



URBANA CITY COUNCIL MEETING December 5, 2005

The City Council of the City of Urbana, Illinois met in regular session at 7:00 p.m., Monday, December 5, 2005 in the Urbana City Council Chambers at 400 South Vine Street.

There being a quorum, Mayor Prussing called the meeting to order at 7:10 p.m.

The Pledge of Allegiance was recited in commemoration of our day of Thanksgiving.

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: Police Chief Eddie Adair, Assistant Police Chief Mike Bily, City Attorney Jim Gitz, Public Works Director Bill Gray, Planner Paul Lindahl, Planning Division Manager Robert Myers, Fire Chief Rex Mundt, Grants Management Division Manager John Schneider, Community Development Director Libby Tyler, and Chief Administrative Officer Bruce Walden.

MINUTES OF PREVIOUS MEETING

Alderwoman Barnes moved to approve the minutes of the November 21, 2005 regular meeting. The motion was seconded by Alderman Roberts and carried by a voice vote.

ADDITIONS TO THE AGENDA

Mayor Prussing requested that **Mayoral Appointments: Champaign County Development Corporation** be removed from the agenda.

PETITIONS AND COMMUNICATIONS

Mayor Prussing read a Proclamation honoring Police Chief Eddie Adair for his 11 years of service to the City of Urbana and proclaimed Thursday, December 8, 2005 Eddie B. Adair Day in the City of Urbana.

Gary Cziko, 506 West Vermont, addressed the Council in support of a bicycle lane on Lincoln Avenue.

Cynthia Hoyle, 2207 Cottage Grove, addressed the Council regarding bicycle safety.

OLD BUSINESS

Alderman Smyth presented **Resolution No. 2005-11-022R: A Resolution of Support for Improvements to Lincoln Avenue (Lincoln Avenue Traffic Signals and Striping)** for Council consideration.

Alderman Bowersox moved to adopt **Resolution No. 2005-11-022R: A Resolution of Support for Improvements to Lincoln Avenue (Lincoln Avenue Traffic Signals and Striping)** with the following amendment: add "Section 3. The provision of a shared use area for bicycles shall not be finalized until the Mayor and the Council has additional information from the Legal Department about the policies and practices of other communities with such mixed use plans. Further, the Public Works Department is directed to evaluate the feasibility of expanding the shared use area of the Lincoln Avenue Improvements to meet State and National standards for bicycle traffic. These questions shall be answered prior to the commencement of construction, and should be accorded high priority by both the Legal Department and the Public Works Department." Renumber present Section 3 to become Section 4.

The motion was seconded by Alderman Smyth. Following debate, the motion to amend the ordinance carried by a voice vote.

Following further debate, the motion to adopt **Resolution No. 2005-11-022R: A Resolution of Support for Improvements to Lincoln Avenue (Lincoln Avenue Traffic Signals and Striping)** carried by a voice vote.

REPORTS OF STANDING COMMITTEES

Committee of the Whole

There was nothing to report.

The next meeting of the Committee of the Whole will be at 7:00 p.m., Monday, December 12, 2005 in the Urbana City Council Chambers at 400 South Vine Street. The Chair will be Alderwoman Barnes.

REPORTS OF SPECIAL COMMITTEES

There were none.

REPORTS OF OFFICERS

Chief Administrative Officer Bruce Walden introduced Grants Management Division Manager John Schneider.

Mr. Walden presented the monthly Economic Development Report.

NEW BUSINESS

Planner Paul Lindahl presented staff report on **Ordinance No. 2005-12-174: An Ordinance Approving a Major Variance (To Allow an 8-foot (53%) Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General Business-University Zoning District - 1016 and 1014 W. Main Street / Case No. ZBA-05-MAJ-6)** and **Ordinance No.**

**2005-12-175: An Ordinance Approving a Major Variance (To Allow a 10-foot (66%)
Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General
Business-University Zoning District – 304 N. Harvey Street and 1016 W. Main Street /
Case No. ZBA-05-MAJ-7).**

Howard Wakeland has requested two major variances to allow front yard setback encroachments on his properties at the north east corner of Harvey and Main Streets. These properties are located in the B-3U General Business University zoning district which has a front yard setback of fifteen feet. The first request is to encroach 8 feet (53%) into the required setback on Main Street frontage and the second is to encroach 10 feet (66%) into the required setback on Harvey Street.

Brian Conway and Andrew Fell, representing Mr. Wakeland's project, answered questions from Council.

Following debate, Alderwoman Barnes moved to approve **Ordinance No. 2005-12-174: An Ordinance Approving a Major Variance (To Allow an 8-foot (53%)
Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General
Business-University Zoning District - 1016 and 1014 W. Main Street / Case No. ZBA-05-MAJ-6).** There was no second.

Following debate, Alderwoman Barnes moved to approve **Ordinance No. 2005-12-175: An Ordinance Approving a Major Variance (To Allow a 10-foot (66%)
Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General
Business-University Zoning District – 304 N. Harvey Street and 1016 W. Main Street /
Case No. ZBA-05-MAJ-7).** There was no second.

Grants Management Division Manager John Schneider presented staff report on **Resolution No. 2005-12-023R: A Resolution Certifying a Community Housing Development Organization for the Urbana HOME Consortium for FY 2005-2006 (Urban League of Champaign County Development Corporation)**. By adopting this resolution Council will certify that the Urban League of Champaign County Development Corporation has met the federal and local requirements to serve as a Community Housing Development Organization for the Urbana HOME Consortium for FY 2005-2006, thus it will be entitled to submit requests for HOME funding set aside for use by CHDOs.

Following debate, Alderman Smyth moved to adopt **Resolution No. 2005-12-023R: A Resolution Certifying a Community Housing Development Organization for the Urbana HOME Consortium for FY 2005-2006 (Urban League of Champaign County Development Corporation)**. The motion was seconded by Alderwoman Chynoweth and carried by a voice vote.

Mr. Schneider presented staff report on **Ordinance No. 2005-12-176: An Ordinance Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Developer Agreement – Urban League of Champaign County Development Corporation (Lease-Purchase Program FY 2005-2006)**. This is an Urbana HOME Consortium Community Housing Development Organization (CHDO) Developer Agreement to pledge \$80,000 to the Urbana League of Champaign County Development Corporation (ULCCDC) for the costs associated with their Lease-Purchase Program for 2005-2006. Approval of this Ordinance will allow the City and Consortium to further their commitment to affordable housing opportunities within the community by supporting ULCCDC's Lease-Purchase Program.

Following debate, Alderman Smyth moved to approve **Ordinance No. 2005-12-176: An Ordinance Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Developer Agreement – Urban League of Champaign County Development Corporation (Lease-Purchase Program FY 2005-2006)**. 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; voting nay: none.

Alderman Smyth raised the question of the lack of a vote on Ordinance **No. 2005-12-174: An Ordinance Approving a Major Variance (To Allow an 8-foot (53%) Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General Business-University Zoning District - 1016 and 1014 W. Main Street / Case No. ZBA-05-MAJ-6)** and **Ordinance No. 2005-12-175: An Ordinance Approving a Major Variance (To Allow a 10-foot (66%) Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General Business-University Zoning District – 304 N. Harvey Street and 1016 W. Main Street / Case No. ZBA-05-MAJ-7)**.

Alderman Smyth requested a 5 minute recess at 8:55 p.m. The Council resumed at 9:00 p.m. with all Members previously in attendance still present.

City Attorney Jim Gitz recommend that a vote be taken on **Ordinance No. 2005-12-174** and **Ordinance No. 2005-12-175** to avoid any legal ramifications later.

Alderman Smyth moved to deny **No. 2005-12-174: An Ordinance Approving a Major Variance (To Allow an 8-foot (53%) Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General Business-University Zoning District - 1016 and 1014 W. Main Street / Case No. ZBA-05-MAJ-6)**. The motion was seconded by Alderman Bowersox

and carried 5-1 by roll call vote. Voting aye were Members of the Council: Bowersox, Chynoweth, Lewis, Roberts and Smyth - 5; voting nay: Barnes – 1.

Alderman Smyth moved to deny **Ordinance No. 2005-12-175: An Ordinance Approving a Major Variance (To Allow a 10-foot (66%) Encroachment into the Required 15-foot Front Yard Setback in the B-3U, General Business-University Zoning District – 304 N. Harvey Street and 1016 W. Main Street / Case No. ZBA-05-MAJ-7)**. The motion was seconded by Alderman Roberts and carried 5-1 by roll call vote. Voting aye were Members of the Council: Bowersox, Chynoweth, Lewis, Roberts, and Smyth – 5; voting nay: Barnes – 1.

ADJOURNMENT

There being no further business to come before the Council, Mayor Prussing declared the meeting adjourned at 9:05 p.m.

Laurel Lunt Prussing
Mayor

Phyllis D. Clark, City Clerk

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

Minutes approved: December 19, 2005