

ORDINANCE NO. 2017-06-033

AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER 2, SECTIONS 2-24, 2-25, AND 2-27

WHEREAS, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, the City Council heretofore did enact Urbana City Code Section 2-24 to describe the composition of the City Council, Section 2-25 to establish procedures for meetings of the City Council, and Section 2-27 to adopt rules for the deliberations of the City Council; and

WHEREAS, the City Council, after due consideration, finds that amending such sections as herein provided is in the best interests of the City and is desirable for the welfare of the City's government and affairs.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1.

Urbana City Code Chapter 2, "Administration," Article II, "Elected Officials," Division 2, "City Council," Section 2-24, "Composition," is hereby amended with the underlined text indicating new language and the strikethrough text indicating deletions as follows:

Sec. 2-24. - Composition.

The city operates under the mayor-alderman~~men~~person form of government. The city council shall consist of the mayor and seven (7) aldermen~~person~~, elected for four (4) year terms as provided by state law. The terms "alderman," "alderwoman," "alderperson," or "city council member", and their respective plurals, shall be acceptable for use as a title by the elected or appointed representatives of each of the wards. Each member may direct which of the terms shall be used by the clerk in the official records, journals, and procedures of the city council to record such members' official conduct. As used in this Code, the words "alderman," "alderwoman," "alderperson," or "city council member" shall be construed and considered to have full and equal legal affect and be synonymous.

Section 2.

Urbana City Code Chapter 2, "Administration," Article II, "Elected Officials," Division 2, "City Council," Section 2-25, "Meetings," is hereby amended with the underlined text indicating new language and the strikethrough text indicating deletions as follows:

Sec. 2-25. - Meetings.

(a) The regular meetings of the city council shall be held on the first and third Mondays of each month during the year, except when such Monday shall happen to be a legal holiday, in which case

the city council shall meet on the first Tuesday evening following. The regular meeting of the city council shall be convened at the hour of 7:00 p.m., or at such time thereafter upon the adjournment of a scheduled public hearing, township board meeting, or other duly scheduled business of the council. The term "legal holiday" as used shall mean the following days only;

- (1) New Year's Day;
- (2) The Friday preceding Easter;
- (3) Memorial Day;
- (4) Independence Day;
- (5) Labor Day;
- (6) Veterans Day;
- (7) Thanksgiving Day;
- (8) The day following Thanksgiving;
- (9) Christmas Day;
- (10) Martin Luther King, Jr.'s Birthday.

(b) A meeting of the city council may be cancelled by:

- (1) a motion passed by a majority vote of the city council members then holding office;
- (2) one or more written communications to the city clerk in which a majority of the city council members then holding office request the cancellation of a meeting; or
- (3) a written communication to the city clerk from the mayor which states that:
 - a. the mayor anticipates a lack of a quorum; or
 - b. there are no agenda items to be considered for final action; or
 - c. an emergency exists or will exist at the time when the meeting is to be convened which affects or which is expected to threaten human life, health, safety, or welfare.

(c) A meeting of the committee of the whole may be cancelled in the same manner as a meeting of the city council except that where written communication is required from city council members, such communication shall be required of committee of the whole members, and where communication is required from the ~~member~~ mayor, such communication shall be required of the then sitting chair of the committee of the whole.

(d) Special meetings may be called by the mayor or by any three (3) members of the city council whenever in the mayor's or their opinion it may be deemed necessary, in which event it shall be the duty of the mayor to cause every member of the city council to be served with notice of such special meeting, either by personal service or by leaving such notice at the member's usual place of business or residence, which notice shall state the date, time and purposes of such meeting. No business shall be transacted at any special meeting except as is stated in the notice and the agenda for the meeting. Alderpersons who provide written request to be notified by an electronic transmission means available to the city clerk of special council meetings shall be notified at an address provided for such transmission at least twenty-four (24) hours before the start of any special council meeting.

(e) No member of the city council, employee of the city, or any other person shall disclose to any other person the content or substance of any closed meeting or session except as provided for in the Open Meetings Act or as authorized by five (5) council members.

Section 3.

Urbana City Code Chapter 2, "Administration," Article II, "Elected Officials," Division 2, "City Council," Section 2-27, "Rules for deliberations," subsection (2), is hereby amended with the underlined text indicating new language and the strikethrough text indicating deletions as follows:

(2) The order of business of all regular meetings of the city council shall be as follows:

- a. Approval of minutes of the proceedings of regular and special meetings.
- b. Additions to agenda.
- c. Public input.
- d. Unfinished business.
- e. Reports of standing committees.
- f. Reports of special committees.
- g. Reports of officers.
- h. New business.
- i. Adjournment

Section 4.

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 5.

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 6.

This Ordinance shall be in full force and effect from and after its passage.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED BY THE CITY COUNCIL this ____ day of _____, _____.

AYES:

NAYS:

ABSTAINED:

Charles A. Smyth, City Clerk

APPROVED BY THE MAYOR this ____ day of _____, _____.

Diane Wolfe Marlin, Mayor