

**URBANA CITY COUNCIL  
PUBLIC HEARING  
TUESDAY, APRIL 2, 2019**

A blue ink stamp with a checkmark in a box followed by the word "APPROVED" in all caps.

President Hess called the City of Urbana Public Hearing to order at 6:02 p.m. President Hess stated that this Public Hearing was pursuant to Section 1113.11 of the Codified Ordinances of the City of Urbana, to consider a recommendation of the Planning Commission to rezone the commercial part of the property at 861 South Main Street from R-2 Medium Density Residential District to B-2 General Business District. Adam Moore spoke on the application by Linda Rivera and advised Council that the Planning Commission had recommended the proposed amendment to be denied by a vote of 4-1. He also mentioned that the Planning Commission felt this amendment would be considered as spot zoning, for this would be a “stand alone” business. He also stated that the Comprehensive Plans are outdated. Further, he mentioned that the BR District was placed there to decrease commercial growth north.

Linda Rivera spoke about the property now is just a room rental, but still would like to use it as a Nail and Massage Spa.

Mr. Fields stated the neighbors are opposed to this going through, and further stated at this time, this was not a good fit.

Mr. Paul stated that it looks like parking would be an issue.

Mr. Thackery stated that he was opposed to do any zoning changes until the study was complete.

President Hess declared the public hearing closed at 6:17 p.m.

**URBANA CITY COUNCIL  
REGULAR SESSION MEETING  
TUESDAY, MARCH 19, 2019**

President Hess called the City of Urbana Regular Session Meeting to order at 6:18 p.m. City staff attending: Mayor Bill Bean, Director of Administration Kerry Brugger, Director of Finance Chris Boettcher, Director of Law Mark Feinstein, Zoning Officer Adam Moore, and Community Development Manager Doug Crabill.

**PRESIDENT CALLED ROLL:** Mr. Fields, present; Mr. Hoffman, present; Mr. Paul, present; Mr. Scott, present; Mr. Thackery, present; and Mr. Piper, present.

Cub Scouts Troop 11 led those present in the Pledge of Allegiance.

Mayor Bean gave the floor over to Cub Scouts Leader. He stated that “scouting” began in 1910. He stated that there are 12 active units in Champaign County. He said that Cub Scouts is all about service to the community, all about character and physical fitness. The floor was then turned over to the Cub Scouts

who had questions for Council. One Scout asked why all of the trees were cut down in the Square. Mr. Crabill responded that there was an upcoming project in the square that required their removal in addition to stating that the trees were at the end of their life cycle. Another Cub Scout asked why Mayor Bean wanted to be Mayor. Mayor Bean responded that he wanted to give back to his community and make Urbana the best community it could be.

## **MAYORAL PROCLAMATIONS**

Mayor Bean read a proclamation celebrating the YMCA and its 20 years of service.

Mayor Bean read a proclamation making April, 2019, World Autism Month, and April 2, 2019, World Autism Day.

**MINUTES** of the Regular Session Meeting Minutes March 19, 2019 were presented for approval. Mr. Paul noted that he was the no vote for the work session in the minutes and not Mr. Hoffman. Mr. Thackery moved for the approval of said minutes and Mr. Paul seconded. Voice vote on approval: all ayes, nays, none.  
Motion passed 6-0.

## **COMMUNICATIONS**

1. Letter from Department of Commerce, Division of Liquor Control
2. Email from Marcia Bailey, CEP Director, regarding 2018 JOBS Ohio Annual Report
3. Letter from Elton Cultice, regarding upcoming events at Grimes Field
4. Letter from Ohio Municipal League – Transportation Infrastructure Funding Statement
5. Cemetery Board Meeting Minutes of January 17, 2019

Jeffrey Frantz spoke about First Responders Day at Grimes Field on May 24, 2019. He stated that there were a lot of festivities scheduled and that the Opening Ceremony begins at 10:30 a.m. and runs through until 4:00 p.m. He stated that they are honoring the Urbana Fire Department this year. They are raising money with a target amount of \$5,000.00 for the purchase of Carbon Hoodies-protective gear.

Mr. Thackery moved to accept all of the communications. Mr. Paul seconded. Voice vote on approval: all ayes, nays, none.  
Motion passed 6-0.

Andrew Bremer, Managing Director of Local Affairs for DriveOhio, spoke on the pending Resolution to Council regarding the Memorandum of Agreement. He stated that their purpose is saving lives, reducing congestion, improving workforce, etc. He also stated that DriveOhio cannot do their mission without the support of municipalities. He also said that smaller municipalities are responsive. He spoke about the Marysville Smart Intersection. He also stated that the current Memorandum of Agreement does not have any dollars associated with it, that it was discussion only.

## **CHAMPAIGN ECONOMIC PARTNERSHIP**

Marcia Bailey provided a handout to Council. She went over the hand out and spoke about PACE Equity funding. She also stated the financing goes against the real estate property. She also stated that this may be a good topic for an upcoming Work Session.

## **ADMINISTRATIVE REPORTS – BOARD OF CONTROL**

### **1. Public Entities Pool - \$155,707.00 (Departmental Insurance)**

Mr. Fields moved to put this issue on the floor for discussion and possible passage and Mr. Paul seconded. Voice vote on approval: all ayes  
Motion passes 6-0.

\*\*\*Footnote - \$2,501 - \$50,000 Purchase Order list for February, 2019.

## **CITIZEN COMMENTS**

## **ORDINANCES AND RESOLUTIONS:**

### **Third Reading –**

#### **ORDINANCE NO. 4504-19**

AN ORDINANCE TO MODIFY SECTION 521.08(D)(1) OF THE CODIFIED ORDINANCES TO INCLUDE LAWN CLIPPINGS IN THE DEFINITION OF “LITTER,” AND DECLARING AN EMERGENCY. Sponsored by Councilman Ray Piper.

Mr. Paul moved to put this ordinance on the floor for discussion and possible passage. Mr. Paul seconded.

President Hess called for a roll call for passage: Mr. Huffman, no; Mr. Paul, no; Mr. Scott, no; Mr. Thackery, no; Mr. Piper, yes; and Mr. Fields, yes.

Ordinance failed 4-2.

### **Second Reading –**

**None**

### **First Reading –**

#### **RESOLUTION NO. 2550-19**

A RESOLUTION TO AUTHORIZE THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA TO ENTER INTO A MEMORANDUM OF AGREEMENT BETWEEN DRIVEOHIO AND THE CITY OF URBANA (THE MUNICIPALITY) TO PARTICIPATE IN THE AUTONOMOUS VEHICLE PILOT PROGRAM (AVPP) AND TO PROMOTE AUTONOMOUS VEHICLE TESTING SITES WITHIN THE CITY.

Mr. Paul stated that he wanted this resolution tabled at the last meeting due to wanting more information and that he was fascinated on what DriveOhio's ideas they could come up with.

Mr. Paul moved to take this resolution off the table, and Mr. Thackery seconded.

Voice vote on approval: all ayes, nays, none.

Motion passed 6-0.

Mr. Paul moved to put this resolution on the floor for further discussion and possible passage. Mr.

Thackery seconded.

President Hess called for a roll call for passage: Mr. Paul, yes; Mr. Scott, yes; Mr. Thackery, yes; Mr.

Piper, yes; Mr. Fields, yes; and Mr. Hoffman, yes.

Resolution passed 6-0.

#### **RESOLUTION NO. 2411-19**

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION OF THE CITY OF URBANA, TO PREPARE AND SUBMIT FINAL APPLICATION TO PARTICIPATE IN THE FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED.

Mr. Brugger stated that this was an annual process.

Mr. Thackery moved to put this resolution on the floor for further discussion and passage on the first reading for effective date. Mr. Paul seconded.

Voice vote on approval on the suspension of the effective date rule: all ayes, nays, none.

Motion passed 6-0.

President Hess called for a roll call for passage: Mr. Scott, yes; Mr. Thackery, yes; Mr. Piper, yes; Mr. Fields, yes; Mr. Hoffman, yes; and Mr. Paul, yes.

Resolution passed 6-0.

#### **RESOLUTION NO. 2478-19**

A RESOLUTION TO AUTHORIZE THE MAYOR OR DESIGNEE TO APPLY TO THE CHAMAPIGN COUNTY COMMISSIONERS UNDER THE FISCAL YEAR 2019 COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") COMMUNITY DEVELOPMENT PROGRAM AND TO FURTHER AUTHORIZE THE MAYOR OR DESIGNEE TO PURSUE OTHER ECONOMIC DEVELOPMENT AND PUBLIC INFRASTRUCTURE-RELATED CDBG PROGRAMS, and DECLARING AN EMERGENCY.

Mr. Crabill advised that there were some changes at the State level. He stated that the application is made every two years and the last application involved Oakland St. He stated that this application would include Sara St. and Freeman Ave., with paving, curbs and gutters. He also stated that they would be going for another grant, Critical Infrastructure, which could provide up to \$500,000.00 in funding.

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

President Hess called for a roll call for passage: Mr. Thackery, yes; Mr. Piper, yes; Mr. Fields, yes; Mr. Hoffman, yes; Mr. Paul, yes; and Mr. Scott, yes.

Resolution passed 6-0.

## **MISCELLANEOUS BUSINESS/WORK SESSION**

Mr. Paul inquired about the purchase for the GPS hardware and inquired how it was going. Mr. Brugger stated that it was going well, that they were actively populating the fields, adding more data to make the program readily available to numerous departments. Mr. Paul also spoke of moving the location of Council Meetings to enable Council and others to have more access to City maps, and more technology. He also stated that the Charter Review was ongoing and that the group seems to be engaged, but there are no funds for supplies and such. Ms. Boettcher stated that he should make sure he wanted to spend taxpayer dollars on this. He also asked Mr. Feinstein to clarify what the Charter exactly is as well as ordinances. Mr. Feinstein stated that the Charter is basically the Constitution and the ordinances are the laws. Mr. Paul also spoke on Chapter 2.10 of the Charter stating that the way the Charter reads, Council is actually having 4 readings on legislation, rather than three. He also stated that the Charter should be cleaned up a bit to make things clear so that Council can do their job correctly.

Mr. Paul motioned for \$1,000.00 for the Charter Review Board supplies. There was no second. Motion failed.

Mr. Thackery spoke about the work force development and Mrs. Bailey gave a brief summary update.

Mr. Moore stated that after the past Council Work Session, letters went out regarding the Vacant Property Ordinance to property owners. He also stated that this ordinance was passed in 2017, and he felt that it was a very good ordinance.

Mr. Brugger spoke about the current Tree Ordinance. He stated there was a lot of research and internal discussion about this ordinance and thanked Mr. Scott for his attendance.

Mayor Bean stated that he received notice from Champaign County Children Services and advised that April 10, 2019, has been declared "Wear Blue to Work" day, for Prevent Child Abuse Awareness Day.

President Hess stated that an Executive Session had been added to the agenda, pursuant to Ohio Revised Code section 121.22(g)(1), for the selection process for the empty City Council seat. Mr. Thackery moved to enter into Executive Session. Mr. Paul seconded. Voice vote on approval: all ayes, nays, none. Motion passed 6-0.

**ADJOURN AT 7:35 p.m.**

Mr. Thackery moved to adjourn Executive Session. Mr. Cledis seconded.

**ADJOURN AT 9:45 p.m.**

Mr. Paul moved to enter back into session. Mr. Thackery seconded.

**BACK IN SESSION AT 9:46 p.m.**

Mr. Feinstein stated that he was present in Council's Executive Session and that Council had followed all of the rules and guidelines during Executive Session. Mr. Feinstein then told Council that it was the time to cast their votes for the new Council member: **Mr. Fields:** Mr. Kerns, **Mr. Hoffman:** Mrs. Foulk, **Mr. Paul:** Mr. McKee, **Mr. Scott:** Mr. Bartley, **Mr. Thackery:** Mrs. Collier, and **Mr. Piper:** Mr. Kerns.

Mr. Feinstein stated that there must be a majority of at least 4.

President Hess dismissed the remaining applicants whose name was not called.

President Hess called for another vote: **Mr. Hoffman:** Mr. McKee, **Mr. Paul:** Mr. McKee, **Mr. Scott:** Mrs. Collier, **Mr. Thackery:** Mrs. Collier, **Mr. Piper:** Mr. Kerns, and **Mr. Fields:** Mr. Kerns.

President Hess dismissed the remaining applicants whose name was not called.

President Hess called for another vote: **Mr. Paul:** Mr. McKee, **Mr. Scott:** Mrs. Collier, **Mr. Thackery:** Mrs. Collier, **Mr. Piper:** Mr. Kerns, **Mr. Fields:** Mr. Kerns, and **Mr. Hoffman:** Mr. McKee.

President Hess called for another vote in effort to break the three way tie: **Mr. Scott:** Mrs. Collier, **Mr. Thackery,** Mrs. Collier, **Mr. Piper:** Mr. Kerns, **Mr. Fields,** Mr. Kerns, **Mr. Hoffman,** Mr. McKee and **Mr. Paul,** Mr. McKee.

Mr. Thackery moved to enter back into Executive Session. Mr. Scott seconded. Voice vote on approval: all ayes, nays, none.

**ADJOURN: 9:58 p.m.**

Mr. Paul moved to enter back into session. Mr. Thackery seconded. Voice vote on approval: all ayes, nays, none.

President Hess called for another vote: **Mr. Thackery:** Mr. McKee, **Mr. Piper,** Mr. Kerns, **Mr. Fields,** Mr. Kerns, **Mr. Hoffman,** Mr. McKee, **Mr. Paul,** Mr. McKee, and **Mr. Scott:** Mr. McKee.

President Hess declared a majority vote of 4-2 for Mr. McKee.

Mr. Hoffman stated that the At-Large seat will have to run in the November election.

Mr. Fields moved to adjourn. Mr. Paul seconded. Voice vote on approval: 5 ayes, 1 nay, from Mr. Hoffman.

Motion passed 5-1.

**ADJOURN: 10:06 p.m.**

**NEXT SCHEDULED MEETING**

April 16, 2019, at 6:00 p.m.

  
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Council Clerk

  
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Council President