

**CITY OF URBANA
COMMITTEE OF THE WHOLE - MAY 8, 2006 - 7:00 P.M.
CITY COUNCIL CHAMBERS - 400 S. VINE STREET, URBANA, IL**

COMMITTEE MEMBERS PRESENT: Danielle Chynoweth (Chair); Brandon Bowersox; Danielle Chynoweth; Robert E. Lewis; Dennis Roberts; Charlie Smyth; Heather Stevenson; Lynne C. Barnes [9:23 p.m. via teleconference]

COMMITTEE MEMBERS ABSENT: None

STAFF PRESENT: Laurel Lunt Prussing; Phyllis Clark; Bruce Walden; James Gitz; Michael Bily; William Gray; Elizabeth Tyler; Randy Burgett; Kelly Hartford

OTHERS PRESENT: Patricia Dreher; Bill Benton; Kathryn Anthony; Daniel Lewart; Cheri Manrique; Chris Manrique; Matt Varbie; Kathleen Gary; Members of the Media

1. CALL TO ORDER AND ROLL CALL

There being a quorum, Chair Chynoweth called the meeting of the Committee Of The Whole to order at 7:00 p.m.

2. ADDITIONS TO THE AGENDA AND STAFF REPORT

There were no additions to the agenda.

Chair Chynoweth suggested changing the order of the agenda to move item #11 (Closed Session) following item #4 (Public Input), followed by item #3 (Approval of Previous Minutes), and then item #9 (Social Service Funding). There were no objections.

Bruce Walden (Chief Administrative Officer) indicated that he had distributed last month's economic development report to Committee Members and had nothing further to add to the staff report.

4. PUBLIC INPUT

Patricia Dreher, 404 W. Nevada, addressed the Committee with concerns she had about a road rage incident on the University of Illinois campus due to the 25 mile per hour speed limit.

Bill Benton, 1303 E. Main, representing VFW Post 630, addressed the Committee in opposition to the proposed no-smoking ordinance.

11. CLOSED SESSION: COLLECTIVE BARGAINING AND PENDING LITIGATION

Mr. Bowersox made a motion to go into closed session for the purpose of discussing collective bargaining and pending litigation. Mr. Smyth seconded. The vote was as follows:

Bowersox - Aye	Roberts - Aye
Chynoweth - Aye	Smyth - Aye
Lewis - Aye	Stevenson - Aye

The motion carried by a roll call vote (6-aye:0-nay). The Committee went into closed session at 7:25 p.m.

The Committee resumed its regular session at 8:51 p.m. Chair Chynoweth called for a roll call. It was noted that there was no change in attendance.

3. **APPROVAL OF MINUTES OF PREVIOUS MEETING**

April 24, 2006 - Mr. Bowersox made a motion to approve the minutes of the meeting held April 24, 2006. Ms Stevenson seconded. The motion carried by voice vote.

9. **DISCUSSION: SOCIAL SERVICE FUNDING**

Chair Chynoweth suggested pulling this item and placing it on next week's agenda for discussion. There were no objections. This item will be on the May 15, 2006 City Council agenda.

5. **ORDINANCE NO. 2006-05-057: AN ORDINANCE REVISING THE ANNUAL BUDGET ORDINANCE (GET THE LEAD OUT GRANT, PHASE 4)**

Randy Burgett (Housing Rehabilitation Coordinator) presented the staff report.

Mr. Smyth made a motion to send this item to Council with a recommendation for approval. Mr. Bowersox seconded. The motion carried by voice vote.

6. **ORDINANCE NO. 2006-05-056: AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A SECOND AMENDMENT TO AN AGREEMENT WITH INTERCHANGE PROPERTIES, LLC (O'BRIEN AUTO PARK)**

Elizabeth Tyler (Community Development Director/City Planner) presented the staff report.

Mr. Smyth made a motion to send this item to Council with a recommendation for approval. Mr. Roberts seconded. The motion carried by voice vote.

7. **ORDINANCE NO. 2006-05-058: AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR PURCHASE OF REAL ESTATE (Troxell - Rear of 302 Main Street)**

Mr. Walden presented the staff report.

Mr. Smyth moved to send this item to Council with a recommendation for approval. Mr. Lewis seconded. The motion carried by voice vote.

8. **DISCUSSION: WORK PLAN**

Mr. Walden distributed information to Committee Members. This item was not discussed and no action was taken. This item will come back for discussion after the budget process.

10. **DISCUSSION: NO-SMOKING ORDINANCE**

Chair Chynoweth acknowledged public input from people in the audience who wished to address this item at this time.

The following people addressed the Committee in support of the proposed no-smoking ordinance:

Kathryn Anthony, 309 W. Pennsylvania; Daniel Lewart, 310 N. Busey Ave. #4, representing C-U Smoke-free Alliance; Cheri Manrique; and Matt Varbie, 1708 Nancy Beth Dr. (Champaign).

The following people did not address the Committee, but submitted public input cards requesting that their position be entered into record in support of the proposed no-smoking ordinance:

Chris Manrique, 308 Thompson; and Kathleen Gary, 3106 Sylvan Dr. (Champaign), representing C-U Smoke-free Alliance.

Ms Stevenson informed the Committee that she had received a phone call from one of her constituents, Richard Wilbanks, asking that she enter into record his opposition to the no-smoking ordinance.

[For the record: Ms Barnes joined in this discussion via teleconference at this time (9:23 p.m.). Therefore, the record will not show her absent, but present via teleconference at the time she joined in discussion.]

Mr. Roberts presented this item for discussion. The City of Champaign will also be voting on a smoking ordinance at its May 16, 2006 Council meeting. Mr. Roberts indicated that he and Mayor Prussing would be presenting comments to Champaign Council Members.

Due to the hour at hand, Chair Chynoweth suggested doing a straw poll on certain issues. There were no objections. The first item for discussion was the language concerning "private clubs with employees." Mr. Smyth suggested inserting "that serve members and guests." (Pg. 4, #7, Sec. 11-35)

Chair Chynoweth called for a show of hands prohibiting smoking in "private clubs with employees that serve members and guests." The vote was 5-yes:2-no.

The next item for discussion was on the issue of outdoor seating, "prohibiting smoking within 12 ft. of main entrance." Mr. Bowersox suggested that 12 ft. was too much, and proposed changing it to 6 ft. Ms Barnes concurred. Chair Chynoweth suggested putting both distances to a vote. There were no objections.

By a show of hands on the issue of prohibiting smoking within a 6 ft. radius from any entrance, the vote was 5-yes:2-no.

By a show of hands on the issue of prohibiting smoking within a 12 ft. radius from any entrance, only 1 was in support.

On the issue of "fines" (pgs. 7 & 8), Mr. Smyth suggested waiting for input from Mayor Prussing and staff on how this would be enforced. There were no objections.

Following debate regarding the issue of "smoking outside" (a restaurant), or "designated smoking areas", a vote by a show of hands was taken as follows: 1) To allow smoking outside, 5-yes:2-no; 2) No smoking outside, 2-yes:5-no; and 3) Non-smoking section outside, 5-yes:2-no.

It was the consensus of the Committee that the smoking ordinance becomes effective no later than August 15, 2006.

No formal action was taken on this item at this time.

12. **ADJOURNMENT**

There being no further business to come before the Committee, Chair Chynoweth declared the meeting adjourned at 9:53 p.m.

Deborah J. Roberts
Recording Secretary

*This meeting was broadcast on cable television.

Minutes Approved: May 22, 2006