

**STATE OF ILLINOIS**

*Laurel Lunt Prussing, Mayor*

**CITY OF URBANA**

*Phyllis D. Clark, City Clerk*



**URBANA CITY COUNCIL MEETING  
APRIL 6, 2009**

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The City Council of the City of Urbana, Illinois, met in regular session Monday, April 6, 2009 in the Council Chambers at the Urbana City Building.

**ELECTED/APPOINTED OFFICIALS PHYSICALLY PRESENT**

Charlie Smyth, Alderman Ward 1  
David Gehrig, Alderman Ward 2  
Robert E. Lewis, Alderman Ward 3  
Brandon Bowersox, Alderman Ward 4  
Dennis Roberts, Alderman Ward 5  
Heather Stevenson, Alderwoman Ward 6  
Lynne C. Barnes, Alderwoman Ward 7  
Laurel Lunt Prussing, Mayor  
Phyllis D. Clark, City Clerk

**ELECTED/APPOINTED OFFICIALS PRESENT VIA TELECONFERENCE**

None

**ELECTED/APPOINTED OFFICIALS ABSENT**

None

**STAFF PRESENT**

Ronald O'Neal, Jr.; Michael Bily; Michael Dilley; William Gray;  
Elizabeth Tyler; Thomas Carrino; Anna Hochhalter; Janel Gomez; Jeff  
Engstrom; John Schneider

**OTHERS PRESENT**

Dr. James Leonard ; Eileen Gebbie; Jeanie Covert; Cecily Smith; Douglas  
Kistler; Christopher Alix; Jann Meyer; Michelle Plante, Jane Solon;  
Elize Pflederer; Members of the Media

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**A. CALL TO ORDER AND ROLL CALL**

Mayor Prussing called the meeting of the Urbana City Council to order at 7:18 p.m.

**B. APPROVAL OF MINUTES OF PREVIOUS MEETING**

March 16, 2009

Alderwoman Stevenson made a motion to approve the minutes of March 16, 2009. Alderwoman Barnes seconded. Alderman Gehrig asked for a

correction to his title. The motion to approve the minutes as corrected carried by voice vote.

**C. ADDITIONS TO THE AGENDA**

There were none.

**D. PETITIONS AND COMMUNICATIONS**

Dr. James Leonard, President and CEO of Carle Foundation gave the annual report.

Christopher Alix, 301 E. George Huff, addressed the Council with his concerns regarding the noise problems experienced recently in the Lydia Court West area. He mentioned the developer of both the housing complex and the Meijer project were cautioned to consider the noise issue before building. He is requesting the Council address this issue in zoning regulations for future development to avoid the problem again.

Douglas Kistler, 214 Hartle Avenue, #7, addressed the Council with his concerns about the noise issues in his neighborhood around the Solo Cup facility.

Cecily Smith, 1404 Westfield Drive, announced the Boneyard Creek Community Day event the weekend of April 17, 2009.

Jeannie Covert, 806 S. Vine Street, spoke to the Council of her opposition to the possible rezoning of the property at 708 S. Vine to multi-family. She read a letter to the Council from her neighbor, Mary Grace Stevens, 804 S. Vine, who also objects to the proposed rezoning of the property. Jan Meyer, 801 S. Vine Street, spoke of her objections to the possible rezoning as well. Alderman Roberts read a letter he received from Chris Stohr who also objects to the rezoning of this property to multi-family.

**E. OLD BUSINESS**

There was none.

**F. REPORTS OF STANDING COMMITTEES**

There were none.

**G. REPORTS OF SPECIAL COMMITTEES**

There were none.

**H. REPORTS OF OFFICERS**

Thomas Carrino (Economic Development Manager) gave an updated economic report and announced several new businesses in the Philo Road area. He also said construction was almost done at 901 West University. Tom also announced the Market at the Square will begin its new season on May 2, 2009. He stated the State had awarded Urbana a promotions grant of \$7,500.00 for the Market. He announced City staff has developed television programming which will air at 5:00 p.m. on Sundays on UPTV on Building Urbana.

Mayor Prussing announced Urbana was awarded an \$189,000 energy efficiency grant through the U.S. Conference of Mayors which she attended.

Alderwoman Stevenson acknowledged the Illinois Marathon which will be held on April 11, 2009.

**I. NEW BUSINESS**

1. **Ordinance No. 2009-04-026: An Ordinance Repealing Ordinance No. 2009-02-012 and Approving an Ordinance Authorizing the Mayor to Establish a Parking Meter Zone on Certain Streets (To Add Parking Meter Zone - Clark Street)**

William Gray (Public Works Director) gave the updated staff report. Alderman Smyth made a motion to approve. Alderman Roberts seconded. The vote was as follows:

Barnes - Aye	Roberts - Aye
Bowersox - Aye	Smyth - Aye
Gehrig - Aye	Stevenson - Aye
Lewis - Aye	

**Disposition:** Ordinance No. 2009-04-026: An Ordinance Repealing Ordinance No. 2009-02-012 and Approving an Ordinance Authorizing the Mayor to Establish a Parking Meter Zone on Certain Streets (To Add Parking Meter Zone - Clark Street), by a roll call vote (7-aye:0-nay).

2. **Ordinance No. 2009-04-027: An Ordinance Authorizing the Sale of Certain Real Estate (1306 West Dublin Street)**

John Schneider (Grants Manager) presented the staff report. Alderman Smyth made a motion to approve. Alderman Gehrig seconded. The vote was as follows:

Barnes - Aye	Roberts - Aye
Bowersox - Aye	Smyth - Aye
Gehrig - Aye	Stevenson - Aye
Lewis - Aye	

**Disposition:** Ordinance No. 2009-04-027: An Ordinance Authorizing the Sale of Certain Real Estate (1306 West Dublin Street), was approved by a roll call vote (7-aye:0-nay).

3. **Ordinance No. 2009-04-028: An Ordinance Amending the Zoning Map of the City of Urbana, Illinois (Rezoning of 708 South Vine Street from R-3, Single- and Two-Family Residential, to R-4, Medium Density Multiple-Family Zoning District - Plan Case No. 2101-M-09)**

Jeff Engstrom (Planner) presented the staff report. He announced there had been a valid protest petition filed in their office regarding this rezoning ordinance. Alderman Smyth made a motion to deny the ordinance. Alderman Roberts seconded. The vote was as follows:

Barnes - Aye  
Bowersox - Aye  
Gehrig - Aye  
Lewis - Aye

Roberts - Aye  
Smyth - Aye  
Stevenson - Aye

**Disposition:** Ordinance No. 2009-04-028: an Ordinance Amending the Zoning Map of the City of Urbana, Illinois (Rezoning of 708 South Vine Street from R-3, Single- and Two-Family Residential, to R-4, Medium Density Multiple-Family Zoning District - Plan Case No. 2101-M-09), the denial was approved by a roll call vote (7-aye:0-nay).

4. **Ordinance No. 2009-04-029: An Ordinance Approving an Amendment to an Urbana HOME Consortium Community Housing Development Organization Agreement (Ecological Construction Laboratory - Super Energy Efficient Home, FY 2007-2008)**

Janel Gomez (Grant Coordinator) gave the staff report.

Alderwoman Barnes left the meeting at 8:26 p.m.

Alderman Smyth made a motion to approve. Alderman Lewis seconded. The vote was as follows:

Bowersox - Aye  
Gehrig - Aye  
Lewis - Aye

Roberts - Aye  
Smyth - Aye  
Stevenson - Aye

**Disposition:** Ordinance No. 2009-04-029: An Ordinance Approving an Amendment to an Urbana HOME Consortium Community Housing Development Organization Agreement (Ecological Construction Laboratory - Super Energy Efficient Home, FY 2007-2008), was approved by a roll call vote (6-aye:0-nay).

Alderwoman Barnes returned to the meeting at 8:28 p.m.

5. **Ordinance No. 2009-04-030: An Ordinance Amending Ordinance No. 2008-03-017 Concerning the Approval of a Major Variance (To Revise Conditions for Display Frequency - 2710 South Philo Road / Case No. ZBA-2009-MAJ-01)**

Elizabeth Tyler (Community Development Director/City Planner) presented the staff report.

Alderwoman Stevenson made a motion to approve in omnibus fashion with Ordinance No. 2009-04-031. Alderwoman Barnes seconded. Alderman Roberts stated his objection to handling the vote on these two items in omnibus fashion. The motion died for lack of a vote.

Alderwoman Stevenson made a motion to approve the ordinance singularly. Alderwoman Barnes seconded. There was debate regarding the issue. The motion died for lack of a vote.

Alderman Smyth made a motion to defer the two ordinances in omnibus fashion to the next Committee of the Whole meeting so more review could be made. Alderwoman Barnes seconded. The motion passed by a voice vote.

After Alderman Smyth withdrew his motion to go into closed session, he made a motion to reconsider this item, along with item #6 again. Jane Solon, The Atkins Group, answered questions from the Council.

Alderwoman Barnes made a motion to approve the ordinance. Alderman Lewis seconded. Debate followed.

Alderwoman Barnes called the question on this item.

The vote was as follows:

Barnes - Aye	Roberts - Nay
Bowersox - Aye	Smyth - Aye
Gehrig - Aye	Stevenson - Aye
Lewis - Aye	

**Disposition:** Ordinance No. 2009-04-030: An Ordinance Amending Ordinance No. 2008-03-017 Concerning the Approval of a Major Variance (To Revise Conditions for Display Frequency - 2710 South Philo Road / Case No. ZBA-2009-MAJ-01), was approved by a roll call vote (6-aye:1-nay).

6. **Ordinance No. 2009-04-031: An Ordinance Amending Ordinance No. 2008-03-018 Concerning the Approval of a Major Variance (To Revise Conditions for Display Color - 2710 South Philo Road / Case No. ZBA-2009-MAJ-02)**

Alderman Smyth made a motion to approve with amendment of language to include "no signage to exceed 114 foot square". Alderman Roberts seconded. The motion was defeated by voice vote.

Alderwoman Barnes called the question. This was defeated by voice vote.

Alderman Smyth made a new motion to limit the second sign to a height of the first sign or to be in compliance with the new zoning regulations and ordinance being developed. Alderman Roberts seconded. The motion was defeated by a voice vote.

Alderwoman Stevenson called the question.

Alderwoman Barnes made a motion to approve the ordinance after debate. Alderman Stevenson seconded. The vote was as follows:

Barnes - Aye	Roberts - Aye
Bowersox - Aye	Smyth - Nay
Gehrig - Aye	Stevenson - Aye
Lewis - Aye	

**Disposition:** Ordinance No. 2009-04-031: An Ordinance Amending Ordinance No. 2008-03-018 Concerning the Approval of a Major Variance (To Revise Conditions for Display Color - 2710 South Philo Road / Case No. ZBA-2009-MAJ-02), was approved by a roll call vote (6-aye:1-nay).

7. **Ordinance No. 2009-04-032: An Ordinance Revising the Annual Budget Ordinance (Professional Services, Meijer Noise Abatement)**

Elizabeth Tyler (Community Development Director/City Planner) presented the staff report. Alderman Smyth made a motion for approval. Alderwoman Barnes seconded. The vote was as follows:

Barnes - Aye	Roberts - Aye
Bowersox - Aye	Smyth - Aye
Gehrig - Aye	Stevenson - Aye
Lewis - Aye	

**Disposition:** Ordinance No. 2009-04-032: An Ordinance Revising the Annual Budget Ordinance (Professional Services, Meijer Noise Abatement), was approved by a roll call vote (7-aye:0-nay).

Alderman Smyth made a motion for staff to bring a second proposal for the Solo Cup neighborhood. Alderwoman Barnes seconded. The motion carried by a voice vote.

8. **Kerr Avenue Project Status Update**

Jeff Engstrom (Planner) gave the staff report with additional information from Elise Pflederer, E-co Lab. Alderman Bowersox made a motion for staff to proceed with recommended plans. Alderman Lewis seconded the motion. The motion was approved by a voice vote.

9. **Public Arts Program Update**

Anna Hochhalter (Public Arts Coordinator) gave the staff report with additional input from Michelle Plante. Alderman Bowersox made a motion to approve the program and expenditures as presented. Alderman Lewis seconded. The motion carried by a voice vote.

10. **Closed Session: Property Acquisition Issues, Pursuant 5 ILCS 120/2(c)(5).**

Alderman Smyth made a motion to go into closed session, but withdrew it to reconsider items #5 and #6 at this time.

After these items were voted, Alderman Smyth made a motion to go into closed session to discuss Property acquisition issues, pursuant 5 ILCS 120/2(c)(5). Alderwoman Stevenson seconded the motion. The vote was as follows:

Barnes - Aye	Roberts - Aye
Bowersox - Aye	Smyth - Aye
Gehrig - Aye	Stevenson - Aye
Lewis - Aye	Mayor Prussing - Aye

The motion carried by a roll call vote (8-aye:0-nay)[MAYOR VOTING]. The Council went into closed session at 10:07 p.m.

The Council resumed its regular session at 10:32 p.m. All elected officials were physically present except for Alderwoman Barnes.

11. **Ordinance No. 2009-04-033: An Ordinance Authorizing the Purchase of Certain Real Estate (1410 West Eads Street)**

Alderman Smyth made a motion to approve. Alderwoman Stevenson seconded. The vote was as follows:

Bowerxox - Aye	Roberts - Aye
Gehrig - Aye	Smyth - Aye
Lewis - Aye	Stevenson - Aye

**Disposition:** Ordinance No. 2009-04-033: An Ordinance Authorizing the Purchase of Certain Real Estate (1410 West Eads Street), was approved by a roll call vote (6-aye:0-nay).

**J. ADJOURNMENT**

There being no further business to come before the City Council, Mayor Prussing declared the meeting adjourned at 10:35 p.m.

Laurel Lunt Prussing  
Mayor

Phyllis D. Clark  
City Clerk

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

Minutes Approved: April 20, 2009