

**URBANA CITY COUNCIL
REGULAR SESSION MEETING**

April 4, 2023

(To be held in the Training Room on the 3rd Floor of the Municipal Building)

Urbana City Council meetings are streamed via Facebook Live. These live streams can be found by visiting the City Council of Urbana, Ohio Facebook page via clicking on the link on the City Council's website: <https://www.urbanaohio.com/city-council.html>

All comments must be made in person. Due to this, the ability to comment on City Council Facebook streams will be disabled.

- **Call to Order**
- **Roll Call**
- **Pledge of Allegiance**
- **Approval of Minutes:** Urbana City Council Regular Meeting Minutes of March 21, 2023.
- **Communications:**
 1. Oak Dale Cemetery Board Meeting Minutes from January 20, 2023 (See Attached)
 2. Safety Committee Minutes from March 16, 2023 (See Attached)
 3. Champaign County Farm Bureau – Letter Dated March 8, 2023 (See Attached)
 4. Board of Control – Water Rate Increase Letter Dated March, 15, 2023 (See Attached)
- **Board of Control:**
 1. Subject to passage of the ordinance to proceed with the Miami Street Curb and Gutter Improvements, the Board of Control recommends Council authorize the Director of Administration to enter in a contract with SiteWorx Unlimited, LLC in the amount of \$725,203.00. This bid was the lowest and best bid of three bids received (see attached). The engineer's estimate for this project was \$775,583.00. **VOTE 3-0**
 2. The Board of Control recommends Council authorize the Director of Administration to enter into a five-year service contract with Veolia North America for the clearwell located at the State Route 29 Water Plant. The total cost of the contract is \$50,803.00 and will be paid in annual installments from the Water Fund. The first-year installment of \$14,803.00 is not in the 2023 budget (see attached). **VOTE: 3-0**

Citizen Comments: (In Person Only; Must Sign-in)

Ordinances and Resolutions

Old Business:

Third Reading:

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)

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)

Second Reading: None

New Business:

First Reading: None

- **Department Liaison Reports:**
 - **Miscellaneous Business:**
 1. Council
 2. Administration
 3. Council Clerk
 - **Next Meeting:** Tuesday, April 18, 2023
 - **Adjourn**
-

**URBANA CITY COUNCIL
PUBLIC HEARING
TUESDAY, MARCH 21, 2023**

President Hess called the Public Meeting to order. This sole topic discussed was adding Section 521.13 “Retail Display Prohibited Before or After Business Hours” and to amend Section 521.04 to include retail displays.

Councilwoman Jumper stated she has been working with Mr. Carter to make the downtown area safer, trying to create less hazards on the sidewalks, and to make snow removal easier.

Teresa Combs – She stated she has been a citizen of Urbana for almost all of her life. She is the owner of Serendipity and Co-operator of Archetypes. She believes the proposed ordinance is problematic. She stated her intention is to create curb appeal and puts thought and effort into her displays. She asks Council to not legislate artistic freedom. She stated she is responsible for her own snow removal. She also stated her items are not a tripping hazard because they are within the three feet of business. She believes this ordinance places undue restrictions on business owners.

Barbara Cooper – She stated she is the owner of Archetypes and Farm Charm. She stated her desire to want curbside appeal at all opportunities. She also wants people to stop as they drive through. She believes displays help show what type of shop is within. The little bit of space can be very important to the business. She stated it was unfair to punish all businesses as a whole due to some that are legitimately in violation. Like Facebook, she believes if the displays are if not your thing, scroll on. She was curious if there was any actual evidence to support the contentions. She requested the ordinance to be denied or restructured.

Bob Combs – Mr. Combs doesn’t understand how some businesses won’t be affected. He stated it appears that there are no exceptions for the type of shop or type of items. He added that unless someone is removing everything from the sidewalk, then doesn’t appear to address tripping hazards or snow removal. He believed this was a solution in search of a problem.

Council stated they would discuss the ordinance during their regular meeting.

President Hess called the Public Hearing closed at 6:15 pm.

**URBANA CITY COUNCIL
REGULAR SESSION MEETING
TUESDAY, MARCH 21, 2023**

President Hess called the City of Urbana Regular Session Meeting to order at 6:15 pm.

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, Community Development Manager Doug Crabill, Airport Manager Elton Cultice, and Fire Chief Dean Ortlieb.

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

Urbana Youth Center Update

Justin Weller thought it would be nice to have students who were impacted by the Youth Center to share their thoughts.

Jordan stated she is a sixth grader who didn't really hang out with friends or have help with homework in the past. Now, she says she has gained more social skills and the staff has changed her life for the better.

Nathan is an eighth grader who used to get in trouble a lot and had nothing to do. The Youth Center has shown him how to work on his own problems. He stated there are a lot of fun activities and he has learned respect due to structure.

Evan stated he is one test away from his GED. He has been through a lot in his home life and the Youth Center has helped straighten his life out.

Hannah is an eighth grader who use to stay at home a lot with her younger sisters. She has had the opportunity to experience a wide array of activities since joining.

Evan state he is a fourteen-year-old boy who used to just stay in his room. Now he enjoys fun activities and has learned to control his actions and emotions.

Jesse recently obtained his high school equivalency diploma. He stated the Youth Center can really use help as it is running low on funding. He feels like the Youth Center is a real family.

Minutes

Mr. Thackery moved to put the minutes of March 7, 2023 for discussion and possible approval. Mr. Scott seconded.

Council Clerk Steffan mentioned to corrections made to the minutes prior to the meeting.

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

Motion passed 6-0

Communications:

1. 2022 City of Urbana Recycling Report (See Attached)
2. Invitation to the 2023 Local Government Officials Conference (Emailed March 10, 2023)

Mrs. Bean moved to put the communications on the floor for discussion. Mr. Thackery seconded.

President Hess mentioned Councilman Paul would have been glad to see the amount of recycling had increased.

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

Administrative Reports – Board of Control:

1. The Board of Control recommends Council authorize a purchase order to the Ohio Department of Transportation in the amount of \$115,988.00 for the city's share of improvements on U.S. 36 (Miami St) to be completed by ODOT through their Urban Resurfacing Program. This expense will be charged to the Capital Improvement Fund and is in the 2023 budget at \$140,000.00 (see attached). **VOTE: 3-0**

Mr. Scott moved to put this request on the floor for discussion and possible approval. Mr. Thackery seconded.

Ms. Boettcher stated this involves the resolution passed last meeting. This is the invoice to pay for the paving.

Mr. Scott stated he was happy it came in under budget. Mr. Crabill stated that it is currently still up for bid. The invoice goes out first. He added that the budget is higher in case the bids are higher than expected.

Voice vote on approval: all ayes, nays none.

2. The Board of Control recommends Council authorize a purchase order to Public Entities Pool in the amount of \$210,164.77 for one year to cover the cost of property and casualty insurance. This is an 8% increase over the 2022 premium (see attached comparison). This expense will be charged to departmental insurance accounts and is in the 2023 budget. **VOTE: 3-0**

Mr. Thackery moved to put this request on the floor for discussion and possible approval. Mrs. Collier seconded.

Ms. Boettcher stated that this is the insurance policy that covers vehicles, equipment, and buildings. She added that while it is an 8% increase, the City did have a 10% increase in property value.

Mr. Scott asked how often the City uses the insurance. Ms. Boettcher stated the City uses it a lot, citing the cruiser in the flood as an example with a 100% payout.

Voice vote on approval: all ayes, nays none.

3. The Board of Control recommends Council authorize the purchase of a 2023 John Deere 330G skid loader from Koenig Equipment in the amount of \$70,833.76 for the Street Department. This purchase will be financed over three years at 7.2% interest for an annual

payment of approximately \$25,324.98 (\$75,974.94 total cost). The expense will be charged to the Capital Improvement Fund - Street and is in the 2023 budget at \$27,000.00, with the remaining annual payments to be included in subsequent budget years (see attached). **VOTE: 3-0**

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

Mr. Hall stated the City received three bids back. Koenig was the lowest price. This is to replace an existing skid loader that will go on GovDeals.

Mr. Thackery stated it was nice to see it come in under budget.

Mrs. Bean asked if the City was estimating \$20,000 on the sale of the current skid loader. Mr. Hall confirmed.

President Hess asked how many hours were on the old one. Mr. Hall stated over 2,000.

Voice vote on approval: all ayes, nays none.

Footnote – Purchase Orders from January 2023 and February 2023 between \$2,501 and \$50,000.

Mr. Thackery asked about applied concepts for police. Ms. Boettcher stated that it was signage. It is the trailer you can set in neighborhoods listing the speed limit or other verbiage.

Citizen Comments:

Jay Johnson (323 Miami Street) – Mr. Johnson stated that the bids have come in and none are from the local area. He stated that the Miami Street project (8,000 feet) will be between the length of the Scioto Street (5,000 feet) and South Main Street projects (10,000 feet). He stated this project will be approximately 25 % increase in price. He noted the City income tax at 1.4 % was lower than surrounding areas and suggested that may be something the City takes a look at. He likes the historic charm of the City and asks that his carriage stones, going back to 1850, could be something the City could leave in place.

Elizabeth Wagner (309 Miami Street) – Ms. Wagner stated she has been a resident basically her entire life. She was unsure she had conveyed enough last time about impact. She stated her property taxes would increase 45% over the next five years. She stated she has been speaking with Mr. Bumbalough about removing historical aspects of the project she shares with her neighbor. She is asking Council to vote down the project until the economy can recover.

ORDINANCES AND RESOLUTIONS

Third Reading: None

Second Reading:

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

Mr. Crabill stated the project also includes the radius project, which is covered by the State grant. He added that unfortunately, no local contractors own a curb machine. In fact, there are only ten to fifteen companies statewide that can do this type of work. He stated it would be much more expensive if a company hand-formed the curbs.

Ms. Truelove stated she was still concerned about costs to citizens. After seeing the steps, she thought it was sad to potentially destroy history.

Mr. Thackery stated that keeping steps like that is extremely important. He added that removing and resetting those items may be more expensive. He stated that the ODOT and grants have been lined up so the timing of the project has to be where it is.

Mrs. Collier asked if citizens have a chance to complete their own projects. Mr. Crabill stated they were unable with the curbs and gutters. All of the work has to be done all at once. Mrs. Collier then asked if the citizens have the opportunity to pay up front and not put on their taxes. Mr. Crabill stated they do have the option. If it is not paid up front, then it will be assessed. Ms. Boettcher stated once Mr. Bumbalough runs the final numbers, the invoices will be sent out. If those invoices are not paid, then the City has to run them as assessments.

Mrs. Bean asked for clarification that this was not a tax increase. Ms. Boettcher confirmed, stating it is an assessment.

Ms. Jumper asked if the assessments could be spread out longer than five years. Ms. Boettcher stated they could not, as five years is set by the Ohio Revised Code. Ms. Jumper fees sorry for Ms. Wagner because she is facing the Miami Street project and then will have the High Street project. Ms. Boettcher stated there is no participation for High Street by property owners.

Mr. Scott believed the ball was dropped thirty years ago by the then-City Administration and then-City Engineer. Mr. Scott was the concrete contractor at that time and stated these basically fell apart and the Engineer did not repair them at that time. He added that nobody did anything for quite a while and now the problem is resurfacing. If the program would have been covered, these issues would have been covered by routine servicing.

President Hess declared this ordinance to have had its second reading.

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. Mr. Scott seconded.

Ms. Jumper had no further comments besides what was stated during the public hearing.

Ms. Truelove stated her thoughts had not changed and still didn’t quite understand this ordinance.

Mr. Thackery stated he was not a real strong support at this time. He agreed with the presenters regarding the purpose of why this ordinance was proposed.

President Hess declared this ordinance to have had its second reading.

First Reading:

Resolution 2411-22: A resolution authorizing the Director of Administration of the City of Urbana to prepare and submit applications to participate in the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) and to execute contracts as required. (One reading required)

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

Mr. Brugger stated this was the annual project at the airport. Last year the City didn’t have any construction. The design and engineering for the project had been previously conducted, with construction being put off for this year. Programs covers 90% of the eligible cost with the State covering 5% and the remaining 5% costs of eligible and all the ineligible costs being covered by the City. This is money solely generated by the airport, not the general fund. Construction would be late summer or into the fall. Mr. Cultice stated the pavement is failing and the City won’t get any more money in the future if the City lets it fail.

Mr. Thackery asked what this project would do for the budget of the airport. Mr. Brugger stated this was why the City waited a year, so that the budget could safely cover the project.

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

Resolution passes 6-0.

Resolution 2659-23: A resolution accepting the report of the Tax Incentive Review Council (TIRC) from their March 8, 2023 meeting regarding the status of the enterprise zone and community reinvestment area agreements and to accept the recommendations of the TIRC concerning said agreements, and declaring an emergency. (One reading required)

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

Mr. Crabill stated the TIRC reviews the agreements within the City. These recommendations are due to the three CRA and three enterprise agreements in the City of Urbana. He went over each of the job creation/retention requirements TIRC reviewed. He also stated the CRA housing council would be meeting the following night.

Mr. Thackery stated the numbers look like the tax incentives are working.

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

Resolution passes 6-0.

Department Liaison Reports:

Mrs. Collier stated the Safety Committee meeting was held March 16th. The minutes would be a communication at the next Council meeting.

Mr. Thackery and Mrs. Truelove stated they also attended.

Miscellaneous Business:

Ms. Truelove thanked Mr. Hall for the tour. She couldn't believe the facility. She added it was amazing and insightful.

Mrs. Bean met with Mr. Sampson and visited both plants. She stated Mr. Sampson is very proud of his staff and his facilities. She also met with Mr. Muirhead and believed that was very insightful.

Mr. Brugger thanked everyone working on the TIRC. He stated that there is a lot behind the scenes and it can be difficult to understand. He commented Spring was around the corner and asked for patience as a lot of activities would be beginning among departments. He added that Mr. Hall recently took delivery of his 2021 truck due to delays. In fact, the delays turned the truck into a 2022 model.

Mr. Hall stated the compost facility has opened. Hours include 8:00-4:30 Monday through Friday and 9:00-3:00 on Saturdays. The attendant is typically at the brush pile. He also thanked Ms. Truelove for visiting the facility.

Mr. Crabill stated crack sealing and asphalt recently went out to bid. He also stated the City received federal authorization to go out for bid on South High Street. He added in terms of the building demolition project, the contractor moved in without notice on Friday. This was a one-time-only grant that starts with former commercial projects and will move on to residential properties.

Mr. Cultice stated the airport has posted this year's schedule of events on the City's Facebook page.

Chief Ortlieb appreciated the discussion with the Safety Committee. They talked about what would happen if an event similar to East Palestine were to happen in Urbana.

Mayor Bean appreciated everyone that addressed Council. He also stated today is National Agriculture Day and thanked all the farmers in Champaign County.

President Hess thanked the public for coming and urged them to stay involved.

Ms. Jumper moved to adjourn. Ms. Truelove seconded. Voice vote on approval: all ayes, nays none. Motion passes 6-0.

ADJOURNED AT 7:23 p.m.

NEXT SCHEDULED MEETING
April 4, 2023 at 6:00 p.m.

Council Clerk

Council President

Oak Dale Cemetery Board
Meeting Minutes Friday, January 20, 2023

COPY

Board Members Present: Wayne Smith, Stephanie Truelove, Patsy Thackery and Tonya Barrett.

Others Present: Bob Jumper, Kerry Brugger

Wayne Smith called the meeting to order at 2:30 PM.

Minutes were reviewed from the November 18, 2022 meeting. Tonya Barrett made a motion to approve the minutes, seconded by Patsy Thackery. Motion unanimously approved.

Old Business:

- John Bry sent an email update for the Board in his absence. He had followed up with Lissa Bryan regarding the marker for Peter Byrd. The Black Heritage Festival is willing to sponsor a marker. Tonya Barrett made a motion recommending the Board approve John Bry to work with Bob Jumper regarding the Peter Byrd Historical Marker, seconded by Patsy Thackery. Motion unanimously approved.
- As part of the events for the Black Heritage Festival on June 17th, John Bry would like to host a small program including a remembrance ceremony in the African American section. Tonya Barrett made a motion recommending the Board approve John Bry to coordinate with Bob Jumper regarding the remembrance ceremony, seconded by Patsy Thackery. Motion unanimously approved.
- John Bry advised the Board he will resume his work on historical status for the cemetery. He would like to continue working with the sub-committee on a plan.

New Business:

- Re-organization of Board for 2023
- Tonya Barrett nominated Wayne Smith as Chairperson, seconded by Patsy Thackery. Wayne accepted. Unanimously approved.
- Wayne Smith nominated Tonya Barrett as Secretary, seconded by Patsy Thackery. Tonya accepted. Unanimously approved.
- Board discussed meeting dates for 2023. March 17 2:30pm at City Building, May 19 2:30pm at Cemetery Office, July 21 2:30pm at Cemetery Office, Sept 15 2:30pm

at Cemetery Office and Nov 17 2:30pm at City Building. Tonya Barrett made a motion to approve meeting dates for the year, seconded by Patsy Thackery. Motion unanimously approved. Kerry Brugger will reserve meeting room for March 17th meeting.

Updates from Bob Jumper:

- 108 Burials 2022 YTD, 7 MTD 2023
- 5 new trees planted
- New windows, door seals and concrete upgrades at the Shepherd Mausoleum
- South property line overhauled to extract invasive plants.
- Dec 17th Wreaths across America

Updates from Kerry Brugger:

- Unofficial YTD Sales for Susan \$71,398
- Mausoleum sales 28% increase from 2021

Comments:

- Discussion regarding benefits of turning the old Superintendent's office into a columbarium with glass niches. All felt it would be received well by the community.
- Discussion regarding the overall character of Oak Dale Cemetery compared to other local cemeteries.
- Stephanie Truelove asked about trees-Bob Jumper explained trees are identified and marked as dead/decaying. Those trees are removed and replaced when possible.

Next meeting will be at 2:30pm March 17, 2023 at the City Building.

Patsy Thackery made a motion to adjourn, seconded by Stephanie Truelove.

Respectfully submitted,



Tonya Barrett

Safety Minutes

March 16, 2023

5:00 PM

Attending: Chief Ortlieb

Pat Thackery, Mary Collier, Stephanie Truelove

Train Derailment:

Chief Ortlieb discussed the Train Derailment issue in Palestine. Chief discussed if something like this happened in Urbana we would need to scale and increase our capacity of fire and police. Volunteers would be needed.

The group discussed the Emergency Preparedness process for the city and the need to have a plan. Chief explained the Incident Command Process. Also, discussed resources used to achieve the objectives in the safest and most efficient manner.

2024 Solar Eclipse

Chief Ortlieb discussed the path of the Solar Eclipse on April 8, 2024, that will be happening in the Champaign County area. Chief discussed the Solar Eclipse in August of 2017. A town in Kentucky had a surge of 300,000 people come through the area. They began coming three days before the event.

The group discussed the need for Urbana to be prepared for large groups of people. The lodging will possibly be at capacity. The discussion of the downtown being prepared for stores to remain open longer, restaurants to be ready for capacity dining. Have restrooms/porta-johns available for the surge. Groceries could possibly have shortages if not prepared. Discussed having group meetings with Visitors Bureau, Airport, and Chamber of Commerce, Monument Square District, Downtown Business Group to have a plan.

Adjourn 6:14Pm

Champaign County Farm Bureau

1554 McKaig Ave. Building B
PH: 937-335-1471

Troy, Ohio 45373
champaign@ofbf.org



March 8, 2023

Dear Supporter of Champaign County Farm Bureau:

What are the concerns and issues you are dealing with that the Champaign County Farm Bureau should know about relating to agriculture and the community?

The Champaign County Farm Bureau has held as our ongoing philosophy to work at helping farmers, as well as all Champaign County residents, to meet their needs and find solutions to problems affecting them. The first step in this process is to surface those needs and problems on which Farm Bureau can direct its efforts.

You are cordially invited to participate in Champaign County Farm Bureau's Lunch & Learn where we will discuss Policy Development (lunch will be provided):

Wednesday, April 12, 2023
11:30 a.m.
Champaign County Community Center
1512 S US Highway 68
Urbana, OH

We are interested in your ideas as to the major needs and problems in the county as they relate to your expertise and position. Due to time constraints, please keep your comments to about 3 minutes.

Please RSVP by calling 937-335-1471 or email champaign@ofbf.org.

If you cannot attend, please submit your suggestions to Champaign County Farm Bureau, 1554 McKaig Ave Bldg. B Troy, OH 45373 or e-mail: champaign@ofbf.org.

Sincerely,

Chad Wallace

Champaign County Farm Bureau
Board of Trustees, President

Christy Wilhelm

Champaign County Farm Bureau
Board of Trustees, Vice President
Public Policy Chair

Taylor Watkins

Champaign County Farm Bureau
Organization Director



The Ohio Agriculture and Rural Communities Action Plan

2023 Priority Issues

The agriculture sector continues to face a volatile economy. Crop prices were solid in 2022, but uncertainty around the price and availability of inputs for the 2023 growing season remains. Consumers continue to pay higher prices for food while margins for agricultural producers remain tight. Meanwhile, development pressures from many different sources threaten the availability of farmland and the Buckeye state's rich farming heritage. The 2023 Ohio Agriculture and Rural Communities Action plan provides a blueprint for policymakers and Ohio Farm Bureau members to bolster Ohio's agriculture industry and our rural communities.

STRENGTHEN THE FOOD SUPPLY CHAIN AND FOCUS ON THE ECONOMY

Farm Bureau will:

- Promote policies and programs to increase meat and poultry processing capacity in Ohio to make the food system more resilient for farmers and consumers.
- Secure resources to rebuild, repair, or modernize transportation infrastructure, including rural roads and bridges, ports, and inland waterway locks and dams.
- Advocate for fiscal policies and regulatory reforms to incentivize business sustainability that recognizes the diversity and unpredictability of the agricultural industry.

- Support the development of businesses that produce value-added products from locally grown agricultural commodities.
- Promote enactment of legislation that helps farmers meet their labor needs.
- Support initiatives and implementation efforts that bring proper infrastructure, affordable broadband and high-speed internet access to unserved and underserved parts of the state.

PROMOTE EFFICIENT BUDGET

Farm Bureau will:

- Promote the H2Ohio program that supports voluntary practices that improve Ohio's water quality and conservation.

- Ensure that institutions vital to agriculture's success, particularly those with research facilities, are fully funded.
- Promote workforce development initiatives, especially those with a focus on agricultural education.
- Support the modernization of the Ohio Expo Center and the Ohio State Fair.

ENACT REGULATORY REFORM

Farm Bureau will:

- Continue to work for a regulatory environment that enables farmers to be productive as well as environmentally and economically sustainable.
- Continue to be the voice for agriculture by ensuring discussions involving water quality are objective and specifically target improving Ohio's water quality.

MORE



The Ohio Agriculture and Rural Communities Action Plan

2023 Priority Issues

- Encourage a transparent and open process when reviewing regulations on essential agricultural technologies
- Promote agriculturally sourced biofuels that provide savings to both the farmer and the consumer
- Continue to engage in ballot initiatives, judicial challenges and nuisance lawsuits so farmers can freely and responsibly operate their farms for generations to come.

PRESERVE OHIO'S FARMING HERITAGE

Farm Bureau will:

- Lead efforts for additional landowner protections, including eminent domain reform, streamlined judicial procedures and agricultural easement program enforcement.
- Seek stronger requirements for local government use of private land for projects that impact agricultural land, such as rails to trails projects.

- Strengthen agricultural land easement initiatives through programmatic reform and increased funding opportunities
- Encourage smart growth policies that simultaneously allow for economic development opportunities while preserving farmland
- Engage in the court system to protect and promote agriculture and support sound judicial precedent.

BUILD HEALTHY RURAL COMMUNITIES

Farm Bureau will:

- Support the expansion of telehealth into rural communities to provide critical health care needs, including access to behavioral health care.
- Increase the accessibility of health care services currently lacking in rural areas
- Focus on grassroots initiatives that engage a wide range of stakeholders to offer prevention strategies for men, women and youth at risk in agriculture.

ENGAGE IN GRASSROOTS ADVOCACY

Farm Bureau will:

- Encourage member participation in all levels of government
- Utilize communication and advocacy resources to empower members when speaking with policymakers
- Mobilize extensive grassroots networks to shape strong public policy at all levels of government

OHIO FARM BUREAU FEDERATION

280 N. High Street
Columbus, OH 43215
614.249.2400

Visit us at
OhioFarmBureau.org

 twitter.com/OhioFarmBureau

 facebook.com/OhioFarmBureau





Chris Boettcher, Director of Finance • 225 S. Main Street • Urbana, Ohio 43078 • 937-652-4310

March 15, 2023

Board of Control,

During 2022, the Water Fund disbursements of \$2,672,230.60 exceeded revenue of \$2,415,433.94 by \$256,796.66. Water Fund reserves were utilized to cover the short fall.

The increased disbursements were due to higher operating costs (personnel and materials) and expenses associated with deferred maintenance on an aging water system.

In order to keep up with inflation and to satisfy the debt obligations for the Water Fund, I am recommending a ten percent (10%) water rate increase effective March 15, 2023 for inclusion on the May 1, 2023 billing (approximate usage from March 15, 2023 to April 15, 2023). This increase will only keep up with current costs and not build reserves.

Attached is the new water rate schedule reflecting the ten percent (10%) increase.

Chris Boettcher
Director of Finance

BB 3/22/23

LB 3/22/23

Cubic Feet Chart		Inside City	Outside City	10% increase	
meter size	min usage	\$4.82	\$9.64	Inside City	Outside City
5/8 - 1 1/2"	4	\$19.28	\$38.56	\$5.30	\$10.60
2"	15	\$72.30	\$144.60	\$21.21	\$42.42
3"	30	\$144.60	\$289.20	\$79.53	\$159.06
4"	45	\$216.90	\$433.80	\$159.06	\$318.12
				\$238.59	\$477.18

Gallon Chart		Inside City	Outside City	10% increase	
meter size	min usage	\$0.0065	\$0.0130	Inside City	Outside City
5/8 - 1 1/2"	3,000	\$19.50	\$39.00	\$0.0072	\$0.0143
2"	11,250	\$73.13	\$146.26	\$21.45	\$42.90
3"	22,500	\$146.25	\$292.50	\$80.44	\$160.88
4"	33,750	\$219.38	\$438.76	\$160.88	\$321.75
				\$241.31	\$482.63



Engineering Department • 205 S. Main Street • Urbana, Ohio 43078 • <http://www.urbanaohio.com> •

March 30, 2023

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


RE: Miami Street and Bloomfield Avenue Curb and Gutter Improvements

Urbana City Council,

On Tuesday, March 7, 2023 bids were accepted for the Miami Street and Bloomfield Avenue Curb and Gutter Improvements. The work focuses on wholesale curb and gutter replacements along these routes as well as a radius improvement at S. Edgewood and Miami. A total of three bids were received. SiteWorx Unlimited LLC was the low bidder (see bid tabulation, totaling \$725,203.00) at roughly \$50,000 under the engineer's estimate.

SiteWorx Unlimited LLC is a new company, so when I spoke to references, it was in regards to the founding business partners Ron Agresta and Chad Griffith. Both came with very good recommendations from those cities and companies I contacted. I worked with Ron Agresta, who was a project foreman for Eclipse Company, during a sidewalk and curb ramp project about 12 years ago. He was very easy to get along with then and did good work. In addition, D.L. Smith Concrete will be the sub performing all the concrete curb and flatwork on this contract. We have a good working relationship with D.L. Smith, who performed the South and North Main Curb and Gutter Project in 2022 and is currently installing curb ramps in the 1st and 2nd Wards. SiteWorx also has the equipment and schedule to jump right into this project to meet the completion date. As is standard for this scale of project, a bid and contract bond have been provided by SiteWorx.

It is my opinion that the City should accept SiteWorx Unlimited's bid and proceed with the project.


Tyler L. Bumbalough, P.E.
Urbana City Engineer

3/30/23
Date

Miami Street & Bloomfield Avenue Curb and Gutter Improvements (#8396633)
 Owner: City of Urbana, OH
 Solicitor: Urbana OH, City of
 03/07/2023 10:30 AM EST

Line		Item Co	Item Description	UofM	Quantity	Engineer Estimate		SiteWorx Unlimited, LLC		Newcomer Concrete Services, Inc.		Strawser Paving Co., Inc.	
						Unit Price	Extension	Unit Price2	Extension3	Unit Price4	Extension5	Unit Price6	Extension7
Base Bid Part 1 - Miami Street and Bloomfield Avenue Curb and Gutter Improvements													
1	202		CURB AND/OR GUTTER REMOVED	FEET	8139	\$7.50	\$61,042.50	\$4.19	\$34,102.41	\$13.75	\$111,911.25	\$9.50	\$77,320.50
2	202		SIDEWALK REMOVED	S.F.	7467	\$2.50	\$18,667.50	\$1.56	\$11,648.52	\$2.20	\$16,427.40	\$3.10	\$23,147.70
3	202		PAVEMENT REMOVED, AS PER PLAN	S.Y.	2397	\$13.50	\$32,359.50	\$16.50	\$39,550.50	\$29.00	\$69,513.00	\$14.50	\$34,756.50
4	202		REMOVED, AS PER PLAN	LUMP	1	\$7,500.00	\$7,500.00	\$18,500.00	\$18,500.00	\$16,500.00	\$16,500.00	\$3,000.00	\$3,000.00
5	253		9" ASPHALT PAVEMENT REPAIR, AS PER PLAN	S.Y.	1007	\$100.00	\$100,700.00	\$125.00	\$125,875.00	\$86.90	\$87,508.30	\$140.00	\$140,980.00
6	452		6" PLAIN CONCRETE PAVEMENT, AS PER PLAN	S.Y.	379	\$80.00	\$30,320.00	\$80.01	\$30,323.79	\$81.50	\$30,888.50	\$83.75	\$31,741.25
7	452		8" PLAIN CONCRETE PAVEMENT, AS PER PLAN	S.Y.	854	\$90.00	\$76,860.00	\$88.68	\$75,732.72	\$94.65	\$80,831.10	\$111.00	\$94,794.00
8	608		4" CONCRETE WALK	S.F.	6666	\$7.50	\$49,995.00	\$7.29	\$48,595.14	\$8.50	\$56,661.00	\$6.65	\$44,328.90
9	608		CURB RAMP, AS PER PLAN	S.F.	531	\$21.00	\$11,151.00	\$20.75	\$11,018.25	\$20.00	\$10,620.00	\$12.50	\$6,637.50
10	609		BARRIER CURB, TYPE 6	FEET	112	\$30.00	\$3,360.00	\$45.34	\$5,078.08	\$35.00	\$3,920.00	\$29.45	\$3,298.40
11	609		COMBINATION CURB AND GUTTER, TYPE 2	FEET	8117	\$25.00	\$202,925.00	\$17.89	\$145,213.13	\$19.00	\$154,223.00	\$21.00	\$170,457.00
12	609		CONCRETE TRAFFIC ISLAND	S.Y.	13	\$200.00	\$2,600.00	\$453.55	\$5,896.15	\$250.00	\$3,250.00	\$157.00	\$2,041.00
13	611		12" CONDUIT, TYPE B, 707.33	FEET	21	\$150.00	\$3,150.00	\$108.32	\$2,274.72	\$45.00	\$945.00	\$204.00	\$4,284.00
14	611		CATCH BASIN, ADJUSTED TO GRADE, AS PER PLAN	EACH	16	\$550.00	\$8,800.00	\$750.00	\$12,000.00	\$300.00	\$4,800.00	\$433.00	\$6,928.00
15	611		CATCH BASIN, REPAIRED TO GRADE, AS PER PLAN	EACH	5	\$650.00	\$3,250.00	\$975.00	\$4,875.00	\$500.00	\$2,500.00	\$944.00	\$4,720.00
16	611		CATCH BASIN, ADJUSTED TO GRADE WITH NEW CASTING, AS PER PLAN	EACH	1	\$1,150.00	\$1,150.00	\$1,351.39	\$1,351.39	\$850.00	\$850.00	\$1,640.00	\$1,640.00
17	611		CATCH BASIN, REPLACED, TYPE 1, AS PER PLAN	EACH	4	\$3,500.00	\$14,000.00	\$2,800.00	\$11,200.00	\$4,500.00	\$18,000.00	\$1,640.00	\$6,560.00
18	611		CATCH BASIN, TYPE 1	EACH	1	\$3,300.00	\$3,300.00	\$2,478.57	\$2,478.57	\$4,500.00	\$4,500.00	\$16,750.00	\$16,750.00
19	611		MANHOLE, ADJUSTED TO GRADE	EACH	1	\$550.00	\$550.00	\$703.47	\$703.47	\$750.00	\$750.00	\$435.00	\$435.00
20	614		MAINTAINING TRAFFIC, AS PER PLAN	LUMP	1	\$15,000.00	\$15,000.00	\$8,500.00	\$8,500.00	\$34,820.00	\$34,820.00	\$20,350.00	\$20,350.00
21	623		CONSTRUCTION LAYOUT STAKES AND SURVEYING	LUMP	1	\$14,000.00	\$14,000.00	\$11,795.74	\$11,795.74	\$14,300.00	\$14,300.00	\$24,400.00	\$24,400.00
22	624		MOBILIZATION	LUMP	1	\$8,500.00	\$8,500.00	\$22,000.00	\$22,000.00	\$15,500.00	\$15,500.00	\$65,050.00	\$65,050.00
23	630		REMOVAL AND RE-ERECTION OF SIGN AND SUPPORT	EACH	5	\$200.00	\$1,000.00	\$209.72	\$1,048.60	\$275.00	\$1,375.00	\$163.00	\$815.00
24	638		SERVICE BOX, ADJUSTED TO GRADE, AS PER PLAN	EACH	10	\$250.00	\$2,500.00	\$473.00	\$4,730.00	\$200.00	\$2,000.00	\$327.00	\$3,270.00
25	653		TOPSOIL FURNISHED AND PLACED	C.Y.	293	\$94.00	\$27,542.00	\$34.89	\$10,222.77	\$100.00	\$29,300.00	\$94.00	\$27,542.00
26	659		SEEDING AND MULCHING CLASS 1	S.Y.	2640	\$3.50	\$9,240.00	\$1.85	\$4,884.00	\$2.00	\$5,280.00	\$4.00	\$10,560.00
27	103.05		CONTRACT BOND	LUMP	1	\$10,537.50	\$10,537.50	\$16,700.28	\$16,700.28	\$8,000.00	\$8,000.00	\$5,000.00	\$5,000.00
Base Bid Part 1 Subtotal:							\$720,000.00		\$666,298.23		\$785,173.55		\$830,806.75
Base Bid Part 2 - Edgewood Ave. and Miami St. Intersection Improvements													
28	201		TREE AND STUMP REMOVED, 24"	LUMP	1	\$1,750.00	\$1,750.00	\$2,500.00	\$2,500.00	\$4,000.00	\$4,000.00	\$2,500.00	\$2,500.00
29	202		CURB REMOVED	FEET	68	\$9.00	\$612.00	\$9.91	\$673.88	\$15.00	\$1,020.00	\$23.25	\$1,581.00
30	202		WALK REMOVED	S.F.	252	\$4.00	\$1,008.00	\$1.78	\$448.56	\$4.00	\$1,008.00	\$5.00	\$1,260.00
31	202		REMOVED, AS PER PLAN	LUMP	1	\$2,300.00	\$2,300.00	\$2,245.90	\$2,245.90	\$2,000.00	\$2,000.00	\$525.00	\$525.00
32	203		EXCAVATION INCLUDING EMBANKMENT CONSTRUCTION	C.Y.	61	\$58.00	\$3,538.00	\$31.05	\$1,894.05	\$65.00	\$3,965.00	\$100.00	\$6,100.00
33	204		SUBGRADE COMPACTION	S.Y.	100	\$4.00	\$400.00	\$5.95	\$595.00	\$3.75	\$375.00	\$6.50	\$650.00
34	204		GEOGRID, AS PER PLAN	S.Y.	100	\$12.00	\$1,200.00	\$5.47	\$547.00	\$10.00	\$1,000.00	\$15.65	\$1,565.00
35	301		6" ASPHALT CONCRETE BASE, PG 64-22	C.Y.	13	\$460.00	\$5,980.00	\$850.00	\$11,050.00	\$682.00	\$8,866.00	\$625.00	\$8,125.00
36	304		AGGREGATE BASE	C.Y.	25	\$115.00	\$2,875.00	\$95.55	\$2,388.75	\$70.00	\$1,750.00	\$152.00	\$3,800.00
37	407		NON-TRACKING TACK COAT	GAL.	9	\$12.00	\$108.00	\$37.20	\$334.80	\$13.50	\$121.50	\$4.50	\$40.50
38	441		1-1/2" ASPHALT CONCRETE INTERMEDIATE COURSE, TYPE 2, (448)	C.Y.	3	\$575.00	\$1,725.00	\$850.00	\$2,550.00	\$997.00	\$2,991.00	\$985.00	\$2,955.00
39	441		1-1/2" ASPHALT CONCRETE SURFACE COURSE, TYPE 1, (448), PG 64-22	C.Y.	3	\$632.00	\$1,896.00	\$850.00	\$2,550.00	\$1,021.00	\$3,063.00	\$1,000.00	\$3,000.00
40	608		CONCRETE WALK	S.F.	206	\$13.00	\$2,678.00	\$12.09	\$2,490.54	\$12.00	\$2,472.00	\$10.30	\$2,121.80
41	608		CURB RAMP, AS PER PLAN	S.F.	84	\$52.00	\$4,368.00	\$29.48	\$2,476.32	\$22.00	\$1,848.00	\$24.75	\$2,079.00

BOC #1

				Engineer Estimate	SiteWorx Unlimited, LLC	Newcomer Concrete Services, Inc.	Strawser Paving Co., Inc.					
42	609	COMBINATION CURB AND GUTTER, TYPE 2	FEET	77	\$40.00	\$3,080.00	\$57.00	\$4,389.00	\$55.00	\$4,235.00	\$33.80	\$2,602.60
43	614	MAINTAINING TRAFFIC	LUMP	1	\$3,500.00	\$3,500.00	\$1,322.49	\$1,322.49	\$2,200.00	\$2,200.00	\$13,500.00	\$13,500.00
44	623	CONSTRUCTION LAYOUT STAKES AND SURVEYING	LUMP	1	\$1,200.00	\$1,200.00	\$2,575.49	\$2,575.49	\$500.00	\$500.00	\$3,900.00	\$3,900.00
45	624	MOBILIZATION	LUMP	1	\$2,300.00	\$2,300.00	\$1,081.71	\$1,081.71	\$5,000.00	\$5,000.00	\$18,000.00	\$18,000.00
46	630	SIGNAGE	LUMP	1	\$1,200.00	\$1,200.00	\$1,200.00	\$1,200.00	\$1,000.00	\$1,000.00	\$1,650.00	\$1,650.00
47	638	VALVE BOX, ADJUSTED TO GRADE	EACH	1	\$575.00	\$575.00	\$472.74	\$472.74	\$250.00	\$250.00	\$325.00	\$325.00
48	638	FIRE HYDRANT REMOVED	EACH	1	\$1,200.00	\$1,200.00	\$446.23	\$446.23	\$1,650.00	\$1,650.00	\$5,600.00	\$5,600.00
49	638	6" FIRE HYDRANT ASSEMBLY	EACH	1	\$5,750.00	\$5,750.00	\$6,533.08	\$6,533.08	\$8,190.00	\$8,190.00	\$3,944.94	\$3,944.94
50	638	10" X 6" TAPPING SLEEVE, VALVE AND VALVE BOX	EACH	1	\$4,600.00	\$4,600.00	\$5,729.41	\$5,729.41	\$11,975.00	\$11,975.00	\$15,550.00	\$15,550.00
51	644	STOP LINE	FEET	16	\$12.00	\$192.00	\$89.50	\$1,432.00	\$33.00	\$528.00	\$14.20	\$227.20
52	659	SEEDING AND MULCHING, CLASS 1, AS PER PLAN	S.Y.	258	\$6.00	\$1,548.00	\$3.79	\$977.82	\$3.00	\$774.00	\$8.00	\$2,064.00
Base Bid Part 2 Subtotal:						\$55,583.00		\$58,904.77		\$70,781.50		\$103,666.04
Base Bid Total:						\$775,583.00		\$725,203.00		\$855,955.05		\$934,472.79

FUNDING BREAKDOWN		AMOUNT	ACCOUNT NUMBER
(1) Prop. Owner	NBRHD. SIDEWALK, CURB AND GUTTER FUND (SW, C&G PART 1)	\$ 547,655.91	420-104-555-211
(2) Prop. Owner	NBRHD. SIDEWALK, CURB AND GUTTER FUND (RAD. IMPR. MATCH PART 2)	\$ 1,037.76	420-104-555-211
(3) City Capital	CAPITAL IMPROVEMENT FUND (SW, C&G PART 1)	\$ 55,102.71	401-120-555-211
(4) City Capital	CAPITAL IMPROVEMENT FUND (RAD. IMPR. MATCH PART 2)	\$ 13,024.89	401-120-555-211
(5) City Storm	STORMWATER CAPITAL IMPROVEMENT FUND (SW, C&G PART 1)	\$ 63,539.61	625-145-559-201
(6) City Water	WATER CAPITAL IMPROVEMENT FUND (RAD. IMPR. MATCH PART 2)	\$ 3,842.12	605-130-557-205
(7) State Grant	ODOT JOBS & COMMERCE GRANT (JCED) TOWARDS CAPITAL (PART 2)	\$ 31,660.66	TBD
	ODOT JOBS & COMMERCE GRANT (JCED) TOWARDS WATER (PART 2)	\$ 9,339.34	
		\$ 725,203.00	

\$ 41,000.00

Chris Boettcher

From: Joe Sampson
Sent: Friday, March 24, 2023 3:07 PM
To: Chris Boettcher
Subject: FW: Clearwell pricing
Attachments: Urbana Concrete Clearwell.pdf

BOC #2

Chris,
Is this something that we can move forward on?
Thanks



Joe Sampson-Urbana Water Superintendent
416 Taft Avenue ,Urbana, Ohio 43078
joe.sampson@ci.urbana.oh.us
Cell (937) 606-0334 Office (937) 652-4335

From: Bowling, Daryl <daryl.bowling@veolia.com>
Sent: Friday, March 24, 2023 8:57 AM
To: Joe Sampson <Joe.Sampson@ci.urbana.oh.us>
Cc: Daryl Bowling <daryl.bowling@veolia.com>
Subject: Clearwell pricing

Joe,

Please see attached. Our team is proposing a 5 year service contract. Since this is concrete and not steel, we usually do a 5 year contract first and then extend the contract or move it to a long term contract. Concrete and steel act and perform differently and this is the typical method. As you will see, the recommendation is to do an interior washout in year 1 and again in year 5. Clean and paint the exterior in year 1 as well. Visual inspections in years 2,3 and 4. Another washout in year 5 to review the interior. Please see attached with price and let me know your thoughts. Thank you Joe.

Daryl Bowling
Water System Consultant
VEOLIA NORTH AMERICA, UNITED STATES
Mobile

1-937-765-7827

Tipp City, Ohio
www.veolianorthamerica.com or www.veolia.ca

Resourcing the world VEOLIA



Urbana, Oh (Budgetary)

	Year 1	Year 2	Year 3	Year 4	Year 5
Urbana Clearwell	Exterior Renovation	Visual Inspection	Visual Inspection	Visual Inspection	Washout Inspection
	\$14,808	\$14,808	\$14,808	\$910	\$5,469

Spread price over 3 years

Scope of Work: Exterior - Year 1

Surface Preparation: Power wash all specified concrete surfaces to remove all grease, oil, foreign or any loose deleterious material.

Stripe Coat: Stripe all cracks and apply crack repair as necessary.

Primer: Apply one (1) coat of Tnemec Series 151 Elasto-Grip at 0.7 to 1.5 mils DFT.

Intermediate: Apply and backroll one (1) coat of Tnemec Series 157 Enviro-Crete at 6.0 to 9.0 mils DFT.

Finish: Apply one (1) coat of Tnemec Series 156 Enviro-Crete at 4.0 to 6.0 mils DFT

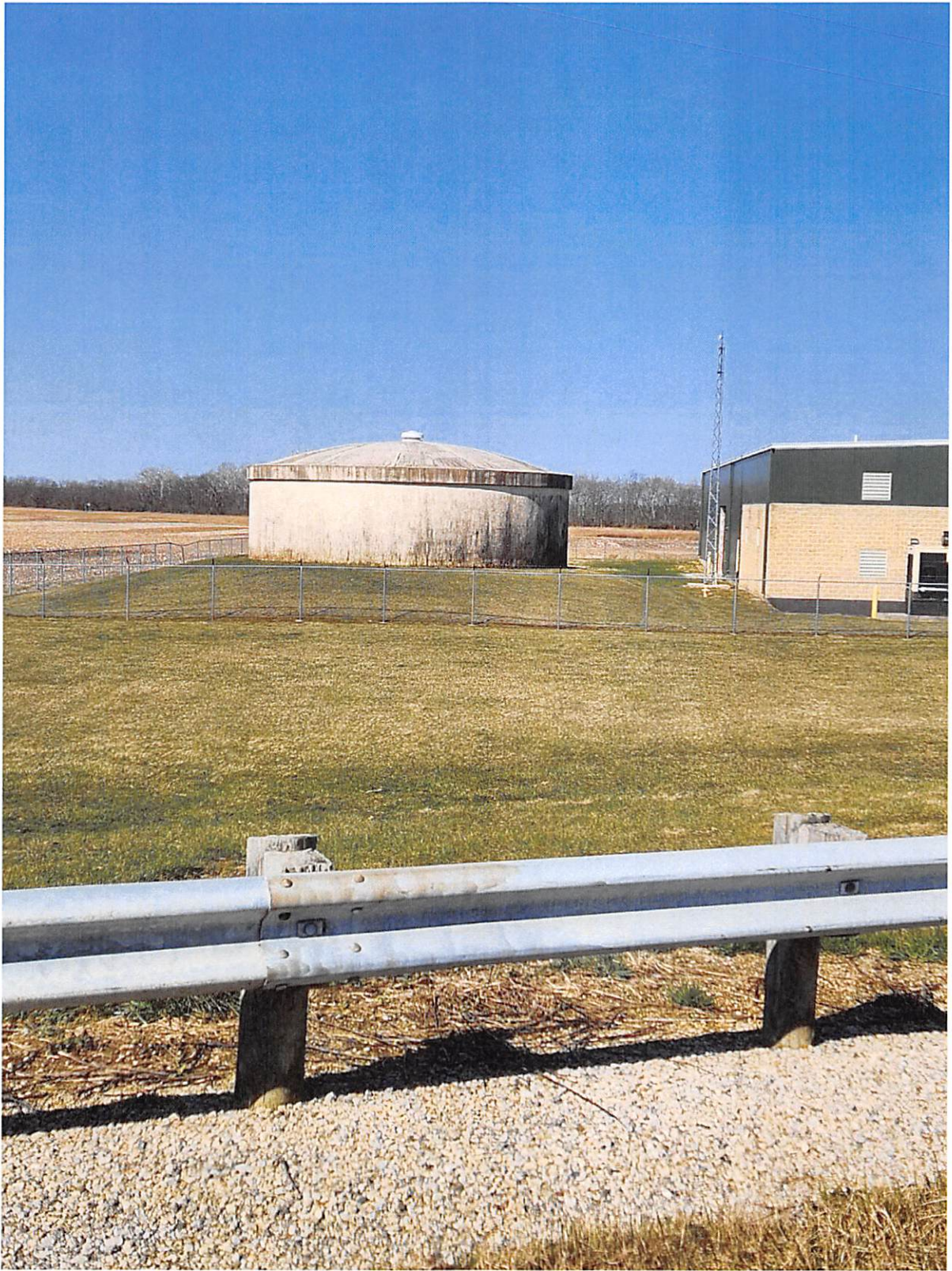
Scope of Work: Interior - Year 1 and Year 5 - Washout and inspect interior

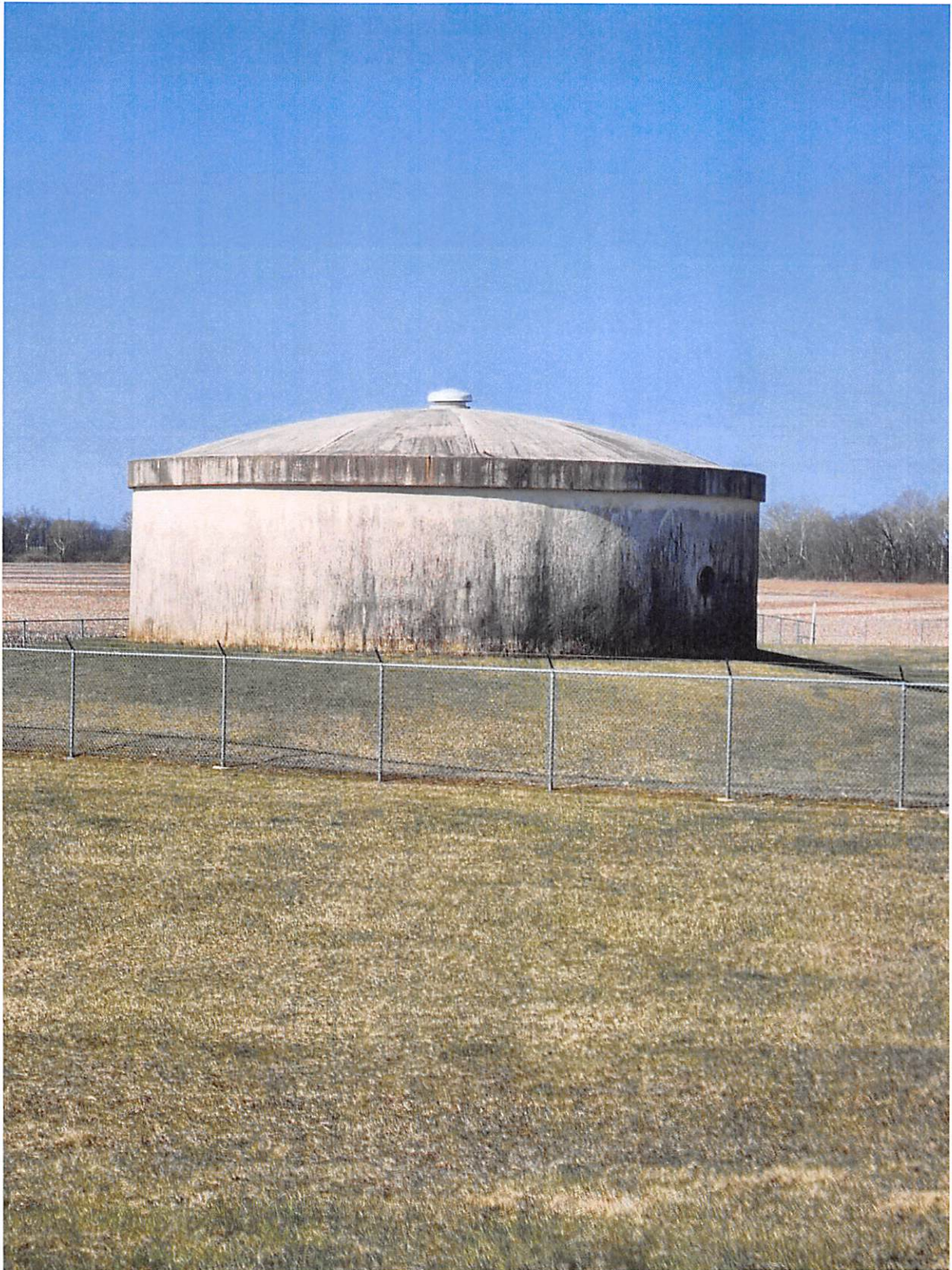
Visual inspections will be performed in years 2,3 and 4.

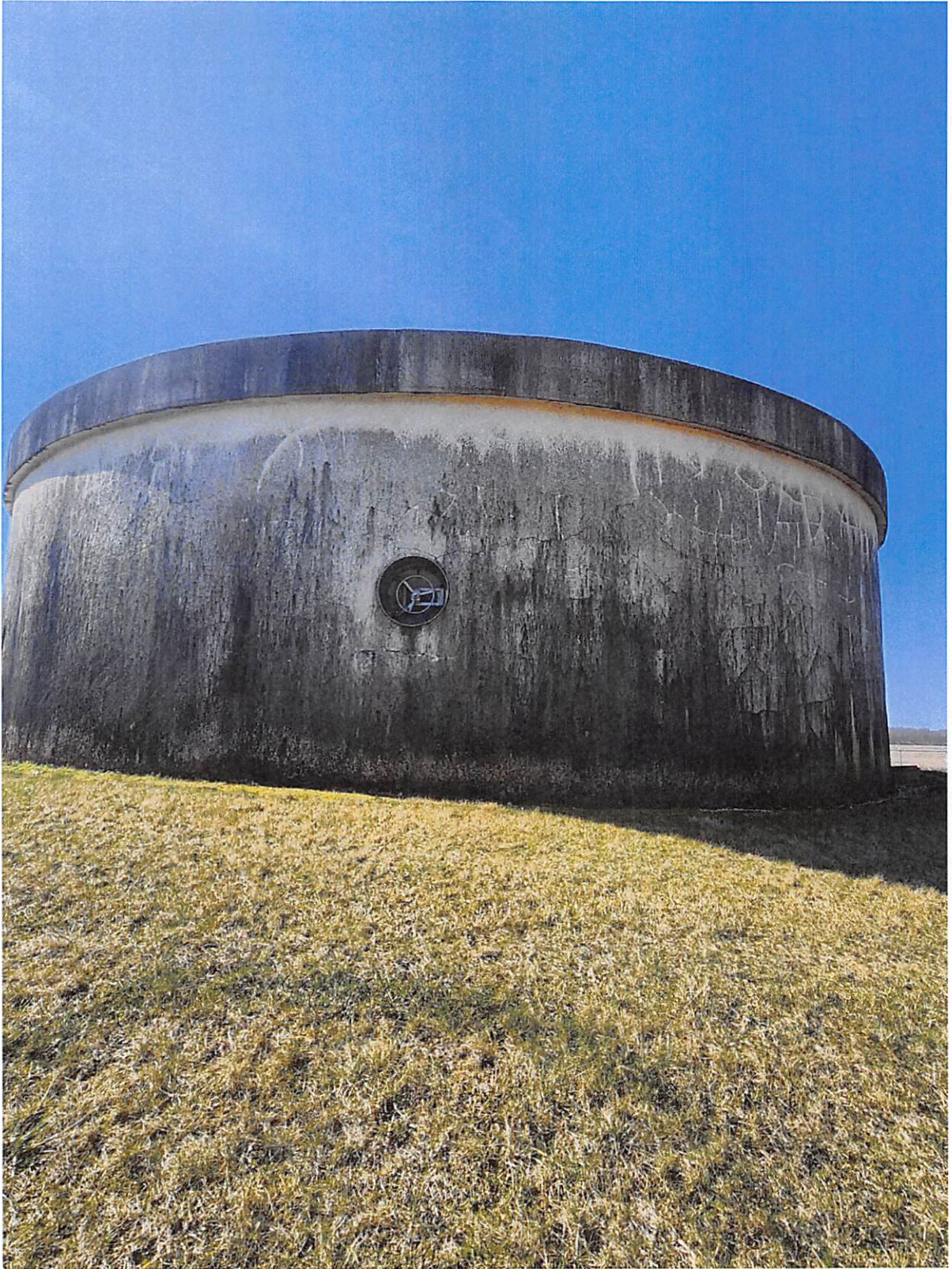
BB 3/29/23
 KB 3/29/23
 CB 3/29/23

STATE ROUTE 29 WATER PLANT









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).

Department Requesting: Engineering

Sponsor: Cledis Scott

WHEREAS, Council on February 7, 2023 adopted Resolution #2654-23 under section 727.12 of the Ohio Revised Code declaring the necessity of constructing curbs, gutters, driveway approaches and appurtenances thereto, and the notice of passage of such Resolution of Necessity, in accordance with Ohio Revised Code Section 727.13, was given to affected property owners as required by law; and

WHEREAS, a list of the estimated assessments of the total cost of said construction was prepared and placed on file in the office of the clerk of the Urbana City Council; and

WHEREAS, the Council has duly reviewed and considered all objections filed under Ohio Revised Code Section 727.15, if any, with respect to said estimated assessments and has made such changes and corrections thereto as it determines to be proper;

WHEREAS, the Council has duly reviewed all claims for damages filed under Ohio Revised Code Section 727.18, if any, and shall take appropriate action;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Urbana, Ohio, a majority of the members of Council present concurring, that:

SECTION ONE:

It is hereby determined to proceed with the improvement in accordance with the provisions of the Resolution of Necessity for improving a section of Miami Street between Walnut Street and Edgewood Avenue and on a section of Bloomfield Avenue between North Main Street and the at-grade railroad crossing in the City of Urbana, Ohio, by the construction and installation of curbs, gutters, driveway approaches and appurtenances thereto.

SECTION TWO:

The estimated assessments prepared and filed in accordance with the resolution of necessity are hereby adopted, inclusive of modifications, if any, proposed upon the consideration of properly filed objections.

SECTION THREE:

Claims for damages, if any, shall be judicially inquired after completing the proposed improvement.

SECTION FOUR:

All actions of City Council related to this legislation were conducted in open meetings pursuant to Urbana Codified Ordinance 107.01 and Ohio Revised Code 121.22.

SECTION FIVE:

This Ordinance is hereby declared an emergency measure as it relates to addressing public health, safety and welfare and shall become effective immediately upon signature.

PASSED: _____

President, City of Urbana Council

ATTEST: _____

Clerk of Council

This Resolution approved by me this ____ day of _____, 2023.

Mayor, City of Urbana

REVIEWED: *Thad M. Blanton* 3/7/23
Director of Law Date

Jumper: ____ Yay ____ Nay ____ N/A

Scott: ____ Yay ____ Nay ____ N/A

Paul: ____ Yay ____ Nay ____ N/A

Truelove: ____ Yay ____ Nay ____ N/A

Thackery: ____ Yay ____ Nay ____ N/A

Collier: ____ Yay ____ Nay ____ N/A

Bean: ____ Yay ____ Nay ____ N/A

ORDINANCE NO. 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 (3) Readings Required, Public Hearing Required. Public Hearing Advertisement date: Friday, March 10, 2023).

Department Requesting: Zoning

Sponsor: Councilwoman Amy Jumper

WHEREAS, numerous businesses are leaving their retail displays outside on the public sidewalks after hours; and

WHEREAS, such unattended displays are unsightly, cause potential tripping and climbing hazards, and create difficulty in snow and ice removal afterhours;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Urbana, County of Champaign and State of Ohio:

SECTION ONE:

There is hereby created Section 521.13 entitled “Retail display prohibited before or after business hours.” And which shall read as follows:

“(a) Definitions:

(1) “General retail business” means any enterprise, whether for-profit or not-for-profit, which exists for the convenience and service of, and dealing directly with, and accessible to, the ultimate consumer. It includes buildings or spaces necessary to a permitted use for making or storing articles to be sold at retail on the premises.

(2) “Retail display” for purposes of this Section, includes any item or items placed outside the storefront of a general retail business by that business.

(b) No person, being the owner, occupant or person in control of a general retail business within the B-3 Central Business District shall store, use or permit to remain, any retail display before or after the business hours of that general retail business.

(c) Whoever violates subsection (b) is guilty of a minor misdemeanor on a first offense.

(d) Each day that a violation occurs constitutes a separate offense. If, within three years of the date of the violation, the offender has been previously convicted under this chapter, or a substantially similar municipal ordinance elsewhere, or a violation of Ohio Revised Code for littering or nuisance, the offense is a fourth-degree misdemeanor.

(e) Any owner, occupant or person in control who fails to comply with this Section, after receiving notice pursuant to Section 1339.03, shall be fined twenty-five dollars (\$25.00) per day for so long as the violation remains unremedied.”

SECTION TWO:

Section 521.04 is hereby amended to read as follows:

“521.04 SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY.

(a) No person shall place or knowingly drop upon any part of a sidewalk, playground or other public place any tacks, bottles, wire, glass, nails or other articles which may damage property of another or injure any person or animal traveling along or upon such sidewalk or playground.

(b) No person shall walk on, or allow any animal upon, or injure or deface in any way, any soft or newly laid sidewalk pavement.

(c) No person shall place, deposit or maintain any merchandise, goods, material, **retail display** or equipment upon any sidewalk so as to obstruct pedestrian traffic thereon except for such reasonable time as may be actually necessary for the delivery or pickup of such articles. In no such case shall the obstruction remain on such sidewalk for more than one hour.

(d) No person shall unload upon, or transport any heavy merchandise, goods, material or equipment over or across any sidewalk or curb without first placing some sufficient protection over the pavement to protect against damage or injury. The affected area shall be rendered safe and free from danger.

(e) No person shall allow any cellar or trap door, coal chute or elevator or lift opening in any sidewalk to remain open without providing suitable safeguards to protect and warn pedestrian traffic of the dangerous condition.

(f) Whoever violates this section is guilty of a minor misdemeanor.”

SECTION THREE:

All actions of City Council related to this legislation were conducted in open meetings pursuant to Urbana Codified Ordinance 107.01 and Ohio Revised Code 121.22.

SECTION FOUR:

This ordinance shall become effective on the earliest date permitted by law.

President, City of Urbana Council

PASSED: _____

ATTEST: _____
Clerk of Council

This Ordinance approved by me this _____ day of _____, 2023.

Mayor, City of Urbana

REVIEWED: W.M. [Signature] 2/27/23
Director of Law Date



Jumper: _____ Yay _____ Nay _____ N/A

Scott: _____ Yay _____ Nay _____ N/A

Paul: _____ Yay _____ Nay _____ N/A

Truelove: _____ Yay _____ Nay _____ N/A

Thackery: _____ Yay _____ Nay _____ N/A

Collier: _____ Yay _____ Nay _____ N/A

Bean: _____ Yay _____ Nay _____ N/A