

CITY OF URBANA

COMMITTEE OF THE WHOLE - Monday, May 12, 2008 - 7:00 P.M.

CITY COUNCIL CHAMBERS - 400 S. VINE STREET, URBANA, IL

The City Council Committee Of The Whole of the City of Urbana, Illinois, met in regular session Monday, May 12, 2008 in the Council Chambers of the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT: Charlie Smyth, Chair; Lynne C. Barnes; Brandon Bowersox; Danielle Chynoweth; Robert E. Lewis; Dennis Roberts; Laurel Lunt Prussing

Heather Stevenson entered the meeting at 7:02 p.m.

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE: None

ELECTED OFFICIALS ABSENT: Phyllis Clark [Medical Leave]

STAFF PRESENT: Deborah Roberts; Brian Nightlinger; Thomas Carrino; Elizabeth Tyler; Gale Jamison; Ronald O'Neal, Jr.; Michael Dilley; Michael Bily; Anna Hochhalter; Ronald Eldridge

OTHERS PRESENT: Stuart Levy; Nick Lyles; Linda Lorenz; Linda Lopez; Daniel Lewart; Tom Burtness; Members of the Media

1. CALL TO ORDER AND ROLL CALL

There being a quorum, Chair Smyth called the meeting of the Committee Of The Whole to order at 7:01.

2. ADDITIONS TO THE AGENDA AND STAFF REPORT

There were no additions to the agenda.

Mr. Roberts announced the next event to celebrate Urbana's 175th birthday would be held Saturday, May 17 from 12 p.m. to 7 p.m. at Crystal Lake Park. The Park District is offering discounted boat rides and they plan to recreate a photo from 1883 of a settler's reunion which will be placed in a time capsule.

Mayor Prussing announced an addition to the social services requests of education for employment which would create a program to educate minorities and women in the construction trades.

3. APPROVAL OF MINUTES OF PREVIOUS MEETING

April 28, 2008 - The motion to approve the minutes was delayed to the next Committee of the Whole for corrections.

Mr. Smyth turned the Chair over to Ms. Chynoweth at 7:09 p.m.

4. **PUBLIC INPUT**

Linda Lorenz, 409 W. High, did not speak to the Committee, but wished to have her position entered into the record in support of banning cell phone use while driving.

Committee Member Input

Mr. Bowersox made an announcement that May is National Bike Month. This week is National Bike To Work Week and Tuesday, May 13th is Live Strong Day. Friday, May 16th is National Bike To Work Day. Locally, there is an event on Tuesday night at Meadow Brook Park at 6:00 p.m. which is Bike For Life event which will include a reading of a proclamation about Live Strong Day and a recorded message from Lance Armstrong. There will be two short rides for children and adults.

5. **Discussion: Banning the Use of Mobile Electronic Devices While Driving**

Ronald O'Neal, Jr. (Acting City Attorney) presented the staff report. Questioning followed among the Committee members. Additional information was given by Michael Bily (Police Chief).

The following people spoke to the Committee in support of banning cell phones while driving:

Daniel Lewart, 310 N. Busey Avenue, #4; Linda Lopez, 2102 Meadow Lark Court.

Ms. Barnes made a motion to direct Staff to design and create an ordinance which would implement the maximum fine for accidents caused by using a cell phone while driving and send the ordinance to Council for approval. Mr. Roberts seconded.

Mr. Smyth made an amendment to the motion to include wording which would ban text messaging by all electronic devices while driving. Mr. Bowersox seconded.

Nick Lyles, 1210 Briarcliff, spoke to the Committee in opposition to banning the use of mobile devices while driving especially as the distraction aspect might ultimately impact drivers using the radio.

The vote on the amendment as proposed by Mr. Smyth to include banning text messaging by all electronic devices was approved by a voice vote.

Mr. Smyth made a motion to amend to include banning the use of all cell phones, including hand-held and hands-free, and similar related electronic devices while driving. The motion to amend died for a lack of a second.

Mr. Bowersox made a motion to amend ordinance to include a partial banning of hand-held cell phones without banning hands-free devices. The motion died for lack of a second.

Discussion ensued regarding whether pedestrian and bicycle use should be included in the ordinance and that education would be an important component of enacting the ordinance.

After discussion, the motion to have Staff create an ordinance which would ban the use of mobile devices while using moving vehicles including bicycles, which would include a ban on text messaging by all electronic devices while operating moving vehicles including bicycles, which would include a maximum penalty of \$750.00 when an accident occurred which was directly related to the use of an electronic device, which would include an educational component, and which would recommend having a one year period to study and collect data regarding accident rates, was approved by a voice vote.

Ms. Chynoweth turned the Chair back over to Mr. Smyth at 8:13 p.m.

6. **Budget Overview**

Mayor Prussing gave the staff report with additional input from Ronald Eldridge (Comptroller). The proposed budget (July 1, 2008 through June 30, 2009) is available for public review online as well as at other public locations including the Urbana Public Library. A public hearing will be held on June 2, 2008. The proposed budget will be presented for approval on June 16, 2008.

7. **Ordinance No. 2008-05-038: An Ordinance Approving and Authorizing the Execution of an Agreement with the State of Illinois Department of Agriculture (Illinois Farmer's Market Advertising Grant)**

Thomas Carrino (Economic Development Manager) gave the staff report. Mr. Roberts made a motion to send the ordinance to Council for approval. Ms. Barnes seconded. The motion carried by a voice vote.

8. **Ordinance No. 2008-05-036: An Ordinance Annexing Certain Territory to the City of Urbana (3010 East Windsor Road/Illinois Power Substation)**

Thomas Carrino (Economic Development Manager) gave the staff report. After discussion, Ms. Chynoweth made a motion to send ordinance to Council for approval. Ms. Barnes seconded. The motion carried by a voice vote.

Mr. Smyth turned the Chair over to Ms. Chynoweth at 8:37 p.m.

9. **Street Lighting Request for Proposals (Motion to Solicit)**

Gale Jamison (Assistant City Engineer) gave the staff report and requested Committee to approve the motion to allow soliciting for proposals from multiple vendors. The proposals could then be reviewed to develop a standardized lighting system for the University district which would address the requests from Committee. Additional information was given by Tom Burtness of Burtness Engineering Services with mention to include additional wording which addresses cut-off and full cut-off lighting.

Ms. Barnes made a motion to move forward with the request for proposals as attached with the edits as mentioned by Mr. Jamison and Mr. Burtness. Mr. Lewis seconded.

Stuart Levy, 1108 Foley Avenue, Champaign spoke to the Committee in opposition to using any lighting other than full cut-off lighting.

A demonstration was given by Mr. Smyth regarding the differences between full and partial cut-off lighting. He is requesting Committee only consider full cut-off lighting to avoid wasting energy and recommends the proposals be very specific in language as it addresses functionality of equipment.

After discussion, Ms. Barnes and Mr. Lewis withdrew the original motion.

Ms. Barnes made a new motion to have clarifications in wording for proposals solicited in street lighting which includes options and choices of lighting types (cut-off versus full cut-off or a combination of both) with consideration for existing design requirements as already established which would eliminate as much vertical lighting as feasible and still give maximum lighting to street level within established lighting standards and to have a discussion with other entities impacted by this issue. Mr. Lewis seconded.

Ms. Barnes called the question for a vote. The request to call the question was approved by a voice vote.

The motion to approve solicitation of proposals as clarified was approved by a voice vote.

Ms. Chynoweth turned the Chair back to Mr. Smyth at 9:26 p.m.

10. **Ordinance No. 2008-05-037: An Ordinance Revising the Annual Budget Ordinance (Area 4B Street Lighting Project)**

Gale Jamison (Assistant City Engineer) gave the staff report. Ms. Barnes made a motion to send the ordinance to Council for approval. Mr. Lewis seconded. The motion carried by a voice vote.

11. **Discussion: Amending Schedule of Fees (Lower Restaurant/Caterer Liquor License Fees)**

Mayor Prussing gave the staff report with input from Ronald Eldridge (Comptroller) and Tom Carrino (Economic Development Manager). Ms. Barnes made a motion to approve the ordinance and send to Council for approval. Mr. Lewis seconded. The motion carried by a voice vote.

12. **Discussion: Liquor Ordinance Revision (Fees to Go to Public Arts Commission)**

Mayor Prussing gave an informational update which addresses additional wording in ordinance for the funding to go to the Public Arts Commission. Ronald O'Neal, Jr. (Acting City Attorney) gave additional

information regarding state law. Mr. Lewis made a motion to send the ordinance to Council for approval. Ms. Chynoweth seconded. The motion carried by a voice vote.

13. **Motion to Establish a FY 2008-2009 Urbana Public Arts Plan**

Ms. Chynoweth gave a report. Ms. Chynoweth made a motion to establish a FY 2008-2009 Urbana Public Arts Plan and send to Council with a recommendation for approval. Mr. Bowersox seconded.

Ms. Barnes made an amendment to include modifications in the language of the plan to specify the items outlined in the proposed plan are guidelines to help facilitate the commission. Mr. Lewis seconded. The vote to amend the motion was approved by a voice vote.

The motion to establish a FY 2008-2009 Urbana Public Arts Plan with an amendment in language as discussed was approved by a voice vote.

14. **Adjournment**

There being no further business to come before the Committee, Chair Smyth declared the meeting adjourned at 10:06 p.m.

Joan M. Ryan
Recording Secretary

*This meeting was taped.

**This meeting was broadcast on cable television.

Minutes Approved: May 27, 2008