

STATE OF ILLINOIS

CITY OF URBANA

Laurel Lunt Prussing, Mayor

Phyllis D. Clark, City Clerk



**URBANA CITY COUNCIL MEETING
AUGUST 1, 2011**

The City Council of the City of Urbana, Illinois, met in regular session Monday, August 1, 2011 in the Council Chambers at the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT

Charlie Smyth, Alderman Ward 1
Eric Jakobsson, Alderman Ward 2
Robert E. Lewis, Alderman Ward 3
Brandon Bowersox, Alderman Ward 4
Heather Stevenson, Alderwoman Ward 6
Diane Marlin, Alderwoman Ward 7
Phyllis D. Clark, City Clerk

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE

None

ELECTED OFFICIALS ABSENT

Dennis Roberts, Alderman Ward 5
Laurel Lunt Prussing, Mayor

STAFF PRESENT

Robert Myers; Tom Carrino; Mike Monson; William Gray; Mike Dilley;
Elizabeth Tyler; Bryant Seraphin; Curt Borman; Brian Nightlinger; Chad Hensch

OTHERS PRESENT

Russ Dankert; Theryl Newland; Neil Parthun; Gina Pagliuso; Dorothea Smith; Belden Fields; Rohn Koester; Germaine Light; Carletta Donaldson; Carol McKusick; Josh Schwenk; Steve Ross; John Kenealy; Mike Sbemle, Jr.; Dacia Stemle; Aaron Ammons; Jesse Phillippe; Danielle Chynoweth; Martel Miller; Members of the Media

A. CALL TO ORDER AND ROLL CALL

There being a quorum, Mayor Pro-Tem Charlie Smyth called the meeting of the Urbana City Council to order at 7:02 p.m.

B. APPROVAL OF MINUTES OF PREVIOUS MEETING

July 18, 2011 - Alderman Lewis made a motion to approve the minutes of July 18, 2011. Alderman Jakobsson seconded. The motion carried by a voice vote.

C. ADDITIONS TO THE AGENDA

There were none.

D. PETITIONS AND COMMUNICATIONS

Theryl Newland, 1813 Ridge Park Drive spoke to the Council and related her experiences with panhandling in her neighborhood.

The following citizens spoke to the Council against the proposed panhandling ordinance: Neil Parthun, 705 E. Colorado, #105; Gina Pagliuso, 806 S. Vine; Belden Fields, 206 W. Pennsylvania; Rohn Koester 1205 E. Florida, #32B; Germaine Light, 2402 N. High Cross Road; Josh Schwenk, 1804 Larch Place; John Kenealy, 1006 W. Springfield Avenue; Mike Sbemle, Jr., 216 N. Dianne Lane; Aaron Ammons, 1108 N. Busey; Jesse Phillippe, 181 Paddock Dr. East, Savoy; Danielle Chynoweth, 412 W. Illinois; and Martel Miller, General Delivery.

Germaine Light, 2402 N. High Cross Road read into the record a letter of opposition to the solicitation ordinance from Gene Vanderport.

Dacia Stemle, 216 N. Dianne Lane, did not speak to Council, but wished to have her position entered into the record as in opposition to the proposed solicitation ordinance.

Dorothea Smith, 2408 S. Pond also spoke to the Council regarding her concerns about bus traffic on Windsor Road, as well as a proposed round-about on that road.

Carletta Donaldson announced the upcoming "National Night Out". The Cities of Champaign, Savoy, Urbana, and the University of Illinois are celebrating "National Night Out" with a community-wide event at 6 p.m., August 2 at the Champaign City Hall Building (102 N. Neil Street).

Carol McKusick, 403 W. University spoke to Council regarding her concerns with parliamentary procedures used by Council and Committee.

Steve Ross, 609 W. Green Street, spoke to the Council about his concerns with the major variance being considered on property located at 607 W. High Street.

E. OLD BUSINESS

There was none.

F. REPORTS OF STANDING COMMITTEES

1. Committee Of The Whole

- a. ***Ordinance No. 2011-07-094: An Ordinance Authorizing Execution of an Agreement with the Board of Trustees of the University of Illinois (Broadband Technology Opportunities Program [BTOP])***

William Gray (Public Works Director) updated staff report and discussed the letter of understanding and

agreement. Alderwoman Marlin made a motion to approve the ordinance. Alderman Bowersox seconded. The vote was as follows:

Bowersox - aye	Marlin - aye
Jakobsson - aye	Smyth - aye
Lewis - aye	Stevenson - aye

Disposition - Ordinance No. 2011-07-094: An Ordinance Authorizing Execution of an Agreement with the Board of Trustees of the University of Illinois (Broadband Technology Opportunities Program [BTOP]), was approved by a roll call vote [6-aye:0-nay].

b. **Ordinance No. 2011-07-098: An Ordinance Revising the Annual Budget Ordinance (Big Broadband Construction, FY 2011-2012)**

Alderwoman Marlin made a motion to approve the ordinance. Alderman Bowersox seconded. The vote was as follows:

Bowersox - aye	Marlin - aye
Jakobsson - aye	Smyth - aye
Lewis - aye	Stevenson - aye

Disposition - Ordinance No. 2011-07-098: An Ordinance Revising the Annual Budget Ordinance (Big Broadband Construction, FY 2011-2012), was approved by a roll call vote [6-aye:0-nay].

c. **Ordinance No. 2011-07-099: An Ordinance Amending Urbana City Code Chapter Fifteen (Addition of Section 15-68, Regulating Aggressive Solicitation)**

The title was changed on this ordinance to read "solicitation" as amended at 7/25/11 Committee striking "panhandling".

Alderman Bowersox made a motion to amend the language to include a review in 18 months and enter in section C the following: "Provided, however, that remunerated community or public service will be made available by the city as an alternative to payment of a fine."

Alderwoman Marlin made a motion to approve the ordinance as amended. Alderman Bowersox seconded.

The vote was as follows:

Bowersox - aye	Marlin - aye
Jakobsson - aye	Smyth - aye
Lewis - aye	Stevenson - nay

Disposition - Ordinance No. 2011-07-099: An Ordinance Amending Urbana City Code Chapter Fifteen (Addition of Section 15-68, Regulating Aggressive Panhandling), was approved by a roll call vote [5-aye:1-nay].

- d. ***Ordinance No. 2011-07-095: An Ordinance Annexing Certain Territory to the City of Urbana (2509 Somerset Drive / Tegan and Tracy McDade)***

Alderswoman Marlin made a motion to approve the ordinance. Alderswoman Stevenson seconded. The vote was as follows:

Bowersox - aye	Marlin - aye
Jakobsson - aye	Smyth - aye
Lewis - aye	Stevenson - aye

Disposition - Ordinance No. 2011-07-095: An Ordinance Annexing Certain Territory to the City of Urbana (2509 Somerset Drive / Tegan and Tracy McDade), was passed by a roll call vote [6-aye:0-nay].

- e. ***Ordinance No. 2011-07-097: An Ordinance Authorizing the Sale of Certain Real Estate (107 East Oregon Street)***

Alderman Smyth recused himself due to a possible conflict of interest.

Alderswoman Marlin made a motion to postpone definitely to a special Council meeting on 8/22/11 to precede the regular Committee meeting. Alderswoman Stevenson seconded. The motion carried by a voice vote.

G. REPORTS OF SPECIAL COMMITTEES

There were none.

H. REPORTS OF OFFICERS

Elizabeth Tyler (Community Development Director/City Planner) announced the Cities of Champaign, Savoy, Urbana, and the University of Illinois are celebrating National Night Out with a community-wide event. The festivities kick off with a joint reading of a National Night Out Proclamation by Mayor Don Gerard of Champaign, Mayor Pro Tem Charlie Smyth of Urbana, Savoy Village President Robert McCleary and a representative of the University of Illinois at 6 p.m., August 2 at the Champaign City Hall Building (102 N. Neil Street). Refreshments will be served and the entire community is invited.

Tom Carrino (Economic Development Manager) gave an updated Economic Development Report. Prime Light Studio has opened on Main Street. Hampton Inn had a ribbon cutting recently to highlight their renovations. He also announced there was still time for the public to make comments regarding the Downtown Plan by contacting the Planning staff. The new corridor artist is Bonnie Switzer.

He also announced the Market at the Square had received a \$10,000 grant which allows Link cards to receive double tokens up to \$20. Link card usage became effective August 13th. Draft Market at the Square strategic plan is available on the website.

The Sweet Corn Festival will be held over the weekend of August 26th and 27th.

William Gray (Public Works Director) updated Council on construction updates of various sites through the City experiencing road work.

I. NEW BUSINESS

1. ***Resolution No. 2011-08-026R: A Resolution Authorizing the Mayor to Sign a Letter of Understanding Concerning the Urbana-Champaign Big Broadband Project***

Alderman Lewis made a motion to approve the ordinance.
Alderman Jakobsson seconded. The motion carried by a voice vote.

2. ***Ordinance No. 2011-08-100: An Ordinance Approving a Major Variance (Increase in Floor Area Ratio in the City's R-2, Single-Family Residential, Zoning District, at 607 West High Street - Case No. ZBA-2011-MAJ-02 / Yuchen Lin)***

Robert Myers (Planning Manager) gave the staff report and said Russ Dankert, architect for the project was available to take questions. Discussion followed.

Alderwoman Stevenson made a motion to approve. Alderwoman Marlin seconded. No vote was taken.

Alderman Bowersox made a motion to amend the language to include a condition that the second floor bedrooms could not be returned back to bedroom status in the future. Alderman Smyth seconded. The counted voice vote was 3-aye:3-nay; the negative has it and the motion is lost.

Alderman Smyth turned the Chair over to Alderman Jakobsson at 9:37 p.m. to join the discussion.

Alderman Smyth made a motion to postpone definitely until the next regular Council meeting on 9/6/11. Alderman Bowersox seconded. There were no objections.

Alderman Smyth resumed the Chair at 9:47 p.m.

3. ***Ordinance No. 2011-08-102: An Ordinance Approving a First Amendment to an Agreement for Use of Right-Of-Way with Windstream KDL, Inc. (New Lincoln Avenue Construction Boundary)***

William Gray (Public Works Director) gave the staff report. Alderman Bowersox made a motion to approve. Alderman Lewis seconded. The vote was as follows:

Bowersox - aye	Marlin - aye
Jakobsson - aye	Smyth - aye
Lewis - aye	Stevenson - aye

Disposition - Ordinance No. 2011-08-102: An Ordinance Approving a First Amendment to an Agreement for Use of Right-Of-Way with

Windstream KDL, Inc. (New Lincoln Avenue Construction Boundary),
was approved by a roll call vote [6-aye:0-nay].

4. **Mayoral Appointment** - Division Chief, Chad Hensch

Chief Dilley announced Chad Hensch as new Division Chief.
Alderman Stevenson made a motion to approve. Alderman Bowersox
seconded. The motion carried by a voice vote.

5. **Mayoral Re-Appointments** -

Alderman Smyth announce the mayoral recommendations of Janice
Mitchell and Eddie Adair to the Housing Authority of Champaign
County and James McNeely to the Civilian Police Review Board.

Alderman Stevenson made a motion to approve. Alderman Lewis
seconded. The motion carried by a voice vote.

J. ADJOURNMENT

There being no further business to come before the City Council, Mayor
Pro-Tem Smyth declared the meeting adjourned at 9:52 p.m.

Laurel Lunt Prussing
Mayor

Phyllis D. Clark
City Clerk

*This meeting was taped.

**This meeting was broadcast on cable television.

Minutes Approved: September 6, 2011