

URBANA CITY COUNCIL
REGULAR SESSION MINUTES – MARCH 26, 2013

The Urbana City Council Regular Session Meeting of Tuesday, March 26, 2013, was called to order at 7:00PM in Court Chambers / The Municipal Building by **Council President Marty Hess.**

Attendance: All Council Members were present with the exception of Mr. Larry Lokai and Mr. Dwight Paul.

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; Ms. Marcia Bailey; Mr. Brad Bodenmiller; Mr. Chad Hall; Police Officer Josh Jacobs; Police Chief Matt Lingrell; Mr. Colin Stein; Mr. Chris Stokes

Media Present: *The Urbana Citizen*

Roll Call and Pledge of Allegiance

Proclamation

Mayor Bill Bean invited Ms. Amy Jumper (and her daughter, MyKaela Jumper) to the podium. He announced, “At 5:30 (late this afternoon) we had a balloon launch for Epilepsy in Melvin Miller Park...and it was well attended. There probably was 60 people.”

Mayor Bean read the Proclamation recognizing ‘Epilepsy Awareness / Purple Day.’ It was noted there are currently 200 different types of seizures related to 40 different types of Epilepsy affecting more than 65 million people worldwide.

MyKaela Jumper (a resident of Urbana) was diagnosed in 2009 with a form of Epilepsy. She and her Mother, Amy, have worked to communicate the importance of accurate education, appropriate/effective triage, and proper medical care.

March 26, 2013 was acknowledged as ‘Purple Day’ by Mayor Bean, who urged all citizens to share in support of the efforts of all individuals and organizations involved in creating awareness of Epilepsy.

Ms. Amy Jumper shared her goals, and the reasons why this effort is personally important to her.

She said, “As a parent of a child who has Epilepsy—I feel it should be mandated in Champaign County that anyone who has a job where they might come in contact with someone who could have a seizure, know how to do seizure training. It’s required to know CPR and First Aid—why not require to get seizure training as well?”

She challenged everyone in the area to purchase purple cupcakes this week from named area businesses (a portion of the proceeds will help with research).

Brief Presentation

Urbana Police Officer (F.O.P. President Lodge #93) Josh Jacobs announced the Community Easter Egg Hunt will take place on Sat., March 30, 2013 (1:00PM) at the Urbana High School hill in front of the gymnasium. Children ages 0 to 10 years old were invited, with 3 different divisions created to allow for ‘fairness.’ The event is sponsored by the F.O.P., the National Honor Society, and Attorney Gil (Skipp) Weithman & Family.

Officer Jacobs noted the preparation of 2,500 eggs to be distributed. Council President Hess said he hoped the F.O.P. didn’t have to boil all those eggs.

Approval of Minutes

Mr. Al Evans moved to approve the UCC Regular Session Minutes of March 12, 2013; Mr. Eugene Fields seconded. Motion carried without objection.

Communications

Mr. Robert Thorpe moved to combine all 4 Communications, and to place them on file (1. Division of Liquor Control, 2. BZA Minutes, 3. Design Review Board Minutes, 4. Planning Commission Minutes – See Council Agenda 3-26-2013 for specifics); Mr. Doug Hoffman seconded. Motion carried without objection. No questions or discussion.

Administrative Reports – Board of Control

Council President Hess noted the deletion of BOC Items #4 & 5.

1.

Mr. Thorpe moved to authorize the Director of Administration to enter into a 3 year contract (flex service plan) with Honeywell for preventative maintenance of HVAC mechanical and control systems at OHP South Campus (Armory) at an annual cost of \$4,117 per year, or \$12,351 over the 3 year period. (Any repairs under this agreement are an additional cost. This expenditure will be charged to Public Works, and is in the 2013 Budget); Mr. Hoffman seconded. Motion carried without objection.

Discussion –

Mr. Doug Crabill explained:

“This one has a couple pieces to it—when we did a renovation of the Armory...uh, 4 years ago, something like that...we put all new HVAC system in the building (with the exception of the boiler), and then we reused to move hot water around the building...but all the rooms were air conditioned and everything (they weren't prior)...so basically, we have been maintaining that equipment (the mechanical side of it), since all of that was installed. We have a 1 year warranty period, and then we had...where we worked with the contractor for the last few years just to do the mechanical work.

Recently though—we had an issue where...there's a computer system that basically controls everything...basically, anybody in that building can't control what's going on with the heating and cooling...it's all done by a computer, and we had an issue with a mechanical problem...and basically, realized that we needed to have something to deal with the control issues...so this contract has the controls, and also a couple pieces of the mechanical equipment we didn't have on our previous contract (with a different contractor). Basically, we think this will actually save us some money in the long run. We had one repair that got fairly costly, because we didn't have the controls on a contract...so...so anyway, this kind of puts it all under one, and (hopefully) will help us to avoid repair costs going forward.”

Mr. Hoffman said, “I think I understand—what (generally) will they be doing for this amount of money? It looks like any repairs are above and beyond this amount—just like an inspection type?”

Mr. Crabill answered, “You do preventative maintenance, so it's a...all your charge, your voltage...basically make sure mechanically that the unit is set to go for each season, and so there's a Spring and a Fall maintenance that gets done on each piece of equipment...and then the control system, basically there's a...valves that are controlled electronically that open and close hot water pipes, and...it's pretty complicated actually...so um...there's actually a lot that goes into the programming, and running the system (if you will). That's the part we found that's missing, so...”

“I didn’t understand...if you have to replace these (such as your pulleys, and so on), that’s an additional charge,” said Mr. Thorpe.

Mr. Crabill replied, “Yeah, there was an option to um...do like a full...where all repairs would be covered, but I think this is probably the best option...this one seemed like the most cost effective.”

Mr. Evans said, “When you’re talking about maintenance—you’re probably talking about filters?”

“Yeah, filters would be part of the...” said Mr. Crabill.

Mr. Evans spoke of the ‘general type things’ that are done to furnaces every year.

“If you don’t do this stuff—you end up paying more for repairs,” said Mr. Crabill.

“We’ve been doing the mechanical side—we’re missing the control side.”

“How many systems are out there?” asked Mr. Fields.

Mr. Crabill replied, “The boiler heats all the hot water, and then there’s circulating pumps that run it through each of the individual areas (or zones)...and then there’s like 9 condenser units that provide cool. The actual gymnasium area...there’s ventilation fans.”

“What kind of cost have we incurred...have we...we just haven’t been doing preventive maintenance out there?” asked Mr. Fields.

“We’ve been doing mechanical preventative maintenance, but basically if you walk into it blind...and you don’t know what the control system’s doing, it’s hard to make the repairs on the mechanical side...so what we found was we didn’t have the information that we needed to deal with the control issues for things that came up...” stated Mr. Crabill. “So we actually had a control problem that led to a mechanical problem...and it is a Honeywell system, so we found that that’s largely a proprietary system...we were paying about \$2,600 just for mechanicals, so if you add the controls with a couple other pieces of equipment...”

2.

Mr. Evans moved to authorize a purchase order to Valley Fencing in the amount of \$35,169 to install chain link fencing and gates around the gravel pit property that was recently acquired by the City behind the YMCA (This fence is necessary to prevent trespassing on the property. This project will be charged to Capital Improvement, and is not in the 2013 Budget – Funding will come from the 12/31/12 carry over balance); Mr. Fields seconded. Motion carried without objection.

Discussion –

Mr. Crabill explained:

“This is to enclose the...basically it’s a holding pond that’s there behind the Y—the old gravel pit, and the land that the City has recently acquired. Part of working with the school and the YMCA on that project to have that area for storm water in the future was that it would be fenced—as a safety precaution, so...we decided to move forward with that. I believe (and I didn’t see the quotes in the packet)—but I believe there were 5 quotes that we received for this work.”

Mr. Hoffman commented, “It’s got to be done. It’s a lot of money, but we’ve got to do it.”

Mr. Thorpe asked, “I guess my question—I didn’t see it in the quotes—how many feet? Yards?”

“2,300 feet,” answered Mr. Crabill.

Mr. Kerry Brugger added, “They’re going to put in 2 gates—1 double wide for a good 12 foot opening (for equipment to get in and out, if ever needed), as well as man-way (a nice gate for people to get in and out without having to...try to break through the fence).”

“It’s a 9 gauge fence too,” said Mr. Crabill.

Mr. Thorpe asked, “Six foot?”

“Eight,” said Mr. Crabill.

“Where is Valley (Fencing)?” asked Mr. Evans.

Mr. Crabill replied, “West Liberty—there were several Urbana area contractors who put in quotes as well—I’m not sure why that’s not in your packet.”

3.

Mr. Evans moved to authorize a purchase order to Public Entities Pool of Ohio in the amount of \$135,410 to cover the cost of property and casualty insurance from April 1, 2013 to April 1, 2014 (This expense will be charged to Departmental Insurance accounts, And is in the 2013 Budget); Mr. Fields seconded. Motion carried without objection.

Discussion –

Mr. Lee Williams stated:

“This is an annual expense that the City incurs—normally it’s been on a 3 year basis, this year it’s been on a 1 year basis. Our experience rate last year was a little bit higher than normal. The rate is a little bit more than we paid last year—last year we paid \$127,000—and this is a 1 year agreement.”

6.

Mr. Fields moved to authorize a purchase order in the amount of \$12,390 (including trade-in value for 2 existing units) to Lantz Sales Co. for the purchase of 2 Grasshopper front mount 52” cut mowers (These units will replace 2 mowers currently in use at Oakdale Cemetery. This expenditure will be charged to Cemetery Capital Improvement, and is in the 2013 Budget); Mr. Evans seconded. Motion carried without objection.

Discussion –

Mr. Crabill said, “Chris (Stokes) is here if I can’t answer anything, but he’s replaced the 2 Grasshopper mowers at the Cemetery to try to keep the mowers on a rotating cycle...so these are due to be traded in, and replaced.”

“How old are the ones they’re trading in?” asked Mr. Thorpe.

“They were purchased 2 years ago,” said Mr. Crabill.

“Chris—are these mowers serving you well, and is this the right kind of mower for your application?” asked Mr. Hoffman.

Mr. Stokes replied, “Yes—because of the way the Cemetery sits, and the different way the headstones are...and the different spots that we get into...the smaller decks get closer to the stone.”

“So they’re holding up well?” asked Mr. Hoffman.

“Yes,” Mr. Stokes confirmed.

Mr. Evans said (laughing), “I saw your seasonal guys came back—you can’t mow snow, can you?”

“No,” said Mr. Stokes.

“We’ll be ready for Memorial Day,” said Mr. Fields.

Mr. Crabill noted, “There was a 61 inch that was bid (that I believe was lower), but we wanted a 52 inch.”

7.

Mr. Thorpe moved to authorize a purchase order to White's Service Center (White's Dodge) in the amount of \$29,649 for the purchase of 1 police cruiser, and related equipment (This expenditure will be charged to Police and Fire Capital Improvement, and is in the 2013 Budget – This was the lowest of 3 bids received); Mr. Hoffman seconded. Motion carried without objection.

Discussion –

Mr. Crabill explained:

“In the Budget there was one replacement police cruiser this year (we did a competitive bid)...interestingly enough, we got 3 bids for Chargers, 0 for Ford, and 0 for Chevy. We went with the lowest of the 3 Charger bids, and our specs written for any brand...this also includes all the equipment that makes it a police car.”

Mr. Thorpe asked, “This amount that we're spending will put it on the road?”

“Minus the logos—no logos,” said Mr. Crabill.

Mr. Evans (to Police Chief Matt Lingrell) asked, “How do these Chryslers hold up to...?” Chief Lingrell cited several reasons why the Chrysler makes a good police cruiser, and said the officers like them.

“Did we use the State bid thing?” asked Mr. Fields.

“No—these are not State bids—this is our own independent bid,” replied Mr. Crabill.

“The spec is based on a vehicle that's available on a State bid...and then we actually take that spec and make it so that it's open to all manufacturers.”

8.

Mr. Evans moved to authorize a purchase order to White's Service Center (White's Ford) in the amount of \$59,907 for the purchase of 2 F-350 pickup trucks, with snow plows and truck equipment included (No vehicle will be traded in. This expenditure will be charged to Street Capital Improvement, and is in the 2013 Budget. This was the lowest of 4 bids received); Mr. Thorpe seconded. Motion carried without objection.

Discussion –

Mr. Crabill explained:

“This is another competitive sealed bid as part of the same process we used for police cruiser—we actually bid a 250 or 2500, and a 350 or 3500 level model (got bids on each), and these trucks would have all of the equipment to make them able to plow snow...I think you guys would add lights and logos...Colin can elaborate on their use more, but...yeah so, we opted to go with 2 of the 350 models...basically you get more truck for just a little more money than the 250 or 2500 level model. We did get bids on Fords, Chevys, and Chryslers.”

Mr. Colin Stein noted the 3500 will handle on weight of the 'V' Plow, and said, “It's ideal for streets that are hard to get down now...I get everything that I can get capable of taking a blade.”

Mr. Hoffman commented, “This is a lot of money, but it's in the Budget, and it's well deserved by the department...they've got an aging fleet out there...it's some welcome equipment that's needed, and in the Budget.”

Mr. Evans asked, “Colin—I've been trying to find it...are these gas, or diesel?”

Mr. Stein replied, “Gas.”

He defined the features of the trucks, adding, “We want stuff that's able to multi-task.”

Citizen Comments

Ms. Marcia Bailey said, “I want to take an opportunity for the City Council and everybody to be recognized for the partnership that existed in order to get this sewer extension out to Rothschild’s—I have Dave Bosler (CEO) and Brad Orders (CFO), both from Rothschild’s...and we also have Dave Burrows (Dayton Development Coalition), Fred Vogel (ODOT)...we have our Commissioners (Are all 3 still here?)...Steve Hess, Dave Faulkner, Bob Corbett...and then all of you as well...so we wanted to publicly thank everyone, and all of the partnerships that existed in order to make this happen.” Mr. Bosler together with Mr. Orders expressed gratitude for everything that the City has done, the Council, the Mayor’s Office, and the Commissioners. “We’re looking forward to a long future here in Urbana,” he said.

Mr. Kevin Neer (High School Government Teacher at Mechanicsburg High School) addressed Council regarding a government class project he formulated to create a city government in each of his (3) government classes. The ‘city government’ involved: Council, Street Dept., Cemetery Dept., and other departments within a city. Mr. Neer stated, “Chris has been great emailing with me, several of you have...Doug has, Lee has, and Gail (I’ve bothered quite a bit). You’ve been very helpful...so I just wanted to say ‘thank you’...and the one thing I will say is (in all 3 of my classes), the one person who says they have the hardest job (of everybody) is the Clerk! So thank you!” The audience broke into laughter, as the Clerk raised clenched fists--as if in victory. Mr. Neer included the County Commissioners’ jobs in the equation as well. “Thank you for coming—Gail thanks you also,” said Council President Hess. “Absolutely!” the Clerk said.

Mr. Thorpe expressed disbelief that none of the County Commissioners stepped up to speak at this meeting. “How lucky can you get!” said Commissioner Steve Hess, to audience laughter.

Ordinances and Resolutions

RESOLUTION NO. 2388 –

Mr. Crabill again explained this Resolution briefly, and noted the application as due April 5th. He said the City should know by this Fall whether the City is ‘fortunate enough to receive the grant.’

Mr. Evans moved to place RESOLUTION NO. 2388 on the business floor for discussion, and passage; Mr. Thorpe seconded.

Roll call vote to approve: Mr. Thorpe, yes; Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes; Mrs. Smith, yes (5-0)

RESOLUTION NO. 2389 –

Mr. Thorpe moved to place RESOLUTION NO. 2389 on the business floor for discussion, and passage; Mr. Fields seconded.

Roll call vote to approve: Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes; Mrs. Smith, yes; Mr. Thorpe, yes (5-0)

Discussion -

Mr. Crabill again explained this Resolution briefly (Melvin Miller Park for the Pool replacement of the low dive/ replace the life guard chairs/deal with some internal

plumbing). The grant amount was noted as \$17,000., and the City would be responsible for 25% of the total project cost.

“We would not see any money until Fall—before we’d see a grant agreement,” said Mr. Crabill.

Mr. Hoffman said these are gains for the Pool.

Mr. Thorpe asked, “No high dive?”

“No—that’s my understanding, for now,” replied Mr. Crabill.

Second Reading –

There were no Second Readings at this Meeting.

First Reading –

RESOLUTION NO. 2390 –

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 PROGRAM, AND TO ACCEPT THE RECOMMENDATIONS OF THE TIRC CONCERNING THOSE AGREEMENTS WITHIN THE ZONES, AND DECLARING AN EMERGENCY

Mr. Brad Bodenmiller requested a Suspension of the Rules and Passage of this Resolution. He explained the purpose of this Resolution.

Mr. Thorpe moved to Suspend the Rules on Three Readings; Mr. Fields seconded.

Roll call vote to approve: Mr. Fields, yes; Mr. Evans, yes; Mrs. Smith, yes; Mr. Thorpe, yes; Mr. Hoffman, yes (5-0)

Mr. Thorpe moved to place RESOLUTION NO. 2390 on the business floor for discussion and passage; Mr. Hoffman seconded.

Roll call vote to approve:

Mr. Evans, yes; Mrs. Smith, yes; Mr. Thorpe, yes; Mr. Hoffman, yes; Mr. Fields, yes (5-0)

Discussion –

Mr. Evans expressed appreciation to Mr. Fields and Mr. Williams for serving on the TIRC.

Miscellaneous Business

Mr. Fields moved to excuse Mr. Lokai and Mr. Paul from this Meeting; Mr. Thorpe seconded. All were in favor of excusing both Councilmen.

Mr. Evans - (to Mr. Stein) asked him to explain how difficult snow removal is when cars are parked on city streets

Mr. Stein discussed the difficulty, noting that ‘some of the cars never move’; Said that business owners get upset when snow blocks their

businesses because of cars that are parked for extended periods of time

Mr. Evans asked citizens to move their cars (as a courtesy to their neighbors), and to make the Street Department’s job easier

Council President Hess noted the ‘Snow Emergency Declaration’ is not used; Mr. Stein said, “It’s hard to get the word out quick enough.”

Council President Hess said this may be a topic for Council discussion this Summer

Council President Hess said (to Mr. Stein), “We appreciate all you do!”

Mrs. Smith - Nothing at this time

Mr. Thorpe - Nothing at this time

Mr. Hoffman - Discussed notes in the Division Activities Report regarding “Tree City USA”; Asked the number of Tree Cities & Per Capita “Ohio leads the nation in the number of Tree Cities...400-500, and most of the Tree Cities in the United States are in Ohio,” said Mr. Crabill.

Mr. Crabill discussed the Tree City Event (at the University) this year, and noted registrations are coming in for the April 18th Urbana event He said Bellefontaine will host next year

Mr. Crabill - Nothing at this time

Mr. Chad Hall - Said, “I wanted to let you know that The Compost will be opening next Monday, April 1st...Hours will be the same as last year: M-F 8-4:30, Sat. 9-3. The Compost phone number is the same #508-6405. We do have mulch for sale again this year.”

He invited anyone who wants to see the WWTP Project Blueprints—to stop by the City Engineer’s Office, the Mayor’s Office, or Chad’s Office

Mr. Fields & Council President Hess asked the charge for The Compost Facility this year

Mr. Hall said, “Very similar to last year--\$8. a pickup load, \$10. for a trailer load up to 12 ft. long, combination of a truck & trailer is \$15.,

single axle dump truck (like the Street Dept. trucks are \$20., grass & leaves are free (same as last year), car load (like a trash can) that still will be free. All of those—if you come in with a half load in a pickup—the attendant (at his discretion), if he says it’s a half-a-load...it’s half the cost.”

“Now do we charge—like these tree trimming companies when they stuff down?” asked Mr. Fields.

“Yes,” Mr. Hall replied.

Mr. Chris Stokes - Nothing at this time

Chief Lingrell - Said, “I wanted to take this opportunity to try to make a public service announcement—part of policing is trying to catch people doing things wrong, but we want to try to catch people doing things right... we’re quickly approaching prom and graduation season...which is a time for remembrance, celebration, and future planning...but every year we have incidences where we do suffer from the illegal sale and use of alcohol by our youth. Youths aren’t going out to break the law...they’re just growing up, they fall down and stumble/make mistakes...and that’s just part of life. Fortunately (here in Urbana), we do undercover alcohol compliance checks every year. There’s 38 different locations throughout the city of Urbana, that have some type of alcohol sales permits...and I’m happy to report that over the past 2 years we have not made 1 undercover purchase...we’ve gone to 32 different places in the past 2 years, and not made a purchase...so it’s been 3 years since we’ve made arrests for selling to underage people.

The word I want to get out to you is we’re coming soon—you’re not going to know when, but we are going to come and do our compliance checks at locations throughout Urbana...so we just want the retailers to continue to do the right thing.

There's 3 things you need to do to check—if you're not sure, ask for a photo i.d.—when in doubt, turn the sale down (there's nothing wrong with turning the sale down, and losing that sale)...and if you think something's just not right, don't hesitate to call the police. We'll come out, and check it out.

Our local Drug & Alcohol Youth Coalition work hard in this area...along with a lot of others groups (including the Police Division). We've got a good group of youth in our community (no doubt about it), and we want to help them try to make the right decisions...try to celebrate in the right way...and we look to our retailers to help us too, so this year we decided to get the word out to them before we do the undercover stings. We're not hiding it from them, but we are going to be checking retail establishments...so just keep doing what you've been doing the last 2 years, and keep helping our cause."

Mr. Stein - Nothing at this time

Mr. Bodenmiller - Nothing at this time

Mr. Williams - Nothing at this time

Mr. Brugger - Announced, "The PUCO—there was an article in the paper recently, and there was a mailing that went out—they will be offering an energy choice workshop on April 3rd (Champaign County Library) at 5:30PM...so if there's any interest...any Council, or any citizens... please attend that event, to answer some of the questions that you may have."

Mayor Bill Bean - Announced Mr.Doug Crabill's birthday (This day--March 26)

"Thank you," Mr. Crabill said.

"Now, I don't know if we have any singers that want to sing," said the Mayor.

"No—I don't think we do," said Council President Hess, laughing.

EXECUTIVE SESSION

Mr. Thorpe moved to adjourn to EXECUTIVE SESSION (7:58PM) to discuss "Property"; Mr. Hoffman seconded.

Roll call vote to approve: Mrs. Smith, yes; Mr. Thorpe, yes; Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes (5-0)

ADJOURNMENT

Following the brief Executive Session, Mr. Thorpe moved to reconvene to Regular Session and adjourn; Mr. Fields seconded. All were in favor of adjournment.