



COMMITTEE OF THE WHOLE
November 22, 2004

Committee Members Present:

Danielle Chynoweth, James Hayes, Esther Patt, Joseph Whelan, and Ruth Wyman –5.

Committee Members Absent:

None.

Staff Members Present:

Police Chief Eddie Adair, Phyllis Clark, Ron Eldridge, Bill Gray, Steve Holz, Libby Tyler, Mayor Satterthwaite, and Bruce Walden

Others Present:

Public Input Participants listed below and Members of the Media

Meeting Location:

Urbana City Council Chambers

There being a quorum, Chair Patt called the meeting to order at 7:45 p.m.

Additions to the Agenda and Staff Report

Mayor Satterthwaite announced that parking would be free at the downtown parking meters from Thanksgiving through New Years.

Mayor Satterthwaite stated that the UPTV Commission has approved changes that will enable "Democracy Now" to be aired on UPTV in Urbana. Equipment has been donated by Randall Cotton for that purpose.

The last leaf pickup will be the week of November 29, 2004. Leaves will be picked up on the regular recycling pickup day.

Minutes of Previous Meeting

Ms. Wyman moved to approve the minutes of the October 11, 2004 meeting of the Committee of the Whole. The motion was seconded by Mr. Hayes and carried by a voice vote.

Public Input

Peg Steffens, 2102 S. Race Street and Carol Elliott, 102 W. George Huff Drive addressed the Committee in support of Ben Grosser being appointed to the Ward 7 aldermanic vacancy.

Ben Grosser, 2106 S. Race Street, introduced himself as a candidate for the Ward 7 aldermanic vacancy.

The following people addressed the Committee in support of the broadcast of **Democracy Now** on the UPTV channel:

Randall Cotton, 508 E. Clark Street
Mark Enslin, 207 W. Indiana Avenue
David Gehrig, 304 W. Elm Street
Belden Fields, 206 W. Pennsylvania Avenue
Ricky Baldwin, 801 E. California Avenue
John Farney, 2504 E. Florida Avenue

Sandra Ahten, 1408 S. Vine Street, addressed the Committee in support of the broadcast of **Democracy Now** and the request that the New Lincoln Square have a public area for free speech where people could not be censored.

The following people were present in support of **Resolution No. 2004-11-024R: Resolution Directing the City Administrator to Obtain and Activate the necessary TV Satellite System to Allow for the Broadcast of Requested Public Access Programming on UPTV:**

Aaron Ammons, 1108 Busey Avenue
Carol Ammons, 1108 Busey Avenue
Patrick Bahls, 2210 Lantern Hill Drive
Maya Bauer, 723 S. Broadway Avenue
Lisa Chason, 2306 S. Grange Drive
Douglas Clough, 2 Welland Place, Champaign
Bethany Cooper, 1205 S. Race Street
Susan Davis, 701 W. Michigan
Sally Duncan, 302 W. Washington
Richard Frazin, 1723 Valley Road, Champaign
Joe Futrelle, 1205 S. Race Street
Mark Harkroder, 1709 S. Mattis Avenue, Champaign

David Harley, 104 E. George Huff
John Hilty, 1105 Carroll Avenue
Bob Illyes, 810 S. Elm, Champaign
Carol Inskip, 606 E. High
Jan Kalmar, 723 S. Broadway Avenue
Jim Keys, 1400 Scovill
Rob Krumm, 709 W. Delaware
Robert Wahlfeld, 2007 S. George Huff
Jan & Durl Kruse, 2007 S. George Huff
Greg Martel, 903 E. Illinois
Don McClure Jr., 608 W. Green Street, Champaign
Demis Miles, 909 N. Busey
Jodi Murphy, 1709 S. Mattis, Champaign
Clarice Mushlin, 810 N. Coler Avenue
Harry R. Querry, 2913 Rutherford Drive
Stephanie Renne, 707 W. Illinois
Julio A. Rosario, 1803 Cindy Lynn Street
Ivan L. Ruiz, Walnut Street
Robert W. Scott, 122 Franklin Street
Philip Stinard, 1803 Cindy Lynn Street
Matt Turino, 2902 N. Highcross Road
Janet Wesse, 709 Park Lane Drive, Champaign

Elaine Cashmore e-mailed Committee Members in support of this resolution.

Carl Webber was present in support of **Resolution No. 2004-11-025R: A Resolution Approving an Extension Agreement with Community Foundation of Champaign County (Art in the Park – 2005).**

Discussion of Public Access Policies and Procedures

Mayor Satterthwaite presented staff report. The subcommittee of UPTV working on revisions to the Public Access Policies and Procedures has finished its revisions and the UPTV Commission and these revisions were adopted on November 19, 2004. The Committee consisted of Greg Boozell, Dana Mancusco, Chris Foster and Mayor Satterthwaite.

The following is a summary of those revisions:

1) Series Programming

Sections 3.2 and 3.7 accommodate non-local daily series delivered via satellite. Section 6.8 acknowledges the process for the donation of equipment or facilities to UPTV.

In the interest of encouraging local programming, the rules also impose limits on non-local programming. These include the restriction that only Urbana residents may submit non-local series and that higher scheduling priority accorded to locally produced programs.

To ensure that series do not dominate available channel time two restrictions have been established. The first is that daily series may not be rerun. Second, the number of reruns for other series has been restricted to one replay.

The cablecast of Democracy Now! is now possible through these rules.

2) UPTV Membership

These rules define membership in two ways. The first is to distinguish between Urbana residents and those who live outside of the city limits. Since Urbana residents help fund UPTV through their cable bills, these citizens are afforded lower membership rates.

Non-profit organizations based in Champaign County are afforded the same membership privileges as Urbana residents.

The second membership distinction is based on the nature of the participation of the UPTV member. At one tier, members participate solely as program submitters. At the second tier, members are also eligible to use production facilities and participate in production training. The highest fees would be paid by non-residents who have access to UPTV production facilities.

At this point, we are not recommending implementing the membership fees since I believe its commonly agreed that public use is so low that imposing fees would impair our efforts to maximize community participation at the station.

3) Program Production

These rules also introduce the requirement for the UPTV member to submit a program proposal prior to utilizing UPTV production resources. This requirement was established to ensure that UPTV members were using the equipment to produce and complete programs for the channel. In addition, this will introduce a useful method to track facility utilization.

4) Bulletin Board

These rules recommend that direct appeals for funds not be allowed on UPTV's electronic bulletin board, making UPTV's bulletin board policy consistent with its policies for recorded and live programs.

5) UPTV Member Records

The administration expressed the view that since UPTV is municipally managed, membership records are subject to Freedom of Information Act requests. Therefore it is illegal to protect the anonymity of members.

6) Miscellaneous

Beyond this, there are a number of changes made in an attempt to delete extraneous jargon and be consistent in the use of terms.

Ms. Chynoweth reviewed feedback on the policies and procedures and pointed out some items that need cleanup.

Following debate, Ms. Chynoweth moved to forward the Policies and Procedures to the Council with a recommendation for approval with the changes of changing 4 to 5 members; under 3.1 adding a definition of what government member sponsor is; in 3.8 that UPTV staff can add the name of the program submitter or producer as is needed; that in 4.2 and 4.3 e-mail be added as an acceptable way to communicate; that under Applicable Charges that the dues amounts are updated; that in the use of Council Chambers document that the membership number be removed; and under the bulletin board document, remove Amy Rose's name. The motion was seconded by Ms. Wyman.

Ms. Wyman requested that clarification issue of section 3.2, page one of two be changed.

Mr. Whelan requested a roll call vote. Following debate, Mr. Whelan withdrew his request for a roll call vote and the motion carried by a voice vote.

Resolution No. 2004-11-024R: Resolution Directing the City Administrator to Obtain and Activate the Necessary TV Satellite System to Allow for the Broadcast of Requested Public Access Programming on UPTV

Ms. Chynoweth stated that this resolution directs the City Administration to obtain and activate the necessary satellite system to allow for the broadcast of requested public access programming on UPTV, namely Democracy Now and that these broadcasts shall commence between 7 and 8 a.m. as request by public access members no later than January 3, 2005.

Ms. Chynoweth moved to forward **Resolution No. 2004-11-024R: Resolution Directing the City Administrator to Obtain and Activate the Necessary TV Satellite System to Allow for the Broadcast of Requested Public Access Programming on UPTV** to Council with a recommendation for adoption. The motion was seconded by Ms. Wyman. Following debate, the motion carried by a voice vote.

Resolution No. 2004-11-025R: A Resolution Approving an Extension Agreement

with Community Foundation of Champaign County (Art in the Park – 2005)

Ms. Wyman moved to forward **Resolution No. 2004-11-025R: A Resolution Approving an Extension Agreement with Community Foundation of Champaign County (Art in the Park – 2005)** to Council with a recommendation for adoption. The motion was seconded by Ms. Chynoweth and carried by a voice vote.

Ordinance No. 2004-11-148: An Ordinance Authoring the Mayor to Execute a Redevelopment Agreement With the New Lincoln Square, LLC (to Provide Parking Facilities) and **Ordinance No. 2004-11-149: An Ordinance Authorizing the Mayor to Execute a Redevelopment Agreement With the New Lincoln Square, LLC**

Jim Webber, representing Lincoln Square, was present to answer any question the Committee might have.

Mayor Satterthwaite presented staff report. City staff has been coordinating with the owners of Lincoln Square Mall on creating a new vision for the future of Lincoln Square. This new vision was publicly presented by the owners in a press conference on October 21, 2004 and is now proposed to be finalized within two separate agreements.

The first is a redevelopment agreement between the City and The New Lincoln Square, LLC, which details the plans to revitalize Lincoln Square into a mixed-use office/retail and residential center to be known as The Village at Lincoln Square. The redevelopment specifies obligations, incentives and a timetable for construction. This also attaches a project description in the form of building elevations and floor plans.

The second agreement is between the City and the New Lincoln Square, LLC to provide parking facilities. This agreement revises existing parking leases for the City-owned parking lots surrounding Lincoln Square consistent with the new anticipated uses of the development.

Following extensive debate, Ms. Wyman moved to forward **Ordinance No. 2004-11-148: An Ordinance Authoring the Mayor to Execute a Redevelopment Agreement With the New Lincoln Square, LLC (to Provide Parking Facilities)** and **Ordinance No. 2004-11-149: An Ordinance Authorizing the Mayor to Execute a Redevelopment Agreement With the New Lincoln Square, LLC** to Council with a recommendation for approval. The motion was seconded by Ms. Chynoweth. Following further debate, the motion carried by a voice vote.

Urbana Free Library Master Plan

Rupert Evans, representing the Urbana Free Library Foundation, Charlie Smyth, representing the Urbana Free Library Board, and Fred Schlipf, Executive Director of the Urbana Free Library were present for this presentation.

Mr. Smyth made the presentation that was actually the Second Agreement. The essential two changes of the master plan are answering the concerns the Council raised going into the Preservation Commission Meetings plus the concerns raised at those meetings into a revised master plan that has gone through both the Urbana Free Library Board and the Urbana Free Library Foundation.

In addition, Ms. Chynoweth's ideas for the "WHEREAS" clauses have been incorporated.

The ideas that were not current library activities have been removed and deferred to another day.

Mr. Smyth reviewed the proposed uses of several properties related to the Urbana Free Library.

Ms. Wyman moved to send the Second Cooperative Agreement to Council with a recommendation for approval. The motion was seconded by Ms. Chynoweth. Following debate, the motion carried by a voice vote.

Resolution No. 2004-11-026R: A Resolution Approving and Authorizing the Execution of an Intergovernmental Agreement with the Champaign-Urbana Mass Transit District (Cooperation in Annexations)

George Friedman, representing the Champaign-Urbana Mass Transit District, addressed the Committee regarding the polices and practices for development.

The purpose of this Intergovernmental Agreement between the City of Urbana and the Champaign-Urbana Mass Transit District (MTD) Regarding Cooperation in Annexation.

The Agreement has been prepared in response to concerns of the MTD that urbanized areas within the metropolitan area be annexed into the MTD boundaries in a timely manner once they have been annexed into a municipality in order to promote an efficient and coordinated regional transit system.

Following debate, Mr. Whelan moved to forward **Resolution No. 2004-11-026R: A Resolution Approving and Authorizing the Execution of an Intergovernmental Agreement with the Champaign-Urbana Mass Transit District (Cooperation in Annexations)** to Council with a recommendation for approval. The motion was seconded by Ms. Wyman.

Following debate, the motion carried by a voice vote.

Resolution No. 2004-11-027R: A Resolution Approving and Authorizing the

Execution of a Letter of Understanding with the Village of Savoy, The Board of Trustees of the University of Illinois, the County of Champaign and Urbana Township (Curtis Road: First Street to Race Street)

Public Works Director Bill Gray presented staff report. In November of 2003 representatives from the University of Illinois, the Illinois Department of Transportation, and the City of Urbana met to discuss the future use and improvements to Curtis Road between First Street and Race Street and how those improvements would impact the College of ACES South Farms. It was decided to include representatives from the Village of Savoy, Champaign County, and Urbana Township in the discussions.

This Letter of Understanding identified the transportation needs of an arterial roadway classification for Curtis Road and the research needs of the College of ACES South Farms and is intended to let future decision makers know what concerns there are in the event of any improvements to that area.

Following debate, Ms. Wyman moved to forward **Resolution No. 2004-11-027R: A Resolution Approving and Authorizing the Execution of a Letter of Understanding with the Village of Savoy, The Board of Trustees of the University of Illinois, the County of Champaign and Urbana Township (Curtis Road: First Street to Race Street)** to Council with a recommendation for approval. The motion was seconded by Mr. Hayes. Following debate, the motion carried by a voice vote.

Resolution 2004-11-029R: A Resolution to Include Compensation Paid Under I.R.C. Section 125 as I.M.R.F. Earnings

Comptroller Ron Eldridge presented staff report. The resolution will change the way in which employee Section 125 expenses are reported to IMRF therefore employees will save more money in taxes paid and better preserve their retirement.

Currently Section 125 expenses are deducted from the employee's salary before the IMRF contribution is calculated. Since IMRF retirement is based on the employee's contribution of the last 4 years of employment. Employees must eliminate any Section 125 deductions to preserve their pension at a higher amount. This resolution would report earnings reportable to IMRF compensation paid under an I.R.C. section 125 plan and/or compensation directed into a premium conversion plan or flexible spending account effective January 1, 2005.

Ms. Wyman moved to forward **Resolution 2004-11-029R: A Resolution to Include Compensation Paid Under I.R.C. Section 125 as I.M.R.F. Earnings** to Council with a recommendation for approval. The motion was seconded by Ms. Chynoweth and carried by a voice vote.

Ordinance No. 2004-11-150: Annual Tax Levy Ordinance of the City of Urbana, Illinois for the Year Beginning July 1, 2004 and Ending June 30, 2005; Ordinance No. 2004-11-151: An Ordinance Abating Tax Levy for \$5.705 Million General

Obligation Bonds, Series 1994; and Resolution No. 2004-11-028R: A Resolution Directing the Champaign County Clerk to Abate the Tax Levy for the General Corporate Purpose for the Year Beginning July 1, 2004 and Ending June 30, 2005

Mr. Eldridge presented staff report with the recommendation that the above ordinances and resolution be sent to Council for approval.

The Annual Tax Levy Ordinance instructs the County Clerk to levy an amount to produce no more than \$5,636,716.

The Ordinance Abating the Tax Levy instructs the County Clerk not to collect certain levies that are already in place because of past debt issues.

A Resolution Directing the County Clerk to Abate the Tax Levy instructs the County Clerk to reduce the tax levy amount such that the levy rate will remain at \$1.3120.

Mr. Hayes moved to forward **Ordinance No. 2004-11-150: Annual Tax Levy Ordinance of the City of Urbana, Illinois for the Year Beginning July 1, 2004 and Ending June 30, 2005; Ordinance No. 2004-11-151: An Ordinance Abating Tax Levy for \$5.705 Million General Obligation Bonds, Series 1994; and Resolution No. 2004-11-028R: A Resolution Directing the Champaign County Clerk to Abate the Tax Levy for the General Corporate Purpose for the Year Beginning July 1, 2004 and Ending June 30, 2005** to Council with a recommendation for approval. The motion was seconded Ms. Wyman and carried by a voice vote.

ADJOURNMENT

There being no further debate, Chair Patt declared the meeting adjourned at 10:09 p.m.

Respectfully submitted,

Elaine Taylor
Recording Secretary

*This meeting was taped.

*This meeting was broadcast on cable television.

MINUTES APPROVED: As Amended, December 13, 2005

AMENDMENT TO NOVEMBER 22, 2004 MINUTES

COMMITTEE OF THE WHOLE

Ms. Patt requested two corrections to the minutes on pages 3 and 4. On page 3, Harry Queery is listed in support of the resolution regarding public access. He actually addressed the Committee regarding the MTD Resolution.

On page 4, last paragraph under UPTV Membership beginning "At this point..." insert "Mayor Satterthwaite said" in front of the sentence. There were no objections. The minutes were approved as amended.