

URBANA CITY COUNCIL MEETING
MONDAY, April 6, 1992 [Recessed to April 7, 1992]

The City Council of the City of Urbana, Illinois met in regular session at 7:30 p.m., Monday, April 6, 1992 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 - 7.

There being a quorum, the meeting was called to order at 7:40 p.m. by Mayor Jeffrey T. Markland.

MINUTES OF PREVIOUS MEETINGS

Alderman Barr moved to approve the minutes of the March 2, 1992 regular meeting and the March 23, 1992 special meeting. The motion was seconded by Alderman Pollock and carried by a voice vote.

ADDITIONS TO THE AGENDA

In light of the many citizens present to address An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana, Alderman Clark moved to reevaluate the agenda at 10:00 p.m. if petitions and communications extend to that time. The motion was seconded by Alderman Whelan.

Following debate the motion carried by a voice vote.

Alderman Smyth moved to suspend the rules and remove item "b." An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana, under Reports of Standing Committees, Committee on Environment and Public Safety. The motion was seconded by Alderman Pollock.

Following debate, the motion carried voice vote, with Alderman Singer voting nay.

Alderman Singer moved to consider item "e." An Ordinance Revising The Annual Budget Ordinance (Police Mobile Radios), and item "3" under New Business, An Ordinance Approving And Authorizing The Execution Of An Annexation Agreement (Schluter) (Plan Case No. 1467-A-92: Schluter Annexation Agreement) following item "a." ISWDA/Line of Credit Resolution under Reports of Standing Committees, Committee on Environment and Public Safety, and to add, in conjunction with ISWDA/Line of Credit Resolution, possible closed session to consider possible litigation. The motion was seconded by Alderman Pollock and carried by the requisite two-thirds vote.

PETITIONS AND COMMUNICATIONS

Alderman Pollock stated that he had supported the motion to remove An Ordinance

Regulating The Possession Of Assault Weapons In The City Of Urbana, based primarily upon the recommendations of legal staff and the fact that the union which represents the City's police officers has expressed its opposition to this Ordinance. He stated that he, along with many Council Members, had a strong concern regarding public safety issues so he would be placing "Public Safety Concerns" on the April 13, 1992 agenda of the Committee on Administration and Finance.

Alderman Whelan addressed the Council, voicing his opposition to An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana.

Alderman Clark expressed his opposition to An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana.

Alderman Smyth voiced his opposition to An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana, as written.

Alderwoman Barr stated that the proposed Ordinance on assault weapons was poorly drafted, but expressed her ongoing support for weapons control in the City.

Alderwoman Tarr stated that she also felt An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana, as written, was flawed, but expressed her concern for weapons control.

Alderman Singer stated that he concurred with the opinion that An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana, as written, presented enforcement problems, but expressed his opinion that amendments which would "grandfather" existing weapons and delay the effective date of the Ordinance would address those problems.

Mayor Markland addressed those present, stating that he is opposed to legislation such as An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana.

Earl R. O'Shea, 606-A Glover, and Gerard Archibald, 1105 East Oregon, addressed the Council regarding matters relating to the Intergovernmental Solid Waste Disposal Association (ISWDA).

The following individuals addressed the Council in opposition to An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana:

Les VanLandingham, 503 West Pennsylvania Avenue, Urbana;
Paul Vallandigham, 2201-A Fletcher, Urbana;
Mike McBurnett, 706 South Grove Street, Urbana;
Martha VanLandingham, 503 West Pennsylvania Avenue, Urbana;
Ryan Enlow, 1206-A South Vine, Urbana;
Ann Vallandigham, 2201-A Fletcher, Urbana;

Urbana Police Sergeant Michael R. Miller, representing the Fraternal Order of Police Lodge #70;

The Council recessed at 9:10 p.m. and reconvened at 9:20 p.m. with all Members previously in attendance still present.

The following individuals also addressed the Council in opposition to An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana:

Elizabeth Kupfer, 404 West High, #4, Urbana;
Mark Gibson, 1010 West Clark, #3, Urbana;
Harlan Shukar, 3305 Nordland, Urbana;
Garry Daniel, #38 Appletree, Urbana;
Roger L. Dorsett, 2601 Willow Road, Urbana;
Duane Goodwin, 2106 East Main Street, Urbana;
Richard B. Adams, 607 East Colorado, Urbana;
Thomas Whetstone, 2103 Grange Drive, Urbana;
Raymond R. Norton, 1214 Lanore Drive, Urbana;
John Fyffe, 1004 Pin Oak, Mahomet;
David A. Raney, 303 E. White Street, #7, Champaign;
Marc Miller, 1707 South Vine, Urbana;
Priscilla J. Dorsett, 2601 Willow Road, Urbana;
Glendale Burge, 44 Maple Court, Champaign;
Bill Burwell, 707 South Webber, Urbana;
Michael Z. Williamson, 1006 West Main, Urbana;
Gregg Henigman, 3009 Flessner, Urbana;
Ted R. Turner, 902 Harding, #90, Urbana;
Steven L. Solkin, Jr., 1900 Blackthorn Drive, Champaign;

The following individuals addressed the Council in support of An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana:

Kenneth Zeigler, 809 West Illinois, Urbana;
Jennifer Putman, 1006 West Clark, Urbana;
Frederick K. Lamb, 1705 S. Pleasant, Urbana;

The following individuals were present and expressed their written opposition to An Ordinance Regulating The Possession Of Assault Weapons In The City Of Urbana:

Ben Cox, 805 South Lincoln, #2, Urbana;
Paul Pomes, 717 West Washington, Champaign;
Jan Miller, 1008 South Garfield, Urbana;

Keven Waspi, 704 West Iowa, Urbana;
Rodney Bogan, 1605 Willow Road, Urbana;
Theresa McClain, 1605 Willow Road, Urbana;
Oscar L. Gaddy, 609 Evergreen Court, E., Urbana;
Bruce A. Hertig, 306 West High, Urbana;
Gary L. Larson, 4040 East, Cerro Gordo;
John Moon, 2506 Campbell, Champaign;
J. Bruce Rankin;
Robert Rigdon, representing the Gold and Diamond Exchange located at 1004 West University, Urbana;
David Kardelis, 1110 West Green Street, Urbana;
David Livingston, 705 South Walnut, Urbana;
Jon Barrow, 705 Dover Place, Champaign;
Harold G. Scott, 605 Harwood Court, Champaign;
Jeff Smolen, 1101½ North Coler, Urbana;
Louis Midiri, 9 Airport Road, Savoy;
Rob Crowell, 1704 Henry, Champaign;
Doug Taylor, 607 North Cunningham, Urbana;
John Johnson, 2105 Barnes Drive, Urbana;
Steve Johnson, 47 Richard Drive, Urbana;
June A. Logan, 1103 Perkins Road, Urbana;
Ernest Logan, P.O. Box 13, Urbana;
Else Sprague, 2208 Perkins Road, Urbana;
Scott Sprague, 2208 Perkins Road, Urbana;
Jim Goodman, 2020 Constitution, Urbana;
Barbara Bruce, 506 South Webber, Urbana;
C.R. Carlton, 506 South Webber, Urbana;
Gary Doty, 1702 Hunter, Urbana;
Derek Scroggins, 1702 Hunter, Urbana;
H. Skip Perry, 31 Ashley Lane, Urbana;
Forest A. Clark, 516 North Fair, Champaign;
Phil Howard, 1203 West Main, #35, Urbana;
Jack Dorsett, 63 Michelle Lane, Urbana;
Robert N. Head, Jr., 107 North Poplar, Urbana;
Jay Winkelmann, 603 West Vermont, Urbana;

The following individuals were present and expressed their written support of An Ordinance
Regulating The Possession Of Assault Weapons In The City Of Urbana:

Rosemarie Lawrence, 2207 East Vermont, Urbana;
Leslie A. Mit;
Heather J. Young, 1006 South Orchard, Urbana;
Francis Young, 1006 South Orchard, Urbana;

Will Saunders, 415 West Indiana Avenue, Urbana;
John L. Johnson, 308 North First, Champaign;

OLD BUSINESS

Acting Chief Administrative Officer Bruce Walden stated that An Ordinance Revising The Annual Budget Ordinance (Meadowbrook Park Drainage) was not yet ready for Council action pending receipt of documents from the Urbana Park District. Accordingly, Alderman Pollock moved to table this Ordinance indefinitely pending staff's recommendation. The motion was seconded by Alderman Clark and carried by a voice vote.

REPORTS OF STANDING COMMITTEES

Committee on Administration and Finance

Alderman Pollock reported that there would be a special joint public hearing on social service grant applications by the City of Urbana Committee on Administration and Finance and the Cunningham Township Budget Committee on April 7, 1992 at 7:00 p.m. He also stated that the regular meeting of the Committee on Administration and Finance is scheduled for 7:30 p.m., Monday, April 13, 1992.

Committee on Environment and Public Safety

Alderman Singer moved to discuss matters relating to the ISWDA/Line of Credit Resolution in open session for ten minutes. Following debate, Alderman Singer withdrew his motion.

Alderman Singer moved to enter into closed session to discuss pending litigation. The motion was seconded by Alderman Smyth and carried 7-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Pollock, Singer, Smyth, Tarr and Whelan - 7; voting nay: none.

The Council went into closed meeting at 10:40 p.m. and reconvened in open session at 11:00 p.m. with all Members previously in attendance still present.

Alderman Singer moved to suspend the rules and consider item "e." under Reports of Standing Committees, Committee on Environment and Public Safety, An Ordinance Revising The Annual Budget Ordinance (Police Mobile Radios), item 2 under New Business, Staff Appointment - Building Inspector II, and item 3 under New Business, An Ordinance Approving And Authorizing The Execution Of An Annexation Agreement (Schluter) (Plan Case No. 1467-A-92: Schluter Annexation Agreement). The motion was seconded by Alderman Whelan and carried by voice vote.

Alderman Singer moved to adopt An Ordinance Revising The Annual Budget Ordinance

(Police Mobile Radios - \$23,100), seconded by Alderman Whelan.

Following debate the motion carried 8-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Pollock, Singer, Smyth, Tarr, Whelan and Mayor Markland - 8; voting nay: none.

Alderman Singer moved to approve the staff appointment of Steve Cochran to the position of Building Inspector II. The motion was seconded by Alderman Pollock and carried by a voice vote.

Alderman Singer moved to adopt An Ordinance Approving And Authorizing The Execution Of An Annexation Agreement (Schluter) (Plan Case No. 1467-A-92: Schluter Annexation Agreement), as amended with the new page two which corrects technical errors. The motion was seconded by Alderman Pollock and carried 8-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Pollock Singer, Smyth, Tarr, Whelan and Mayor Markland - 8; voting nay: none.

Alderman Singer moved to go into closed session to consider imminent and probable litigation. The motion was seconded by Alderwoman Tarr and carried 7-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Pollock, Singer, Smyth, Tarr and Whelan - 7; voting nay: none.

The Council entered into closed session at 11:10 p.m. and reconvened at 12:10 a.m., Tuesday, April 7, 1992, with all Members previously in attendance still present.

Alderman Smyth moved to suspend the rules and adopt An Ordinance Revising The Annual Budget Ordinance (Frasca Consultant - \$24,000). The motion was seconded by Alderman Singer and carried 8-0 by roll call vote. Voting aye were Members of the Council: Barr, Clark, Pollock, Singer, Smyth, Tarr, Whelan and Mayor Markland - 8; voting nay: none.

Alderman Smyth moved to recess the Council meeting to 6:30 p.m., Tuesday, April 7, 1992. The motion was seconded by Alderman Clark and carried by a voice vote. [Corrected to include: "The meeting recessed at 12:15 a.m., Tuesday, April 7, 1992."]

STATE OF ILLINOIS

CITY OF URBANA

URBANA CITY COUNCIL MEETING

TUESDAY, April 7, 1992 [Recessed from April 6, 1992]

Mayor Jeffrey T. Markland reconvened the Council meeting of Monday, April 6, 1992, at 6:40 p.m., Tuesday, April 7, 1992.

Present at the meeting were Members of the Council: Barr, Pollock, Singer, Smyth (arrived

at 6:59 p.m.) and Tarr - 5; absent were Alderman Clark and Whelan - 2.

Alderman Singer moved to add to the agenda closed meeting to discuss imminent and probable litigation. The motion was seconded by Alderwoman Barr and carried unanimously by show of hands vote.

Alderman Singer moved to go into closed session to consider imminent and probable litigation. The motion was seconded by Alderwoman Tarr and carried 4-0 by roll call vote. Voting aye were Members of the Council: Barr, Pollock, Singer and Tarr - 4; voting nay: none.

The Council entered into closed session at 6:45 p.m.

Alderman Smyth arrived.

The Council reconvened in open session at 7:02 p.m. with all Members previously in attendance, plus Alderman Smyth, still present.

Alderman Singer moved to approve "A Motion In Support Of The Mayor":

The Urbana City Council unanimously supports the position its Mayor has taken on the question of dissolution of the ISWDA. We suggest that an appropriate course of action before any Member Government considers, even in principle, the dissolution of the ISWDA would be for the Member Government proposing dissolution to present duly enacted Ordinances authorizing the execution of a proposed dissolution agreement and appropriating escrows for all relevant expenditures.

The motion was seconded by Alderwoman Tarr. Alderman Pollock requested a roll call vote. A Motion In Support Of The Mayor carried 5-0 by roll call vote. Voting aye were Members of the Council: Barr, Pollock, Singer, Smyth and Tarr - 5; voting nay: none.

ADJOURNMENT

Alderman Pollock moved to adjourn. The motion was seconded by Alderman Smyth and carried by a voice vote. The meeting was adjourned at 7:07 p.m.

Jeffrey T. Markland
Mayor

Ruth S. Brookens, City Clerk

*This meeting was taped.

**The April 6, 1992 meeting was broadcast on cable television.