

**URBANA CITY COUNCIL  
REGULAR SESSION MINUTES – AUGUST 23, 2011**

**Council President Marty Hess** called the Urbana City Council Regular Session Meeting of Tuesday, August 23, 2011, to order at 7:00PM in Court Chambers / The Municipal Building.

Attendance: All Councilmen were present with the exception of Mr. Robert Thorpe.

\*The Council Clerk was absent.

City Staff in Attendance: Mayor Ruth Zerkle; Mr. Lee Williams, Finance Director; Mr. Doug Crabill, Assistant to the Director of Administration; Mr. Chad Hall; Mr. Mike Heintz; Mr. Colin Stein; Mr. Chris Stokes

\*Mr. Bruce Evilsizor, Director of Administration, was absent.

**Roll Call and Pledge of Allegiance**

**Presentation**

Ms. Marcia Bailey, Economic Development Coordinator, together with Ms. Amy Brinker of the Simon Kenton Pathfinders, provided Council with a report/recap on the recent GOBA – The Great Ohio Bicycle Association adventure ride (held in June 2011), and follow up meeting. Council received an accompanying handout (\*See Council File). Approximately 2,500 cyclists were involved in this year’s event. Greater participation is anticipated for a promised 2013 event. A signature sheet was also shared with Council. Council President Hess and Mr. Eugene Fields complimented the group with ‘Great job!’

**Approval of Minutes**

Mr. Larry Lokai moved to approve the UCC Regular Session Minutes (August 9, 2011) and UCC Work Session Minutes (August 16, 2011); Mr. Al Evans seconded. Motion carried without objection.

**Communications**

Mr. Lokai moved to place the LUC Regional Planning Commission Meeting Minutes (August 11, 2011) on file; Mr. Steve Shaw seconded. Motion carried without objection.

Mr. Bill Bean moved to place the Urbana Planning Commission Minutes (May 31, 2011 & June 20, 2011) on file; Mr. Lokai seconded. Motion carried without objection.

Mr. Lokai moved to place the Urbana Board of Zoning Appeals Minutes (May 31, 2011) on file; Mr. Bean seconded. Motion carried without objection.

Mr. Shaw moved to place the Urbana Design Review Board Minutes (April 25, 2011 & May 23, 2011) on file; Mr. Lokai seconded. Motion carried without objection.

**Administrative Reports – Board of Control**

**1.**

Mr. Lokai moved to authorize the Director of Administration to enter into a contract with Creative Micro Systems, Inc. to install Authority RedHawk Software, provide training, and pay the first years’ annual license fee for the Police Division in the amount of \$16,250 (This will be in the 2012 Budget, and will be paid upon successful implementation, which is planned within 6 months of the order. The planned expenditure will be paid sometime early 2012); Mr. Evans seconded. Motion carried without objection.

Discussion –

Mr. Lokai said, “I think (when we looked at that), the \$16,000 was a little bit higher in the first year, but when we looked at the total picture it was going to save \$9,000 a year

thereafter...which is \$45,000. Anytime you can save \$45,000., you should go get...so I recommend that we pass this item to save some money.”

Mr. Bill Bean stated, “I agree with Larry. It’s just a no-brainer as far as I’m concerned.” “It makes sense to me!” added Mr. Evans.

Mr. Kerry Brugger recognized those involved with presenting this item as a money saver/those who bring value back to the City.

“I talked with several officers, and they were all for it...” Mr. Shaw said, also noting comments of less problems with this software.

**2.**

**(\*This BOC item did not make the Agenda, but information was received by Council in advance of the Meeting)**

Mr. Lokai moved to authorize the Director of Administration to accept the base bid from J&J Schaegele, Inc. for the Dugan Ditch Improvements, Phase 2, Russell to Julia St., and to enter into a unit price contract in the amount of \$319,630 for this base bid (This was the lowest responsible and responsive bid of 2 bids received. The Engineer’s estimate for this project was \$340,150. 89% of this project was paid by an OPWC Grant, while the remaining 11% will be paid from Local Capital Improvement. This item is in the 2011 Budget); Mr. Fields seconded. Motion carried without objection

Discussion –

Mr. Doug Crabill summarized the project, and noted a completion of early 2012 (May 1<sup>st</sup>).

“I just think it’s kind of ironic...in funding it...when you look at this item by item, one company’s going to pay the flagger \$15,000.,” said Mr. Evans.

“The reason it’s different is they are responsible for estimating how much they believe they need the flagger, and they’re responsible for any difference,” explained Mr. Crabill. “So—it could be in their favor, or it could not be. It just depends. They had to estimate what they felt that would be, that’s why...”

“How long do you think this project’s going to...?” Mr. Evans began.

Mr. Crabill interjected, “Well, there’s a couple of parts that would probably involve the flagger...when the crane comes in for W. Ward St. (and sits across the railroad track), there will have to be a flagger then...and then also some of the clearing between N. Main and Russell.”

“...and where do you line up to get one of those jobs?” asked Mr. Evans. “I’m just kidding.”

“But that’s why there’s a difference,” said Mr. Crabill.

“Yeah, there’s a big difference,” Mr. Evans said.

“I think the competition helps—you did get 6% lower than the estimate based on the competitive bids—almost 13% lower than the next bid, so that says something about the process,” stated Mr. Brugger. “I think you guys have done a nice job putting things together to make sure the documents are right.”

“Good work, Doug,” Mr. Shaw commented.

Mr. Lokai pointed to the problems that have been going on with Dugan Ditch, and stressed the importance of this item. He expressed appreciation for the ‘sharpening of pencils’ to lower cost.

Mr. Bean agreed regarding the need for this item stating, “By cleaning up Dugan Ditch, hopefully that will take care of the flow there. I’m all for it.”

“The Russell St. project that was just finished, and then the one that we did in 2009...and then this project...we will clear the Ditch from Maple Tree Lane all the way to the Mad River, so that in itself is a big accomplishment,” stated Mr. Crabill.

“It’s a long way—it’s been a long time since it’s been cleaned,” said Council President Hess.

He asked, “What’s a base bid?”

“That’s just the total bid items, totaled together,” replied Mr. Crabill. “They’re all unit prices.”

“...and our Engineer will be on the scene to make sure everything’s done right?” asked Council President Hess.

“Yes,” said Mr. Mike Heintz.

Mr. Evans said, “When you get to the culvert (to replace the culvert), are you going to close Julia St.? How long do you think that would be closed?”

“Probably 2 weeks,” answered Mr. Heintz.

“Do you have an idea when they’ll be there?” asked Mr. Evans.

“I don’t think we have any idea on schedule yet,” said Mr. Crabill. “...just because this project could go into next year. It would depend on how the contractor can schedule it. Is there a certain time of year you were concerned about?”

“Well, it’s not a real busy street, but I do know a lot of traffic from the...White’s storage (where the school buses use that as a route to get to the high schools)...we might want to have a little bit of warning on that,” Mr. Evans said.

“Same on W. Ward?” asked Mr. Heintz.

“Yes—yes,” said Mr. Evans.

“We’ll give you notice,” said Mr. Heintz.

### **Citizen Comments**

There were no citizen’s comments at this Meeting

### **Ordinances and Resolutions**

#### **Third Reading –**

#### **ORDINANCE NO. 4366 –**

AN ORDINANCE TO AMEND AND REVISE THE OFFICIAL ZONING MAP IN THE CITY OF URBANA, OHIO

Mr. Evans moved to place ORDINANCE NO. 4366 on the business floor for discussion and passage; Mr. Brugger seconded.

Roll call vote to approve:

Mr. Fields, yes; Mr. Evans, yes; Mr. Brugger, yes; Mr. Shaw, yes; Mr. Lokai, yes; Mr. Bean, yes (6-0)

Discussion –

Mr. Evans recognized Mr.& Mrs. John Organ (owners of The Farmer’s Daughter Restaurant), in the audience.

“They’re the folks that have renovated and continue to renovate at the corner of Oakland and Miami,” stated Mr. Evans. “I just want to commend you for taking an interest in our community, and improving that site. I know a lot of people that live in that neighborhood that are happy to put up with an inconvenience to get that corner stabilized...so we appreciate that very much.”

Mr. Lokai said, “I think it’s really great to see people take an interest in Urbana, and want to make it a little more progressive.”

“The plan is that the house will become a gift shop/bakery in addition to the restaurant (so the plans haven’t really changed there)—probably not too much exterior renovations, but hopefully by Winter we’ll be ready to get started inside,” stated Mr. Organ. “We’ll get the restaurant done first.”

**Second Reading –**

There were no Second Readings at this Meeting.

**First Reading –**

**RESOLUTION NO. 2345 –**

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

(\*Request for Suspension of the Rules and Passage at this Meeting by Administration)

Mr. Lee Williams explained this Resolution, “This Resolution happens every year—all this is doing is certifying what they’ve returned to us. We sent out a request for \$600,000 between property taxes and the pension funds—they sent back a notice to us of five ninety-nine, so there’s a difference of \$1,000. In the past what we’ve done with this is we’ve just gone ahead and waved it—suspended the rules and just gone ahead, and passed this—because that would just save us time at the next 2 meetings.”

Mr. Lokai moved to suspend the rules on three readings; Mr. Shaw seconded.

Roll call vote to approve:

Mr. Evans, yes; Mr. Brugger, yes; Mr. Shaw, yes; Mr. Lokai, yes; Mr. Bean, yes; Mr. Fields, yes (6-0)

Mr. Lokai moved to place RESOLUTION NO. 2345 on the business floor for discussion and passage; Mr. Shaw seconded.

Roll call vote to approve:

Mr. Fields, yes; Mr. Evans, yes; Mr. Brugger, yes; Mr. Shaw, yes; Mr. Lokai, yes; Mr. Bean, yes (6-0)

**RESOLUTION NO. 2346 – (This Resolution was brought to Council just prior to the Meeting)**

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF URBANA, OHIO TO SIGN AN INTERGOVERNMENTAL AGREEMENT FOR SEWAGE TREATMENT SERVICES BETWEEN THE CITY OF URBANA, OHIO AND CHAMPAIGN COUNTY, OHIO AND ACCEPTING THE TERMS OF SAID AGREEMENT

(\*Read and declared a First Reading)

Mr. Chad Hall explained the Resolution, making reference to the aerial map and particulars.

“If you go to the 2<sup>nd</sup> page of the agreement, you’ll notice in 2.2 Treatment—this does not commit Urbana to construct collection lines at this point in time,” Mr. Hall stated. “This is just basically an agreement stating that this is our serving area...if some major industry would come in...and this is all being required at the State during the last couple years. The map is considered to be Exhibit A of the agreement, and then if you go to 2.4 Pre-Treatment, that’s coming maybe in the next meeting. It’s pretty much finalized, but I want Skipp to review it yet (and also Bruce). I just received it back from the Prosecutor’s Office today also...so...but that’s Exhibit B (it’s not attached to this agreement)...and it’s 4-5 pgs long...it’s a lot more detailed.”

Mr. Hall apologized to Council regarding information not making the Council packet in time.

Mr. Brugger sought to verify the Resolution authorizes the Mayor to sign future agreements.

“Correct—if there would be a change to this agreement—that’s kind of the way I understood it myself,” stated Mr. Hall.

Mr. Lokai reverted back to Mr. Hall’s reference to 2.2, and also discussed Phoenix Drive. “I guess I kind of like the language that way—I don’t feel that we should be going say to Sloan Rd...when we’ve got our own issues on Court, Church, and Ward (you know, with the water line project coming up here in the next couple years),” said Mr. Hall. “Like I said, it’s a State requirement, and that why both parties wanted that language (they agreed to that language)...”

“Can we wait until we get Part B before we pass this?” asked Council President Hess.

“Yes—no problem,” said Mr. Hall.

Mr. Evans requested to see a larger map.

### **Miscellaneous Business**

Mr. Shaw - Nothing at this time

Mr. Lokai - Discussed concrete situations around town, and noted he had recently met with Mr. Tyler Bumbalough. He mentioned 8” patches above the water dig, and instructed those with questions should call the Engineer’s office, #652-4300

He said there were concerns that some of the water digs did not have 8 inches of concrete on them

Again expressed appreciation to the departments that send information to Council in advance, to help cut time in Council Meetings

Mr. Bean - Announced the Doolittle Raiders will be back at Wright Patterson (in April), and Urbana will be the staging area again for about 30 B-25s  
He noted the Ambassador to China has been invited, and the Survivors of the U.S.S. Hornet to be involved  
He said plans are being formulated

Mr. Fields - Nothing at this time

Mr. Evans - Nothing at this time

Mr. Brugger - Discussed the Environmental Review for the Chairlift Replacement with Mr. Crabill

“Are we on a timeline for that?” asked Mr. Brugger.

“Yes—the Grant is supposed to be completed by the end of the year—I just haven’t had the time to do the Environment Review, so we decided to have Amy Shocken’s firm do it,” said Mr. Crabill. “We had administrative money in the Grant, so we decided to use it for that...and she’s just going to work on time and materials (time process), so they’ve already been in taking photos, interviewed me and got the information they needed so...depending on the level of review...in the next 30 days (it should be) that will be complete, and then we can put it out for bid.”

Mr. Brugger discussed the paving plan, and said he did not recall discussion regarding the parking lot behind UDF/ He asked for clarification from Mr. Crabill.

“It’s just a section,” said Mr. Crabill.

Mr. Crabill - Noted the paving will most likely begin Tuesday  
Noted the Grant for the Q-3 Project was approved by the State Control-  
ling Board 8/22; Noted waiting for the Cooperative Agreement from the  
State, and will be bringing approvals forward to Council, to get work  
Started

Mr. Chris Stokes –  
Announced the last Pool day as next Sunday/ Expressed appreciation to  
Ms. Cheryl Wade and the staff for a great Summer with lots of positive  
Changes  
Pee-Wee Football will premier on Saturday

Mr. Mike Heintz –  
Nothing at this time

Mr. Colin Stein -  
Nothing at this time

Mr. Hall -Nothing at this time

Mr. Williams - Nothing at this time

Mayor Ruth Zerkle –  
Announced the Simon Kenton Pathfinders Annual Bike Ride, the  
weekend of September 11<sup>th</sup>/ Begins at 8:00 / \$15. to ride  
Announced the MERFI Fly-In - September 10 & 11/Adult Tickets are  
\$6.00  
Announced the Ohio Fish Farm Festival – September 16 to 18  
Reminded everyone about The Farmer’s Market on Saturdays 9-1

Council President Hess –  
Noted he has seen the Street Sweeper out, and has noticed a difference  
in the streets / Thanked the Street Department

Mr. Evans moved to excuse Mr. Robert Thorpe from this Meeting; Mr. Fields seconded.  
Motion carried without objection.

### **Adjournment**

Mr. Lokai moved to adjourn the meeting at approximately 7:50PM; Mr. Shaw seconded.  
All were in favor of adjournment.

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Council Clerk

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Council President