

STATE OF ILLINOIS

CITY OF URBANA

Tod Satterthwaite, Mayor

Phyllis D. Clark, City Clerk



**URBANA CITY COUNCIL MEETING
SEPTEMBER 16, 2002**

The City Council of the City of Urbana, Illinois, met in regular session Monday, September 16, 2002 in the Council Chambers at the Urbana City Building.

COUNCIL MEMBERS PRESENT

- Ward 1 - Alderwoman Esther Patt
- Ward 2 - Alderwoman Ruth Wyman
- Ward 3 - Alderman James H. Hayes, Jr. (7:39 p.m.)
- Ward 4 - Alderwoman Danielle Chynoweth
- Ward 5 - Alderwoman Laura Huth (7:37 p.m.)
- Ward 7 - Alderman Milton Otto

COUNCIL MEMBERS ABSENT

- Ward 6 - Alderman Joseph A. Whelan, Jr. (excused)

STAFF PRESENT

Tod Satterthwaite; Phyllis Clark; Bruce Walden; Jack Waaler; Eddie Adair; Jeff McDuffy; William Gray; Elizabeth Tyler; Robert Grewe; Robert Kowalski

OTHERS PRESENT

John Peterson; Dave Taylor; Norman Baxley; Chris Miller; Andrew Kwon; Dr. Jerry Marino; Elizabeth Cameron; Peter Havranek; Members of the Media

Mayor Satterthwaite called the meeting of the Urbana City Council to order at 7:30 p.m.

A. APPROVAL OF MINUTES OF PREVIOUS MEETING

September 3, 2002 - Alderwoman Patt made a motion to approve the minutes of September 3, 2002. Alderwoman Wyman seconded. The motion carried by voice vote.

B. ADDITIONS TO THE AGENDA

There were none.

C. PETITIONS AND COMMUNICATIONS

The following people addressed the Council in support of the proposed methadone treatment facility:

- John Peterson, 702 W. Pennsylvania, representing Harm Reduction Services; and

Norman Baxley, 510 W. Main

The following people addressed the Council in opposition to the proposed methadone treatment facility:

Dave Taylor, Quincy, Illinois, representing County Market;

Andrew Kwon, P.O. Box 2132 (Champaign);

Dr. Jerry Marino, 907 Fairview;

Elizabeth Cameron, 2038 C.R. 125E (Mahomet); and

Peter Havranek, 107 W. Goose Alley

Chris Miller, 3210 W. William St. (Champaign), addressed the Council with concerns about parking in downtown on Broadway.

Council Member Input

There was none.

D. OLD BUSINESS

1. Ordinance No. 2002-08-083: ***An Ordinance Amending the Zoning Ordinance of the City of Urbana, Illinois (Addition of a Definition and Use Regulations for "Methadone Treatment Facility", Plan Case No. 1824-T-02)***

[Note: This item was originally heard at the August 5, 2002 Council meeting and sent back to the Plan Commission for review and changes.]

Following debate, Alderwoman Patt made a motion to approve. Alderwoman Wyman seconded. Debate ensued.

Alderman Otto made a motion to defer this item to the next Council meeting. Alderman Hayes seconded.

Mayor Satterthwaite stated this item would be on the agenda of the next Council meeting.

Alderwoman Patt called a point of order, stating that a majority vote is required to defer since this item is not on the Council agenda for the first time.

Mayor Satterthwaite ruled that since the agenda item was sent to Plan Commission at the last meeting rather than moved and seconded for approval, Council rules allow a deferral by two members.

Alderwoman Patt moved to appeal the ruling of the Chair. Alderwoman Wyman seconded. The Parliamentarian stated the motion to be voted on is "Should the ruling of the Chair be sustained?" A "nay" vote reverses this ruling. Following debate, the vote to sustain the Chair's ruling failed by a show of hands, 2-aye and 4-nay.

The question now on the floor is the main motion to approve the Ordinance.

Alderman Hayes took the Chair (8:52 p.m.) and Mayor Satterthwaite entered debate.

Following further debate, the vote on the main motion to approve was as follows:

Chynoweth - Aye	Otto - Aye
Hayes - Aye	Patt - Aye
Huth - Aye	Wyman - Aye

Disposition: Ordinance No. 2002-08-083, "An Ordinance Amending the Zoning Ordinance of the City of Urbana, Illinois (Addition of a Definition and Use Regulations for "Methadone Treatment Facility", Plan Case No. 1824-T-02)", was approved by Council by a roll call vote (6-aye:0-nay).

E. REPORTS OF STANDING COMMITTEES

1. Committee Of The Whole

- a. Ordinance No. 2002-09-106: ***An Ordinance Approving an Agreement for Use of Right-Of-Way (Lincoln Avenue Between Stoughton Street and Hill Street, and Church Street Between Lincoln Avenue and Coler Avenue)***

Alderman Otto made a motion to approve. Alderwoman Patt seconded.

Before the vote was taken, William Gray (Public Works Director) informed the Council that he had received a phone call from the petitioner indicating that they did not wish to proceed at this time and would like to withdraw their request. They plan to do further review and perhaps come back again later.

There were no objections. The motion to approve was withdrawn.

Disposition: Ordinance No. 2002-09-106, "An Ordinance Approving an Agreement for Use of Right-Of-Way (Lincoln Avenue Between Stoughton Street and Hill Street, and Church Street Between Lincoln Avenue and Coler Avenue)", is **void**.

- b. Ordinance No. 2002-09-107: ***An Ordinance Vacating an Alley (North of Oregon Street Between McCullough Street and Birch Street)***

Alderman Otto made a motion to approve. Alderwoman Patt seconded. The vote on the motion was as follows:

Chynoweth - Aye	Patt - Aye
Hayes - Aye	Wyman - Aye
Huth - Aye	Mayor Satterthwaite - Aye
Otto - Aye	

Disposition: Ordinance No. 2002-09-107, "An Ordinance Vacating an Alley (North of Oregon Street Between McCullough Street and Birch Street)", was approved by Council by a roll call vote (7*-aye:0-nay). [**Requires Mayor vote.*]

- c. Ordinance No. 2002-09-105: ***An Ordinance Revising the Annual Budget Ordinance (CDBG/Capital Improvement Fund Capital Projects)***

Alderman Otto made a motion to approve. Alderwoman Wyman seconded. The vote on the motion was as follows:

Chynoweth - Aye	Patt - Aye
Hayes - Aye	Wyman - Aye
Huth - Aye	Mayor Satterthwaite - Aye
Otto - Aye	

Disposition: Ordinance No. 2002-09-105, "An Ordinance Revising the Annual Budget Ordinance (CDBG/Capital Improvement Fund Capital Projects)", was approved by Council by a roll call vote (7*-aye:0-nay). [**Requires Mayor vote.*]

- d. Ordinance No. 2002-09-108: ***An Ordinance Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Homestead Corporation - Rental Property Development, FY 2002-2003)***

Alderman Otto made a motion to approve. Alderwoman Wyman seconded. The vote was as follows:

Chynoweth - Aye	Otto - Aye
Hayes - Aye	Patt - Aye
Huth - Aye	Wyman - Aye

Disposition: Ordinance No. 2002-09-108, "An Ordinance Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Homestead Corporation - Rental Property Development, FY 2002-2003)", was approved by Council by a roll call vote (6-aye:0-nay).

- e. Ordinance No. 2002-09-109: ***An Ordinance Approving and Authorizing the Execution of an Urbana HOME Consortium Community Housing Development Organization Agreement (Urban League of Champaign County Development Corporation, Lease-Purchase Program, FY 2002-2003)***

Alderman Otto made a motion to approve. Alderwoman Wyman seconded. The vote was as follows:

Chynoweth - Aye	Otto - Aye
Hayes - Aye	Patt - Aye
Huth - Aye	Wyman - Aye

Disposition: Ordinance No. 2002-09-109, "An Ordinance Approving and Authorizing the Execution of an Urbana HOME

Consortium Community Housing Development Organization Agreement (Urban League of Champaign County Development Corporation, Lease-Purchase Program, FY 2002-2003)", was approved by Council by a roll call vote (6-aye:0-nay).

- f. Ordinance No. 2002-09-110: **An Ordinance Amending a Certain Urbana HOME Consortium Community Housing Development Organization Agreement Between the City of Urbana and the Illinois Center for Citizen Involvement (HomeBuild3, FY 2000-2001)**

Alderman Otto made a motion to approve. Alderwoman Chynoweth seconded. The vote was as follows:

Chynoweth - Aye	Otto - Aye
Hayes - Aye	Patt - Aye
Huth - Aye	Wyman - Aye

Disposition: Ordinance No. 2002-09-110, "An Ordinance Amending a Certain Urbana HOME Consortium Community Housing Development Organization Agreement Between the City of Urbana and the Illinois Center for Citizen Involvement (HomeBuild3, FY 2000-2001)", was approved by a roll call vote (6-aye:0-nay).

- g. Ordinance No. 2002-09-112: **An Ordinance Approving and Authorizing the Execution of an Annexation Agreement (Flessner Development Company / Somerset Subdivision No. 4)**

[Jack Waaler (City Attorney) pointed out that since there had not been a public hearing, this item could not be acted on this evening by Council. The public hearing for this item will be re-advertised. The hearing is scheduled for October 7, 2002. Therefore, this item was removed from the agenda and will come back to Council on October 7, 2002 following the public hearing.]

With nothing further to report, Alderman Otto stated that the next meeting of the Committee Of The Whole is scheduled for Monday, September 23, 2002 at 7:30 p.m. in the Council Chambers.

F. REPORTS OF SPECIAL COMMITTEES

There were none.

G. REPORTS OF OFFICERS

Bruce Walden (Chief Administrative Officer) gave a brief update on the progress of the following projects:

1. Lincoln Square Lighting - Replaced the series lighting in the areas around Lincoln Square (Race Street, Elm Street and County Plaza area). They should be turned on within the next week or two. Phase I of the Streetscape Project is nearing completion.
2. North Cunningham Avenue - Finished the asphalt last week on North Route 45. This also aided in making things go smoothly with transporting truckloads of dirt for the O'Brien development project starting this week.

3. Comprehensive Plan - Focus groups are starting this week.
4. Employment Replacement - Making progress in filling vacant positions (i.e., Personnel Manager, Fire Division Chief, Downtown TIF Coordinator).
5. Hybrid Vehicle - Put into the fleet for Police Department Parking Division today.
6. Auditors - Closing out last year's financial records and should have a report soon.

H. NEW BUSINESS

Robert Kowalski (Assistant City Planner) presented the staff report for both new business items together, however, requested that they be voted on separately with item #2 being acted on first. There were no objections.

2. Ordinance No. 2002-09-114: ***An Ordinance Amending the Zoning Map of the City of Urbana, Illinois (Rezoning for a Ten-Acre Tract of Property on the South Side of Country Club Road Approximately 330 Feet West of Willow Road From R-3, Single- and Two-Family Residential, to R-4, Medium Density Multiple-Family Residential Zoning District - Plan Case 1837-M-02)***

Alderman Hayes made a motion to approve. Alderwoman Wyman seconded. The vote was as follows:

Chynoweth - Aye	Otto - Aye
Hayes - Aye	Patt - Aye
Huth - Aye	Wyman - Aye

Disposition: Ordinance No. 2002-09-114, "An Ordinance Amending the Zoning Map of the City of Urbana, Illinois (Rezoning for a Ten-Acre Tract of Property on the South Side of Country Club Road Approximately 330 Feet West of Willow Road From R-3, Single- and Two-Family Residential, to R-4, Medium Density Multiple-Family Residential Zoning District - Plan Case 1837-M-02)", was approved by Council by a roll call vote (6-aye:0-nay).

1. Ordinance No. 2002-09-113: ***An Ordinance Approving a Special Use Permit (Request to Establish a Dwelling, Home for Adjustment, Cunningham Children's Home, in the R-4, Medium Density Multiple-Family Residential Zoning District - Plan Case No. 1838-SU-02)***

Alderman Hayes made a motion to approve. Alderwoman Wyman seconded. The vote was as follows:

Chynoweth - Aye	Otto - Aye
Hayes - Aye	Patt - Aye
Huth - Aye	Wyman - Aye

Disposition: Ordinance No. 2002-09-113, "An Ordinance Approving a Special Use Permit (Request to Establish a Dwelling, Home for Adjustment, Cunningham Children's Home, in the R-4, Medium Density Multiple-Family Residential Zoning District - Plan Case

No. 1838-SU-02)", was approved by Council by a roll call vote (6-aye:0-nay).

I. ADJOURNMENT

There being no further business to come before the City Council, Mayor Satterthwaite declared the meeting adjourned at 9:15 p.m.

Deborah J. Roberts
Recording Secretary

Phyllis D. Clark
City Clerk

*This meeting was taped.

**This meeting was broadcast on cable television.

Minutes Approved: October 7, 2002