

**URBANA CITY COUNCIL
REGULAR SESSION MINUTES – JUNE 12, 2012**

Council President Marty Hess called the Urbana City Council Regular Session Meeting of Tuesday, June 12, 2012 to order at 7:00PM, in Court Chambers/ The Municipal Building.

Attendance: All Council Members were present

City Staff – Mayor Bill Bean; Mr. Kerry Brugger, Director of Administration; Mr. Lee Williams, Finance Director; Mr. Doug Crabill, Assistant to the Director of Administration; Police Chief Matt Lingrell; Mr. Colin Stein; Mr. Chris Stokes

Roll Call and Pledge of Allegiance

Approval of Minutes

Mr. Larry Lokai moved to approve the UCC Regular Session Minutes (May 22, 2012); Mr. Doug Hoffman seconded. Motion carried without objection.

Communications

Mr. Robert Thorpe moved to place the following Communications on file (City of Urbana Planning Commission Minutes – April 2 and March 5, 2012; City of Urbana Design Review Minutes – March 5, 2012; City of Urbana BZA Minutes – January 9, 2012; Communication to Council (rec'd 6-7-12) from the Office of the Champaign County Commissioners regarding the Annual Financial Report for the Champaign Countywide Public Safety Communications Center Council of Governments for the year ended 12-31-11); Mr. Dwight Paul seconded. Motion carried without objection.

Discussion –

Mr. Hoffman questioned (on the 4th Communication), “The salary for the Full Time Dispatcher (\$364,698.36)—is this multiple people?”

“That was quite a bit wasn't it?” asked Council President Hess. “I would hope they don't pay a Dispatcher \$364,000.”

“Yeah—it just says ‘Dispatcher,’ it doesn't say, ‘Dispatchers’—I wonder if they're hiring,” said Mr. Hoffman (chuckling).

Administrative Reports – Board of Control

(*Three Items below added by Mr. Doug Crabill, just prior to this Meeting)

1.

Mr. Al Evans moved to authorize a purchase order and subsequent change order to Wagner Paving, Inc. in the amount of \$23,324.46 for additional costs related to the Urbana-Bellefontaine Connector Phase 1 (COTF-099) Trail Construction (The original contract value was \$437,355.51, The final contract value was \$456,923.18. This project is funded 75% by ODNR Clean Ohio Trail Fund. The remaining 25% local match is being provided by the Simon Trail Pathfinders); Mr. Lokai seconded. Motion carried without objection.

Discussion –

Council President Hess noted, “Doug said this happened Thursday afternoon (late), and that's why it's coming to us tonight.”

“I met with the Pathfinders Thursday afternoon (along with Jim Schneider, who is The Trail consultant), and we reviewed through the project and where it ended up...so I had to put together a big, massive spreadsheet today...to go through all the numbers, and this is where I ended up,” stated Mr. Doug Crabill.

Mr. Crabill indicated that the addition of numbers : \$437,355.51 to \$23,324.46 would not equal \$456,923.18

“We had a change order number 1 that took \$4,000 off the original contract,” he said. “This is the final contract value of the built Bike Trail—again, it’s 75 grant/25 local...the ratio may change a little bit in this project, and I’ll explain that under number 2...but essentially, this just allows us to issue a change order...and pay the contractor the full amount that’s owed to them.”

Mr. Lokai clarified the particulars of this BOC item, noting there have been no city monies pumped into this project.

2.

Mr. Eugene Fields moved to authorize a change order to Wagner Paving, Inc. in the amount of \$107,640.75 for additional costs related to the Urbana-Bellefontaine Connector Phase 1 (COTF-099) Trail Construction (This value represents the value of donated embankment material, donated embankment loading and hauling, and donated embankment placement. This amount will not be paid directly to Wagner Paving Inc., but their final contract value will reflect the value of the donations. This step is necessary to verify the value of in-kind donations made to this project which are eligible toward the 25% local match); Mr. Lokai seconded. Motion carried without objection.

Discussion –

Mr. Crabill explained:

“This is kind of a unique thing—this project and the 25% of the local match (that local match—that 25%--would be provided through in-kind services, or in-kind materials)...so in the case of construction, the ramp that’s behind The Depot...there was both...mainly donation of material, but there was also donation of trucking of material...we actually got material from American Pan (from Jerry Damewood), from J&J Schlaegel, and from the City’s Russell St. Project...all of that has donation value to this project...so in order to verify that donation value this step is necessary...so again, we will not pay Wagner an additional \$107,000., it will just be added to their final contract amount...so that we can show that if that donated material had not been donated, this is what the project would’ve actually cost...which would’ve meant more cash match for The Pathfinders, but instead they’re able to use it as in-kind.”

3.

Mr. Lokai moved to authorize a purchase order to Trail-Works, Inc. in the amount of \$4,169 for construction supervision and inspection on the Urbana-Bellefontaine Connector Phase 1 (COTF-099) Bike Trail Project from January 1 to June 1, 2012. (This consultant was selected by The Simon Trail Pathfinders (SKP) for this project, and this expense will be paid by grant funds and SKP funds.); Mr. Hoffman seconded. Motion carried without objection.

Discussion –

Mr. Crabill said, “This is the final invoice from Jim Schneider (who’s The Trail consultant for The Pathfinders)—this is both grant eligible, and being paid locally by The Pathfinders. This is his final invoice for oversight and direction on the project.”

Citizen Comments

There were no Citizen Comments brought forward.

Ordinances and Resolutions

Third Reading –

RESOLUTION NO. 2363 (TABLED at May 22, 2012 UCC Regular Session) –

Mr. Crabill indicated the Administration's desire to have this Resolution taken from the TABLE, to allow for potential passage.

Mr. Lokai moved to take Resolution No. 2363 from the TABLE; Mr. Paul seconded.

Roll call to approve: Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes; Mr. Paul, yes; Mrs. Smith, yes; Mr. Lokai, yes; Mr. Thorpe, yes (7-0)

Mr. Lokai moved to place Resolution No. 2363 on the business floor for discussion, and passage; Mr. Evans seconded.

Roll call vote to approve passage: Mr. Fields, yes; Mr. Evans, yes; Mr. Paul, yes; Mrs. Smith, yes; Mr. Lokai, yes; Mr. Thorpe, yes; Mr. Hoffman, yes (7-0)

Discussion –

Mr. Crabill noted this will involve resurfacing of two streets.

Second Reading –

There were no Second Readings at this Meeting.

First Reading –

ORDINANCE NO. 4386 –

AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES

(*Read and declared a First Reading)

Discussion –

“Did we determine that we weren't going to do all of the green books?” asked Mr. Fields.

“Yes,” the Clerk answered.

“We cut back on quite a few of those,” Council President Hess added.

“People can get it off of the Internet, or we can come in and look at a hard copy,” said Mr. Fields.

Council President Hess asked the Clerk whether Council had received the same copy of the Walter Drane Co. cost tabulation that he received. The Clerk said he received the only copy.

“I will get you this copy that...Walter H. Drane...it tells all of the costs,” said Council President Hess, who also defined an online program that Walter H. Drane does for cities. He said this could be a Work Session discussion topic.

Mr. Hoffman requested information regarding the purpose of this Ordinance.

Council President Hess (and Mr. Evans) provided a brief explanation for Mr. Hoffman.

RESOLUTION NO. 2368 –

A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF URBANA, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2013; SUBMITTING THE SAME TO THE COUNTY AUDITOR

(*Read and declared a First Reading)

The Clerk announced (in correlation to Resolution No. 2368), a Public Hearing is scheduled for June 26, 2012, at 6:45PM, in Court Chambers to discuss the 2013 Tax Budget.

Discussion –

Mr. Lokai expressed appreciation to Mr. Williams provided to Council in preparation for the Work Session to follow.

Miscellaneous Business

Mr. Hoffman - Nothing at this time

- Mr. Thorpe - Nothing at this time
 Mr. Lokai - Nothing at this time
 Mrs. Smith - Nothing at this time
 Mr. Paul - Mentioned more issues with visibility; Asked whether paint could be added to curbsings/areas that have faded; Suggested expanding intersection visibility
- Mr. Evans - Discussed a bush hanging over into Logan St., and said turning right on Logan from Downs (oncoming traffic is difficult to see)
- Mr. Fields - Nothing at this time
 Chief Lingrell - Nothing at this time
 Mr. Crabill - Nothing at this time
 Mr. Chris Stokes - Announced the Swim Team first meet (on June 13); and invited everyone to other meets on June 20 (6:PM) and June 23 (9:AM)
 Mr. Evans asked, "How many...?"
 "58—we're up almost 25%," said Mr. Stokes.
 "Good job," Mr. Evans said.

Mr. Kerry Brugger stated:

"Point of clarification—we are (sounds like) planning on having a Work Session after this meeting—is that correct? Just a point in the Minutes—it was voted on that we would have a meeting following the 4th Tuesday Meeting—I just want to make sure we're all on the same page. We really need to try to have it between the meetings versus after the last meeting. We just want to make sure we're all on the same page there. We will meet after this meeting for a brief Work Session—correct? Thank you."

Mr. Evans said, "If I'm not mistaken—the Mayor can call a meeting at his pleasure..."

"Right," Mr. Brugger said.

"...as well as the Council President," added Mr. Evans.

"Right," Mr. Brugger said.

"A Work Session after the 4th meeting is a problem—I think you two should exercise your right to have a meeting, and call it when you think appropriate," stated Mr. Evans.

"That's why I'm asking to clarify—we've requested one tonight," Mr. Brugger said.

"Right," said Mr. Evans.

"Just looking for knowledge—thank you," said Mr. Brugger.

"One thing I want to say is—the intent is not to minimize the exposure in a Work Session between Council and Administration," stated Mr. Hoffman. "If we need to have one every Council Meeting for 30 minutes(or something) after the meeting—I don't think anyone up here is disagreeing with that."

Mr. Hoffman spoke of better use of time, and increased visibility for all.

"I don't think anyone's trying to minimize the amount of time—I think it's (more or less) the time that you need, and we can make ourselves available for it (is the way I understand)," said Mr. Hoffman.

Council President Hess rebutted, "A lot of times we'll have several issues to speak to...on at the Work Sessions, and if you have 5 or 6 issues to speak to...it's...sometimes you have to have a special or a separate meeting...that's why we have a Work Session...that's why the Charter says to have a Work Session."

"When you walk in the door there—there's a sign there—it says that Council Meetings will be the 2nd and 4th (of every month), and the 3rd Tuesday of the month will be a Work

Session,” Mr. Evans stressed. “It doesn’t say anything about Summer hours (or Winter hours). When you signed up—that’s what you signed up for—3 meetings a month! If you want to go take a look at it, you can! That’s what it says on the bulletin board as you walk into the City (building).”

Mr. Hoffman replied, “So then (my question is) what—so then we must’ve broken some rule, because if that sign is correct, then we’ve broken some rule. I’m not suggesting that we take time away from the citizens of Urbana! I’m suggesting that we operate in an efficient manner! I’m suggesting that we spend as much time is needed to help the Administration do their job! I feel it’s as much our job to help them, as it is to support the citizens of Urbana!”

“That is correct—but I think you new Council people (whether intended or not) were led to believe that this is something that we do traditionally...have Summer hours (and that’s not the case!” Mr. Evans responded. “We haven’t had Summer hours for quite sometime!”

“I can’t speak for Dwight or Virginia—but I was never led to believe that at all!” Mr. Hoffman replied.

“Okay—that’s all—this is not something that we do traditionally,” Mr. Evans said. “This is something that we...uh...I think we ought to revisit, because we’re going to have a lot of things this Summer that we need to work on...and let’s just take for example (at this meeting) went on longer...than what it did tonight, so you’re going to be here for a Regular Meeting...and a Executive Session...and a Work Session...which moves into some late hours. I feel that...uh...the 3rd Tuesday of the month Work Session Meeting has worked for years, and I don’t see why we should circumvent the system. That’s just my opinion.”

“Could I say something? I know that you don’t want me to!” Mr. Lokai interjected.

“Ohm it’s not that I don’t want you to,” Council President Hess said.

“Can I say something?” asked Mr. Lokai. “Thank you—I’ve been on Council 9 years, and we’ve actually had Summer Work Sessions quite a few of those years.”

“No,” said Mr. Evans.

“Oh yes—we have,” Mr. Lokai responded. “I’m not going to argue with you—I have the floor, thank you—we could consolidate (and I think that was in the motion) if we could consolidate the split Work Sessions the 4th (or we’ll do it the 2nd)—we kind of agreed we could do the 2nd...it would be very efficient. We don’t have to have long meetings.”

He added, “I like what Lee did with the Budget...I like what Chad Hall does...other members of the Administrative staff that send information ahead of time, that streamlines the meetings! We have done this in the past. I’ve been on Council for many years...and I know we’ve done this...we’ve had Summer Work Sessions. The legislators do it in Columbus—they do it all over the state—a lot of cities do it! We are not unique at all! If we want to have a Work Session (the 7 of us, or a majority) want to have a Work Session after tonight—that’s fine!”

Mr. Evans said, “I can tell you that—for the past 4 years we haven’t had a Summer out, and you can check with the Clerk on that.”

“Well, I’ve been here for plus 20, and I don’t think we’ve done it more than 3 times!” stated Council President Hess.

“May I? Briefly? To deliver the point?” Mr. Paul began. “There was a valid motion on the floor, and it passed—okay? It’s over—we made a change in the schedule! The sign

reflects us—we don't reflect the sign! If we need to change the sign, I'm sure there's a key somewhere...we can change the sign...we're only doing this until August! Believe me—if we find (over the next couple of meetings) that we're here until all ungodly hours of the night—I'll move it back to the 3rd meeting of the month. Okay?...so this is temporary...I think we should (at least) try it, since we've had the motion.”

Mrs. Smith - (Changed the topic) to Gwynne St. Park, noting the bleachers need painting; Mr. Stokes said everyone paints on them; Mrs. Smith said, “They need brightening up or something—it just looks kind of shabby!” Mr. Stokes referred to budget problems/cost effectiveness “Can I paint them whatever color I want?” asked Mrs. Smith. “You're not going to paint them pink!” said Mr. Evans.

Mayor Bill Bean – Announced June 23/24 the Yankee Lady B-17 Flying Fortress will be at the Champaign Air Museum; Rides will be available He invited everyone to see the WWII bomber Announced old computers, monitors, hard drives, printers, printer cartridges, keyboards, scanners, mice, speakers, cords/cables, software, televisions can be dropped off at the Champaign County Community Center (Event sponsored by Goodwill & Easter Seals of the Miami Valley, Dell Reconnect, City of Urbana, Champaign County Chamber of Commerce, and the North Central Ohio Solid Waste District) The drop off date is July 14, 2012 / Call Marcia Bailey with questions

Mr. Al Evans said, “Point of order—Mr. Fields has asked to be recognized twice.”

Council President Hess said, “I'm sorry—you're too close—I look past you.”

Mr. Fields indicated he had nothing to say now.

Council President Hess –

Expressed appreciation to Chief Lingrell and Police Division for doing ‘Safety Town’

Discussed visibility on corners; Asked about the 72 hour limit on parked cars

Chief Lingrell said, “It's just a phone call to Police Division.”

Asked Mr. Stein about tree trimming this Summer; Mr. Stein replied, It depends on what we get into—you remember the last time we trimmed trees! We'd be happy to do it again!”

“Never mind—I don't want to get into that,” Council President Hess said.

Executive Session (Administrative Request)

Mr. Evans moved to adjourn to Executive Session (7:35PM) to discuss “Personnel”; Mr. Thorpe seconded.

Roll call vote to approve: Mr. Evans, yes; Mr. Paul, yes; Mrs. Smith, yes; Mr. Lokai, yes; Mr. Thorpe, yes; Mr. Hoffman, yes; Mr. Fields, yes (7-0)

Adjournment

Following the Executive Session, Mr. Lokai moved to reconvene to Regular Session; Mr. Paul seconded. All were in favor of reconvening to Regular Session.

With no further business, Mr. Thorpe moved to adjourn the Regular Session Meeting;
Mr. Paul seconded.

Roll call vote to approve adjourning: Mr. Paul, yes; Mrs. Smith, yes; Mr. Lokai, yes; Mr.
Thorpe, yes; Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes (7-0)

Council Clerk

Council President