



COMMITTEE OF THE WHOLE

April 12, 2004

7:30 P.M.

Committee Members Present:

Danielle Chynoweth, James Hayes, Laura Huth, Milton Otto, Esther Patt, Joseph Whelan, and Ruth Wyman – 7.

Committee Members Absent:

None

Staff Members Present:

Bill Gray, Bob Grewe, Steve Holz, Kathy Larson, Jim Page, Libby Tyler, Debbi Roberts, Mayor Satterthwaite, and Bruce Walden

Others Present:

Bob Cook, Cope Cumpston, John Dimit, Don Drane, Jim Rose, Carl Webber, and Members of the Media

Meeting Location:

Urbana City Council Chambers

There being a quorum, Chair Whelan called the meeting to order at 7:34 p.m.

Additions to the Agenda and Staff Report

Mayor Satterthwaite read a Proclamation declaring April 16-19, 2004 Boneyard Arts Festival Weekend.

Kathy Larson and Ron Drane, representatives of the Boneyard Arts Festival, accepted the Proclamation.

Minutes of Previous Meeting

Ms. Wyman moved to approve the minutes of the March 22, 2004 meeting of the Committee of the Whole. The motion was seconded by Ms. Patt. Chair Whelan requested to change the minutes on page 3, in the title of Ordinance No. 2004-03-033, correcting the spelling from "Busy Avenue" to Busey Avenue". There were no objections. The minutes were approved as amended by a voice vote.

Public Input

Bob Cook, representing Ecological Construction Laboratory, addressed the Committee in support of Resolution 2004-04-006R.

Cope Cumpston, 402 W. Nevada, addressed the Committee to urge their consideration of the impact on School District 116 children when considering the Lakeside Terrace Redevelopment.

City Attorney Steve Holz presented staff report on **Resolution No. 2004-04-008R: A Resolution Authorizing An Extension of an Agreement for Use of Right-of-Way (Illinois-American Water Company)**. Illinois-American Water's contract expires at the end of April. They have requested an extension of three months, which would end August 4, 2004.

Following debate, Ms. Patt moved to forward the resolution to Council with a recommendation for approval. The motion was seconded by Ms. Wyman and carried by a voice vote.

Chief Administrative Office Bruce Walden presented staff report on **Resolution No. 2004-04-009R: A Resolution Providing For the Financing by the City of Urbana, Illinois of the Acquisition and Construction of Certain Nursing Home Facilities, to Provide Increased Job Opportunities and Retain Existing Jobs; Authorizing the Issuance of Multiple Series of Capital Improvement Revenue Bonds (Clark-Lindsey Village, Inc. Project) in Connection Therewith; Authorizing the Execution and Delivery of a Loan Agreement, Supplemental Loan Agreements, a Mortgage and Security Agreement, and an Assignment Agreement and Supplemental Assignments Securing Such Bonds; Authorizing and Providing For the Sale of Such Bonds; Authorizing the Execution and Delivery of Arbitrage Regulation Agreements; and Related Matters**. These have been done in the past for Clark-Lindsey Village. The most important point to understand about this is that the City is not obligated for the repayment of the indebtedness. Staff recommends approval.

Carl Webber, representing Clark-Lindsey Village, addressed the Committee in support of this resolution. This first issuance of this project is intended to bring the nursing home facility up-to-date. The second issuance focuses on the addition of units.

Following debate, Mr. Otto moved to forward **Resolution No. 2004-04-009R** to Council with a recommendation for approval. The motion was seconded by Mr. Hayes and carried by a voice vote.

Susan Chavarria and Rita Black, representing CUUATS, gave a **Presentation on the Long-Range Transportation Plan**. The current update process lasts 30 months and includes public and committee meetings, data collection and analysis, text writing and mapping, project budgeting and selection followed by the approval process.

The Travel Model allows simulation of existing travel conditions in the urbanized area and possible future conditions based on data input and a range of possible scenarios, as well as determination of how these inputs will affect travel in the urbanized area. It also provides a quantifiable basis for transportation planning decisions.

Each scenario has Alternatives A, B, and C. Alternative A will be current development trends; Alternative B, a more compact, more balanced mode split; and Alternative C, a transit-oriented development. All three alternatives were measured by the following factors: total vehicle miles; roadway congestion; vehicle hours; auto travel time; transit ridership; transit usage; street network coverage; population-employment balance; population density; land development and access to parks.

Public, staff, and local agency input will determine the preferred alternative.

No action was required on this agenda item.

Grants Management Division Manager Bob Grewe led the **Discussion on Lakeside Terrace Draft Redevelopment Plan**. City staff has prepared a draft Redevelopment Plan for City Council Review. The plan is based on the parameters set forth in the Draft Intergovernmental Agreement as well as the Resolution Clarifying the Urbana City Council's Position on Redevelopment of Lakeside Terrace.

The Redevelopment Plan consists of the following:

1. Demolition of the existing Lakeside Terrace Apartments and relocation of the existing tenants.
2. On-Site Redevelopment with 100 Tax credit units, 24 of which shall be designated as replacement units through the use of project-based Section 8 vouchers.
3. Application for Replacements fund from HUD by HACC for a total of approximately 14 new public housing units to be developed at any location throughout Champaign County.
4. Provision of off-site scattered replacement housing by local CHDO's, including Homestead Corporation with 33 single-family residences and the Urban League with 9 redeveloped apartment units. Affordability for these units will be provided through project-based Section 8 vouchers by the HACC.

Debate followed Mr. Grewe's presentation with input from Jim Rose, representing the Housing Authority. No action was required.

Ms. Huth recused herself from discussion on Resolution No. 2004-04-006R and Ordinance No. 2004-04-042 due to a conflict of interest.

Mr. Grewe presented staff report on **Resolution No. 2004-04-006R: A Resolution Approving the City of Urbana and Champaign/Urbana/Champaign County HOME Consortium (FY 2004-2005 Annual Action Plan)**. The Annual Action Plan process amounts to determining which housing and community development activities are consistent with the Consolidated Plan and should be funded with the CDBG and HOME resources for 2004-2005. The Annual Action Plan must also include required language to meet the guidelines set forth in the interim rule for the American Dream Downpayment Initiative Program.

Approval of the Annual Action Plan provides the City of Urbana with the following entitlement dollars:

\$565,000 CDBG funds
\$386,539 HOME funds (requires \$67,128 matching funds)
\$ 55,342 ADDI funds

Staff recommends approval.

Ms. Chynoweth moved to forward **Resolution No. 2004-04-006R: A Resolution Approving the City of Urbana and Champaign/Urbana/Champaign County HOME Consortium (FY 2004-2005 Annual Action Plan)** to Council with a recommendation for approval. The motion was seconded by Ms. Wyman. Following debate, the motion carried by a voice vote.

Mr. Grewe presented staff report on **Ordinance No. 2004-04-042: An Ordinance Approving a Modification to The City of Urbana and Urbana/Champaign/Champaign County HOME Consortium FY 2003-2004 Annual Action Plan (Amendment #2) and (FY 2002-2003 Annual Action Plan (Amendment #3)**. These amendments are related to the City of Urbana's expending of \$130,000 for the 3B Street Lighting Project one month prior to the beginning of the 2003-2004 fiscal year. Since the City had adequate funding to cover the expense in their CDBG line of credit, it would be appropriate to amend the FY 2002-2003 Annual Action Plan to reflect the 3B Street Light project in the program year that the funds were expended. The result of this is that \$130,000 is available to be utilized in FY 2003-2004. Staff recommends that \$130,000 be reallocated for property acquisition.

Mr. Otto moved to forward **Ordinance No. 2004-04-042** to the May 3, 2004 City Council meeting with a recommendation for approval. The motion was seconded by Ms. Wyman and carried by a voice vote.

Mr. Grewe presented staff report on **Resolution No. 2004-04-007R: A Resolution Evidencing the Intention of The City of Urbana, Champaign County, Illinois, to Reserve the 2004 Private Activity Bond for the Purpose of Furthering Neighborhood Initiatives**. The City of Urbana may issue up to \$3,059,280 in private activity revenue bonds. Staff recommends that the City reserve the 2004 private activity bond cap for the purpose of furthering neighborhood initiatives. Following debate, Ms. Wyman

moved the resolution to Council with a recommendation for approval. The motion was seconded Ms. Patt and carried by a voice vote.

City Attorney Steve Holz and Mayor Satterthwaite presented staff report on **Ordinance No. 2004-03-026: An Ordinance Amending the Code of Ordinances Regarding Maximum Fines and Pay-By-Mail Minimum Fines**. The review of Pay-by-Mail Fines minimums was prompted by citizen and police department concerns that the minimum fines established by Urbana's system are so much lower than those established in Champaign. A review of the pay-by-mail system has revealed that many of Urbana's fines are not at a level that can be deemed effective. These fines have been in place without change at the current levels since 1993.

After 10 years of moderate inflation, the impact of Urbana's fines has been eroded. In addition to recommending new fine levels, a provision raising fines by three percent a year to keep up with inflation is included in this ordinance.

Section 1 increases fines for liquor-related violations from levels of \$50, \$75, and \$100 to levels of \$135, \$150, \$280; Section 2 increases minimum fines for general noise violations and construction noise violations to \$185 and the minimum fines for noise violations related to the operation of motor vehicles to \$135; Section 3 increases animal cruelty offenses to \$185; Section 4 changes the minimum fines for Chapter 15 ("Miscellaneous Offenses") to \$185; Section 5 is a catchall section that will increase every other provision in the pay-by-mail schedule to \$135; Section 6 would increase the maximum fine for code violations to \$750; Section 7 contains an automatic escalator of minimum fines; and Section 8 is a clean-up of Section 1-18 to correct inaccurate citations to section numbers and section titles.

Ms. Chynoweth moved to forward **Ordinance No. 2004-03-026** to Council. The motion was seconded by Chair Whelan.

Following debate, Ms. Patt moved to amend the motion by deleting Sections 1 and 7 of the ordinance. The motion was seconded by Ms. Wyman. Following debate, Ms. Wyman moved to amend the motion to amend to take out the increase in fines under Section 15-63, which calls for curfew for minors, which calls for an increase in the current \$75 fine to \$135. The motion was seconded by Ms. Chynoweth. Mr. Holz indicated that he was not sure it is proper to amend a motion to amend. Ms. Wyman asked Ms. Patt, as the mover of the motion to amend, if she would accept it as a friendly amendment. Ms. Patt indicated that she would.

Mr. Otto inquired if the mover and seconder would consider a second friendly amendment under Chapter 15, he would like the minor offenses of loitering, disorderly conduct, fireworks and the curfew violations for minors left at the \$75 level. This was acceptable to the mover and seconder. For the remaining provisions, he requested that the remaining provisions of Chapter 15 be raised to \$280. This was not acceptable to the mover.

Following debate, Ms. Chynoweth withdrew the motion.

Mr. Otto moved to forward **Ordinance No. 2004-03-026: An Ordinance Amending the Code of Ordinances Regarding Maximum Fines and Pay-By-Mail Minimum Fines** to the April 26, 2004 meeting of the Committee of the Whole. The motion was seconded by Chair Whelan.

Ms. Patt moved to amend the motion to delete Sections 1 and 7 of the ordinance. The motion was seconded by Ms. Wyman. Following debate, the motion to amend carried by a voice vote.

Following further debate, the motion to send **Ordinance No. 2004-03-026: An Ordinance Amending the Code of Ordinances Regarding Maximum Fines and Pay-By-Mail Minimum Fines, as amended**, to the April 26, 2004 meeting of the Committee of the Whole carried by a voice vote.

Mr. Hayes inquired of Assistant Police Chief Jim Page, if it is legal to transport liquor that has been taped up to reseal it? Mr. Page responded that the liquor must be in the trunk and not accessible to anyone in the vehicle.

ADJOURNMENT

There being no further business to come before the Committee, Chair Whelan declared the meeting adjourned at 10:55 p.m.

Respectfully submitted,

Elaine Taylor
Recording Secretary

*This meeting was taped.

** This meeting was broadcast on cable television.

MINUTES APPROVED : April 26, 2004, as amended

AMENDMENT TO APRIL 12, 2004 MINUTES

Alderwoman Patt requested to change the last paragraph on page 3, to state that Jim Rose represents "Homestead" rather than the "Housing Authority". There were no objections. The minutes were approved as amended.