



**URBANA CITY COUNCIL
REGULAR SESSION MEETING MINUTES
TUESDAY, AUGUST 18, 2015 @ 7:00 p.m.**

President Marty Hess called the regular meeting of the Urbana City Council to order at 7:00 p.m. City staff attending: Mayor Bill Bean, Director of Administration Kerry Brugger, Director of Finance Chris Boettcher, Director of Law Breanne Parcels, Community Development Director Doug Crabill, City Engineer Tyler Bumbalough, and Water Superintendent Bob Munch.

PRESIDENT CALLED ROLL: Tony Pena, present; Doug Hoffman; present, Gene Fields; present, Al Evans; present, Dwight Paul; present, Virginia Smith; present, and Pat Thackery, present.

President Hess led those present in the Pledge of Allegiance.

MAYOR BEAN presented a Letter of Recognition to Mr. Elmo Layman. Mayor Bean thanked Mr. Layman for all of his hard work and efforts throughout his many years of service to the City as a member of the Tree Commission. Mr. Layman thanked everyone and spoke of the benefits of the trees, how they produce oxygen, shade, etc. He also mentioned that it takes a lot of hard work to keep the trees maintained and he hopes that this will all continue in the years to come.

MINUTES of the regular session meeting of August 4, 2015, were approved as received. Mr. Thackery moved for the approval of the minutes and Mr. Paul seconded. Voice vote on approval: all ayes; nays, none. Motion carried without objection.

COMMUNICATIONS:

1. Letter from Urbana City Schools regarding New School Project. Mr. Evans moved to hear all of the communications at once and Mr. Thackery seconded. Voice vote on approval: all ayes; nays, none. Motion carried without objection
2. Board of Zoning Appeals Minutes from April 13, 2015, and June 8, 2015.
3. Shade Tree Commission Minutes of May 14, 2015, and July 9, 2015.

President Hess called for the approval of said communications: all ayes; nays none.

President Hess stated that Administration would like to have an Executive Session to address related legislative items instead of at the end of the meeting regarding the purchase of property for public purposes (Q3 JMC). President Hess called for a roll call to enter into Executive Session: Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, no; Mr. Paul, yes; Mrs. Smith, yes; Mr. Thackery, yes; and Mr. Pena, yes. Meeting convened into Executive Session at 7:11 p.m.

At 7:15 p.m. Mr. Paul moved to end the executive session and seconded by Mr. Fields. Voice vote on approval: all ayes; nays, none. Executive Session ended and regular session reconvened. At 7:16 p.m., Mr. Fields moved to resume the Regular Session Meeting and was seconded by Mr. Thackery. Voice vote on approval: all ayes; nays, none.

Mr. Evans declared a point of order. He stated that he believed the reason for executive session was not for the stated purpose and he wanted to be on the record, declaring the same. "I believe it was inappropriate as it would not give anyone a competitive advantage," he said. Mr. Crabill and Ms. Parcels later addressed his concerns in discussion on the related legislation (see below).

ADMINISTRATIVE REPORTS – BOARD OF CONTROL:

1. EJP - \$20,000.00 (Water Fund)

Mr. Hoffman moved to authorize a blanket purchase order to EJP for various repair parts for the maintenance of the City's water system. Mr. Pena seconded. Mr. Munch explained that this is the company that they go to for replacement parts for the water distribution system. He said that the previous purchase order was close to being exhausted and this was the reasoning for the request. Voice vote on approval: all ayes; nays, none. Motion carried.

2. White's Service Center, Inc. - \$27,758.00 (Police Capital Improvements)

Mr. Paul moved to authorize a purchase order to White's Service Center, Inc. for a 2015 Dodge Charger for the Police Division. Mrs. Smith seconded. Mr. Crabill stated that the Police Division is using an old police cruiser as an unmarked car and wanting a more reliable vehicle. He also stated that there will be a trade in of a 2009 Charger. Mr. Evans inquired as to the consistent choice of the Dodge Charger model, and Mr. Crabill said that they were the best price and more compatible for the police equipment placement. Voice vote on approval: all ayes; nays, none. Motion carried.

3. White's Service Center, Inc. - \$15,226.46 (Police Capital Improvements)

Mr. Paul moved to authorize a purchase order to White's Service Center, Inc. for a 2016 Ford Fusion for the Police Division. Mrs. Smith seconded. Mr. Crabill stated that this vehicle would be the Police Chief's vehicle and the amount requested was net of a trade-in allowance. Voice vote on approval: all ayes; nays, none. Motion carried.

4. J.J. Cunningham, LLC - \$137,427.00 (Airport Capital Improvement Fund)

Mr. Paul moved to authorize a purchase order to J.J. Cunningham, LLC, for the FAA's AIP 2015 Taxi-way/Taxi-lane Rehabilitation project at Grimes Field. Mrs. Smith seconded. Mr. Brugger explained that this was the lowest and best bid received for the taxi-way repairs. He also stated that they were waiting for approval of the FAA grant that would cover 90% of the costs and the City would carry the remaining 10%. Further, he said that they want the approval of Council so

they would be ready to get the process going. Voice vote on approval: all ayes; nays, none. Motion carried.

5. Hull and Associates - \$19,100.00 (Administration)

Mr. Paul moved to authorize the Director of Administration to amend the existing contract with Hull and Associates, Inc. to authorize additional task orders in the amount of \$19,100.00 for bid document preparation services and bid process assistance services for the Q3 JMC Redevelopment Project. Mr. Fields seconded.

Mr. Crabill discussed the process of environmental remediation that needs to take place in November due to seasonal suitability for the groundwater cleanup. He also stated that this purchase order needs to be place so that the process is completed in a timely manner if the City obtains the property. He also stated that should the City's efforts in obtaining this property fail, the City would only incur partial costs of remediation up to that date. Mr. Brugger stated that if the City could not get a clear title for the property, meaning that the taxes owed are forgiven by the County, the City will not proceed. A lot of discussion arose regarding the Q3 project. "Why not wait until the sheriff's sale to find out the determination?" Mr. Evans inquired. "We're trying to work in parallel to get the scope defined pending the City taking the property," Mr. Brugger explained.

"I am very skeptical that the City is going to get this property," Mr. Evans responded.

"It's too bad the county doesn't put the same emphasis on job creation that we do," Mr.

Thackery said. Mr. Paul inquired where the \$19,000 will be pulled from as it is not budgeted, and Ms. Boettcher noted that several projects have come in under budget, so there are funds available. Mr. Crabill explained that on the cost of remediation, one private firm has been identified that may contribute funding as well, but no agreement is in place so that firm cannot be identified. Likewise with potential end users, until an agreement is negotiated, those parties remain confidential, Ms. Parcels explained. Marcia Bailey of the Champaign Economic Partnership, in conjunction with the administration, has been pursuing agreements with those potential end users as well as funding from JobsOhio and other programs.

Mr. Paul moved to table discussion until the September 1, 2015 meeting, Mr. Evans seconded.

President Hess called for a roll call on the tabling of the Board of Control item: Mr. Fields, no; Mr. Evans, yes; Mr. Paul, yes; Mrs. Smith, no; Mr. Thackery, no; Mr. Pena, yes; and Mr.

Hoffman, no. Motion to table failed, 5-2. President Hess called for a roll call for approval of the Board of Control item: Mr. Evans, no; Mr. Paul, yes; Mrs. Smith, yes; Mr. Thackery, yes; Mr. Pena, yes; Mr. Hoffman, yes; and Mr. Fields, yes. Passed, 6-1.

6. Wagner Paving, Inc. - \$9,440.00 (Capital Improvement, Street Paving)

Mr. Paul moved to authorize a purchase order to Wagner Paving, Inc., for two asphalt repairs on North Jefferson Avenue and one asphalt repair on South High Street. Mr. Fields seconded. Mr. Bumbalough discussed that this work will precede the chip seal already approved. Voice vote on approval: all ayes; nays, none. Motion carried.

CITIZEN COMMENTS:

Linville Casto of 242 Laurel Oak Street spoke of some issues that he had with the City in general. He inquired as to the correct spelling of his street due to the fact that spelling on the street signs is not consistent. He addressed the need to repave High Street. He mentioned the tracks on Russell Street and how they should be repaired at the crossing. He summed up his issues by stating that to promote the City of Urbana; the City must show the citizens that they care. He concluded by providing his list of issues to Mayor Bean for review.

ORDINANCES AND RESOLUTIONS:

Third Reading –

ORDINANCE NO. 4444-15

AN ORDINANCE TO ESTABLISH THE COMPENSATION OF FUTURE ELECTED OFFICIAL OF THE CITY OF URBANA, OHIO, (as amended after first reading)

Mr. Evans moved to put this ordinance on the floor for discussion and possible passage. Mr. Fields seconded. President Hess called for a roll call for passage: Mr. Paul, yes; Mrs. Smith, yes; Mr. Thackery, yes; Mr. Pena, yes; Mr. Hoffman, yes; Mr. Fields, yes; and Mr. Evans, yes. Ordinance passes 7-0.

Second Reading –None

First Reading –

RESOLUTION NO. 2459-15

A RESOLUTION TO APPROVE A WATER TAP-IN FOR THE FORMER LAWNVIEW SCHOOL ON PROPERTY OWNED BY THE CHAMPAIGN COUNTY COMMISSIONERS AT 2200 SOUTH U.S. ROUTE 68 (PORTIONS OF PARCEL #K41-11-11-21-00-016-00 AND PARCEL #K41-11-11-27-00-013-00) AS AN EXTRA TERRITORIAL CUSTOMER AND DECLARING AN EMERGENCY (Suspension of rules requested by utility services applicant).

Mr. Paul moved to put this resolution on the floor for discussion. Mr. Fields seconded. Voice vote on approval: all ayes; nays, none. Mr. Evans moved to suspend the rules for passage. Mr. Paul seconded. President Hess called for a roll call for the suspension of rules: Mrs. Smith, yes, Mr. Thackery, yes; Mr. Pena, yes; Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes; and Mr. Paul, yes. Suspension of rules passed 7-0. Mr. Evans moved to put resolution on the floor for passage. Mr. Paul seconded. President Hess called for a roll call for passage: Mr. Thackery, yes; Mr. Pena, yes; Mr. Hoffman, yes; Mr. Fields, yes; Mr. Evans, yes; Mr. Paul, yes; and Mrs. Smith, yes. Resolution passed 7-0.

ORDINANCE NO. 4445-15

AN ORDINANCE TO AUTHORIZE THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA, OHIO TO SUBMIT A REQUEST TO THE CHAMPAIGN COUNTY BOARD OF REVISION PURSUANT TO OHIO REVISED CODE 323.74(C) TO TRANSFER

THE TWENTY-SIX (26) PARCELS LISTED IN ATTACHMENT "A" (F.K.A. Q3-JMC, INC.) TO THE CITY OF URBANA TO FACILITATE REUTILIZATION OF NONPRODUCTIVE LAND PURSUANT TO OHIO REVISED CODE 5722.02 AND DECLARING AN EMERGENCY.

President Hess declared this ordinance to have a first reading.

ORDINANCE 4446-15

AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF URBANA, OHIO TO ADD "OUTDOOR USE OF FURNITURE" TO GENERAL OFFENSES UNDER EXISTING CHAPTER 521 PERTAINING TO HEALTH, SAFETY, AND SANITATION.

President Hess declared this ordinance to have a first reading.

ORDINANCE NON 4447-15

AN ORDINANCE TO AMEND CHAPTER 1339 OF THE CODIFIED ORDINANCES OF THE CITY OF URBANA, OHIO TO UPDATE THE PENALTY TO BE CONSISTENT WITH THE OHIO REVISED CODE.

President Hess declared this ordinance to have a first reading.

MISCELLANEOUS BUSINESS:

Mr. Evans advised that he would not be attending the Work Session scheduled for next week and inquired as to the capability of Skype and being able to observe and participate using his tablet. He also stated that Amherst and Wooddale streets were in the stage of road grinding today.

Mr. Paul warned citizens about Jefferson Avenue, letting them know of the hole in the street. He also thanked Mr. Casto for his concerns that he brought to Council and Administration's attention. He also inquired about the status of the burned garage demolition on Church Street. Mr. Crabill responded that the project should be complete within a couple weeks.

Mr. Thackery inquired as to the status of the Market Street Bridge construction. Mr. Bumbalough stated that the curb and gutter paving was to begin next week.

Mr. Pena stated that school was beginning and to watch out for the children.

Mr. Hoffman stated that the referencing the items that were brought to the attention of Council and Administration, 95% of the City are aware of the situations. He asked of the citizens to please be patient, for the City was getting to them as soon as it was feasible. He stated that there is only so much money the City has to work with.

Mr. Crabill stated that the new Zoning Officer, Adam Moore, has been hired and his hours are Monday through Friday 12-5 p.m. He asked everyone to welcome him. He further stated that the sidewalks on South High Street are currently not able to receive funding due to the fact that it is not a federal aid qualified road. He also stated that with regard to the Shade Tree Commission memorial trees, the process was being formalized.

Ms. Parcels thanked Mrs. Smith for bringing to her attention the nuisance code issue about repeat offenders, to which the ordinance was prepared and provided to Council for their consideration. She also stated that House Bill 5 updates were coming.

Mr. Brugger spoke about the Work Session scheduled for August 25, 2015, and said that there would be more discussion about Q3, Urbana City School District construction and the Wastewater Treatment Plant. He also said that he spoke with Superintendent Thiel and provided the school communications to Council. He further stated that there was a meeting scheduled for September 9, 2015, at 1:30 p.m. and that the City was working with them trying to establish project advancement. He spoke of the process of getting permits, going through the appropriate boards, etc. He also stated that school district wants to have their plans for the school done by October 2, 2015. Mr. Brugger explained that it would restrict the time for review of the same.

Mayor Bean spoke of the difficulties dealing with the school district and also the County. He stated that referencing Q3, the City of Urbana is a part of Champaign County and questions why don't we all work together to do what is right and to take care of this issue and bring more jobs to the community. He continued by reminding everyone about the MERFI Fly-In this weekend.

President Hess commented on the Community Garden and how it is a wonderful feature for the City. He also asked that the most recent Comprehensive Plan be sent to Council by email.

Mr. Fields moved to adjourn the meeting. Mr. Evans seconded. Voice vote on approval: all ayes; nays, none. Motion carried.

ADJOURN at 9:17 p.m.

NEXT SCHEDULED MEETING

September 1, 2015, at 7:00 p.m.



Council Clerk



Council President