



COMMITTEE OF THE WHOLE
June 28, 2004

Committee Members Present:

James Hayes, Laura Huth, Milton Otto, Esther Patt, and Ruth Wyman – 5.

Committee Members Absent:

Danielle Chynoweth and Joseph Whelan – 2 (excused).

Staff Members Present:

Police Chief Eddie Adair, Ryan Brault, Phyllis Clark, Bill Gray, Bob Grewe, Steve Holz, John Regetz, Libby Tyler, Mayor Satterthwaite, and Bruce Walden

Others Present:

Carl Hill, John Farney, and Members of the Media

Meeting Location:

Urbana City Council Chambers

There being a quorum, Chair Huth called the meeting to order at 7:33 p.m.

Additions to the Agenda and Staff Report

Economic Development Manager John Regetz presented the **Build Urbana Status Report for Single-Family Home Tax Rebate Program**. The program has been well received and staff recommends the possibility of extending it for another year or two.

Mayor Satterthwaite stated that he and Ms. Wyman had attended a ceremony the morning of June 28, 2004 on behalf of the City. The Urbana Free Library Foundation presented a check in the amount of \$2,000,000 as their contribution to the Urbana Free Library extension project. Mayor Satterthwaite praised the Foundation for their extraordinary efforts.

Minutes of Previous Meeting

Ms. Patt moved to approve the minutes of the June 14, 2004 meeting of the Committee of the Whole. The motion was seconded by Ms. Wyman and carried by a voice vote.

Public Input

Carl Hill, 1913 Trails Drive, addressed the Committee to express his support for the Build Urbana program and to urge that it be continued.

Ordinance No. 2004-05-053: An Ordinance Regarding City Officials and Employee Ethics and Political Activity

City Attorney Steve Holz presented **Ordinance No. 2004-05-053** for Committee consideration.

Ms. Patt discussed the benefit of a Commission and having an independent body oversee the policy. The spirit of an ethics ordinance would best be carried out by having something outside of the City structure for oversight enforcement.

Mr. Otto discussed the Corrupt Practices Act and its prohibitions.

Following debate, Mr. Otto moved that the Committee direct staff to prepare an amendment to the ethics ordinance that would include in our definition of a conflict of interest or prohibited activity contracts, or purchases or sale of property involving officers of the City, elected officials and their spouses or other persons with whom they reside that would allow them to satisfy that conflict of interest by recusing themselves from any official action or vote and that would also include in the definition of conflict of interest if the city official or elected official is an employee, director or officer of an entity seeking to do business with the City. Ms. Patt seconded the motion for the purpose of discussion.

Ms. Patt suggested that the issue not be brought back to the next committee but rather that staff bring it back as soon as it is ready as it will probably take more than two weeks to complete. The suggestion was accepted as a friendly amendment by the mover.

Following extensive debate, Ms. Wyman stated her understanding to Mr. Otto's motion. Mr. Otto restated his motion as follows: that the City staff bring back for discussion an amendment to the current proposed ethics ordinance that would require City elected officials or officers to recuse themselves from decisions involving the sale or purchase of property with the City or contract with the City and involving themselves or their spouses or domestic partners or any entity of which they are an employee, director, or an officer.

Following further debate, the motion carried 5-0 by roll call vote. Voting aye were Committee Members: Hayes, Huth, Otto, Patt, and Wyman – 5; voting nay: none.

Ms. Wyman moved to postpone consideration of **Ordinance No. 2004-05-053: An Ordinance Regarding City Officials and Employee Ethics and Political Activity** until such time as the materials requested from staff are brought back in packets. The motion was seconded by Mr. Hayes. Ms. Patt

requested that more information regarding the Ethics Commission be included as a friendly amendment. This was acceptable to the mover and seconder. The motion carried by a voice vote.

Traffic Commission Items:

Ordinance No. 2004-06-070: An Ordinance Amending Schedule J of Section 23-183 of The Urbana Local Traffic Code Prohibiting Parking At All Times on Certain Streets (Saline Court)

Public Works Director Bill Gray presented staff report. This ordinance prohibits parking on both sides of Saline Court, west of Lincoln Avenue. Saline Court is 31 feet wide and according to our subdivision ordinance, no parking is permitted on either side.

Ordinance No. 2004-06-077: An Ordinance Temporarily Authorizing Parking on a Street Listed on Schedule J of Section 23-183 of the Urbana Local Traffic Code Prohibiting the Parking at All Times on Certain Streets (Florida Avenue)

Mr. Gray stated that this ordinance is to reinstate parking on the north side of Florida Avenue from west of Smith Road to east of Abercorn Street. Residents requested this action after the City initially installed no parking signs along that stretch of Florida Avenue as part of an agreement with the developers of Savannah Green.

John Farney, 2504 E. Florida, addressed the Committee to request parking along the entire street. Residents were not aware that there would be no parking on Florida Avenue in that area when they purchased their homes.

Ordinance No. 2004-06-071: An Ordinance Amending Schedule A of Section 23-62 of The Urbana Local Traffic Code Increasing State Speed Limits in Certain Zones (Airport Road)

Mr. Gray reported that this ordinance is to establish altered State speed limits (45MPH) on Airport Road from Cunningham Avenue to the east City limits east of the Landis Farm Subdivision. The speed limit on Airport Road is currently at 45 MPH. This is recommended due to a vertical rise in Airport Road impacting visibility, driveway and street accesses, the narrowness of the road and to be consistent with the speed limit west of Cunningham Avenue

Following debate on the three traffic ordinances, Mr. Otto moved in omnibus fashion to forward **Ordinance No. 2004-06-070: An Ordinance Amending Schedule J of Section 23-183 of The Urbana Local Traffic Code Prohibiting Parking At All Times on Certain Streets (Saline Court), Ordinance No. 2004-06-077: An Ordinance Temporarily Authorizing Parking on a Street Listed on Schedule J of Section 23-183 of the Urbana Local Traffic Code Prohibiting the Parking at All Times on Certain Streets (Florida Avenue) and Ordinance No. 2004-06-071: An Ordinance Amending Schedule A of Section 23-62 of The Urbana Local Traffic Code Increasing State Speed Limits in Certain Zones**

(Airport Road) to Council with a recommendation for approval. The motion was seconded by Ms. Wyman. Following debate, the motion carried by a voice vote.

Ordinance No. 2004-06-072: An Ordinance Approving and Authorizing the Execution of An Urbana

HOME Consortium Community Housing Development Organization Agreement (Affordable Rental Housing Development Program FY 2004-2005)

Grants Management Division Manager Bob Grewe presented staff report. This is the HOME CHDO Agreement to pledge \$102,041 to the Urban League of Champaign County Development Corporation for costs associated with their Affordable Rental Housing Development Project. The City Council has approved the FY 2004-2005 Annual Action Plan, which identifies activities to be funded under the HOME Program and the Community Development Block Grant Program.

Following debate, Ms. Patt moved to send **Ordinance No. 2004-06-072: An Ordinance Approving and Authorizing the Execution of An Urbana HOME Consortium Community Housing Development Organization Agreement (Affordable Rental Housing Development Program FY 2004-2005)** to City Council with a recommendation for approval with a change on page 5 of 43, of the Rental Housing Developer Agreement, under **Non-Discrimination Against Subsidy Holders**, the first line to state "The SPONSOR shall not in the provision of services or in any other manner, discriminate against any person on the basis of age, race, color, creed, religion, sex, disability, familial status or national origin or any other discrimination prohibited by Urbana law." The motion was seconded by Ms. Wyman. Following debate, the motion carried 4-0-1 by roll call vote. Voting aye were Committee Members: Hayes, Otto, Patt, and Wyman – 4; voting nay: none. Ms. Huth abstained due to a conflict of interest.

Ordinance No. 2004-06-073: An Ordinance Approving and Authorizing the Execution of An Urbana HOME Consortium Community Housing Development Organization Agreement (Urban League of Champaign County Development Corporation CHDO Operating FY 2004-2005) and Ordinance No. 2004-06-074: An Ordinance Approving and Authorizing the Execution of An Urbana HOME Consortium Community Housing Development Organization Agreement (Homestead Corporation of Champaign-Urbana CHDO Operating FY 2004-2005)

Mr. Grewe presented staff report on the above two ordinances. These are arrangements or agreements to provide the Urban League of Champaign County Development Corporation and Homestead Corporation with CHDO operating funds. The agreements provide Homestead and Urban League \$29,507 for administration and operating costs. These funds were set aside in the Annual Action Plan.

Ms. Wyman moved by omnibus motion to forward **Ordinance No. 2004-06-073: An Ordinance Approving and Authorizing the Execution of An Urbana HOME Consortium Community Housing Development Organization Agreement (Urban League of Champaign County Development Corporation CHDO Operating FY 2004-2005) and Ordinance No. 2004-06-074: An Ordinance Approving and Authorizing the Execution of An Urbana HOME Consortium Community Housing Development Organization Agreement (Homestead Corporation of Champaign-Urbana CHDO Operating FY 2004-2005)** to Council with a recommendation for approval. The motion was seconded by

Ms. Patt and carried 4-0-1 by roll call vote. Voting aye were Committee Members: Hayes, Otto, Patt, and Wyman – 4; voting nay: none. Ms. Huth abstained due to a conflict of interest.

Ordinance No. 2004-06-075: An Ordinance Approving and Authorizing the Execution of An Annexation Agreement (2410 Sharlyn Drive / Robert and Shirley Scaggs)

Mr. Regetz presented staff report. Robert and Shirley Scaggs signed the Scaggs Annexation

Agreement on August 31, 2003 and were allowed to connect to sanitary sewer service. This is the final annexation agreement, which is being presented for Council approval.

Ms. Wyman moved to forward **Ordinance No. 2004-06-075: An Ordinance Approving and Authorizing the Execution of An Annexation Agreement (2410 Sharlyn Drive / Robert and Shirley Scaggs)** to Council with a recommendation for approval. The motion was seconded by Mr. Hayes and carried by a voice vote.

Ordinance No. 2004-06-076: An Ordinance Approving and Authorizing the Execution of An Annexation Agreement (1204 East Kerr Avenue / Robert and Yvonne Jayne)

Mr. Regetz presented staff report stating the Jayne Annexation Agreement for 1204 East Kerr Avenue was signed on April 15, 2004 for the purposes of permitting a sewer connection to the Urbana-Champaign County Sanitary District (UCSD). The property is not currently located adjacent to the corporate limits but is within the mile-and-a-half extraterritorial jurisdictional area. Under agreement with the UCSD, any property owner outside the corporate limits of Urbana wishing to connect to sanitary sewer service and annex to the UCSD must also agree to annex to the City of Urbana as such time as the property is contiguous. Staff recommends approval.

Ms. Wyman moved to forward **Ordinance No. 2004-06-076: An Ordinance Approving and Authorizing the Execution of An Annexation Agreement (1204 East Kerr Avenue / Robert and Yvonne Jayne)** to Council with a recommendation for approval. The motion was seconded by Mr. Hayes and carried by a voice vote.

Ordinance No. 2004-06-078: An Ordinance Fixing a Time and Place for a Public Hearing in Connection With a Proposed Supplement and Amendment to the Redevelopment Plan and Related Redevelopment Projects for the Downtown Urbana Tax Increment Redevelopment Project Area

Chair Huth stated that this ordinance was listed on the agenda as **Resolution No. 2004-06-016R: A Resolution Fixing a Time and Place for a Public Hearing in Connection With the Proposed Term Extension of a Redevelopment Project Area and Approval of a Redevelopment Plan Amendment and Redevelopment Projects**. This resolution has been replaced by **Ordinance No. 2004-06-078**.

Redevelopment Specialist Ryan Brault presented staff report. This ordinance is to authorize the setting of a time and place for a public hearing as required in the Tax Increment Allocation Redevelopment Act for the purpose of adopting an Amendment to the Original Downtown TIF Plan. TIF I was adopted December 15, 1980 and covers the core of the downtown area.

Due to the age of this TIF District, the City is able to amend it to extend its term and revise the projects and budget through an amendment process outlined in the act with City Council approval. This Plan Amendment would extend the term of the TIF for an additional twelve years (2016) and would amend the redevelopment projects to be undertaken to reflect changes to the downtown over time, as well as goals and objectives laid out in the Comprehensive Plan Update, the Downtown Strategic Plan, and the Build Downtown Initiative.

Staff recommends approval.

Following debate, Mr. Hayes moved to forward **Ordinance No. 2004-06-078: An Ordinance Fixing a Time and Place for a Public Hearing in Connection With a Proposed Supplement and Amendment to the Redevelopment Plan and Related Redevelopment Projects for the Downtown Urbana Tax Increment Redevelopment Project Area** to Council with a recommendation for approval. The motion was seconded by Ms. Patt and carried by a voice vote.

ADJOURNMENT

There being no further business to come before the Committee, Chair Huth declared the meeting adjourned at 9:23 p.m.

Respectfully submitted,

Elaine Taylor Recording Secretary

*This meeting was taped.

* *This meeting was broadcast on cable television.

MINUTES APPROVED: July 26, 2004