

APPROVED

**URBANA CITY COUNCIL  
REGULAR SESSION MEETING  
TUESDAY, MARCH 7, 2023**

President Pro Tempore Paul called the City of Urbana Regular Session Meeting to order at 6:00 pm. President Hess absent.

**City Staff attending:** Director of Law Mark Feinstein, Director of Administration Kerry Brugger, Director of Finance Chris Boettcher, Mayor Bill Bean, Zoning Compliance Officer Preston Carter, City Engineer Tyler Bumbalough, and Fire Chief Dean Ortlieb.

**President Called Roll:** Ms. Jumper, present; Mr. Scott, present; Mr. Paul, present; Ms. Truelove, present; Mr. Thackery, present; Mrs. Collier, present; and Mrs. Bean, present.

**Minutes**

Mr. Thackery moved to put the minutes of February 21, 2023 and the minutes of the work session of February 28, 2023 on the floor for discussion and possible approval. Mrs. Bean seconded.

Mr. Thackery mentioned a potential typo regarding the Pathfinders communication.

Voice vote on approval of the minutes: all ayes; nays, none.

Motion passed 7-0

**Communications:**

1. Public Notice – North Central Ohio Solid Waste District (See Attached)

Mr. Scott moved to put the communication on the floor for discussion. Ms. Jumper seconded.

No comments/questions from Council.

Voice vote for acceptance of the communication. All ayes, nays none.

**Administrative Reports – Board of Control: None**

**Citizen Comments:**

Elizabeth Wagner (309 Miami Street) – Ms. Wagner received the certified mail and is devastated as to the costs for the front of the house. She believed that only three portions of her sidewalk had an x, but is being charged for six portions. She also stated that her property tax would go up 45% for five years. She appreciated more information and for the City to reevaluate what is being done and to potentially eliminate fluff.

Jay Johnson (323 Miami Street) – Mr. Johnson has lived in Urbana a little over two years. He recently purchased Carmazzi's. He previously lived in Dublin and believed it was growing too large. The cost for his portion of the project is estimated at over \$15,000. He stated this would

put tax prices at the same as when he left Dublin. He appreciated the City looking into other ways and opportunities with the bidding.

## **ORDINANCES AND RESOLUTIONS**

**Third Reading:** None

**Second Reading:** None

**First Reading:**

**Resolution 2658-23:** A resolution designating March 2023 as Developmental Disabilities Awareness Month. (One reading required)

Mr. Thackery moved to put this resolution on the floor for discussion and possible passage. Ms. Truelove seconded.

Mayor Bean started with a formal reading of the resolution.

Leann Wenning, the Superintendent of the Champaign County Board of Developmental Disabilities, stated they serve over 350 people and are grateful for the community support.

John Hannah, of CRSI, stated they serve all over the County and thanked Council for letting him speak.

No comments/questions from Council.

Roll call on passage: Mr. Scott, yes; Mr. Paul, yes; Ms. Truelove, yes; Mr. Thackery, yes; Mrs. Collier, yes; Mrs. Bean, yes; and Ms. Jumper, yes.

Resolution passes 7-0.

**Ordinance 4589-23:** An ordinance determining to proceed with the improvement of Miami Street and Bloomfield Avenue in the City of Urbana, County of Champaign, Ohio by constructing or repairing curbs, gutters, driveway approaches and appurtenances thereto on a section of Miami Street between Walnut Street and Edgewood Avenue and on a section of Bloomfield Avenue between North Main Street and the railroad crossing, and declaring an emergency. (Three readings required)

Mr. Thackery moved to put this resolution on the floor for discussion. Ms. Jumper seconded.

Mr. Bumbalough stated that Council passed the resolution of necessity on February 7<sup>th</sup>. It required a follow-up ordinance to proceed with the project. Mr. Bumbalough informed Council that the pricing was the Engineer's estimate. The City received three bids ranging from 6.5 % below the estimate to quite a bit above. The City is evaluating bids at this time and cannot formally award a bid until after the ordinance passes.

Ms. Truelove stated that what the citizens are saying is concerning.

Mr. Thackery stated the City has been through this before. He asked if bidding had closed. Mr. Bumbalough confirmed it had.

Mrs. Collier asked if the citizens' estimates could change. Mr. Bumbalough stated the amounts had gone down. He added perhaps not as much as they would like, but he would continue to look for fluff and welcomed communication.

President Pro Tempore Paul declared this ordinance to have had its first reading.

**Ordinance 4590-23:** An ordinance authorizing the Director of Administration to accept the material terms of the 2022 National Opioid Settlements pursuant to the OneOhio Memorandum of Understanding and consistent with the terms of the 2022 National Opioid Settlements and to sign the Teva, Allergan, CVS, Walgreens, and Walmart participation forms. (One reading required)

Mrs. Bean moved to put this ordinance on the floor for discussion and possible passage. Mr. Scott seconded.

Mr. Feinstein stated that a couple years back, the Attorney General allowed municipalities to join the settlement regarding the opioid crisis. Some settlements have already been completed. He stated the memorandum of understanding requires signing off on any new settlements. He added that the City will not be able to receive specific numbers until the State knows how many municipalities opt in.

Mr. Thackery asked what the funds could be used for. Ms. Boettcher stated there was no clear path. They could be used for treatment or services. They need to be used for something that affects the entire community. Mr. Feinstein added that each region has a committee to look at how to spend the money.

Mr. Paul asked if the City didn't want to go into these agreements, would it be out of these five settlements. Mr. Feinstein stated yes, and that 80% of all municipalities must opt in to make these settlements valid.

Mr. Thackery asked what the downside of opting in was. Mr. Feinstein stated that the City would then be unable to negotiate its own private settlement.

Roll call on passage: Mr. Paul, yes; Ms. Truelove, yes; Mr. Thackery, yes; Mrs. Collier, yes; Mrs. Bean, yes; Ms. Jumper, yes; and Mr. Scott, yes.

Ordinance passes 7-0.

**Ordinance 4591-23:** An ordinance to add Section 521.13 "Retail Display Prohibited Before or After Business Hours" and to amend Section 521.04 to include retail displays. (Three readings required, public hearing required)

Mr. Thackery moved to put this ordinance on the floor for discussion. Ms. Truelove seconded.

Ms. Jumper stated the City should pass this ordinance to require businesses to eliminate trip hazards or better handle snow removal. She stated that it is noticeable if you drive through downtown. She added that with the City moving forward in the downtown district, this ordinance would help the area look nicer.

Mr. Thackery asked if the second day of a violation meant it would be a fourth degree misdemeanor. Mr. Feinstein clarified that it requires a prior conviction for enhancement. Any subsequent violations prior to a conviction just mean additional fines.

Mr. Thackery also asked about notice of a violation. Mr. Carter stated the City would follow the same notice requirements of a nuisance procedure.

Mrs. Collier asked if zoning would be enforcing the ordinance. Mr. Carter stated yes, but it was not his intention to go patrolling at 11 pm. Mr. Scott added he was sure Chief Lingrell would love to pick up the slack for enforcement.

Ms. Truelove stated she was not sure how this would help. She added it seemed like the problem could persist during business hours.

Mr. Thackery asked if there were set business hours or if they were different depending on each individual business's hours. Mr. Carter confirmed that business hours meant when each individual business was open.

President Pro Tempore Paul declared this ordinance to have had its first reading.

**Resolution 2657-23:** A resolution to authorize final approval between the City of Urbana, Champaign County, Ohio and Ohio Department of Transportation for pavement planing and resurfacing of United States Route 36 from the Western Corporation Limits (SLM 14.04) to Walnut Street (SLM 14.88), reference PID No.: 108875, County/Route/Section: CHP US 36 14.04, and declaring an emergency. (One reading required)

Mrs. Bean moved to put this resolution on the floor for discussion and possible passage. Mr. Thackery seconded.

Mr. Bumbalough stated the resurfacing program is done year to year. This is the final approval with ODOT. The City agrees to send 20% of our money for the project. Mr. Bumbalough stated this project will grind two inches off the top and put two inches back down. It will also do some partial depth repairs, as well as some simple striping and signage changes.

Mr. Paul asked about the federal aid funds with this project. Mr. Bumbalough stated the State places the project for bids on April 13<sup>th</sup>. We will know the costs once the bids come back. Federal aid covers 80% of the project.

Roll call on passage: Ms. Truelove, yes; Mr. Thackery, yes; Mrs. Collier, yes; Mrs. Bean, yes; Ms. Jumper, yes; Mr. Scott, yes; and Mr. Paul, yes.

Resolution passes 7-0.

**Department Liaison Reports:**

Mrs. Bean stated she was going to TIRC meeting tomorrow at 9:00 am with Ms. Boettcher.

Mrs. Collier stated the Safety Committee meeting would be held March 16<sup>th</sup>.

Ms. Truelove thanked the City and stated she was seeing some progress. She regretted that one of the neighbors passed away before she could enjoy this morning.

**Miscellaneous Business:**

Mr. Scott asked if the fire department specifically had to wash the fire trucks at the fire house. Chief Ortlieb stated it could theoretically be done anywhere. Mr. Scott contemplated if it would potentially be easier to throw a slab with a drain at the Taft Avenue garage as opposed to building a drain at the fire house.

Mr. Thackery stated they were making progress for restrooms downtown. He also noticed a little more concernment with parking in the downtown area.

Mrs. Bean stated she was meeting with Joe Sampson on Friday to conduct a tour of the water division.

Chief Lingrell stated that the retail display legislation would benefit from communicating with downtown businesses. He stated that nobody bid on the new police car packages last year as dealerships were giving cruisers to larger departments. The estimates for this year were a bit higher, but delivered today. They are not ready yet, but UPD is extremely grateful. He added there has been a lot of vandalism at the City park the last 12-18 months. Once per shift, officers need to sign in at the park to increase police presence. Unfortunately, UPD just missed vandals this past Sunday. He urged everyone that if they see anything, call it in right away.

Chief Ortlieb teased that the Safety Committee meeting will be discussing the solar eclipse to occur next year and using Kentucky as an example.

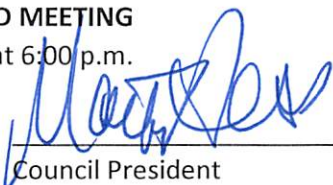
Council Clerk Steffan thanked T&D Monitoring Services in their effort to improve the training room sound system.

Ms. Jumper moved to adjourn. Ms. Truelove seconded. Voice vote on approval: all ayes, nays none. Motion passes 7-0.

**ADJOURNED AT 6:54 p.m.**

**NEXT SCHEDULED MEETING**  
March 21, 2023 at 6:00 p.m.

  
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Council Clerk

  
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Council President