For Shelter Plus Care Program Funds From The U.S. Department Of Housing And Urban Development", was adopted by Council.

- b. Ordinance No. 1999-05-025: ***An Ordinance Authorizing The Purchase Of Certain Real Estate (1202 West Beslin Street)***

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-025, "An Ordinance Authorizing The Purchase Of Certain Real Estate (1202 West Beslin Street)", was approved by Council.

- c. Ordinance No. 1999-05-026: ***An Ordinance Authorizing The Purchase Of Certain Real Estate (1207-1209 West Eads Street)***

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-026, "An Ordinance Authorizing The Purchase Of Certain Real Estate (1207-1209 West Eads Street)", was approved by Council.

- d. Resolution No. 1999-05-019R: ***A Resolution Amending The Urbana HOME Consortium And City Of Urbana Consolidated Plan Annual Action Plan For Program Year 1995-1996***

Alderman Taylor made a motion to adopt this resolution. Alderwoman Kearns seconded. The motion carried by voice vote.

Disposition: Resolution No. 1999-05-019R, "A Resolution Amending The Urbana HOME Consortium And City Of Urbana Consolidated Plan Annual Action Plan For Program Year 1995-1996", was adopted by Council.

- e. Ordinance No. 1999-05-027: **An Ordinance Approving An Amendment To An Urbana HOME Consortium Housing Development Organization Agreement (ICfCI - HomeBuild Program)**

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-027, "An Ordinance Approving An Amendment To An Urbana HOME Consortium Housing Development Organization Agreement (ICfCI - HomeBuild Program)", was approved by Council.

- f. Resolution No. 1999-05-020R: **A Resolution Authorizing The Mayor Of The City Of Urbana To Execute The Local Government Strategy For The Housing Authority Of Champaign County Comprehensive Plan (FY 1999-2000)**

Alderman Taylor made a motion to adopt the resolution. Alderwoman Patt seconded. The motion carried by voice vote.

Disposition: Resolution No. 1999-05-020R, "A Resolution Authorizing The Mayor Of The City Of Urbana To Execute The Local Government Strategy For The Housing Authority Of Champaign County Comprehensive Plan (FY 1999-2000)", was adopted by Council.

- g. Resolution No. 1999-05-023R: **Resolution Regarding Cable Franchise Transfer Request**

Mayor Satterthwaite explained that a 2/3-majority vote was needed in order to consider this item. By a show of hands of the Council Members present, this item was acted on by Council.

Stephen Holz (Assistant City Attorney) presented the staff report. Calvin Fee (Regional Director for TCI) was available to comment and answer questions.

Alderman Taylor made a motion to adopt the resolution. Alderwoman Kearns seconded. The motion carried by voice vote.

Disposition: Resolution No. 1999-05-023R, "Resolution Regarding Cable Franchise Transfer Request", was adopted by Council.

Council Members and Mayor Satterthwaite commended Mr. Holz and Alderwoman Kearns on their efforts with this issue.

- h. Ordinance No. 1999-05-029: **An Ordinance Amending Chapter Twenty-Two Of The Code Of Ordinances, City Of Urbana, Illinois Establishing A Recycling Tax (Dormitories)**

Alderman Taylor made a motion to approve and was seconded by Alderwoman Wyman. The vote on the motion was follows:

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-029, "An Ordinance Amending Chapter Twenty-Two Of The Code Of Ordinances, City Of Urbana, Illinois Establishing A Recycling Tax (Dormitories)", was approved by Council.

- i. Ordinance No. 1999-05-030: **An Ordinance Amending Chapter Twenty-Two Of The Code Of Ordinances, City Of Urbana, Illinois Establishing A Recycling Tax (Multi-Family)**

Alderman Taylor made a motion to approve. Alderwoman Wyman seconded.

Alderwoman Kearns moved to amend the monthly cost in the agreement to read **\$3.00** instead of \$2.75. The motion failed for lack of a second.

Alderman Taylor asked to suspend the rules in order to permit Alderwoman Kearns the opportunity to address her motion to amend. There were no objections.

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

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

Disposition: The motion carried by roll call (5-aye:1-nay). Ordinance No. 1999-05-029, "An Ordinance Amending Chapter Twenty-Two Of The Code Of Ordinances, City Of Urbana, Illinois Establishing A Recycling Tax (Multi-Family)", was approved by Council.

- j. Ordinance No. 1999-05-031: **An Ordinance Amending Chapter 10, Article IV Of The Urbana City Code Regarding Recycling**

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-031, "An Ordinance Amending Chapter 10, Article IV Of The Urbana City Code Regarding Recycling", was approved by Council.

- k. Ordinance No. 1999-05-032: **An Ordinance Approving An Agreement To Provide Multi-Family Recycling Collection And Processing Services**

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-032, "An Ordinance Approving An Agreement To Provide Multi-Family Recycling Collection And Processing Services", was approved by Council.

- l. Ordinance No. 1999-05-028: **An Ordinance Approving A Final Plat Of Eastgate Subdivision No. 5 (Plan Case No. 1719-S-99)**

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-028, "An Ordinance Approving A Final Plat Of Eastgate Subdivision No. 5 (Plan Case No. 1719-S-99)", was approved by Council.

- m. Resolution No. 1999-05-021R: **A Resolution Approving A Program Description For The FY 1999-2000 Crystal Lake Neighborhood Housing Renovation Program**

Alderman Taylor made a motion to adopt the resolution. Alderwoman Wyman seconded the motion. The motion carried by voice vote.

Disposition: Resolution No. 1999-05-021R, "A Resolution Approving A Program Description For The FY 1999-2000 Crystal Lake Neighborhood Housing Renovation Program", was adopted by Council.

- n. Resolution No. 1999-05-022R: **A Resolution Terminating The Crystal Lake Neighborhood Homebuyer Assistance Program**

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

Disposition: Resolution No. 1999-05-022R, "A Resolution Terminating The Crystal Lake Neighborhood Homebuyer Assistance Program", was adopted by Council.

o. ***Brick Sidewalk Waiver***

[Note: This request is for the property located at 806 East Main Street, Urbana. The property owner is Mr. Pat Dill of Ray's Heating and Air Conditioning.]

Alderman Taylor made a motion to approve the waiver request. Alderwoman Patt seconded. The motion carried by voice vote.

Disposition: Council approved the waiver request for brick sidewalk at the property located at 806 E. Main Street, Urbana.

p. ***Motion from the Committee of The Whole (Re: Champaign County Municipal Review of Zoning Ordinance Amendments)***

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

Disposition: The motion from the Committee of The Whole (Re: Champaign County municipal review of Zoning Ordinance amendments) was accepted and approved by Council.

q. Ordinance No. 1999-04-022: ***An Ordinance Amending Chapter Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Regarding The Schedule Of Fees***

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-04-022, "An Ordinance Amending Chapter Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Regarding The Schedule Of Fees", was approved by Council.

With nothing further to report, Alderman Taylor stated that the next meeting of the Committee of The Whole is scheduled for this Wednesday, May 19, 1999 in the Council Chambers, at which time and place the Committee will meet in budget forum.

F. REPORTS OF SPECIAL COMMITTEES

There were none.

G. REPORTS OF OFFICERS

Mayor Satterthwaite informed the Council that a meeting regarding downtown parking would be held in the Council Chambers this Wednesday, May 19, 1999 at 5:00 p.m.

Mayor Satterthwaite read into record a portion of a letter from the U.S. Department of Housing and Urban Development concerning the City of Urbana Consolidated End-of-Year Review for Program Year 1997. (See attached.)

H. NEW BUSINESS

1. Ordinance No. 1999-05-037: **An Ordinance Authorizing The Sale Of Surplus Fire Apparatus**

Ronald Eldridge (Comptroller) distributed an ordinance to Council Members earlier this evening.

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-037, "An Ordinance Authorizing The Sale Of Surplus Fire Apparatus", was approved by Council.

2. Ordinance No. 1999-05-035: **An Ordinance Approving And Authorizing The Execution Of An Annexation Agreement (James Burch)**

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

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

Disposition: The motion carried by roll call (7*-aye:0-nay). Ordinance No. 1999-05-035, "An Ordinance Approving And Authorizing The Execution Of An Annexation Agreement", was approved by Council. [*Requires Mayor vote.]

3. Resolution No. 1999-05-024R: **A Resolution Of Protest Against A Proposed Text Amendment To The Champaign County Zoning Ordinance (Request by Champaign County Zoning Administrator to add a new Section 5.4 to the Champaign County Zoning Ordinance that defines a new Overlay Zoning District for large, rural subdivisions - CCZBA Case No. 177-AT-99)**

Kimberly Gerstein (Planner) presented the staff report.

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

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

Disposition: The motion failed by roll call (0-aye:6-nay). Resolution No. 1999-05-024R, "A Resolution Of Protest Against A Proposed Text Amendment To The Champaign County Zoning Ordinance (Request by Champaign County Zoning Administrator to add a new Section 5.4 to the Champaign County Zoning Ordinance that defines a new Overlay Zoning District for large, rural subdivisions - CCZBA Case No. 177-AT-99)", was defeated.

4. Ordinance No. 1999-05-036: ***An Ordinance Approving A Preliminary Plat (Stone Creek Commons Subdivision - Case No. 1718-S-99)***

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

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-036, "An Ordinance Approving A Preliminary Plat (Stone Creek Commons Subdivision - Case No. 1718-S-99)", was approved by Council.

5. Ordinance No. 1999-05-033: ***An Ordinance Approving A General Variance (Reduction of the required side yard setback in the City's B3, General Business Zoning District, from ten feet to five feet/507 W. University Avenue - Case No. ZBA-99-GV-1)***

Patrick Hudson (Senior Planner) presented the staff report.

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-033, "An Ordinance Approving A General Variance (Reduction of the required side yard setback in the City's B3, General Business Zoning District, from ten feet to five feet/507 W. University Avenue - Case No. ZBA-99-GV-1)", was approved by Council.

6. Ordinance No. 1999-05-034: **An Ordinance Approving A General Variance (Reduction of the required front yard setback in the City's IN, Industrial Zoning District, from twenty-five feet to three feet six inches/1802 N. Lincoln Avenue - Case No. ZBA-99-GV-2)**

Mr. Hudson presented the staff report and noted that the general variance request is actually for a sign.

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

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

Disposition: The motion carried by roll call (6-aye:0-nay). Ordinance No. 1999-05-034, "An Ordinance Approving A General Variance (Reduction of the required front yard setback in the City's IN, Industrial Zoning District, from twenty-five feet to three feet six inches/1802 N. Lincoln Avenue - Case No. ZBA-99-GV-2)", was approved by Council.

7. **Annexation of Country Squire and Lincolnwood Subdivision**

Alderwoman Patt moved that the City Clerk be requested and directed to cause a notice to be published in The News-Gazette newspaper, advising that the annexation of that part of Country Squire and Lincolnwood Subdivision that are presently wholly surrounded by the City of Urbana is under contemplation by this Council. Alderwoman Kearns seconded. The motion carried by voice vote.

I. ADJOURNMENT

There being no further business to come before the City Council, Mayor Satterthwaite declared the meeting adjourned at 10:05 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.