

COMMITTEE OF THE WHOLE
MAY 26, 1998
7:30 P.M.

Committee Members Present:

James Hayes, Carolyn Kearns, Esther Patt, John Taylor,
Joseph Whelan, and Ruth Wyman

Committee Members Absent:

Laura Huth

Staff Members Present:

Phyllis Clark, Mayor Satterthwaite, Police Chief Eddie
Adair, April Getchius, Bill Gray, Matt Weber, Bruce
Walden, Ron Eldridge, and Jack Waaler

Others Present:

Members of the Media

Meeting Location:

Urbana City Council Chambers

There being a quorum, Chair Whelan called the meeting to order at 7:45 p.m.

Additions to the Agenda and Staff Report

There were none.

Minutes of Previous Meeting

Ms. Kearns moved to approve the minutes of the May 11, 1998 meeting of the Committee of the Whole. The motion was seconded by Ms. Wyman and carried by a voice vote.

Public Input

Howard Wakeland, 2213 Combes, addressed the Committee with his concerns regarding the historic preservation ordinances and property rights.

Art Zangerl, 702 W. Michigan, and Randy Kangas, 804 W. Main, addressed the Committee in support of the historic preservation ordinances.

Discussion Of University of Illinois Request To Vacate High Street (between Lincoln Avenue and Gregory Street

Chief Administrative Officer Bruce Walden introduced Dr. Charles Colbert, Vice Chancellor of the University of Illinois. Dr. Colbert presented a request for an intergovernmental agreement between the City of Urbana and the University regarding the vacation of a portion of High Street.

This agreement would include a licensing agreement for a period of 90 days which would allow the University to begin work on the parking lot. During that 90 day period the intergovernmental agreement regarding the Lincoln Avenue Corridor will be negotiated with the University to include the following: High and California Street vacations; signal, road and turn lane improvements on Lincoln between Green and Windsor; right-of-way dedications by the University; and Orchard and Florida signal improvement.

Following debate, Mr. Taylor moved to request Mayor Satterthwaite to direct staff to draft a temporary licensing agreement as outlined in Mr. Walden's memo of May 26, 1998 and to bring it to Council on Monday, June 1, 1998. The motion was seconded by Ms. Patt. Following debate, the motion carried by a voice vote.

Resolution For Improvement By Municipality Under The Illinois Highway Code (University Avenue from Wright Street to Vine Street; Main Street from Vine Street to E. of Lierman Avenue)

Public Works Director Bill Gray presented staff report on **Resolution For Improvement By Municipality Under The Illinois Highway Code (University Avenue from Wright Street to Vine Street; Main Street from Vine Street to E. of Lierman Avenue)**.

Following debate regarding the street lighting, Mr. Taylor moved to send **Resolution For Improvement By Municipality Under The Illinois Highway Code (University Avenue from Wright Street to Vine Street; Main Street from Vine Street to E. of Lierman Avenue)** to Council for approval. The motion was seconded by Ms. Wyman and carried by a voice vote.

An Ordinance Authorizing The Acceptance Of Payments By Credit Card

Comptroller Ron Eldridge presented staff report stating that recently the State Legislature passed a bill that requires municipalities to pass an ordinance in order to continue accepting credit card payments.

Following debate, Mr. Hayes moved to send An Ordinance Authorizing The Acceptance Of Payments By Credit Card to Council for approval. The motion was seconded by Ms. Kearns and carried by a voice vote.

An Ordinance Amending Section 2-99 (4) Of The Urbana Code Of Ordinances Relating To Civil Service Probation

City Attorney Jack Waaler presented staff report on An Ordinance Amending Section 2-99 (4) Of The Urbana Code Of Ordinances Relating To Civil Service Probation. The Civil Service Commission recommended approval of this ordinance.

Police Chief Eddie Adair stated the department's need for approval of this ordinance for greater flexibility.

Following debate, Ms. Patt moved to send An Ordinance Amending Section 2-99 (4) Of The Urbana Code Of Ordinances Relating To Civil Service Probation with the amendment adding "unless the appointing authority expressly declines to seek discharge as an alternative to extending probation." after "the appointing authorities request for extension of probation shall simultaneously constitute a discharge". The motion was seconded by Ms. Kearns and carried by a voice vote.

Budget Markup Session

Ms. Patt moved to send the Fiscal Year 1998-99 Budget to Council with the amendments as described in Ron Eldridge's memo of May 20, 1998, entitled "Amendments to the Fiscal Year 1998-99 Budget" and the change to the social service funding level of \$131,890. (See attachment #1). The motion was seconded by Ms. Kearns.

Following debate, Ms. Patt moved to amend the motion by including the social service funding amounts as listed on attachment #2. The motion was seconded by Ms. Wyman.

Chair Whelan moved to take the \$15,000 funding from Planned Parenthood and transfer it to \$5,000 for each of the Urban League categories. The motion died for lack of a second.

The motion to amend the motion by including social service funding amounts carried by a voice vote.

The motion to send Fiscal Year 1998-99 Budget, as amended, to Council carried by a voice vote.

Ord. No. 9798-111: An Ordinance Approving An Amendment To The Comprehensive Plan Of The City Of Urbana, Illinois (Historic Preservation Plan - Plan Case 1686-CP-98) and Ord. No. 9798-112: An Ordinance Approving An Amendment To The Zoning Ordinance Of The City Of Urbana, Illinois (Creating A Historic Preservation Ordinance - Plan Case 1686-T-98)

Director of Community Development April Getchius presented staff report on the key elements of the historic preservation ordinances.

Following debate, Ms. Patt moved to send Ord. No. 9798-111: An Ordinance Approving An Amendment To The Comprehensive Plan Of The City Of Urbana, Illinois (Historic Preservation Plan - Plan Case 1686-CP-98) and Ord. No. 9798-112: An Ordinance Approving An Amendment To The Zoning Ordinance Of The City Of Urbana, Illinois (Creating A Historic Preservation Ordinance - Plan Case 1686-T-98) to Council for approval.

Chair Whelan declared a five minute recess at 9:51 p.m. The meeting resumed at 10:04 p.m. with all members previously in attendance still present.

Following debate, Ms. Patt moved to amend the motion by stating that the Historic Preservation Commission recommends designations to the City Council, and the City Council makes the final decision, with the exception that the Historic Preservation Commission can make the decision on a landmark if the petition for the designation came from the owner of the landmark. Along with that would be: a) separate districts and landmarks; b) all districts go to City Council; c) all landmark designations go to City Council if nominated by someone other than the owner of the landmark; and d) change number of votes by the Commission required for recommendation to a simple majority. The motion was seconded by Ms. Wyman. Following debate, the motion carried by a voice vote.

Ms. Patt moved to amend the original motion to clarify that the Historic Preservation Commission cannot appropriate funds on its own; but would recommend expenditure of grant monies

to the City Council. The motion was seconded by Ms. Wyman.

Following debate, the motion carried by a voice vote.

Ms. Patt moved to amend the motion to delete the paragraph provided for the appeal of the Commission designation to the City Council. If the Council is responsible for designation, there is no need for the appeal process. The motion was seconded by Ms. Wyman and carried by a voice vote.

Ms. Patt moved to amend the original motion by changing the provision for accessibility, Section 5, B, 4 to add the words "clients or customers" after occupant. The motion was seconded by Ms. Wyman and carried by a voice vote.

Ms. Patt moved to amend the motion by stating that the nomination of a district be accomplished by 25% of the property owners within the district nominating by petition and that if 40% of the property owners object, a super majority is required by the City Council. The presumption is, wherever "owners" is used, it is a property vote. The motion was seconded by Mr. Hayes.

Following debate, the motion carried by a voice vote.

Ms. Patt moved that staff make the appropriate change to insure that it is clear that one property has one vote, regardless of the number of owners. The motion was seconded by Ms. Wyman and carried by a voice vote.

Ms. Patt moved that notices without a ballot be sent to effected property owners prior to preliminary meeting of the Commission and notice with ballots be sent to effected property owners prior to the public hearing. The motion was seconded by Ms. Wyman.

Following debate, the motion carried by a voice vote.

At 11:00 p.m., Ms. Patt moved to extend the meeting for fifteen minutes. The motion was seconded by Ms. Wyman and carried by a voice vote.

Ms. Kearns moved to amend the original motion by the following regarding landmark status for a single property: if the a homeowner nominates a property, the process can stop with the Commission; if somebody else nominates and there is no objection by the owner, it comes to Council and the vote would be a simple majority; and if the owner objects to the nomination, it

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would take a super majority vote by the Council to receive designation. The motion was seconded by Mr. Taylor and carried by a voice vote.

Ms. Patt moved to send Ord. No. 9798-111: An Ordinance Approving An Amendment To The Comprehensive Plan Of The City Of Urbana, Illinois (Historic Preservation Plan - Plan Case 1686-CP-98) and Ord. No. 9798-112: An Ordinance Approving An Amendment To The Zoning Ordinance Of The City Of Urbana, Illinois (Creating A Historic Preservation Ordinance - Plan Case 1686-T-98) to the Committee of the Whole on June 8, 1998. The motion was seconded by Ms. Wyman and carried by a voice vote.

Council Travel Policies

Mr. Whelan requested to postpone Council Travel Policies to the Committee of the Whole on June 8, 1998. There were no objections.

Adjournment

There being no further business to come before the Committee, Chair Whelan declared the meeting adjourned at 11:15 p.m.

Respectfully submitted,

Elaine Taylor
Recording Secretary

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