

**URBANA CITY COUNCIL
PUBLIC HEARING
TUESDAY, APRIL 2, 2019, at 6:00 P.M.**

(The UCC Regular Session Meeting will be held in Council Chambers/the Municipal Building)

Pursuant to Section 1113.11 of the Codified Ordinances of the City of Urbana, the Council of the City of Urbana is holding a public hearing in Council Chambers, to consider a recommendation of the Planning Commission to rezone the commercial part of the property at 861 South Main Street from R-2 Medium Density Residential District to B-2 General Business District.

**URBANA CITY COUNCIL
REGULAR SESSION MEETING AGENDA
TUESDAY, APRIL 2, 2019, immediately following Public Hearing**

(The UCC Regular Session Meeting will be held in Council Chambers/the Municipal Building)

Call to Order

Roll Call

Pledge of Allegiance

EXECUTIVE SESSION

Pursuant to Ohio Revised section 121.22(g)(1), to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official licensee, or regulated individual requests a public hearing.

Mayor's Special Guests

Communications from the Mayor

Approval of Minutes

Urbana City Council Regular Session meeting minutes of March 19, 2019.

Communications

1. Letter from Department of Commerce, Division of Liquor Control (See attached)
2. Email from Marcia Bailey, CEP Director, regarding 2018 JOBS Ohio Annual report. (Forwarded email 3-28-19, also see attached)
3. Letter from Elton Cultice, regarding upcoming events at Grimes Field. (See attached)

4. Letter from Ohio Municipal League – Transportation Infrastructure Funding Statement (See attached)
5. Cemetery Board Meeting Minutes of January 17, 2019. (See attached)

DriveOhio – Andrew Bremer

Planning Commission

Champaign Economic Partnership

Board of Control

1. The Board of Control recommends Council authorize a purchase order to Public Entities Pool in the amount of \$155,707.00 for one year to cover the cost of property and casualty insurance. This is a 3% increase over the 2018 premium (see attached comparison). This expense will be charged to departmental insurance accounts and is in the 2019 budget.

Footnote - \$2,501 -\$50,000 Purchase Order list for February 2019 (see attached)

Citizen Comments

Ordinances and Resolutions

Third Reading

ORDINANCE NO. 4504-19

AN ORDINANCE TO MODIFY SECTION 521.08(D)(1) OF THE CODIFIED ORDINANCES TO INCLUDE LAWN CLIPPINGS IN THE DEFINITION OF "LITTER," AND DECLARING AN EMERGENCY. Sponsored by Councilman Ray Piper. (Requires 3 readings)

Second Reading

First Reading

RESOLUTION NO. 2550-19

A RESOLUTION TO AUTHORIZE THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA TO ENTER INTO A MEMORANDUM OF AGREEMENT BETWEEN DRIVEOHIO AND THE CITY OF URBANA (THE MUNICIPALITY) TO PARTICIPATE IN THE AUTONOMOUS VEHICLE PILOT PROGRAM (AVPP) AND TO PROMOTE AUTONOMOUS VEHICLE TESTING SITES WITHIN THE CITY. (May be passed on first reading.) (Tabled at previous reading by Councilman Paul)

RESOLUTION NO. 2411-19

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA, TO PREPARE AND SUBMIT FINAL APPLICATION TO PARTICIPATE IN THE FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED. (May be passed on 1st reading) (Suspension of Rules as to effective date requested)

RESOLUTION 2478-19

A RESOLUTION TO AUTHORIZE THE MAYOR OR DESIGNEE TO APPLY TO THE CHAMPAIGN COUNTY COMMISSIONERS UNDER THE FISCAL YEAR 2019 COMMUNITY DEVELOPMENT BLOCK GRANT (“CDBG”) COMMUNITY DEVELOPMENT PROGRAM AND TO FURTHER AUTHORIZE THE MAYOR OR DESIGNEE TO PURSUE OTHER ECONOMIC DEVELOPMENT AND PUBLIC INFRASTRUCTURE-RELATED CDBG PROGRAMS, and DECLARING AN EMERGENCY. (May be passed on first reading)

Miscellaneous Business

Adjourn

Work Session



Department of Zoning and Compliance

205 South Main Street • Urbana, Ohio 43078 • <http://www.urbanaohio.com> • (937) 652-4300

January 31, 2019

Urbana City Council
205 S. Main St.
Urbana, OH 43078

RE: 861 S. Main St. Rezoning Application

Dear Councilmembers,

On December 6, 2018, the Department of Zoning & Compliance received an application from Linda Rivera requesting her parcel located at 861 S. Main St. be rezoned from R-2 Medium Density Residential District to B-2 General Business District.

On January 28, 2019, the Planning Commission, by a 4-1 vote, recommended the proposed amendment be *denied*. The rezoning application and the Department of Zoning & Compliance Staff Report are attached for your review.

Respectfully,

Adam Moore
Department of Zoning & Compliance Officer



ZONING MAP AMENDMENT (REZONING) APPLICATION			
APPLICANT INFORMATION			
Name:	LINDA RIVERIA		
Address:	861 S. Main St. (P.O. Box 164)		
City:	Urbana	State:	OHIO ZIP Code: 43078
Phone:	937-408-11059	Email:	worshipp1962@SBCglobal.com
Property:	<input checked="" type="checkbox"/> Owner	<input type="checkbox"/> Tenant	<input type="checkbox"/> Agent
PROJECT / PROPOSAL			
GENERAL INFORMATION			
Address(es):	861 S. Main St. Urbana, OH 43078		
Parcel ID(s):	K48-25-00-02-25-021-00 Residential		
Present Zoning District:	R-2 Medium Dens	Present Use:	
Proposed Zoning District:	B-2	Proposed Use:	Bed & Breakfast, Cafe, Spa
STANDARDS FOR ZONING MAP AMENDMENTS (REZONING)			
Prior to making a recommendation to City Council on a proposed rezoning, the Planning Commission shall consider whether the following conditions exist:			
THERE HAS BEEN A CHANGE IN DEMAND FOR LAND WHICH ALTERS THE INFORMATION UPON WHICH THE OFFICIAL ZONING MAP IS BASED.			
If so, please explain.	I would like to convert from residential rental to bed & breakfast and hopefully a little cafe and spa too.		
A STUDY INDICATES THAT THERE HAS BEEN AN INCREASE IN THE DEMAND FOR LAND IN THE REQUESTED ZONING DISTRICT, AND AS A RESULT, THE SUPPLY OF LAND WITHIN THE CITY IS INADEQUATE TO MEET THE DEMANDS FOR SUCH DEVELOPMENT.			
If so, please explain.	N/A		
PROPOSED USES CANNOT BE ACCOMMODATED BY SITES ALREADY ZONED IN THE CITY			
If so, please explain.	N/A		
THERE IS AN ERROR IN THE OFFICIAL ZONING MAP			
If so, please explain	N/A		



FINDINGS OF FACT

In addition the findings required above, findings shall be made by the Planning Commission on each of the following matters based on the evidence provided:

COMPLIANCE WITH ADOPTED PLANS, GOALS, AND POLICIES

Please explain how the proposed zoning map amendment would comply with or deviate from the City's adopted plans, goals, and policies.

What I am proposing will NOT deviate from the adopted plans, goals and policies.

SUITABILITY

Is the proposed use permitted within the proposed zoning district?

Yes Bed & Breakfast Partiality - Yes Cafe

ADEQUACY OF PUBLIC FACILITIES

Please explain how the proposed use would access public facilities such as transportation, utilities, and any other required public services.

Yes

SURROUNDING USES

Please explain the anticipated effect of the proposal on the surrounding uses.

Increased traffic a little.

ECONOMIC VIABILITY

Please explain the anticipated effect of the proposal on the economic viability of existing developed and vacant land within the City.

Increase income, some more income taxes off of the properties.



APPLICANT SIGNATURE	
AFFIDAVIT	
I certify that I have the authority to file this application, have read the application in its entirety, and that all information and attachments are true and correct to the best of my knowledge. I understand that submittal of an application does not constitute acceptance for processing until the Planning & Zoning Department reviews the application for accuracy and completeness.	
Applicant Signature: <u>Linda M. Rivera</u>	Date: <u>12-10-18</u>

FOR OFFICE USE ONLY																	
PLANNING & ZONING STAFF																	
Date Received: <u>12-07-18</u>	Fee Paid: <u>\$200</u>																
Case Number: <u>PC-2019-003</u>	Public Hearing Date: <u>01-28-19</u>																
<i>This application has been reviewed and is found to be complete</i>																	
Zoning Officer Signature: <u>[Signature]</u>	Date: <u>01-24-19</u>																
PLANNING COMMISSION																	
Motion to: (Check One) <input type="checkbox"/> Recommend Approval <input checked="" type="checkbox"/> Recommend Denial <input type="checkbox"/> Recommend Approval with Conditions <input type="checkbox"/> Table																	
Motion Made By: <u>Kerry Brugger</u> Motion Seconded By: <u>Bill Bean</u>																	
Roll Call:	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%; padding: 2px;">Steve Brandeberry</td> <td style="width: 25%; padding: 2px;">Eric Samuelsson</td> <td style="width: 25%; padding: 2px;">Richard Kerns</td> <td style="width: 25%; padding: 2px;">Rich Ebert</td> </tr> <tr> <td style="text-align: center; padding: 2px;"><u>-</u></td> <td style="text-align: center; padding: 2px;"><u>-</u></td> <td style="text-align: center; padding: 2px;"><u>N</u></td> <td style="text-align: center; padding: 2px;"><u>Y</u></td> </tr> <tr> <td style="padding: 2px;">Bill Kremer</td> <td style="padding: 2px;">Kerry Brugger</td> <td style="padding: 2px;">Bill Bean</td> <td style="padding: 2px;"></td> </tr> <tr> <td style="text-align: center; padding: 2px;"><u>Y</u></td> <td style="text-align: center; padding: 2px;"><u>Y</u></td> <td style="text-align: center; padding: 2px;"><u>Y</u></td> <td style="text-align: center; padding: 2px;"></td> </tr> </table>	Steve Brandeberry	Eric Samuelsson	Richard Kerns	Rich Ebert	<u>-</u>	<u>-</u>	<u>N</u>	<u>Y</u>	Bill Kremer	Kerry Brugger	Bill Bean		<u>Y</u>	<u>Y</u>	<u>Y</u>	
Steve Brandeberry	Eric Samuelsson	Richard Kerns	Rich Ebert														
<u>-</u>	<u>-</u>	<u>N</u>	<u>Y</u>														
Bill Kremer	Kerry Brugger	Bill Bean															
<u>Y</u>	<u>Y</u>	<u>Y</u>															
If Approved with Conditions, please state the specific conditions for approval:																	
PC Chairperson Signature: <u>[Signature]</u>	Date: <u>1-28-19</u>																



Department of Zoning and Compliance

205 South Main Street • Urbana, Ohio 43078 • <http://www.urbanaohio.com> • (937) 652-4300

STAFF REPORT

CITY OF URBANA PLANNING COMMISSION JANUARY 28, 2019

Project Case No.: PC-2019-003
Staff: Adam Moore – Zoning & Compliance Officer
Applicant: Linda Rivera
Property Address: 861 S. Main St.
Property Size: 9,250 sf / 0.21 ac
Current Zoning: R-2 Medium Density Residential District
Proposed Zoning: B-2 General Business District

Request Summary:

The applicant submitted an application to rezone the parcel located at 861 S. Main St. from R-2 Medium Density Residential District to B-2 General Business District in order to legally operate a bed & breakfast establishment, a café, and a spa.

Key Issue Summary:

- 2017 rezoning application for properties in the same neighborhood was denied by City Council.
- Chapter 1113.08(b) STANDARDS FOR ZONING MAP AMENDMENTS, states that "No residentially zoned district shall be recommended by Planning Commission to be rezoned to a non-residential district unless such proposed rezoning site is contiguous to land in the proposed zoning district classification."
- Are the proposed uses in compliance with our adopted goals or plans?
- Is the property suited for the proposed uses or any uses in the proposed district?
- Are public facilities such as transportation, utilities, emergency services, access, etc. adequate enough to serve the proposed uses or any uses in the proposed district?
- What is the effect of the proposed rezoning on the surrounding uses?
- Will the zoning change have an effect on the economic viability of any existing or vacant land within the City?

Preliminary Staff Recommendation:

The initial recommendation of the staff, made with the information available at the time, is for DENIAL of this application. This recommendation does not include considerations of public input or applicant responses to the staff report.

Existing Property Summary:

Land Use:	Residential
Site Features:	The site includes a residential structure, roughly 1,889 sf in area with a 260 sf open frame porch.
Flood Hazards:	Property is <u>not</u> located within the Special Flood Hazard Area.
Vehicle Access:	The property can be accessed currently using the curb cut along South Main St. The property also has an alley abutting the rear property boundary.

Surrounding Land Uses:

Direction	Zoning:	Land Use:
North:	R-2 Medium Density Residential District	Residential
South:	BR-1 Business Residential District	Clark's Market
East:	R-2 Medium Density Residential District	Residential
West:	R-2 Medium Density Residential District	Residential

Zoning District Summary (Existing / Proposed)

	R-2 Medium Density Residential	B-2 General Business
Purpose	The purpose of the R-2 Medium Density Residential District is to permit the establishment of medium density single-family dwellings. This district is designed to permit multi-family dwellings as a conditional use and the conversion of large, older houses to multi-family units as a conditional use.	It is the purpose of the B-2 General Business District to provide for the needs for both convenience goods and the more common and often recurring shopping goods, personal and household services for a population larger than that served by the BR-1 Business Residential District.
Principal Uses	<ul style="list-style-type: none"> • Single family detached dwellings. 	<ul style="list-style-type: none"> • Commercial Recreation • Retail Business • Personal Services • Offices • Drinking and Eating Establishments • Restaurants • Automotive Filling Stations • Hotel or Motel
Conditional Uses	<ul style="list-style-type: none"> • Non-commercial Recreation 	<ul style="list-style-type: none"> • Shopping Centers

	<ul style="list-style-type: none"> • Home Occupations • Bed and Breakfast Establishments • Child Day Care Facility • Public and Quasi-public Uses • Educational Institutions • Religious Places of Worship • Agricultural • Family Care Home • Multi-Family Dwellings 	<ul style="list-style-type: none"> • Automotive Repair • Bed and Breakfast Establishments • Child Day Care Facility • Clubs • Public Service Facility • Public and Quasi-Public Uses • Educational Institutions • Hospitals • Food Processing • Transport Terminals • Printing and Publishing • Personal Storage Facility • Adult Entertainment Facility.
Setbacks	<p>Front Yard Setback:</p> <ul style="list-style-type: none"> • 25' <p>Side Yard Setback:</p> <ul style="list-style-type: none"> • 6' Principal / 5' Accessory <p>Rear Yard Setback:</p> <ul style="list-style-type: none"> • 30' Principal / 10' Accessory 	<p>Front Yard Setback:</p> <ul style="list-style-type: none"> • 40' <p>Side Yard Setback:</p> <ul style="list-style-type: none"> • None <p>Rear Yard Setback:</p> <ul style="list-style-type: none"> • 30'
Height Restrictions	35' Principal / 20' Accessory	40' Principal / 20' Accessory
Minimum Floor Area	850 Square Feet	None
Maximum Lot Occupancy	30%	40%
Minimum Lot Area / Width	7,000 sf / 60 lf	10,000 sf / 60 lf

Interdepartmental Review:

Engineering Dept.	No comments as of 01/25/19
Community Development	<ol style="list-style-type: none"> 1. In regards to the proposed rezoning from R-2 Medium Density Residential to B-2 General Business District, I would recommend denial in accordance with Chapter 1113.08 (b) (Standards for Zoning Map Amendments) which states, "No residentially zoned district shall be recommended by Planning Commission to be rezoned to a non-residential district unless such proposed rezoning site is contiguous to land in the proposed zoning district classification". Furthermore, a planning study is currently underway for this corridor of this city. As of this date, there is no recent, completed study that "indicates that there has been an increase in the demand for land in the requested zoning district, and as a result, the supply of land within the City mapped as such on the Zoning Map, is inadequate to meet the demands for such development" as

	<p>required by Chapter 1113.08 (a)(2).</p> <p>2. In regards to the proposed uses, a bed and breakfast can be legally operated in the R-2 Medium Density Residential if the Board of Zoning Appeals were to grant conditional use approval for this use at this site. Furthermore, the services that are proposed to be provided by the potential spa are not spelled out in the application which makes consideration of this specific portion of the request incomplete.</p> <p>3. In regards to all of the proposed uses, the property itself does not appear to be suitable for the proposed uses in accordance with Chapter 1113.08(c)(2). To this date, no building plans have been submitted to Champaign County Building Regulations for any of these proposed uses, and the applicant has not provided any architectural or engineered drawings to indicate how any of these proposed uses would be accommodated within the existing structure if this property were to be rezoned.</p>
Economic Development	No comments as of 01/25/19
Public Works	No comments as of 01/25/19
Police Dept.	No comments as of 01/25/19
Fire Dept.	No concern with rezoning.

Comprehensive Plan Considerations:

City of Urbana Ohio Comprehensive Plan, Phase 1 – February 1974

- **Land Use Plan Commercial:** The second large area proposed in the southeast quadrant of the intersection of Powell Avenue and U.S. 68. A shopping center at this location would serve the entire south side of the city and rural areas toward Springfield.

Urbana / Champaign County Comprehensive Plan Update – June 1993

- **Commercial and Industrial Land Use:** New development should occur in the existing commercial districts in eastern or southern Urbana or land should be preserved in the suburban residential growth area to the east of Urbana to accommodate this need.

Planning Considerations:

- Please keep in mind the Comprehensive Plans referenced above are severely outdated, with the latest update in 1993.
- The City of Urbana has commissioned a planning firm to complete a neighborhood study / plan which includes the area from Powell Ave. southward. The Planning Commission should consider whether any rezoning would be premature, and if we should wait until the new plan is finalized before any rezoning takes place.
- Rezoning only this parcel to B-2 would create an island of General Business District which is not contiguous to any other primarily business district. In most cases, this would be considered "spot-zoning", which is the opposite of good land use planning practices.
- This parcel is 50' x 185', or 9,250 square feet and sits approximately 15' from the South Main St. right-of-way. Rezoning the parcel increases non-conformities against the following B-2 Zoning District Standards: Minimum Lot Size and Area, and Front Yard Setback.
- While not listed in the comprehensive plan, it is our belief that the BR-1 District was placed south of this property to decrease commercial creep northward into the established residential neighborhood.

-
- **It is our belief that: more B-2 District land is needed within the City of Urbana to satisfy the commercial growth pressure we have felt over the past few years. However, the comprehensive plan is very specific and encourages commercial development to happen within established growth centers in the City, and not haphazardly throughout other districts.**

Decision Criteria:

All recommendations by Planning Commission for Official Zoning Map amendments shall be consistent with the City's adopted plans, goals, and policies, and the following:

- a) **Prior to making a recommendation to City Council on a proposed rezoning, the Planning Commission shall consider whether the following conditions exist:**
 1. **There has been a change in demand for land which alters the information upon which the Official Zoning Map is based.**
 2. **A study indicates that there has been an increase in the demand for land in the requested zoning district, and as a result, the supply of land within the City mapped as such on the Zoning Map, is inadequate to meet the demands for such development.**
 3. **Proposed uses cannot be accommodated by sites already zoned in the City due to lack of transportation or utilities or other development constraints, or the market to be served by the proposed use cannot be effectively served by the location of the existing zoning district.**
 4. **There is an error in the text of this Part or the Official Zoning Map as enacted.**
- b) **No residentially zoned district shall be recommended by Planning Commission to be rezoned to a non-residential district unless such proposed rezoning site is contiguous to land in the proposed zoning district classification.**
- c) **In addition to the findings required to be made, findings shall be made by the Planning Commission on each of the following matters based on the evidence presented.**
 1. **The extent to which the proposed amendment and proposed use are in compliance with and deviate from adopted plans, goals and policies.**
 2. **The suitability of the property in question for the uses permitted under the proposed zoning.**
 3. **The adequacy of public facilities such as transportation, utilities, and other required public services to serve the proposed use.**
 4. **The effect of the proposed rezoning on surrounding uses.**
 5. **The effect of the proposed rezoning on the economic viability of existing developed and vacant land within the City**

Planning Commission Options:

Within sixty (60) days from the receipt of the proposed amendment, the Planning Commission shall transmit its recommendation to Council. The Planning Commission may recommend that the amendment be granted as requested, or it may recommend a modification of the amendment requested, or it may recommend that the amendment be denied.

Site Maps:





861 S. Main St.

Looking east

Legend



Google Earth

©2018 Google
©2019 Google

10 ft



**URBANA CITY COUNCIL
REGULAR SESSION MEETING
TUESDAY, MARCH 19, 2019**

President Hess called the City of Urbana Regular Session Meeting to order at 6:00 p.m. City staff attending: Mayor Bill Bean, Director of Administration Kerry Brugger, Director of Finance Chris Boettcher, Director of Law Mark Feinstein, City Engineer Tyler Bumbalough, and Community Development Manager Doug Crabill.

PRESIDENT CALLED ROLL: Mr. Fields, present; Mr. Hoffman, present; Mr. Paul, present; Mr. Scott, present; Mr. Thackery, present; and Mr. Piper, present.

President Hess led those present in the Pledge of Allegiance.

MINUTES of the Regular Session Meeting Minutes March 5, 2019, in addition to Work Session meeting minutes of February 26, 2019, were presented for approval. Mr. Paul moved for the approval of said minutes and Mr. Thackery seconded. Voice vote on approval: all ayes, nays, none. Motion passed 6-0.

MAYORAL PROCLAMATION

Mayor Bean read his Proclamation regarding the month of March being declared as Developmental Disabilities Awareness Month.

COMMUNICATIONS

1. Champaign County Municipal Court 2018 Annual Report
2. Letter from Keith Faber, Ohio Auditor of State, regarding Ohio Police and Fire Pension Fund
3. Park Board Meeting Notes of January 14, 2019
4. Board of Zoning Appeals Meeting Minutes of January 14, 2019

Mr. Thackery moved to accept all of the communications. Mr. Paul seconded. Voice vote on approval: all ayes, nays, none. Motion passed 6-0.

CHAMPAIGN ECONOMIC PARTNERSHIP

ADMINISTRATIVE REPORTS – BOARD OF CONTROL

1. **R.B. Jergens Contractors, Inc. - \$1,808,913.09 (Federal, State and Local Funding Sources)**
Tyler Bumbalough advised that the reason that the bid was bigger this time around was due to the fact that \$220,000.00 was added for paving. Mr. Paul added that it was a 1.1 million dollar grant, \$280,000.00 local funding and OPWC was for \$404,000 and he inquired as to who's responsibility

that was. Mr. Bumbalough added that the borrowed amount would be a 20 year, with 0% loan. Mr. Bumbalough also explained that the Phase II Water Project (water lines) will go along with this project and there was extra grant monies available, such as the \$176,000.00 grant from OPWC. He also mentioned that the sewer is not included.

Mr. Paul moved to put this issue on the floor for discussion and possible passage and Mr. Scott seconded. Voice vote on approval: 5 ayes, nays 1, from Mr. Piper.

Motion passes 5-1.

2. Strawser Paving Company, Inc. - \$105,231.05 (Capital Improvement Fund – Street)

Tyler Bumbalough stated that the City received 5 bids for this project. He stated that the price per foot was in the amount of \$43.99 and the sidewalks price was at \$10.60 per square foot. He added that a letter was issued in September of last year as required by Chapter 913, notifying residents that they have until April 19, 2019 to comply. Soon to follow after that date will be a final letter giving residents 30 more days. He also added that prevailing wage was used in the bids. Mr. Brugger added that residents can still get their own contractor if they choose to do so. Mr. Bumbalough added that the residents can either pay the bill in full or it would be assed to their property tax for 5 years. He also stated that the contract begins early June through August 2, 2019, then the paving would begin directly after. Following this, the process starts over in the fall. Mr. Fields inquired as to the location of the next project, and Mr. Bumbalough advised that all of that information is available on the web site.

Mr. Thackery moved to put this issue on the floor for discussion and possible passage. Mr. Paul seconded.

President Hess called for a roll call for passage: Mr. Hoffman, yes; Mr. Paul, yes; Mr. Scott, no; Mr. Thackery, yes; Mr. Piper, no; and Mr. Fields, yes.

Motion passed 4-2.

CITIZEN COMMENTS

ORDINANCES AND RESOLUTIONS:

Third Reading –

None

Second Reading –

ORDINANCE NO. 4504-19

AN ORDINANCE TO MODIFY SECTION 521.08(D)(1) OF THE CODIFIED ORDINANCES TO INCLUDE LAWN CLIPPINGS IN THE DEFINITION OF “LITTER,” AND DECLARING AN EMERGENCY. Sponsored by Councilman Ray Piper. (Requires 3 readings)

Mr. Paul stated that this would be very difficult to enforce. Mr. Feinstein added that it would be a 3rd degree misdemeanor with a fine up to \$500.00. Mr. Fields stated that this was more of a safety issue. President Hess declared this ordinance to have its second reading.

First Reading –

RESOLUTION NO. 2548-19

A RESOLUTION ACCEPTING THE REPORT OF THE CITY OF URBANA TAX INCENTIVE REVIEW COUNCIL (TIRC) ON THE STATUS OF THE ENTERPRISE ZONE AND COMMUNITY REINVESTMENT AREA AGREEMENTS, TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING THOSE AGREEMENTS.

Mrs. Bailey stated that American Pan's expiration date was the end of 2022, Ultramet's expiration date was the end of 2018 and White's Service Enter expires in 2020. She added that Weidmann, Navistar and Memorial Health will begin next year. She also stated that Marshall Plastics Building expired in 2017, which now will be taxed. Colepak expired in 2018, Interstate Trucks Building expires in 2019, and Grimes Field Hangar expired in 2018.

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

President Hess called for a roll call for passage: Mr. Paul, yes; Mr. Scott, yes; Mr. Thackery, yes; Mr. Piper, yes; Mr. Fields, yes; and Mr. Hoffman, yes.

Resolution passed 6-0.

RESOLUTION NO. 2549-19

A RESOLUTION ENACTED BY THE CITY OF URBANA, CHAMPAIGN COUNTY, OHIO, TO AUTHORIZE THE DIRECTOR OF ADMINISTRATION TO MAKE APPLICATION TO THE OHIO DEPARTMENT OF TRANSPORTATION UNDER THE SMALL CITY PROGRAM FOR IMPROVEMENTS TO SOUTH HIGH STREET, AND DECLARING AN EMERGENCY.

Mr. Crabill stated that they got positive feedback from ODOT regarding a letter of interest. He further stated that the grant would cover 80% and local would be responsible for 20%. He also stated that this project was in the approximate amount of 4 million dollars. He also added that the City could not move forward on this project without grant funding, and that the City would be asking for the maximum amount available.

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

President Hess called for a roll call for passage: Mr. Scott, yes; Mr. Thackery, yes; Mr. Piper, yes; Mr. Fields, yes; Mr. Hoffman, yes; and Mr. Paul, yes.

Resolution passed 6-0.

RESOLUTION NO. 2550-19

A RESOLUTION TO AUTHORIZE THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA TO ENTER INTO A MEMORANDUM OF AGREEMENT BETWEEN DRIVEOHIO AND THE CITY OF URBANA (THE MUNICIPALITY) TO PARTICIPATE IN THE AUTONOMOUS VEHICLE PILOT PROGRAM (AVPP) AND TO PROMOTE AUTONOMOUS VEHICLE TESTING SITES WITHIN THE CITY.

Mr. Crabill said that this would provide a central point to provide a place to do autonomous vehicle testing and that it was a chance to get our City's name out there, which could open up some opportunities for the City.

Mr. Paul moved to table this resolution. Mr. Thackery seconded.

President Hess called for a roll call for the table: Mr. Piper, yes; Mr. Fields, no; Mr. Hoffman, no; Mr. Paul yes; Mr. Scott, yes; and Mr. Thackery, no.

Tie of 3-3.

President Hess voted yes on the table.

Resolution is tabled.

RESOLUTION NO. 2551-19

A RESOLUTION TO INDICATE LOCAL SUPPORT OF AN APPLICATION BY THE DEVELOPERS OF LEGACY PLACE TO THE OHIO HISTORIC PRESERVATION TAX CREDIT PROGRAM, AND DECLARING AN EMERGENCY.

Mr. Crabill said that this was a resolution of support for Flaherty & Collins' Historical Tax Credit for the Douglas Inn and the Elementary Schools.

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

President Hess called for a roll call for passage: Mr. Fields, yes; Mr. Hoffman, yes; Mr. Paul, yes; Mr. Scott, yes; Mr. Thackery, yes; and Mr. Piper, yes.

Resolution passed 6-0.

MISCELLANEOUS BUSINESS/WORK SESSION

Mr. Scott inquired to why the Douglas Inn had caution tape around it. Mr. Brugger advised that during the recent high winds, a window pane had been blown out.

Mr. Crabill provided a handout regarding the South Main Street Corridor. He advised that 275 citizens have taken the survey and that 202 residents had been mailed this handout today. He advised that the survey link is on the City's web site. He also stated that Rumpke has advised that they would be more than willing to discuss with Council the recyclables program and they were invited to tour their facility in Dayton. He also added that contract with Rumpke is for 3 years and it was passed in 2017. He also stated that a mailing regarding the roundabout went out a couple of weeks ago. He also stated that an update to date status is on the City's web site.

Mr. Bumbalough advised that construction on the roundabout would begin in late April.

Mr. Feinstein stated that he had a few topics for the upcoming work session. Those would include a consent agenda, the Enterprise Zone Application Process and Home Rule.

Mr. Brugger said that the Compost Facility was now open. He stated that there was a lot of movement this year and he felt it was important that Administration keep Council advised with updated information. He stated that curbs and gutter was a prime example. He added his appreciation for everyone's support. He stated the City are "bloodhounds" on finding grants, as such for the South High Street Corridor Project.

Mr. Thackery moved to have a work session next week. Mr. Paul seconded. Voice vote on approval: 5 ayes, nays, one, from Mr. Hoffman
Motion passed.

Mayor Bean stated that spring was upon us and that tomorrow was the YMCA's 10th Anniversary and invited all to go out to the YMCA.

President Hess asked about the traffic lights and Mr. Brugger advised that the ones inquired were already scheduled to go out. He also asked about residents leaving brush in the gutters and Mr. Brugger stated that the residents have been notified that the City does not pick them up. President Hess stated that the Charter Review Committee has their first meeting scheduled for 3-20-19 at 6:00 p.m., and invited anyone that wanted to come to meeting, for it is public.

President Hess said that there was an Executive Session on the agenda for this evening.

Mr. Thackery moved to adjourn and go into Executive Session. Mr. Dwight seconded.
President Hess called for a roll call to adjourn and enter into an Executive Session: Mr. Hoffman, yes; Mr. Paul, yes; Mr. Scott, yes; Mr. Thackery, yes; Mr. Piper, yes; and Mr. Fields, yes.
Motion passed 6-0.

ADJOURN AT 7:31 p.m.

NEXT SCHEDULED MEETING

April 2, 2019, at 6:00 p.m.

Council Clerk

Council President



Department
of Commerce

Division of Liquor Control

Mike DeWine, Governor
Sheryl Maxfield, Director

NOTICE TO LEGISLATIVE AUTHORITIES
Objections to Renewal of a Liquor Permit

11-066

MARCH 13, 2019

CLERK OF URBANA CITY COUNCIL
205 S MAIN ST
URBANA OHIO 43078

Dear Clerk of Legislative Authority:

This is notice that all permits to sell alcoholic beverages in your political subdivision will expire on **June 1, 2019**. In order to maintain permit privileges, every permit holder must file a renewal application.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. The hearing may be held in the county seat of the county in which the permit premises is located if that request is made in writing. This will be your only opportunity to object to the renewal of a liquor permit premises which might be a problem in your community.

In order to register a valid objection with the Division of Liquor Control and request a hearing, the legislative authority must pass a resolution that specifies the problems at the liquor permit premises and the legal grounds for the objection as set forth in Ohio Revised Code Section 4303.292(A). It is suggested that a separate resolution be passed for each permit premises. The Chief Legal Officer of your political subdivision must also submit a statement with the resolution that, in the Chief Legal Officer's opinion, the objection is based upon substantial legal grounds within the meaning and intent of Ohio Revised Code Section 4303.292(A). The resolution and Chief Legal Officer's statement must be addressed to the Division of Liquor Control, Attn: Legal Section, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005 and postmarked no later than May 2, 2019.

For your convenience, you may access our brochure entitled "[How to Object to the Issuance or Renewal of a Liquor Permit](#)" from our website at www.com.ohio.gov/liqr Under "Licensing" click on "Renewals" and under that mega menu please select the link "Object to the Issuance or Renewal of a Liquor Permit".

You may wish to contact the law enforcement agency for your jurisdiction to determine if it has any information which will aid in your decision whether or not to object and request a hearing. For your convenience you may obtain a [list of issued permit holders](#) in your jurisdiction from our website at the above link. Under "Liquor Control" click on "Look it up" and under that mega menu please select "Search Permit Holders" "Permit Applicant / Holder Information (types and status)". You will then enter the search criteria for your county / city / township to bring up the issued permits in your jurisdiction. If you do not have access to the internet, you may request a list from us by writing the Division at the below address.

If you determine that there are no permit premises within your jurisdiction that you wish to object to, you do not need to take any action. The renewal applications for those premises will be submitted by the permit holders and will be processed by the Division and issued as appropriate.

If you have any questions, please contact the Legal Section at (614) 644-2489.

Very truly yours,

Cassandra L. Hicks
Deputy Superintendent & Chief Of Licensing

Subject: council communication

From: "marcia@cepohio.com" <marcia@cepohio.com>

Sent: 3/26/2019 10:52:42 AM

To: "Amy Deere" <Amy.Deere@ci.urbana.oh.us>;

CC: "Mark Feinstein" <Mark.Feinstein@ci.urbana.oh.us>; "Kerry Brugger" <Kerry.Brugger@ci.urbana.oh.us>; "Bill Bean" <Bill.Bean@ci.urbana.oh.us>;

Hi Amy,

Can you please share this with the City Council?

I received the 2018 JOBS Ohio Annual report. The Q3 project is highlighted as a Community Impact article. I have it posted on our CEP website as well as facebook.

<http://www.cepohio.com/news> The entire report is available at the bottom of the article as a pdf file.

Thanks,

Marcia

"Working Together for Success"

Marcia Bailey
Economic Development
Director

E: marcia@cepohio.com

P: 937.653.7200
M: 937.869.6323



www.cepohio.com 3 Monument Sq. • Urbana, OH 43078

Subject: FYI
From: "Elton Cultice" <Elton.Cultice@ci.urbana.oh.us>
Sent: 3/22/2019 2:30:57 PM
To:
Attachments: 2019 Urbana FOH Order Form.pdf; Urbana 19 poster 1.pdf

Friends!

I wanted to alert everyone to an important happening at Grimes Field.

On May 3, 2018 Governor John Kasich signed House Bill 44 making May 24th every year 'Ohio First Responder Appreciation Day'.

Beginning this year, and on May 24 each year, Walter & Lewis Funeral Home will sponsor a "First Responder Appreciation Day" event held at Grimes Field to honor ALL the First Responders in Champaign County. There will be 'Flags of Honor' displayed in front of the airport. The intent is to sell sponsorships for the U.S. Flags each year to raise money to support one of our local First Responder Organizations. This year's event is targeted to purchase some much needed equipment (Carbon hoods) for the Urbana Fire Department. Next year a different Champaign County First Responder Group will be identified. Each flag will have a yellow ribbon attached where you can add 'In Honor of', 'In Memory of', or whatever message you would like to add to it!. Plus after the event you will receive a brand new standard size flag to take home.

ALL money raised in Champaign County will benefit Champaign County. Additionally, Local attorneys have volunteered to do free Wills for First Responders, and the Champaign County Pilots Association will be offering free Airplane Flights to First Responders (weather permitting, or can schedule for later)

Throughout the event, a display of Fire equipment, trucks, and various apparatus will be open for public viewing.

Attached is a flyer which explains the event, along with a donation form. A separate sponsorship form is available for corporate sponsorships. Flag sponsorship can be made online (website is on the form), or cash and checks can be dropped off at Walter & Lewis funeral home, or at the airport office.

Current (tentative) Event Schedule:

10:00 Event begins, High School Band playing, visit the Field of Honor
10:30 Jeff Frantz/Frank Lewis kickoff/Pledge of Allegiance
10:15 Invocation
10:30 Band (TBD)
10:45 Mayoral Proclamation & Welcome
11:00 Fire Department Welcome
11:15 Guest Speakers (still planning, if you know of someone who would like to be involved please have them contact me!!)
11:45 Band and closing remarks
12:00 Stadium Lunch - Free for ALL Champaign County First Responders and their immediate families, by

donation to the public.

12:00 Weather permitting the Champaign County Pilots Association will be giving free airplane rides to our First Responders!!

12:00 Legal Representatives will be on hand to set up appointments

12:00 View the Field of Honor until Monday 5/27

Thank you for your time and attention.

Elton

Grimes Field Municipal Airport, City of Urbana | 1636 N. Main St | Urbana, OH 43078

937.652.4319 (office) | 937.346.5690 (cell/text) | Elton.Cultice@ci.urbana.oh.us



FIELD OF HONOR®

First Responders Appreciation Day

May 24, 2019

Grimes Field Airport

1636 North Main St., Urbana, OH



Hundreds of US flags waving on 8 ft poles stand in perfect rows and columns on a field of green—

Honoring First Responders

Join us for a special tribute and support those that protect us all.

Presented by—

*Walter & Lewis
Funeral Home*

Sponsor a flag today!!

Proceeds will benefit:
The Urbana Fire Department
To purchase Carbon Hoodies—protective gear

For more information & sponsorship opportunities visit:

www.healingfield.org/urbana19 or call (937) 653-4227



Honoring First Responders

Urbana, OH | 2019

[Flag Order and Sponsorship Form]

Sponsor Info: Name/ Company	
Address	
City, State, Zip	
Email	Phone

Order	Qty	Price Each	Total
US Flag Kit (to pick up)		\$ 30.00	\$
Donation	:		
Donation amount:			\$
<input type="checkbox"/> Check #	Credit cards are accepted online at www.healingfield.org/urbana19		Total enclosed

Sponsor's Message:
[In Honor of]

Make Checks Payable to: Colonial Flag Foundation; Please write: Urbana, OH Field of Honor in the memo.
Mail this form and your payment to:
Walter & Lewis, 642 S. Main St., Urbana, OH 43078
Phone: (937) 653-4227

You can also sponsor your flag quickly and safely online at www.healingfield.org/urbana19

You can pick up your flag at the field on the last day of the event. Watch the web site www.healingfield.org/urbana19 for updates and more information as we plan for an amazing Field of Honor® event. Volunteers needed for set up and take down. Call (937) 653-4227 for more information.

The Urbana Field of Honor® funds will go to the purchase of carbon hoodies; much needed protective gear for the Urbana Fire Department

Thank you for supporting the Urbana, OH Field of Honor® 2019



Ohio Municipal League
Transportation Infrastructure Funding Statement

March 2019

The Ohio Municipal League is pleased to release our Transportation Infrastructure Funding Statement in light of Substitute HB 62, the state's Transportation Budget for FY20-FY21.

This statement is the result of a comprehensive study of the transportation infrastructure needs unique to municipalities. Our position offers sustainable policies that take action and provide long-term funding solutions to funding the maintenance and improvement of municipal roads and bridges.

The League also aims to spotlight the critical role municipal transportation infrastructure plays in connections to commerce, education, health services and culture. Ohio drivers rely on safe roads and bridges to connect them to employment and social services. First responders depend on safe roadways to ensure the citizens in their care get fire, police and EMS responses as soon as possible. With 8.5 million Ohioans and 80% of businesses located in municipalities, it is hard to overstate the need for safe transportation infrastructure, as well as the cost of not properly funding safe roads and bridges.

The League's Transportation Infrastructure Funding Statement is a tool designed to both educate and provide real, actionable and sustainable funding solutions. We encourage our member to use the information enclosed to impress upon their legislative delegation the need to properly fund transportation infrastructure. Cities and villages are the economic engines of Ohio, and investment in municipal transportation infrastructure is a key part of ensuring a safe and prosperous future for our state.

Respectfully,

Kent Scarrett
Executive Director
Ohio Municipal League

Oak Dale Cemetery Board
Board Meeting Minutes: January 17, 2019 3:00pm

COPY

Board Members:

Present: Bill Edwards, Jo Frasure, Lynn Reich, Tonya Barrett, Nora McCain

Others Present: Bob Jumper, Kerry Brugger

Lynn Reich called the meeting to order at 3:00pm.

Minutes were reviewed from the November meeting. Bill Edwards made a motion to approve the minutes. Jo Frasure seconded the motion and it was unanimously approved.

Organizational structure of the Board was discussed. Bill Edwards nominated Wayne Smith as Chair. Lynn Reich seconded the motion and it was unanimously approved. Bill Edwards nominated Lynn Reich as Vice Chair. Tonya Barrett seconded the motion and it was unanimously approved. Bill Edwards nominated Tonya Barrett as Secretary. Lynn Reich seconded the motion and it was unanimously approved.

Discussion regarding 2019 meeting schedule. Tonya Barrett made a motion to have meetings at 3pm on the following dates: March 21, May 16, July 18, Sept 19 and Nov 21. Lynn Reich seconded the motion and it was unanimously approved.

Bob Jumper advised the Board there were 96 Burials in 2018-11 were Saturday burials. He will be getting two new mowers and a mini excavator. The excavator will allow him to dig graves and plant trees. It could also be used in other departments if needed.

Kerry Brugger advised the Board the Mausoleum sales for 2018 were \$47,024 compared to \$47,088 in 2017. Ohio Cemetery Association Dues are \$95. They are currently reviewing the Administrative Regulations are about 90% complete.

Miscellaneous Business:

Lynn Reich asked about the cleaning of Simon Kenton monument as it has a greenish appearance. Kerry advised the process is multi step. The greenish color should disappear. They are not using D2 to clean it.

Everyone agreed the Wreaths across America was a nice event. Everyone is looking forward to watching it grow bigger next year.

Kerry let the Board know the Memorial Ceremony for the Karen Kerns Dresser Tree Memorial was nicely done. They have planted 12 memorial trees. The tree commission wants to plant a number of trees in the fall. In the spring, flowering trees will be planted along the entrance road to the Cemetery.

Kerry advised the Board he was approached last fall about having John Bry do Cemetery tours. He wanted to see what the Board's interest was. There is a cost associated with having John do the tours ie travel, lodging and food expenses. Kerry suggested reaching out to local business for sponsorships to offset those expenses. Donations would be accepted during the tours. It would take about 15-20 volunteers.

Jo Frasure questioned who would be planting/maintaining the urns as she felt they were neglected last year. Bob Jumper stated he will be meeting with Pam to discuss those concerns.

Lynn Reich advised the Board Janet Ebert wants to talk with the Board about the work she has been doing in the smaller county cemeteries.

Motion made by Bill Edwards to adjourn the meeting. The motion was seconded by Nora McCain and it was unanimously approved.

Meeting adjourned at 4:00 pm Next meeting will be March 21, 2019.

Respectfully submitted,

A handwritten signature in cursive script that reads "Tonya Barrett". The signature is written in black ink and is positioned above a solid horizontal line.

Tonya Barrett

BOC # 1

Public Entities Pool
2017 - 2019 Insured Values and Annual Premiums

	Item (description)				
		2017	2018	2019	% +/-
1	Building (all city properties...parks, Taft Ave., Municipal Bldg, etc.)	\$58,902,553	\$60,145,040	\$64,737,965	7.64%
2	Personal Property (desks, phones, carpeting, etc.)	\$2,558,200	\$2,558,700	\$1,786,400	-30.18%
3	EDP - Hardware (computer hardware, equipment)	\$183,680	\$183,680	\$183,680	0.00%
4	Fine Arts (Monument Square, Cemetery)	\$180,000	\$180,000	\$180,000	0.00%
5	Misc Property Scheduled (mowers, gators, backhoe, etc.)	\$1,296,071	\$1,298,151	\$1,354,315	4.33%
6	Misc Property Unscheduled (lower valued items not specifically listed)	\$165,106	\$165,106	\$165,106	0.00%
	Total Insured Value	\$63,285,610	\$64,530,677	\$68,407,466	6.01%
7	Annual Premium	\$151,229	\$151,105	\$155,707	3.05%

The majority of City vehicles have an insured value of actual cash value (replacement cost less depreciation); however, Fire Dept vehicles are insured either for a specific dollar amount or replacement cost.

Notes:

2017 - Misc Property - new Medic 1 for Fire Dept was the largest single purchase in this category

2018 - No significant changes in equipment, building increase within industry trend of 1.5-2.5%

2019 - Slight increase in insured value, resulting from 2018 appraisal

February Purchase Orders

PURCHASE ORDER # :	VENDOR :	PURCHASE ORDER AMOUNT :	DEPARTMENT :	EXPLANATION :	BOC APPROVAL DATE & VOTE:
25725	WRECK-A-MEND	\$7,458.03	SEWER	REPAIR DAMAGE ON 2016 FORD SUPER DUTY F250 XLT	BOC=2/6/19 (3)
25726	J.R. MASON INC	\$12,821.00	WWTP	REPLACEMENT OF FAILING MOYNO SCUM PUMP IN RAS/WAS BLDG	BOC=2/6/19 (3)
25743	STALK & AWE	\$7,000.00	PARK	GEESE MANAGEMENT SERVICES 3/1/19-12/31/19 7 MONTHS/YR	BOC=2/13/19 (3)
25744	ESO FIREHOUSE SOFTWARE	\$2,922.00	FIRE	ANNUAL FIRE REPORTING SOFTWARE	BOC=2/13/19 (3)
25745	LAYNE CHRISTENSEN	\$3,571.00	WATER	HIGH SERVICE PUMP #1 REBUILD AT THE 29 WTP	BOC=2/13/19 (3)
25756	DJE	\$18,601.28	WATER	SCADA REPAIR & REPLACEMENT FOR TAFT & EAST LAWN SITE	BOC=2/20/19 (3)
25766	WARREN FIRE EQUIPMENT	\$5,399.75	FIRE DEPT	ANNUAL FACE PIECE TEST, SCBA FLOW TEST, CYLINDER HYDRO TEST AND TRAVEL CHARGE	BOC=2/20/19 (3)
25783	FETZ	\$6,940.00	CAPITAL IMPROV POLICE & FIRE	WATER HEATER FOR FIRE & POLICE BLDG	BOC=2/28/19 (2)
25786	RELIANT MECHANICAL	\$3,594.78	CAPITAL IMPROV ADMIN	REPLACEMENT OF HEAT EXCHANGER IN MUNICIPAL BLDG	BOC=2/27/19 (3)
25787	CHAMPAIGN EXCAVATING INC	\$14,841.24	SEWER	400 BLOCK N LOCUST SANITARY SEWER REPLACEMENT	BOC=2/27/19 (3)
25788	PERDUE TREE REMOVAL	\$9,000.00	CAPITAL IMPROV STREET	STUMP REMOVALS	BOC=2/27/19 (3)
25789	FETZ	\$2,880.00	AIRPORT	TEMPSTAR 100K BTU INPUT IN THE CAFÉ BANQUET SIDE	BOC=2/27/19 (3)
25790	DEERE & COMPANY	\$30,667.30	CAPITAL IMPROV CEMETERY	12G COMPACT EXCAVATOR	BOC=2/27/19 (3)
25791	EAST LAWN & GARDEN	\$32,398.00	CAPITAL IMPROV PARK	2-72" MID MOUNT ZERO TURN CLUB CADET & 2-60" MID MOUNT ZERO TURN CUB CADET	BOC=2/27/19 (3)
25792	COMPTON POWER EQUIP	\$5,600.00	CAPITAL IMPROV PARK	36" STAND ON TORO	BOC=2/27/19 (3)
25793	COMPTON POWER EQUIP	\$19,100.00	CAPITAL IMPROV CEMETERY	2 GRASSHOPPER 52" FRONT MOUNT	BOC=2/27/19 (3)
25794	COMPTON POWER EQUIP	\$11,400.00	WWTP	60" MID MOUNT-DIESEL GRASSHOPPER	BOC=2/27/19 (3)
25795	MPOWER TECHNOLOGIES INC	\$4,500.00	SEWER, STORMWATER, WATER, ENGINEERING, CAPITAL IMPROV-STREET AND CAPITAL IMPROV-CEMETERY	OVERAGE DEPLOYMENT SERVICES-SANITARY, STORM, WATER, ENGINEERING, STREET AND CEMETERY	BOC=2/27/19 (3)

Chris Boettcher
Secretary

Resolution No. 2550-19

A RESOLUTION TO AUTHORIZE THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA TO ENTER INTO A MEMORANDUM OF AGREEMENT BETWEEN DRIVEOHIO AND THE CITY OF URBANA (THE MUNICIPALITY) TO PARTICIPATE IN THE AUTONOMOUS VEHICLE PILOT PROGRAM (AVPP) AND TO PROMOTE AUTONOMOUS VEHICLE TESTING SITES WITHIN THE CITY.

WHEREAS, Executive Order 2018-01K created DriveOhio as the smart mobility center for the State of Ohio, housed within the Ohio Department of Transportation, tasked with promoting the development of autonomous and connected vehicle technology; and

WHEREAS, Executive Order 2018-04K established the Autonomous Vehicle Pilot Program (AVPP) to link municipalities interested in promoting autonomous vehicle technology to industry; and

WHEREAS, Executive Order 2018-04K tasks DriveOhio with partnering with municipalities that volunteer to participate in the AVPP, to identify the unique testing attributes of the Municipality; and

WHEREAS, Section 5501.03(A)(3) of the Ohio Revised Code provides the Director of Transportation may coordinate the activities of the Department of Transportation with other appropriate public authorities, to enter into contracts with such authorities as necessary to carry out its duties; and

WHEREAS, the City of Urbana hosted a meeting with DriveOhio in late February with local leaders representing multiple community partners to explore opportunities to partner with DriveOhio locally; and

WHEREAS, from this meeting, potential testing sites and attributes were identified that are unique to the city for this type of testing; and

WHEREAS, regionally and statewide, numerous municipalities are already partnering with DriveOhio; and

WHEREAS, the City of Urbana (the Municipality) desires to partner with DriveOhio through its Autonomous Vehicle Pilot Program (AVPP) to promote autonomous vehicle testing within the city.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Urbana, Ohio:

Section 1: That the City of Urbana and Urbana City Council desire to partner with DriveOhio to further promote autonomous vehicle testing within the City of Urbana.

Section 2: That the Director of Administration of the City of Urbana is authorized to enter into and sign a memorandum of agreement with DriveOhio to participate in the Autonomous Vehicle Pilot Program (AVPP).

Section 3: That the City of Urbana will determine, in coordination with DriveOhio, those areas that the Municipality would like to promote as autonomous vehicle testing sites.

Section 4: That the City of Urbana will determine, in coordination with DriveOhio, the unique attributes of the Municipality that can be used to promote testing within the Municipality.

Section 5: That the City of Urbana will work with DriveOhio to help to educate law enforcement and the public about autonomous vehicle testing that may occur within the Municipality.

Section 6: This ordinance shall be effective at the earliest time provided by law.

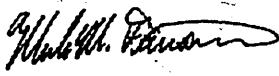
Passed: _____

Marty Hess, Council President


Attest: _____
Amy Deere, Council Clerk

This Resolution approved by me this ____ day of _____, 2019.

Bill Bean, Mayor

Department requesting: Community Development		Personnel: D. Crabill	Director of Law review 
Expenditure? Y (N)	Emergency? Y (N)	Public Hearing? Y (N)	
Readings required: (1) 2 3		If yes, dates advertised:	
First reading date: 3/19/2019	Second reading date:	Third/Final reading date:	

Anticipated effective date if approved: March 19, 2019



DriveOhio

The Future of Smart Mobility

**Your Guide to
Smart Mobility
in Ohio**

Why Ohio?

Ohio's Unparalleled Smart Mobility Assets

There is no better place for companies to develop, test, deploy and commercialize smart mobility technologies because Ohio has a mix of assets and resources unmatched in any other state:

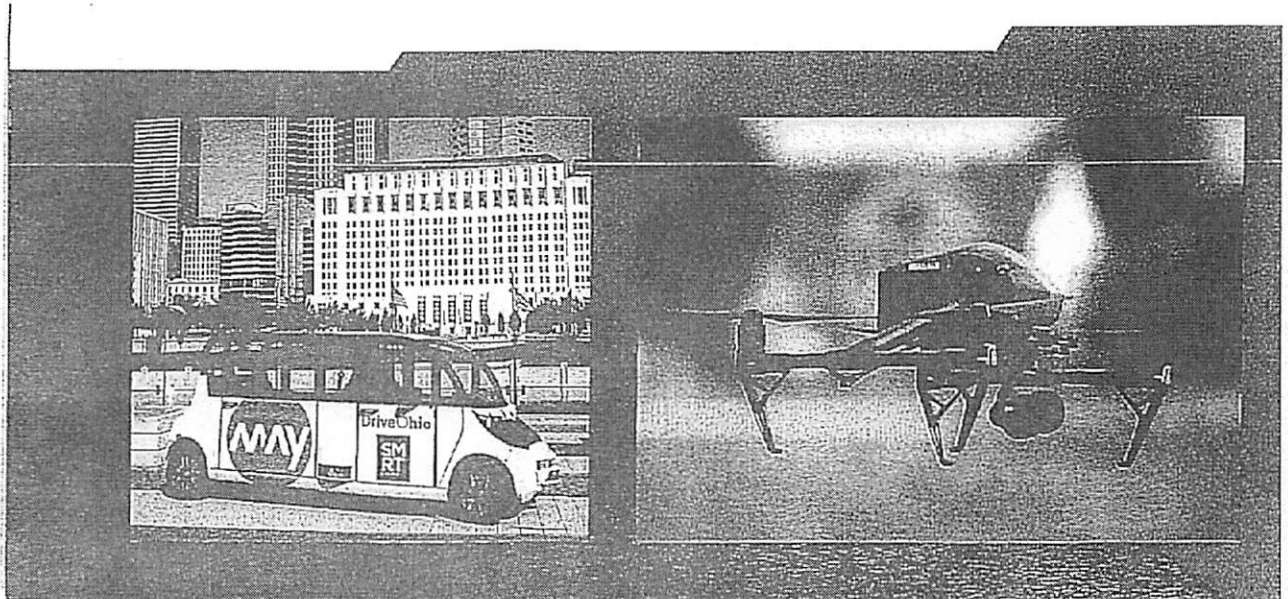
Testing Facilities: The diversity and quantity of smart mobility projects and facilities aimed at testing autonomous and connected technologies in real-world environments is unmatched by other states.

Regulatory Environment: With the creation of DriveOhio and an executive order explicitly authorizing self-driving vehicle testing, Ohio's regulatory climate are ideal for smart mobility innovation.

Geography: Ohio's mix of urban and rural areas, as well as the state's four-season weather conditions, offer a diverse environment for researchers to test their mobility projects.

Location: The state is within a day's drive of 60 percent of the country's population and 70 percent of light vehicle production in North America.

Investment Support: The state has invested \$16 billion in recent transportation infrastructure projects, and after Columbus won the \$50 million "Smart City Challenge," Ohio's private sector poured more than \$500 million into autonomous and connected vehicle technologies as part of the Smart Columbus initiative.



Smart Mobility Projects

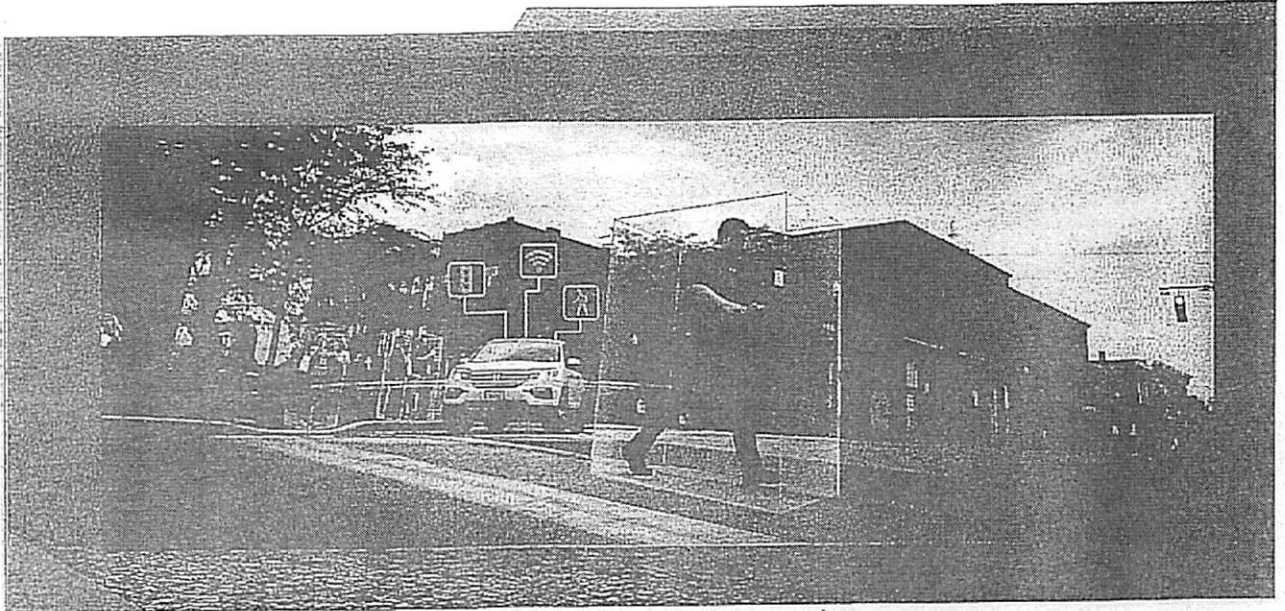
The Future of Smart Mobility Begins in Ohio

DriveOhio brings together those who are responsible for building infrastructure in Ohio with those who are developing autonomous, connected and unmanned aerial technologies. Current projects across Ohio include:

Smart Cities: As the winner of the U.S. Dept. of Transportation's first-ever "Smart City Challenge," Columbus is using its grant awards totaling \$50 million as seed funding for "Smart Columbus," a regional initiative to create a first-of-its-kind interconnected smart transportation system. Marysville, Ohio, is installing dedicated short-range communications units in 27 traffic signals across the city that will communicate with 1,500 vehicles outfitted with onboard units, improving traffic and pedestrian safety at these intersections. Meanwhile, other smart city use cases and projects are in development in most of the state's major cities.

Smart Corridors: On highways across the state, including the Ohio Turnpike, wireless roadside sensors, high-tech cameras, dedicated short-range communications units and fiber-optic connections are being deployed to better monitor and manage traffic conditions, while allowing open-road testing of autonomous and connected vehicles.

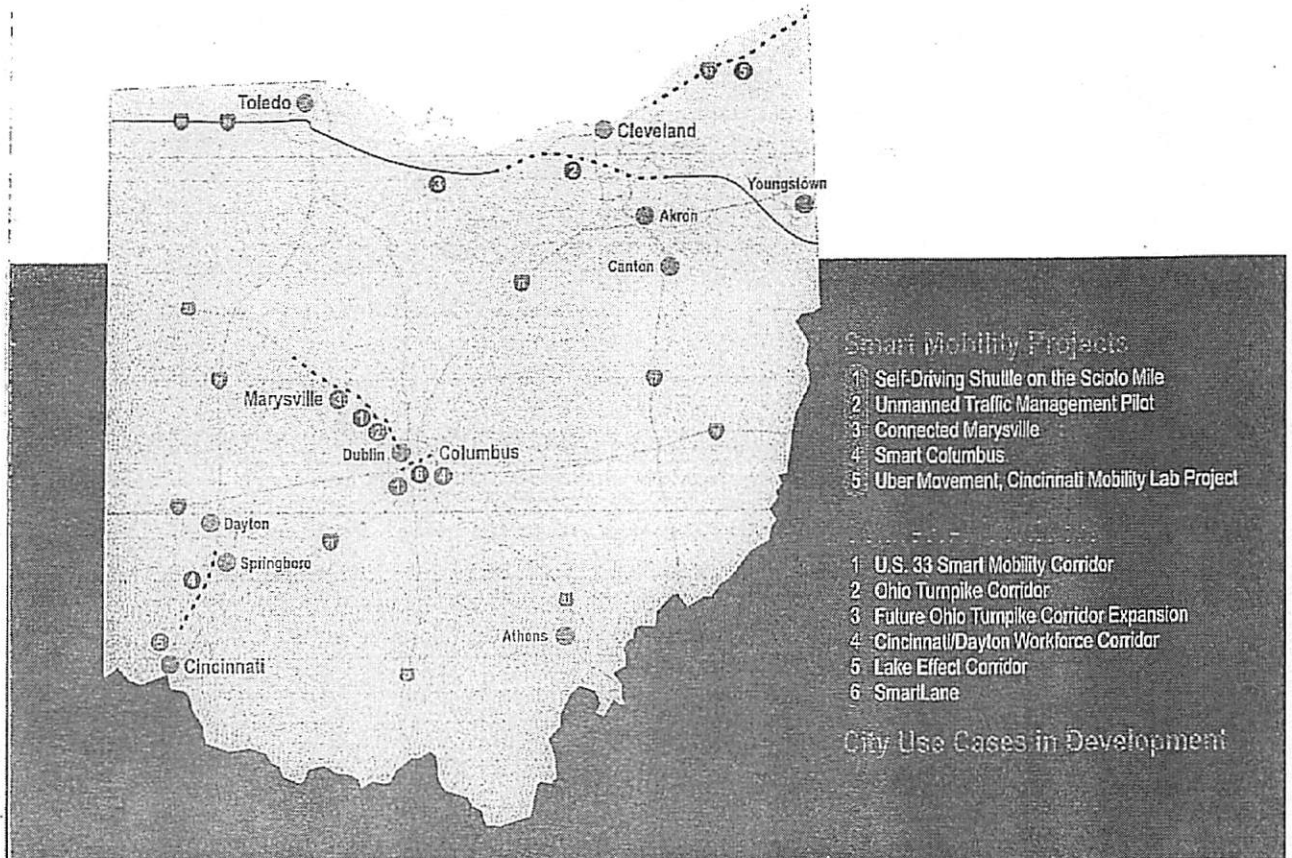
Autonomous Shuttles: Columbus, Dayton and Cincinnati are introducing self-driving shuttles to more efficiently move employees to work sites, expand mass transit options, and help develop the guidelines for future self-driving transit projects throughout the country.



Transportation Information Management System (TIMS): Across the state, transportation data pertaining to Ohio's roadway system is collected, analyzed and disseminated. From roadway information and priority snow routes, to traffic counts and transportation projects, all of this information is publicly available and accessible on laptops or smart phones, equipping Ohioans with better data to make better travel decisions.

Unmanned Aircraft Systems: The state is pushing drone research and smart mobility forward with the Ohio Unmanned Aircraft Systems Center in Springfield, developing a ground-based detect-and-avoid radar system for drones, and using unmanned aerial vehicles for monitoring traffic and road conditions.

Advanced Vehicle Testing: North America's largest independent automotive proving grounds, the Transportation Research Center (TRC), is located in Ohio. The TRC is home to the nation's only federal vehicle test laboratory and a new 540-acre SMART Center for testing autonomous and connected vehicles. The Ohio State University has several automotive research and testing facilities, including the Center for Automotive Research, which focuses on intelligent transportation systems and sustainable mobility.



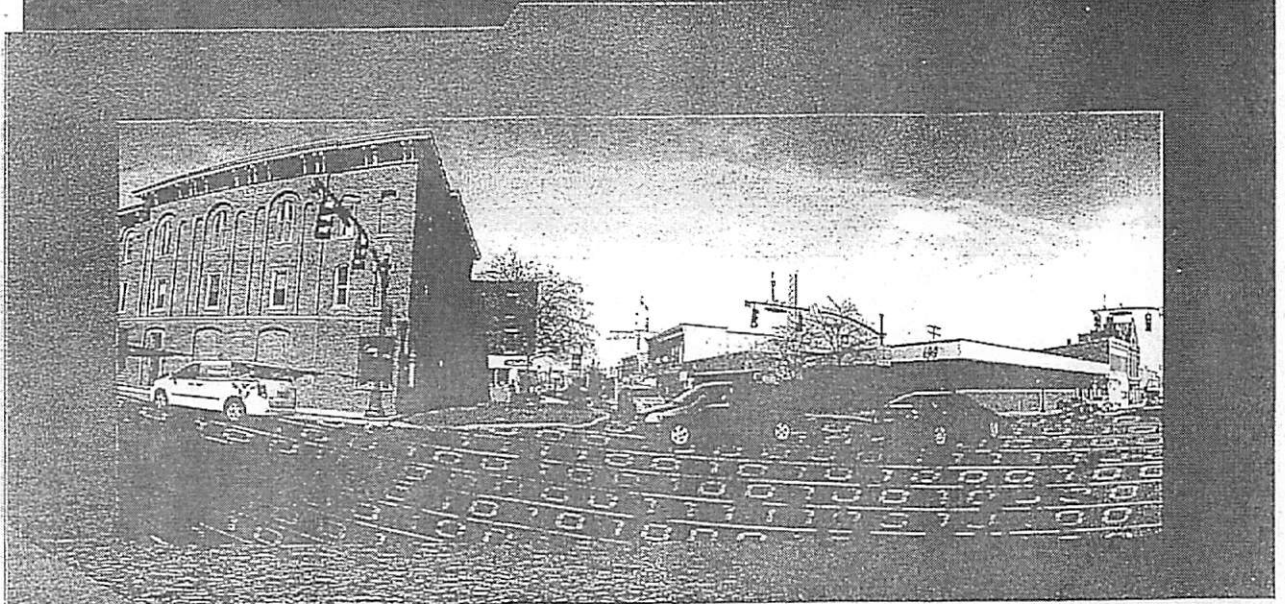
About DriveOhio

Connecting and Coordinating Smart Mobility Projects

Red tape and government barriers can hamstring the development, testing and deployment of smart mobility technologies in most states. But DriveOhio brings dozens of private and public entities together under one umbrella, serving as the hub for all things autonomous and connected in the state.

Instead of asking companies to work simultaneously with multiple agencies, DriveOhio is a one-stop shop for those developing, testing and deploying advanced mobility solutions in Ohio. DriveOhio provides a single point of contact for businesses to more quickly and efficiently access the needed resources for smart mobility projects.

With these projects, DriveOhio aims to improve transportation safety and reliability, provide for the mobility needs of all people regardless of limitations, and prepare the workforce for new and disruptive technologies.



Contact DriveOhio Today

Partner with DriveOhio and Advance
Your Smart Mobility Project

Are you interested in learning more about smart mobility
projects and capabilities in Ohio or partnering with public
and private sector entities through DriveOhio?

Get in touch now!

DriveOhio

An initiative of the Ohio Department of Transportation

(614) 387-5175

drive.ohio.gov

MEMORANDUM OF AGREEMENT BETWEEN

**DRIVEOHIO
AND**

(insert name of THE MUNICIPALITY)

THIS MEMORANDUM OF AGREEMENT (Agreement) is made between DriveOhio, acting by and through the Executive Director (hereinafter referred to as DRIVEOHIO), 1980 West Broad Street, Columbus, Ohio 43223 and (the Municipality) acting by and through (insert) (hereinafter referred to as the Municipality), (Municipality address).

WHEREAS, Executive Order 2018-01K created DriveOhio as the smart mobility center for the State of Ohio, housed within the Ohio Department of Transportation, tasked with promoting the development of autonomous and connected vehicle technology;

WHEREAS, Executive Order 2018-04K established the Autonomous Vehicle Pilot Program (AVPP), to link municipalities interested in promoting autonomous vehicle testing to industry;

WHEREAS, Executive Order 2018-04K tasks DriveOhio with partnering with municipalities that volunteer to participate in the AVPP, to identify the unique testing attributes of the Municipality;

WHEREAS, Section 5501.03(A)(3) of the Ohio Revised Code provides the Director of Transportation may coordinate the activities of the Department of Transportation with other appropriate public authorities, to enter into contracts with such authorities as necessary to carry out its duties;

WHEREAS the Municipality has volunteered to be a part of the AVPP by (passing an ordinance, executive order, etc.); and

NOW THEREFORE, for and in consideration of the mutual covenants hereinafter stipulated to be kept and performed, it is agreed by the parties as follows:

SECTION I: RECITALS

The foregoing recitals are hereby incorporated as a material part of this Agreement

SECTION II: PURPOSE

This Agreement outlines the obligations and responsibilities of the Municipality and DriveOhio with regard to autonomous vehicle testing within the boundaries of the Municipality.

SECTION III: MUNICIPALITY OBLIGATIONS

1. The Municipality will determine, in coordination with DriveOhio, those areas the Municipality would like to promote as autonomous vehicle testing sites. These testing sites will not exclude autonomous vehicle testing in other areas, but will be those sites that the Municipality seeks to actively encourage testing. This can include:
 - a. Areas that have a specific need, i.e. first mile/last mile applications
 - b. Areas that are specific districts, i.e. entertainment or commercial districts
2. The Municipality will determine, in consultation with DriveOhio, the unique attributes of the Municipality that can be used to promote testing within the Municipality. These attributes may include:
 - a. Specific weather patterns
 - b. The availability of connected vehicle infrastructure
 - c. Population density
 - d. Geography
 - e. The presence of signalized intersection, roundabout, etc.
 - f. Any other unique attribute
3. The Municipality agrees that it will work with DriveOhio to help educate law enforcement that has authority within the jurisdiction of the Municipality as to the presence of autonomous vehicles. The Municipality will assist in educating law enforcement as to how to interact with the autonomous vehicles and how to react to public inquiries about the autonomous vehicles.

SECTION III: DRIVEOHIO OBLIGATIONS

1. DriveOhio agrees to publish the partnership status of the Municipality on its website and in any materials DriveOhio distributes to autonomous vehicle testers.
2. DriveOhio agrees to promote the unique attributes of the Municipality to all partner autonomous vehicle testers and to attempt to match autonomous vehicle testers with the Municipality based upon the attributes the tester is seeking.
3. DriveOhio will notify the Municipality, by contacting the contact person listed above, when any autonomous vehicle tester becomes a partner with DriveOhio, and will identify the unique attributes that tester is seeking.

4. DriveOhio will coordinate with the Municipality to continue to upgrade the unique attributes the Municipality possesses as it receives input from autonomous vehicle testers
5. DriveOhio will coordinate with the Municipality to educate law enforcement as to how to interact with Autonomous Vehicles.
6. DriveOhio will coordinate with the Municipality on any efforts to educate the public about the presence of autonomous vehicles within the Municipality.

SECTION IV: FINANCIAL RESOURCES

Nothing in this Agreement constitutes an obligation by DriveOhio, the Ohio Department of Transportation or the Municipality to provide any financial resources. Any agreement to provide financial resources will need to be stated in a separate document, signed by both parties.

SECTION V: TERM AND TERMINATION

This Agreement shall continue until the parties elect to terminate the Agreement. Either party may terminate the Agreement by giving ninety (90) days written notice to the other party.

SECTION VI: NOTICE

Notice under this agreement Municipality shall be directed as follows:

As to ODOT:

Executive Director
DriveOhio
1980 West Broad Street
Columbus, OH 43223

Email:

Telephone:

As the (insert name of Municipality):

Name
Address
City, State, ZIP

Email:

Telephone:

Alternate Contact Name:
Email
Telephone

SECTION VII: MISCELLANEOUS PROVISIONS

1. **Entire Agreement.** This Agreement constitutes the entire agreement between the Parties. No understandings, agreements, or representations, oral or written, not specified within this Agreement will be valid provisions of this Agreement. This Agreement may not be modified, supplemented or amended, in any manner, except by written agreement signed by both Parties.
2. **Governing Law.** This Agreement shall be governed, construed, and interpreted in accordance with the laws of the State of Ohio. To the extent that ODOT is a party to any litigation arising out of, or relating in any way to, this Agreement or the performance thereunder, such an action shall be brought only in a court of competent jurisdiction in Franklin County, Ohio.
3. **Records Retention.** All records regarding this Agreement shall be maintained for at least three years after the completion of this Agreement.
4. **Severability.** Any provision of this Agreement found to be prohibited by law shall be ineffective to the extent of such prohibition without invalidating the remainder of the Agreement.
5. **Assignment.** Neither this Agreement nor any rights, duties, or obligations described herein shall be assigned or subcontracted by either Party hereto without the prior express written consent of the other Party.
6. **The Parties agree that no agency, employment, joint venture or partnership has been or will be created between DriveOhio or the Ohio Department of Transportation and the Municipality**
7. **Compliance with Laws.**
 - A. Each of the Parties shall comply with all applicable federal, state and local laws, rules, regulations and ordinances, and all provisions required thereby to be included herein are hereby incorporated by reference. The enactment or modification of any applicable state or federal statute or the promulgation of rules or regulations there under, after execution of this Agreement shall be reviewed by the State and the Parties to determine whether the provisions of this Agreement require formal modification.
 - B. Each of the Parties represents and warrants that the Parties and their subcontractors, if any, shall obtain and maintain all required permits, licenses, registrations and approvals, as well as comply with all health, safety, and environmental statutes, rules, or regulations in the performance of work activities under this agreement.

Failure to do so may be deemed a material breach of this Agreement and grounds for termination and denial of further work with the State.

C. Negligent Acts or Omissions. To the extent permitted by Ohio law, including but not limited to the Ohio Constitution, Ohio Revised Code Chapter 2743 et seq. and Ohio Revised Code Section 3345.40, each Party agrees to be responsible for those damages or losses, which arise directly from the negligent acts or omissions of its own employees in performance of the agreement.

9. Title to inventions conceived or reduced to practice by Drive Ohio or its personnel related to, pertaining to, or in connection with this Agreement shall be the property of Drive Ohio. The copyright to all materials prepared by Drive Ohio shall belong to Drive Ohio. Drive Ohio shall notify Municipality prior to the incorporation of Municipality materials or services in reference to materials developed by Drive Ohio that mention or reference Municipality services.
10. Any list of attributes or testing sites provided by the city can become attachments to this agreement once provided to DriveOhio, if not already exhibits.

SECTION VIII: SIGNATURES

Any person executing this agreement in a representative capacity hereby warrants that he/she has been duly authorized by his/her principal to execute this agreement on such principal's behalf.

Any party hereto may deliver a copy of its counterpart signature page to this Agreement via fax or e-mail. Each party hereto shall be entitled to rely upon a facsimile signature of any other party delivered in such a manner as if such signature were an original.

The parties hereunto have cause Agreement to be duly executed in duplicate as of the day and year last written below.

ODOT

By: _____

Title: _____

Date: _____

(insert name of Municipality)

By: _____

Title: _____

Date: _____

DRAFT

RESOLUTION NO. 2411-19

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA, TO PREPARE AND SUBMIT FINAL APPLICATION TO PARTICIPATE IN THE FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED. (Suspension of Rules requested)

WHEREAS, the Federal Aviation Administration provides grants to public agencies for public use airports in the form of the Airport Improvement Program (AIP); and

WHEREAS, the City of Urbana has developed a long range plan for the continued improvement of the city owned general aviation airport, Grimes Field; and

WHEREAS, grant funds are available through the FAA Airport Improvement Program for 90% of eligible project costs contained in the long range plan for Grimes Field.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Urbana:

Section 1: That the Director of Administration, is hereby authorized to apply to the FAA for FY2019 FAA AIP funds (AIP-2019) to complete the scope of work required for construction of Taxiway "C", which will include the decommissioning of Taxiway "B". The estimated cost of the project is \$508,531.00, with the FAA covering 90% of the cost (\$457,678.00) and the remaining 10% balance (\$50,853.00) being split between the State and City at 5% each (\$25,426.50 each).

Section 2: That the Director of Administration, is further authorized to contract for any consulting services for the above named project as be necessary for the application and administration of above noted grant program.

Section 3: That the Director of Administration and City of Urbana, Ohio shall agree to abide by the terms and conditions of accepting Airport Improvement Program Grants (and subsequent updates). These terms and conditions may be unilaterally amended by the FAA, by notification in writing, and such amendment will only apply to grants accepted after notification.

Section 4: That it is found and determined that all formal actions of this City Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this City Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.


Council President

Passed: _____

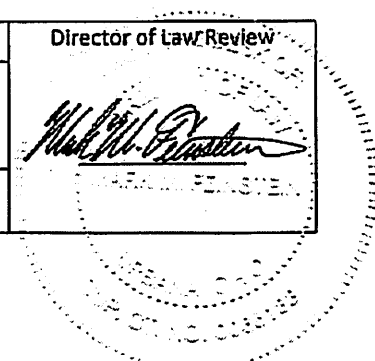
Attest: _____
Council Clerk

This Resolution approved by me this ____ day of _____, 2019.

Mayor

Department requesting: Administration/Airport		Personnel: Kerry Brugger	Director of Law Review  MARK W. EISENSTEIN
Expenditure? Y [N]	Emergency? Y [N]	Public Hearing? Y [N] If yes, dates advertised:	
Readings required: [1] 2 3		Third/Final reading date: N/A	
First reading date: 4/2/19	Second reading date: N/A		

Anticipated effective date if approved: _4/2/19_



RESOLUTION 2478-19

A RESOLUTION TO AUTHORIZE THE MAYOR OR DESIGNEE TO APPLY TO THE CHAMPAIGN COUNTY COMMISSIONERS UNDER THE FISCAL YEAR 2019 COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") COMMUNITY DEVELOPMENT PROGRAM AND TO FURTHER AUTHORIZE THE MAYOR OR DESIGNEE TO PURSUE OTHER ECONOMIC DEVELOPMENT AND PUBLIC INFRASTRUCTURE-RELATED CDBG PROGRAMS, and DECLARING AN EMERGENCY.

WHEREAS, the Ohio Development Services Agency administers the CDBG program in Ohio for the United States Department of Housing and Urban Development; and

WHEREAS, the City of Urbana, Ohio is eligible for funding through the CDBG Community Development Allocation Program by applying directly through the Champaign County Commissioners; and

WHEREAS, Champaign County is also eligible to apply on behalf of the City of Urbana for two separate competitive programs under the CDBG Community Development Program, including Neighborhood Revitalization and Critical Infrastructure; and

WHEREAS, the City of Urbana may apply directly to the Ohio Development Services Agency, Office of Community Development, for the Economic Development and Public Infrastructure Programs, the Target of Opportunity Program, and the Residential Public Infrastructure Program; and,

WHEREAS, these programs are necessary for the preservation of public health, safety and welfare of Urbana residents by funding projects within the city including revitalization to prevent blight as well as addressing infrastructure,

NOW, THEREFORE, BE IT RESOLVED BY THE URBANA CITY COUNCIL:

SECTION ONE:

The Mayor or his designee is hereby authorized to apply to the Champaign County Commissioners for funding under the FY 2019 CDBG Community Development Allocation Program for a project or projects within the city.

SECTION TWO:

The Mayor or his designee is hereby authorized to apply to the Champaign County Commissioners for the FY 2019 CDBG competitive set-aside programs of Neighborhood Revitalization and/or Critical Infrastructure for a project or projects within the city.

SECTION THREE:

The Mayor or his designee is hereby authorized to sign the necessary documents and make necessary assurances in the application documents.

SECTION FOUR:

The Mayor or his designee is hereby authorized to sign any documents related to or required for administration or construction of said programs and projects.

SECTION FIVE:

The Mayor or his designee is hereby authorized to pursue funding opportunities for the Economic Development and Public Infrastructure Programs, the Target of Opportunity Program, and the Residential Public Infrastructure Program.

SECTION SIX:

All actions of Council related to this legislation were conducted in open meetings pursuant to Urbana Codified Ordinance 107.01 and O.R.C. 121.22.

SECTION SEVEN:

Council declares an emergency. To protect public health, safety and welfare needs of City residents, this legislation shall take effect immediately after passage which will ensure timely submission of the grant application.


Council President

Passed: _____

Attest: _____

This Resolution approved by me this _____ day of _____, 2019.

Mayor

Department requesting:	Community Development	Personnel: Doug Crabill	<i>Director of Law review</i> 
Expenditure? Y (N)	Emergency? Y (N)	Public Hearing? Y (N)	
Readings required:	(1) 2 3	Dates advertised: NA	
First reading date:	Second reading date(s):	Third/final reading date:	
4-2-2019	NA	NA	

Anticipated effective date if approved: 4-2-2019