

STATE OF ILLINOIS

CITY OF URBANA

Laurel Lunt Prussing, Mayor

Phyllis D. Clark, City Clerk



URBANA CITY COUNCIL MEETING  
APRIL 2, 2012

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The City Council of the City of Urbana, Illinois, met in regular session Monday, April 2, 2012 in the Council Chambers at the Urbana City Building.

**ELECTED OFFICIALS PHYSICALLY PRESENT**

Eric Jakobsson, Alderman Ward 2  
Robert E. Lewis, Alderman Ward 3  
Brandon Bowersox, Alderman Ward 4  
Dennis Roberts, Alderman Ward 5  
Laurel Lunt Prussing, Mayor  
Phyllis D. Clark, City Clerk

**ELECTED OFFICIALS PRESENT VIA TELECONFERENCE**

Charlie Smyth, Alderman Ward 1  
Diane W. Marlin, Alderwoman Ward 7

**ELECTED OFFICIALS ABSENT**

Heather Stevenson, Alderwoman Ward 6 (Excused)

**STAFF PRESENT**

Curt Borman; Mike Monson; Patrick Connolly; Mike Dilley; William Gray;  
Elizabeth Tyler; Thomas Carrino; Robert Myers

**OTHERS PRESENT**

Siti Mariah Jackson-Sullivan; Chris Billing; Members of the Media

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**A. CALL TO ORDER AND ROLL CALL**

There being a quorum, Mayor Prussing called the meeting of the Urbana City Council to order at 7:09 p.m.

**B. APPROVAL OF MINUTES OF PREVIOUS MEETING**

March 12, 2012 (Special) and March 19, 2012 - Alderman Roberts made a motion to approve the minutes of the special meeting held March 12, 2012 and the regular meeting held March 19, 2012. Alderman Jakobsson seconded. The motion carried by voice vote.

**C. ADDITIONS TO THE AGENDA**

Mayor Prussing noted that item #2 under "New Business" on the agenda needs to be removed from the agenda at staff's request. This item

needs to go to the Plan Commission before action by Council. There were no objections. Ordinance No. 2012-04-032, "An Ordinance Approving a Final Subdivision Plat (Replat of Lot 455B Beringer Commons Subdivision No. 4 - Plan Case No. 2174-S-12)", was removed from the agenda.

**D. PETITIONS AND COMMUNICATIONS**

Siti Mariah Jackson-Sullivan, a local artist, presented portraits created by her of President Abraham Lincoln and President Barack Obama. These portraits will be displayed at the City Building.

Chris Billing addressed the Council with expressions of gratitude for the City's support and efforts regarding the Boneyard Creek Community Day event.

**E. UNFINISHED BUSINESS**

There was none.

**F. REPORTS OF STANDING COMMITTEES**

1. Committee Of The Whole

a. Resolution No. 2012-03-017R: A Resolution Directing the Champaign County Clerk to Abate the Tax Levy for the General Corporate Purpose for the Year Beginning July 1, 2011 and Ending June 30, 2012

Alderman Jakobsson made a motion to adopt the resolution. Alderman Lewis seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Resolution No. 2012-03-017R, "A Resolution Directing the Champaign County Clerk to Abate the Tax Levy for the General Corporate Purpose for the Year Beginning July 1, 2011 and Ending June 30, 2012", was adopted by Council by roll call vote (6-aye:0-nay)

b. Ordinance No. 2012-03-029: An Ordinance Amending Urbana City Code Chapter Twenty-Three, Section 23-291

Alderman Jakobsson made a motion to approve. Alderman Roberts seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Ordinance No. 2012-03-029, "An Ordinance Amending Urbana City Code Chapter Twenty-Three, Section 23-291", was approved by Council by roll call vote (6-aye:0-nay).

- c. **Ordinance No. 2012-03-030: An Ordinance Approving a Second Amendment to an Agreement for Use of Right-Of-Way between the City of Urbana and Windstream KDL, Inc. (Kenyon Road, Lincoln Avenue, and Bradley Avenue)**

Alderman Jakobsson made a motion to approve. Alderman Lewis seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Ordinance No. 2012-03-030, "An Ordinance Approving a Second Amendment to an Agreement for Use of Right-Of-Way between the City of Urbana and Windstream KDL, Inc. (Kenyon Road, Lincoln Avenue, and Bradley Avenue)", was approved by Council by roll call vote (6-aye:0-nay).

- d. **Ordinance No. 2012-03-031: An Ordinance Amending Schedule J of Section 23-183 of the Urbana Local Traffic Code Prohibiting Parking at All Times on Certain Streets (Whitson Circle)**

Alderman Jakobsson made a motion to approve. Alderman Smyth seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Ordinance No. 2012-03-031, "An Ordinance Amending Schedule J of Section 23-183 of the Urbana Local Traffic Code Prohibiting Parking at All Times on Certain Streets (Whitson Circle)", was approved by Council by roll call vote (6-aye:0-nay).

- e. **Ordinance No. 2012-03-027: An Ordinance Amending Urbana City Code Chapter Twenty-Four to Establish an Electricity Aggregation Program**

Mike Monson (Chief of Staff) presented the staff report.

Following debate, Alderman Smyth made a motion to approve. Alderman Roberts seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Ordinance No. 2012-03-027, "An Ordinance Amending Urbana City Code Chapter Twenty-Four to Establish an Electricity Aggregation Program", was approved by Council by roll call vote (6-aye:0-nay).

f. **Resolution No. 2012-03-015R: A Resolution Approving the City of Urbana Electricity Aggregation Program Plan of Operation and Governance**

Alderman Smyth made a motion to adopt the resolution.  
Alderman Roberts seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Resolution No. 2012-03-015R, "A Resolution Approving the City of Urbana Electricity Aggregation Program Plan of Operation and Governance", was adopted by Council by roll call vote (6-aye:0-nay).

g. **Resolution No. 2012-03-016R: A Resolution Authorizing the Execution of a Service Agreement with the Lowest Responsible Bidder for the Supply of Electricity for Residential and Small Commercial Retail Customers Who do Not Opt Out of Such a Program (Municipal Electric Aggregation)**

Alderman Roberts made a motion to adopt the resolution.  
Alderman Lewis seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Resolution No. 2012-03-016R, "A Resolution Authorizing the Execution of a Service Agreement with the Lowest Responsible Bidder for the Supply of Electricity for Residential and Small Commercial Retail Customers Who do Not Opt Out of Such a Program (Municipal Electric Aggregation)", was adopted by Council by roll call vote (6-aye:0-nay).

With nothing further to report, the next meeting of the Committee Of The Whole is scheduled for Monday, April 9, 2012 at 7:00 p.m. in the Council Chambers.

**G. REPORTS OF SPECIAL COMMITTEES**

There were none.

**H. REPORTS OF OFFICERS**

Thomas Carrino (Economic Development Division Manager) highlighted the following points of the Economic Development Report he submitted previously to Council Members:

- Ribbon Cuttings: Black Rock Pizza Company located at 114 S. Race Street; Jay Gumbo's at Gregory Place on East side of U of I Campus; and expansion of Kinect Fitness located at Pines at Stone Creek Commons.

- Arts Activities: 2012 Arts Grants announced at celebration at Buvons Wine Bar on March 27<sup>th</sup> where 2011 recipients were recognized and 2012 recipients announced; received 45 artist submissions for the Martin Luther King, Jr. Park Plaza Project that will be reviewed by both staff and members of the Urbana Park Commission.
- Market at the Square: Registration now open for Market at the Square participants, including new vendors, community groups and artists. Season begins May 5, 2012.

**I. NEW BUSINESS**

1. **Ordinance No. 2012-04-036: An Ordinance Approving Major Variances (Encroachment of a Building Wall and Accessory Parking into a Required Side Yard in the City's B-3U, General Business-University District, at 1003 West Main Street/ZBA Case Nos. 2012-MAJ-02 and 2012-MAJ-03)**

Robert Myers (Planning Division Manager) presented the staff report.

Alderman Lewis made a motion to approve. Alderman Jakobsson seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Ordinance No. 2012-04-036, "An Ordinance Approving Major Variances (Encroachment of a Building Wall and Accessory Parking into a Required Side Yard in the City's B-3U, General Business-University District, at 1003 West Main Street/ZBA Case Nos. 2012-MAJ-02 and 2012-MAJ-03)", was approved by Council by roll call vote (6-aye:0-nay).

3. **Ordinance No. 2012-04-035: An Ordinance Approving a Final Development Plan for a Planned Unit Development (704 East Windsor Road / Verdant Prairies Condominiums - Plan Case No. 2172-PUD-12)**

Mr. Myers presented the staff report.

Alderman Bowersox made a motion to approve. Alderman Jakobsson seconded. The vote was as follows:

Bowersox - Aye	Marlin - Aye
Jakobsson - Aye	Roberts - Aye
Lewis - Aye	Smyth - Aye

**Disposition:** Ordinance No. 2012-04-035, "An Ordinance Approving a Final Development Plan for a Planned Unit Development (704 East Windsor Road / Verdant Prairies Condominiums - Plan Case No. 2172-PUD-12)", was approved by Council by roll call vote (6-aye:0-nay).

4. **Closed Session: Property Acquisition Issues, Pursuant to 5 ILCS 120/2(c)(5)**

Mayor Prussing called for a motion to go into closed session. Alderman Roberts made a motion to go into closed session for the purpose of discussing property acquisition issues pursuant Illinois Compiled Statutes Chapter 5, Section 120/2(c)(5). Alderman Lewis seconded. The vote was as follows:

Bowersox - Aye	Roberts - Aye
Jakobsson - Aye	Smyth - Aye
Lewis - Aye	Mayor Prussing - Aye
Marlin - Aye	

The motion carried by roll call vote (7-aye:0-nay). The Council went into closed session at 8:05 p.m.

The Council resumed its regular session at 8:29 p.m. with the following elected officials physically present by roll call: Alderpersons Bowersox, Jakobsson, Lewis, Roberts, and Mayor Prussing. Alderpersons Marlin and Smyth responded to roll call via teleconference.

5. **Ordinance No. 2012-04-034: An Ordinance Revising the Annual Budget Ordinance (Purchase/Demolition 121 West Water Property)**

Mr. Carrino presented the staff report.

Alderman Roberts made a motion to approve. Alderman Jakobsson seconded. The vote was as follows:

Bowersox - Abstain*	Roberts - Aye
Jakobsson - Aye	Smyth - Aye
Lewis - Aye	Mayor Prussing - Aye
Marlin - Aye	

\*Alderman Bowersox abstained due to conflict of interest.

**Disposition:** Ordinance No. 2012-04-034, "An Ordinance Revising the Annual Budget Ordinance (Purchase/Demolition 121 West Water Property)", was approved by Council by roll call vote (6-aye:0-nay:1-abstain). *[Requires Mayor vote.]*

6. **Ordinance No. 2012-04-033: An Ordinance Authorizing the Purchase of Certain Real Estate (121 West Water Street)**

Alderman Smyth noted that this property is being purchased for redevelopment purposes. Mr. Carrino requested that the Council act on the version of this ordinance presented to them in closed session. There were no objections.

Alderman Roberts made a motion to approve. Alderman Lewis seconded. The vote was as follows:

Bowersox - Abstain*	Roberts - Aye
Jakobsson - Aye	Smyth - Aye

Lewis - Aye  
Marlin - Aye

Mayor Prussing - Aye

\*Alderman Bowersox abstained due to conflict of interest.

**Disposition:** Ordinance No. 2012-04-033, "An Ordinance Authorizing the Purchase of Certain Real Estate (121 West Water Street)", was approved by Council by roll call vote (6-aye:0-nay:1-abstain). *[Requires Mayor vote.]*

**J. ADJOURNMENT**

There being no further business to come before the City Council, Mayor Prussing declared the meeting adjourned at 8:33 p.m.

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Deborah J. Roberts  
Recording Secretary

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Phyllis D. Clark  
City Clerk

This meeting was taped.

This meeting was broadcast on cable television.