
The City Council of the City of Urbana, Illinois met in regular session at 7:30 p.m., Monday, February 1, 1993 in the Council Chambers of the Urbana City Building.

Present at the meeting were Members of the Council: Barr, Clark, Pollock, Singer, Smyth, Tarr and Whelan (arrived at 7:38 p.m.) - 7.

There being a quorum, the meeting was called to order at 7:35 p.m. by Mayor Jeffrey T. Markland.

MINUTES OF PREVIOUS MEETING

Alderswoman Tarr moved to approve the minutes of the January 19, 1993 regular meeting. The motion was seconded by Alderswoman Barr and carried by a voice vote.

ADDITIONS TO THE AGENDA

Alderman Smyth moved to drop from the agenda An Ordinance Repealing Ordinance No. 9192-67; An Ordinance Amending Chapters Ten And Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois To Delete References To Licenses For Sanitary Haulers; An Ordinance Amending Chapter Ten Of The Code Of Ordinances, City Of Urbana, Illinois Regulating Vehicles Hauling Waste; and An Ordinance Amending Chapter Ten Of The Code Of Ordinances, City Of Urbana, Illinois Regulating The Location Of The Disposal Of Landscape Waste Generated Within The City Of Urbana. The motion was seconded by Alderman Pollock and carried by a unanimous voice vote.

PETITIONS AND COMMUNICATIONS

Alderman Whelan requested that a review of the traffic problem on Colorado Avenue created by the new County Market be added to the Traffic Commission agenda.

Mayor Markland introduced two Urbana High School students who have been spending time with the Mayor and various department heads, Eric Mogram and Ken Abbott.

Harold Diamond, 403 Brookens, Dick Adams, 607 East Colorado, and Cindy Eaglen, Waste Haulers Association, addressed the Council in support of the Mayor's solid waste proposal.

Roger Boss, representing United Waste Systems, addressed the Council regarding solid waste matters.

OLD BUSINESS

Alderman Singer moved to amend An Ordinance Amending Chapters Ten And Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Regulating The Collection And Disposal Of Solid Waste, The Licensing Of Haulers, And Recycling, which was deferred January 19, 1993, by adopting the amendments approved by the Committee on Environment and Public Safety on January 25, 1993, which are all incorporated into the "revised Council version" which is listed as the first item under Reports of Standing Committees, Committee on Environment and Public Safety, a copy of which was

before the Council. The motion was seconded by Alderman Smyth and carried 5-2 by roll call vote. Voting aye were Members of the Council: Barr, Pollock, Singer, Smyth and Tarr - 5; voting nay: Clark and Whelan - 2.

Alderman Pollock moved to amend the Ordinance by deleting all of Section 6, which governs monopoly prevention. The motion was seconded by Alderman Clark. Following debate the motion carried 5-2 by roll call vote. Voting aye were Members of the Council: Clark, Pollock, Smyth, Tarr and Whelan - 5; voting nay: Barr and Singer - 2.

Alderman Pollock moved to amend the Ordinance by deleting from Section 4 the amendment to Code Section 10-2(G) which reads:

"No Hauler shall be eligible for city solid waste contracts if it, or any whole or part owner of it, has paid any sums or settlements for the purpose of influencing contract awards or settlement of antitrust, unfair competition, or violation of any municipal, state, or federal laws regulating the collection of solid waste, or has been found in violation or convicted thereof."

The motion was seconded by Alderman Clark and carried by a voice vote.

Alderman Singer distributed a paper entitled "Solid Waste Amendments and Motion for 1 Feb., 1993" (hereinafter referred to simply as the "Singer Amendments"), a copy of which is attached. Alderman Singer then moved to amend the Ordinance by adopting the

language set forth in the Singer Amendments as "Item 1" (provision for contractual arrangement for residential recycling service provision and billing by the private sector) and the language set forth in the Singer Amendments as "Item 2" (provision for private sector negotiation of landfill contracts). The motion was seconded by Alderwoman Tarr.

Following debate, the motion carried 5-2 by roll call vote. Voting aye were Members of the Council: Barr, Singer, Smyth, Pollock, and Tarr - 5; voting nay: Clark and Whelan - 2.

Alderman Singer moved to amend the Ordinance by adopting the language set forth in the Singer Amendments as "Item 3" (no interference with interstate commerce) (Code Section 10-103). The motion was seconded by Alderman Smyth and carried by a voice vote.

Alderman Singer moved to replace the deleted Code Section 10-2(G) with "Solid waste containers placed on the city right-of-way shall not contain recyclable materials." The motion was seconded by Alderwoman Tarr and carried by a voice vote.

Mr. Singer moved to delete Code Section 10-2(D), curbside pickup, from the Ordinance, seconded by Alderman Smyth. Following debate, the motion failed by a voice vote.

Alderman Singer moved to direct the Zoning Administrator to bring to the Council in time for action by May 3, 1993, procedures for use of required parking spaces at dwellings with

three or more dwelling units for provision of recycling services to tenants. The motion was seconded by Alderman Smyth. Alderman Pollock offered a friendly amendment to give the Zoning Administrator the ability to make the arrangements with the owners of multi-unit dwellings. The motion was seconded by Alderman Clark and was acceptable to the mover and seconder. Mayor Markland ruled that the friendly amendment was accepted as the motion before the Council. The motion carried by a voice vote.

Alderman Singer moved "Item 9" of the Singer Amendments, not as an amendment to the Ordinance before the Council, but as a "sense of the Council matter" (regarding the use and number of stickers required on Solid Waste containers). The motion was seconded by Alderman Smyth and carried by a voice vote.

Alderman Whelan moved to substitute An Ordinance Amending Chapters Ten And Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Regulating The Collection And Disposal Of Solid Waste, The Licensing Of Haulers, And Recycling And Annual Collection Of Leaves (Mayor's proposal). The motion was seconded by Alderman Clark. Following debate the motion to substitute failed by a show of hands vote.

Alderman Singer moved to reconsider the motion to substitute the Mayor's proposal. The motion to reconsider was seconded by Alderman Clark and carried by a voice vote.

Mayor Pro Tem Pollock took the Chair and Mayor Markland entered debate.

There being no objection, the Chair was returned to Mayor Markland and Alderman Pollock entered debate.

Following further debate, the motion to substitute An Ordinance Amending Chapters Ten And Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Regulating The Collection And Disposal Of Solid Waste, The Licensing Of Haulers, Recycling And Annual Collection Of Leaves failed 2-5 by roll call vote. Voting aye were Members of the Council: Clark and Whelan - 2; voting nay: Barr, Pollock, Singer, Smyth and Tarr - 5.

Mayor Pro Tem Pollock took the Chair and Mayor Markland entered debate.

Following debate, the motion to adopt An Ordinance Amending Chapters Ten And Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Regulating The Collection And Disposal Of Solid Waste, The Licensing Of Haulers, And Recycling (revised Council version of January 25, 1993), as amended, carried 5-2 by roll call vote. Voting aye were Members of the Council: Barr, Whelan, Singer, Smyth and Tarr - 5; voting nay: Clark and Pollock - 2.

The Chair was return to Mayor Markland.

Alderman Singer moved to extend the meeting until 11:30 p.m. The motion was seconded by Alderman Pollock and carried by a

voice vote.

The meeting recessed at 10:55 p.m and reconvened at 11:09 p.m. with all members previously in attendance still present with the exception of Alderwoman Tarr.

REPORTS OF STANDING COMMITTEES

Committee on Administration and Finance

Alderman Pollock reported that the next regular meeting of the Committee on Administration and Finance will be Monday, February 8, 1993 at 7:30 p.m.

Committee on Environment and Public Safety

Alderman Smyth moved to adopt An Ordinance Amending Chapter Fourteen Of The Code Of Ordinances, City Of Urbana, Illinois Setting The License Fees For A Solid Waste Hauling License.

Alderman Singer moved to amend the Ordinance to reduce the flat fee from \$500 to \$300. The motion was seconded by Alderman Pollock and carried by a voice vote.

Alderman Pollock moved to defer. The motion was seconded by Alderman Clark. The item was deferred.

Alderman Smyth moved to approve a Resolution Directing Staff to Prepare An RFP for Putting the Curbside Program Out for Bid. The motion was seconded by Alderman Singer.

Alderman Pollock requested a "word for word" motion.

Mayor Markland quoted from "Motions on Solid Waste Ordinances" sent to Council from the January 25, 1993 meeting of the Committee on Environment and Public Safety: "Send to Council a motion to solicit bids for U-Cycle pickup to be let for service starting no later than September 1, 1993. Qualifying bids would provide for continuity in service at a lower cost than City pickup". Alderman Clark moved to defer. The motion was seconded by Alderman Whelan. The motion was deferred.

Alderman Smyth moved to adopt An Amendment To the Zoning Ordinance To Create The B-4E Central Business District Expansion Zoning District (Plan Case No. 1481-T-92: Request to Amend The Zoning Ordinance for the B-4E Central Business Expansion District).

The motion was seconded by Alderman Clark and carried 6-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Pollock, Singer, Smyth and Whelan - 6; voting nay: none.

Alderman Smyth moved to adopt An Ordinance Requiring A Permit To connect To The City Of Urbana's Stormwater Drainage Facilities. The motion was seconded by Alderwoman Barr.

Alderman Pollock left the meeting.

The motion to adopt the Ordinance carried 5-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Singer, Smyth and Whelan - 5; voting nay: none.

Alderman Smyth moved to adopt An Ordinance Authorizing The Mayor To Execute A Certain Agreement Entitled "License Agreement" Which is Between The City of Urbana, Illinois And Shelby's In Urbana. The motion was seconded by Alderman Clark and carried 5-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Singer, Smyth and Whelan - 5; voting nay: none.

Alderman Smyth moved to adopt An Ordinance Revising The Annual Budget Ordinance (Police Hepatitis B Shots). The motion was seconded by Alderman Whelan.

Alderman Smyth moved to defer. The motion failed for lack of a second.

The motion to adopt the Ordinance failed 4-2 by roll call vote (required six votes). Voting aye were Members of the Council: Barr, Clark, Whelan and Mayor Markland - 4; voting nay: Singer and Smyth - 2.

Alderman Singer moved to request that the Police Department pay for the Police Hepatitis B Shots out of the existing operations and contractual line item. The motion was seconded by Alderman Smyth and received a 3-2 roll call vote. Voting aye were Members of the Council: Barr, Singer and Smyth - 3; voting nay: Clark and Whelan - 2. Mayor Markland ruled the motion failed (motion to expend money requires 4) and requested that this item be

on the agenda of the Committee on Administration and Finance.

Alderman Smyth moved to adopt An Ordinance Amending The Urbana Local Traffic Ordinance As Amended Concerning The Temporary Removal Of Parking Meters In The North Campus Area. The motion was seconded by Alderman Singer and failed by 3-2 by roll call vote. Voting aye were Members of the Council: Barr, Singer and Smyth - 3; voting nay: Clark and Whelan - 2.

Alderman Singer requested that the North Campus Area Parking Meters be put on the agenda of the Committee on Administration and Finance.

Alderman Smyth reported that the next regular meeting of the Committee on Environment and Public Safety will be Monday, February 22, 1993 at 7:30 p.m.

REPORTS OF SPECIAL COMMITTEES

Alderman Singer reported that the Traffic Commission will meet Tuesday, February 2, 1993 at 4:00 p.m.

REPORTS OF OFFICERS

There were none.

NEW BUSINESS

Alderman Singer moved to adopt An Amendment To A Part Of The Zoning Ordinance Of The City Of Urbana, Illinois and The Zoning Map of Urbana, Illinois (Plan Case No. 1492-M-92: Request by the City to Rezone 809 West Killarney, 2008 and 2012 North Lincoln

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Avenue from B-2 to B-3). The motion was seconded by Alderman Clark and carried 5-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Singer, Smyth and Whelan - 5; voting nay: none.

ADJOURNMENT

There being no further business to come before the Council, Mayor Markland declared the meeting adjourned at 11:30 p.m.

Jeffrey T. Markland
Mayor

Ruth S. Brookens, City Clerk

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