



## URBANA CITY COUNCIL MEETING April 3, 2006

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The City Council of the City of Urbana, Illinois met in regular session at 7:00 p.m., Monday, March 6, 2006 in the Urbana City Council Chambers at 400 South Vine Street.

There being a quorum, Mayor Prussing called the meeting to order at 7:18 p.m.

Present at the meeting were Members of the Council: Barnes, Bowersox, Chynoweth, Lewis, Roberts, and Smyth – 6; Members absent: Stevenson – 1.

Also present were staff members: Acting Police Chief Mike Bily, City Attorney Jim Gitz, Public Works Director Bill Gray, Planner Paul Lindahl, Fire Chief Rex Mundt, Planning Division Manager Robert Myers, Community Development Director Libby Tyler, Chief Administrative Officer Bruce Walden, and Planner Matt Wempe.

### **MINUTES OF PREVIOUS MEETING**

Alderman Roberts moved to approve the minutes of the March 20, 2006 regular meeting. The motion was seconded by Alderman Bowersox and carried by a voice vote.

### **ADDITIONS TO THE AGENDA**

Mayor Prussing requested to delete Ordinance No. 2006-03-032: An Ordinance Amending Chapter Fourteen of the Code of Ordinances, City of Urbana, Illinois Regarding the Schedule of Fees (July 1, 2006 Through June 30, 2007) and Closed Session: Review Closed Session Minutes. There were no objections.

## **PETITIONS AND COMMUNICATIONS**

Bruce Krueger, 806 West California, addressed the Council in opposition to the variance request for the properties at 1010, 1012, 1012½ West Main.

## **OLD BUSINESS**

There was none.

## **REPORTS OF STANDING COMMITTEES**

### **Committee of the Whole**

Alderman Bowersox moved to approve **Ordinance No. 2006-03-033: An Ordinance Approving And Authorizing The Execution Of An Intergovernmental Agreement For The Campus Areas Transportation Study, Phase 3 (Cats III)**. The motion was seconded by Alderwoman Barnes and carried 6-0 by roll call vote. Voting aye were Members of the Council: Barnes, Bowersox, Chynoweth, Lewis, Roberts, and Smyth – 6; voting nay: none.

Alderman Bowersox moved to approve **Ordinance No. 2006-03-034: An Ordinance Amending Schedule J of Section 23-183 of the Urbana Local Traffic Code Prohibiting Parking at all Times on Certain Streets (Federal Drive)**. The motion was seconded by Alderman Lewis and carried 6-0 by roll call vote. Voting aye were Members of the Council: Barnes, Bowersox, Chynoweth, Lewis, Roberts, and Smyth – 6; voting nay: none.

Alderman Bowersox moved to adopt **Resolution No. 2006-03-010R: Resolution for Improvement by Municipality Under the Illinois Highway Code (Lincoln Avenue)**. The motion was seconded by Alderman Smyth and carried by a voice vote.

Alderman Bowersox moved to approve **Ordinance No. 2006-03-035: An Ordinance Annexing Certain Territory to the City of Urbana (801 Beverly Drive / Bruce Johnson)**. The motion was seconded by Alderman Lewis and carried 6-0 by roll call vote. Voting aye were Members of the Council: Barnes, Bowersox, Chynoweth, Lewis, Roberts, and Smyth – 6; voting nay: none.

Alderman Bowersox moved by omnibus motion to approve the **Publication of a Notice of Annexation for Certain Territory to the City of Urbana (801 E. Kerr Avenue)** and the **Publication of a Notice of Annexation for Certain Territory to the City of Urbana (2507 E. Washington Street)**. The motion was seconded by Alderwoman Barnes and carried by a voice vote.

Chief Administrative Officer Bruce Walden requested that **Ordinance No. 2006-03-036: An Ordinance Approving and Authorizing the Execution of an Intergovernmental Agreement (AmerenCILCO, AmerenCIPS and AmerenIP)** be postponed until a later date.

Alderman Smyth moved to postpone **Ordinance No. 2006-03-036: An Ordinance Approving and Authorizing the Execution of an Intergovernmental Agreement (AmerenCILCO, AmerenCIPS and AmerenIP)**. The motion was seconded by Alderwoman Barnes and carried by a voice vote.

Alderman Bowersox moved to approve **Ordinance No. 2006-03-037: An Ordinance Revising the Annual Budget Ordinance (Ameren/IP Rate Case Intervention)**. The motion was seconded by Alderman Roberts and carried 7-0 by roll call vote. Voting aye were Members of the Council: Barnes, Bowersox, Chynoweth, Lewis, Roberts, Smyth, and Mayor Prussing – 7; voting nay: none.

The next regular meeting of the Committee of the Whole will be at 7:00 p.m. on Monday, April 10, 2006 in the Urbana City Council Chambers at 400 South Vine Street.

Mayor Prussing announced that there would be a Special City Council Meeting on Tuesday, April 4, 2006 at 5:00 p.m. in the second floor conference room of the Urbana City Building at 400 South Vine Street.

Alderman Smyth complimented the Public Works on their clean up after the storms.

Alderman Smyth stated that the water company had mailed out postcards regarding support for them to maintain their service. There was with no space to indicate support for the Cities taking over the service.

#### **REPORTS OF SPECIAL COMMITTEES**

There were none.

#### **REPORTS OF OFFICERS**

Mayor Prussing reported that the City supported water bill passed the Illinois House with 100 in favor, 9 opposed and 2 not voting.

Chief Administrative Officer Bruce Walden stated that the monthly Economic Development Report was place on Council Members desks. Two large developments at present are the Menards 130 Corridor Development and the Five Points West Development.

Community Development Director Libby Tyler presented an update on the Downtown Strategic Plan.

Mr. Walden stated that City Attorney has passed out a draft of the proposed Liquor Code Amendment and lease agreement for the Upper Deck. Discussion ensued, however no action was required on the item this evening.

Mayor Prussing stated that the water bill had a lot of support from State Representative Naomi Jakobsson in the Illinois House. Mayor Prussing stated that she had met with Mayors of other cities regarding the issue of cities running their own water departments.

### **NEW BUSINESS**

Planner Paul Lindahl presented staff report on **Ordinance No. 2006-04-038: An Ordinance Approving and Causing Publication of the Official Zoning Map of the City of Urbana, Illinois (Plan Case No. 1980-M-06).**

The Illinois Municipal Code requires municipal authorities to publish a new Official Zoning Map to reflect annexations, zoning changes, subdivisions, and any other map corrections annually. Plan Case 1980-M-06 includes the changes that occurred between March 17, 2005 and March 1, 2006.

There were five annexations, three rezonings, three certificates of exemption, and twenty-three in the corporate limits and within the extraterritorial jurisdictional areas in that time frame.

Following debate, Alderwoman Barnes moved to approve **Ordinance No. 2006-04-038: An Ordinance Approving and Causing Publication of the Official Zoning Map of the City of Urbana, Illinois (Plan Case No. 1980-M-06).** The motion was seconded by Alderman Bowersox and carried 6-0 by roll call vote. Voting aye were

Members of the Council: Barnes, Bowersox, Chynoweth, Lewis, Roberts, and Smyth – 6; voting nay: none.

Mr. Lindahl presented staff report on **Ordinance No. 2006-04-039: An Ordinance Approving a Major Variance (To Allow an 8-Ft. (53%) Encroachment Into the Required 15-Ft. Front Yard Setback in the B-3U, General Business-University Zoning District / 1010, 1012 and 1012½ West Main Street – Case No. ZBA-2006-MAJ-01)**. Howard Wakeland is requesting a major variance to allow a front yard setback encroachment for properties he owns near the northeast corner of Harvey and Main Streets. The subject properties are zoned B-3U, General Business University, which requires a front yard setback of fifteen feet. The request is to encroach eight feet into the required setback at 1010, 1012, and 1012½ West Main Street to allow construction of the second phase of a three story apartment building which will contain 57 units when completed.

Following debate, Alderwoman Barnes moved to approve **Ordinance No. 2006-04-039: An Ordinance Approving a Major Variance (To Allow an 8-Ft. (53%) Encroachment Into the Required 15-Ft. Front Yard Setback in the B-3U, General Business-University Zoning District / 1010, 1012 and 1012½ West Main Street – Case No. ZBA-2006-MAJ-01)**. The motion was seconded by Alderman Lewis. Following further debate, the motion failed 2-4 by roll call vote. Voting aye were Members of the Council: Barnes and Lewis – 2; voting nay: Bowersox, Chynoweth, Roberts, and Smyth – 4.

Planning Division Manager Robert Myers presented staff report on **Resolution No. 2006-04-011R: A Resolution of Protest Against a Proposed Text Amendment to the Champaign County Zoning Ordinance (Champaign County Zoning Ordinance Comprehensive Text Amendments, Parts A-M – Plan Case No. CCZBA 522-AT-05)**. The Champaign County Zoning Administrator is requesting a series of major amendments to the Champaign County Zoning Ordinance which would be the first major overhaul of the ordinance since 1973. Revisions currently under review concern those portions of the Zoning Ordinance regarding rural development.

In terms of impact on Urbana, there are two areas of concern which need to be addressed: the lack of public input in certain staff approved Conditional Uses and removal of some standard conditions from Conditional and Special Uses.

Following debate, Alderman Smyth moved to adopt **Resolution No. 2006-04-011R: A Resolution of Protest Against a Proposed Text Amendment to the Champaign County Zoning Ordinance (Champaign County Zoning Ordinance Comprehensive Text Amendments, Parts A-M – Plan Case No. CCZBA 522-AT-05)**.

The motion was seconded by Alderwoman Barnes and carried by a voice vote.

Planner Matt Wempe presented staff report on **Ordinance No. 2006-04-040: An Ordinance to Repeal the Zoning Ordinance of the City of Urbana, Illinois, and to Adopt a Restatement of the Zoning Ordinance of the City of Urbana, Illinois (Omnibus Zoning Ordinance Amendment – Plan Case No. 1979-T-06)**.

The Zoning Administrator is requesting a variety of text amendments to the Zoning Ordinance. These changes include adding/deleting definitions, reorganizing sections, creating a new Article, revising allowed uses and parking requirements, and a

wide variety of minor changes. The majority of changes will assist the daily administration of the Zoning Ordinance by reducing inconsistencies and updating regulations to meet current professional practices. Others update the Zoning Ordinance to more closely match recently adopted plans and policies. The omnibus approach allows staff to incorporate these lesser changes without the need to revise the entire Zoning Ordinance.

Following debate, Alderman Smyth moved to postpone action on **Ordinance No. 2006-04-040: An Ordinance to Repeal the Zoning Ordinance of the City of Urbana, Illinois, and to Adopt a Restatement of the Zoning Ordinance of the City of Urbana, Illinois (Omnibus Zoning Ordinance Amendment – Plan Case No. 1979-T-06)** until the May 1, 2006 City Council Meeting. The motion was seconded by Alderman Roberts and carried by a voice vote.

### **ADJOURNMENT**

There being no further business to come before the Council, Mayor Prussing declared the meeting adjourned at 8:45 p.m.

Laurel Lunt Prussing  
Mayor

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Phyllis D. Clark, City Clerk

\*\*This meeting was taped.

\*\*This meeting was broadcast on cable television.

Minutes approved: April 17, 2006