

CITY OF URBANA

COMMITTEE OF THE WHOLE - Monday, July 23, 2012 - 7:00 P.M.

CITY COUNCIL CHAMBERS - 400 S. VINE STREET, URBANA, IL

The City Council Committee Of The whole of the City of Urbana, Illinois, met in regular session Monday, July 23, 2012 in the Council Chambers of the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT: Brandon Bowersox-Johnson (Chair); Eric Jakobsson; Diane Marlin; Dennis Roberts; Charlie Smyth; Heather Stevenson; Laurel Lunt Prussing; Phyllis Clark

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE: None

ELECTED OFFICIALS ABSENT: Robert E. Lewis

STAFF PRESENT: Mike Monson; Curt Borman; Patrick Connolly; Kelly Mierkowski; William Gray, Elizabeth Tyler; Brad Bennett; Gale Jamison; Bill DeJarnette; John Collins

OTHERS PRESENT: Joanne Hovis; Jayne DeLuce; Philip Hoggatt; John Crutcher; Peter Folk; David Glynn; Teri Legner; Mike Smelzer; Pete Resnick; Dave Young; Tom Fiedler; Andy Rasner; Members of the Media

1. CALL TO ORDER AND ROLL CALL

There being a quorum, Chair Bowersox-Johnson called the meeting of the Committee Of The Whole to order at 7:18 p.m.

2. ADDITIONS TO THE AGENDA AND STAFF REPORT

There were none.

3. APPROVAL OF MINUTES OF PREVIOUS MEETING

July 9, 2012 - Mr. Smyth made a motion to approve the minutes of July 9, 2012. Mr. Jakobsson seconded and the motion carried by a voice vote.

4. PUBLIC INPUT

Jayne DeLuce (Champaign County Convention and Visitors Bureau) presented an award to Committee for the City's participation in the IHHA State Football Finals.

Philip Hoggatt did not speak to Committee, but asked that his position be entered into the record in support of video gaming.

John Crutcher spoke to Committee in support of UC2B, but also spoke of his concerns regarding fees proposed and other issues.

5. ***Resolution No. 2012-07-049R: A Resolution Approving the UC2B Business and Strategic Plan***

This item was forwarded from the 7/9/12 Committee meeting to allow for more time to review. Teri Legner took questions from Committee. Discussion followed. Mr. Jakobsson made a motion to postpone definitely to the next Committee meeting. Mr. Roberts seconded and the motion carried by a voice vote.

6. ***Motion to Respond to Request for Participation from Gigabit Squared***

Joanne Hovis (President/Director of Business Consulting) gave the staff report. She has been retained as a consultant to UC2B. Participation in Gigabit Squared will bring private sector funding from outside the community to further expand the network and thus placing financial risk or reward on the side of the private sector rather than the public. This does put substantial control and decision-making in the same private provider. Private investment will allow for more infrastructures including competition. Discussion followed. The City requests any agreement include the following provisions: network must be fiber, not alternative technologies, and offers high speeds; open access to enable fair and open competition; network available to all members of the community; Gigabit Squared to pay an annual fee to the Cities/Villages involved, contribute to a UC2B Community Benefit Fund and maintain a local customer service presence as well as train and hire a local workforce; contract will contain provision that UC2B has right of first refusal on any purchase of assets including in the event of bankruptcy by Gigabit Squared; strict fiscal, financial separation between wholesale and retail business. Additional input was provided by Mike Smelzer, Mike Monson and Bill DeJarnette. Debate followed.

Peter Folk and Pete Resnick spoke to Committee in opposition of participating with Gigabit Squared. David Glynn spoke about his concerns regarding the business plan.

Mr. Jakobsson made a motion to amend item 2 with additional language to read "A contract with Gigabit Squared should ensure that open access will persist in the event that Gigabit Squared either goes bankrupt or it, or its fiber, is purchased by another company." Ms. Marlin seconded. The motion carried by a voice vote.

Mr. Smyth made a motion to amend to include 1 gigabit access to all local UC2B customers. Mr. Jakobsson seconded and the motion passed by a voice vote.

Mr. Smyth made a motion to amend language to include that after 20 years of operation with Gigabit Squared or in the case of a sale, the system reverts to public ownership. Mr. Roberts seconded, but the motion was defeated by a voice vote.

Ms. Marlin made a motion to amend language to include that any proposal should include addressing a video product which includes the local access channels (PEG) in the area and that any other alternatives

should be explored thoroughly. Mr. Roberts seconded and it was passed by voice vote.

Mr. Smyth directed staff to research public/coop and alternative RFP private build out options for expanding UC2B infrastructure to the rest of our communities.

Mr. Jakobsson made a motion to approve original motion as amended. Ms. Marlin seconded. The chair called for a roll call vote. The vote was as follows:

Bowersox-Johnson - aye	Roberts - nay
Jakobsson - aye	Smyth - nay
Marlin - aye	Stevenson - aye

The motion passed by a roll call vote (4-aye:2-nay).

7. ***Ordinance No. 2012-07-073: An Ordinance Amending Urbana City Code Chapter 3.7 (Video Gambling)***

This item was forwarded from July 9, 2012 Committee meeting to allow for more review and public input. Mayor Prussing announced some proposed changes which include increasing number of licenses to twelve, reducing fee to \$200 per machine, and removing age restriction (although State requirements remain). Discussion followed.

Mr. Jakobsson made a motion to amend the language to include "Gaming machine licensees shall display prominently near the machines the American Psychiatric Association criteria for a gambling disorder plus the hotline number of Gamblers Anonymous. This information shall also be posted in the restrooms of the establishment." Ms. Marlin made a motion to approve the amended language. Mr. Bowersox-Johnson seconded and the motion carried by a voice vote.

Mr. Jakobsson made a motion that gaming machine licenses shall be subject to public hearings for issuance in the same manner as for liquor licenses. Mr. Roberts seconded and the motion carried by a voice vote.

Mr. Smyth made a motion to send item to special Council meeting. Ms. Marlin seconded and the motion carried by a voice vote.

Mr. Smyth made a motion to extend the meeting to 11:30 p.m. Ms. Marlin seconded and the motion passed unanimously.

8. ***Motion to Adopt the 2012 Americans with Disabilities Act Transition Plan for Public Rights of Way and Sidewalks***

Brad Bennett (City Engineer) gave the staff report. This is an update to the City's ADA Transition Plan to re-evaluate efforts to bring sidewalks up to ADA standards and to account for changes in the ADA standards from 1993 when original plan was prepared. Discussion followed. Staff mentioned that a survey will be done in the future, perhaps by an intern, to determine the number of curbs that need to be addressed and budget recommendations will be made at that time.

Ms. Marlin made a motion to adopt the plan. Mr. Roberts seconded and the motion carried by a voice vote.

9. **Traffic Commission Items:**

- a. ***Ordinance No. 2012-07-077: An Ordinance Amending Schedule H of Section 23-93 of the Urbana Local Traffic Code Requiring Stop Signs at a Certain Intersection (Vermont Avenue at Broadway Avenue)***

This item was handled in omnibus fashion with Ordinance Nos. 2012-07-076 and 2012-07-078 as well as Resolution Nos. 2012-07-051R and 2012-07-053R.

This ordinance is for the placement of a stop sign on Vermont Avenue at Broadway Avenue. The Traffic Commission recommends the installation of the stop signs for eastbound traffic on Vermont Avenue to improve visibility currently restricted by a hedge on private property, which is located at the northeast corner of the intersection. Section 2B-06 of the Manual on Uniform Traffic Control Devices (MUTCD) establishes the criteria for the installation of stop signs. More specifically, the criteria for the installation of a stop sign on a minor street states that a stop sign may be installed if one or more of the following conditions exists: vehicular traffic volumes on the through street or highway exceed 6,000 vehicles per day; restricted view exists that requires road users to stop in order to adequately observe conflicting traffic on the through street or highway; and/or crash records indicate that three or more crashes that are susceptible to correction by the installation of a STOP sign have been reported within a 12-month period, or that five or more such crashes have been reported within a 2-year period. Such crashes include right-angle collisions involving road users on the minor-street approach failing to yield the right-of-way to traffic on the through street or highway.

Mr. Smyth made a motion to send this item as well as Ordinance Nos. 012-07-076 and 2012-07-078 as well as Resolution Nos. 2012-07-051R and 2012-07-053R to Council for approval. Mr. Roberts seconded and the motion carried by a voice vote.

- b. ***Ordinance No. 2012-07-078: An Ordinance Amending Schedule J of Section 23-183 of the Urbana Local Traffic Code Prohibiting Parking at All Times on Certain Streets (Fairview Avenue, McCullough Street)***

This ordinance prohibits parking at all times on the north side of Fairview Avenue between Lincoln Avenue and Goodwin Avenue. The parking restrictions were recommended by the Traffic Commission to provide adequate room for the addition of bicycle lanes in front of Martin Luther King, Jr. Elementary School. Parking is already restricted on the south side of Fairview Avenue. The installation of the bicycle lanes is part of the implementation of the City of Urbana's Master Bicycle Plan. The parking restrictions on the west

side of the 200 block of North McCullough Street were recommended to allow parking for two vehicles without blocking the driveway. Parking restrictions will be reduced by 5 feet to the north of the current restrictions to allow ample room for two vehicles to park. Parking Enforcement had been called on several occasions to handle complaints about the driveway being blocked at 501 West Main Street (on McCullough Street). Moving the parking restrictions to the north will allow ample room for two vehicles to park without restricting access to the driveway.

This item was handled in omnibus fashion with Ordinance Nos. 2012-07-076 and 2012-07-077 as well as Resolution Nos. 2012-07-051R and 2012-07-053R.

10. **Resolution No. 2012-07-051R: A Resolution Approving a Preliminary Engineering Services Agreement with ESCA Consultants, Inc. (Florida Avenue and Philo Road Traffic Signal Improvements)**

This item was handled in omnibus fashion with Ordinance Nos. 2012-07-076, 2012-07-077, 2012-07-078 as well as Resolution Nos. 2012-07-053R

The signals are 33 years old and need to be replaced. A road diet has resulted in the signals not being aligned with travel lanes at the intersection as well. The cost of engineering services for the intersection is \$26,500 which was paid by State Motor Fuel Tax funds. Staff recommends approving resolution to allow Mayor and Clerk to sign preliminary agreement for engineering services and resolution for improvement under State highway code. Discussion followed.

11. **Resolution No. 2012-07-053R: Resolution for Improvement by Municipality Under the Illinois Highway Code (Philo Road and Florida Avenue Traffic Signal Replacement)**

This item was handled in omnibus fashion with Ordinance Nos. 2012-07-076, 2012-07-077, 2012-07-078 as well as Resolution Nos. 2012-07-051R

12. **Ordinance No. 2012-07-076: An Ordinance Authorizing the Lease of Certain Real Estate (Effective March 1, 2013 / 212 West Green Street - Marro Building)**

This item was handled in omnibus fashion with Ordinance Nos. 2012-07-077, 2012-07-078 as well as Resolution Nos. 2012-07-051R and 2012-07-053R

The property is currently leased by attorney Carl Reisman. The current lease expires in February 2013 and Mr. Reisman would like to renew for a year only (expiring lease was for five years) with an increase in rent from \$1050 to \$1100. Discussion followed.

12. **Resolution No. 2012-07-052R: A Resolution Approving the 2012 Update of the Capital Improvement Plan for the City of Urbana**

Gale Jamison (City Engineer) gave the update. Discussion followed. Mr. Smyth made a motion to send to Council for approval. Mr. Roberts seconded and the motion carried by a voice vote.

13. **ADJOURNMENT**

There being no further business to come before the Committee, Chair Bowersox-Johnson declared the meeting adjourned at 11:23 p.m.

Joan M. Ryan
Recording Secretary

*This meeting was taped.

**This meeting was broadcast on cable television.

Minutes Approved: August 13, 2012