

**URBANA CITY COUNCIL  
REGULAR SESSION MEETING**

**January 7, 2025**

**(To be held in the Training Room on the 3<sup>rd</sup> Floor of the Municipal Building)**

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Urbana City Council meetings are streamed via Facebook Live. These live streams can be found by visiting the City Council of Urbana, Ohio Facebook page via clicking on the link on the City Council's website: <https://www.urbanaohio.com/city-council.html>

All comments must be made in person. Due to this, the ability to comment on City Council Facebook streams will be disabled.

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- **Call to Order**
- **Roll Call**
- **Pledge of Allegiance**
- **Annual Organizational Items**
  1. President Pro Tempore Appointment
  2. Council Clerk Appointment
  3. Department Liaison Assignments
- **Approval of Minutes:** Urbana City Council Regular Meeting Minutes of December 17, 2024
- **Communications:**
  1. Email from Gavin Coleman (431 Lafayette Street) sent December 14, 2024 (See Attached)

**Board of Control:**

1. The Board of Control recommends Council authorize the blanket purchase order list for 2025 (see attached). All blanket purchase order amounts are in the 2025 budget. **VOTE: 2-0.**

**Citizen Comments:** (In Person Only; Must Sign-in)

**Ordinances and Resolutions**

**Old Business:**

**Third Reading:**

**Ordinance 4388-25:** An ordinance authorizing the Indigent Defense Agreement with the Champaign County Commissioners to allow the City and County to receive partial reimbursement from the Ohio Public Defender Commission for the indigent expenses in the Champaign County Municipal Court. (Three readings required)

**Second Reading:** None

**New Business:**

**First Reading:** None

- **Department Liaison Reports:**

- **Miscellaneous Business:**

1. Council
2. Administration
3. Council Clerk

\* Ohio Ethics Commission filing deadline is May 15, 2025

- **Next Meeting:** Tuesday, January 21, 2025

- **Adjourn**

**URBANA CITY COUNCIL  
REGULAR SESSION MEETING  
TUESDAY, DECEMBER 17, 2024**

President Paul called the City of Urbana Regular Session Meeting to order at 6:00 pm.

**City Staff attending:** Director of Law Mark Feinstein, Director of Administration Kerry Brugger, Mayor Bill Bean, Director of Finance Chris Boettcher, Community Development Manager Doug Crabill, Fire Chief Dean Ortlieb, and City Engineer Tyler Bumbalough

**President Called Roll:** Ms. Jumper, present; Mr. Scott, present; Mr. Davis, present; Ms. Truelove, present; Mr. Thackery, absent; Mrs. Collier, absent; and Mrs. Bean, present.

**Minutes**

Mr. Scott moved to put the minutes of December 3, 2024 on the floor for discussion and possible approval. Mrs. Bean seconded.

No comments/questions from Council regarding the minutes.

Voice vote on approval of the minutes: all ayes; nays none.

**Communications:**

1. Paws Animal Shelter Letter from November 22, 2024 (See Attached)
2. Columbia Gas Letter from November 22, 2024 (See Attached)

Council did not move to remove the communication from the consent agenda.

**Administrative Reports – Board of Control:**

1. The Board of Control recommends Council authorize a purchase order to The Shelly Company in the amount of \$65,610.40 for Change Order #1 of the FAA Hangar Taxi-lane Pavement Rehabilitation project at Grimes Field Airport. The FAA eligible portion of the change order, \$31,275.40, will have 90% FAA grant funding, 5% ODOT grant funding, and 5% local funding. The remaining \$34,335.00 of the project will be paid from the Airport Fund reserves and is not in the 2024 budget. (See attached). **VOTE: 3-0**

Mrs. Bean moved to put this request on the floor for discussion and possible approval. Mr. Scott seconded.

Mr. Brugger informed Council that the taxi lane repairs have been in the process for about a year and a half. He stated when milling was being completed, it required deep reconstruction. Mr. Brugger stated the City was over in the paving amount but under in the contract for engineering services. He concluded that this has been a good project, with the matter now being closed out.

No comments/questions from Council.

Roll call on approval: Mr. Scott, yes; Mr. Davis, yes; Ms. Truelove, yes; Mrs. Bean, yes; and Ms. Jumper, yes.

**Citizen Comments:** None

## **ORDINANCES AND RESOLUTIONS**

### **Third Reading:**

**Ordinance 4390-24:** An ordinance approving a collective bargaining agreement between the City of Urbana, Ohio and the City of Urbana Firefighters and the Urbana Firefighters Association, I.A.F.F. Local 595, and declaring an emergency. (Three readings required)

Mrs. Bean moved to put this ordinance on the floor for discussion and possible passage. Ms. Jumper seconded.

Mr. Brugger stated the previous three-year agreement has expired. The City went through seven negotiation sessions with the firefighters. Mr. Brugger added that the City also negotiated with the Captains at the same time. Mr. Brugger then proceeded to go through the summary of changes from the previous contract.

Mrs. Bean appreciated the comment about keeping up with the market for all contracts.

Roll call on passage: Mr. Davis, yes; Ms. Truelove, yes; Mrs. Bean, yes; Ms. Jumper, yes; and Mr. Scott, yes.

Ordinance passes 5-0.

**Ordinance 4392-24:** An ordinance approving a collective bargaining agreement between the City of Urbana, Ohio and the City of Urbana Fire Captains & Lieutenants and the Urbana Firefighters Association, I.A.F.F. Local 595, and declaring an emergency. (Three readings required)

Mrs. Bean moved to put this ordinance on the floor for discussion and possible passage. Ms. Jumper seconded.

Mr. Brugger stated he could answer any questions Council had.

Council did not have any comments/questions on the ordinance.

Roll call on passage: Ms. Truelove, yes; Mrs. Bean, yes; Ms. Jumper, yes; Mr. Scott, yes; and Mr. Davis, yes.

Ordinance passes 5-0.

**Ordinance 4395-24:** An ordinance approving a collective bargaining agreement between the City of Urbana, Ohio and the City of Urbana Police Patrol Officers and the Fraternal Order of Police/Ohio Labor Council, Inc., and declaring an emergency. (Three readings required)

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

Mr. Brugger stated the current three-year contract expires at the end of December. He stated the negotiations started on October 10 and the parties reached an agreement on all open items. Mr. Brugger added the Union ratified the contract on November 7<sup>th</sup>. He also informed Council the patrol officers negotiated at the same time as the sergeants. Mr. Brugger then went through the summary of changes from the previous contract.

Council did not have any comments/questions on the ordinance.

Roll call on passage: Mrs. Bean, yes; Ms. Jumper, yes; Mr. Scott, yes; Mr. Davis, yes; and Ms. Truelove, yes.

Ordinance passes 5-0.

**Ordinance 4396-24:** An ordinance approving a collective bargaining agreement between the City of Urbana, Ohio and the City of Urbana Police Sergeants and the Fraternal Order of Police/Ohio Labor Council, Inc., and declaring an emergency. (Three readings required)

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

Mr. Brugger stated he could answer any questions Council had.

Council did not have any comments/questions on the ordinance.

Roll call on passage: Ms. Jumper, yes; Mr. Scott, yes; Mr. Davis, yes; Ms. Truelove, yes; and Mrs. Bean, yes.

Ordinance passes 5-0.

**Ordinance 4612-24:** An ordinance authorizing the Director of Administration to enter into a pre-annexation agreement with Urbana0624C, LLC. (Three readings required)

Ms. Jumper moved to put this ordinance on the floor for discussion and possible passage. Ms. Truelove seconded.

Mr. Crabill stated the annexation petition filed on December 3<sup>rd</sup>. He clarified that this agreement is specific to the 191 acres currently owned by Organ Farms, LLC and the Board of Commissioners.

Council did not have any comments/questions on the ordinance.

Roll call on passage: Mr. Scott, yes; Mr. Davis, yes; Ms. Truelove, yes; Mrs. Bean, yes; and Ms. Jumper, yes.

Ordinance passes 5-0.

**Second Reading:**

**Ordinance 4388-25:** An ordinance authorizing the Indigent Defense Agreement with the Champaign County Commissioners to allow the City and County to receive partial reimbursement from the Ohio Public Defender Commission for the indigent expenses in the Champaign County Municipal Court. (Three readings required)

Ms. Truelove moved to put this ordinance on the floor for discussion. Ms. Jumper seconded.

Mr. Feinstein stated this ordinance allows the City and County to come to an agreement to provide attorneys to Court-appointed indigent defendants for cases that carry potential jail time.

Mrs. Bean asked the current rate for appointed attorneys. Mr. Feinstein responded the current rate is \$75 an hour for services both in and out of the Courtroom.

President Paul declared this ordinance to have had its second reading.

**First Reading:**

**Resolution 2623-24:** A resolution to amend Resolution 2433-23 to modify or increase appropriations within various funds of the City of Urbana, Ohio for current expenses during the fiscal year ending December 31, 2024. (Supplemental Appropriations) (Suspension of rules required)

Ms. Truelove moved to put this resolution on the floor for discussion and possible passage. Ms. Jumper seconded.

Ms. Boettcher stated this was the yearly supplemental appropriation resolution. She added that this brings our budget up to date with the current expenses.

Mrs. Bean moved to suspend the rules to allow passage on the first reading. Ms. Jumper seconded.

Roll call on suspension: Mr. Davis, yes; Ms. Truelove, yes; Mrs. Bean, yes; Ms. Jumper, yes; and Mr. Scott, yes.

Suspension passes 5-0.

Council did not have any comments/questions on the resolution.

Roll call on passage: Ms. Truelove, yes; Mrs. Bean, yes; Ms. Jumper, yes; Mr. Scott, yes; and Mr. Davis, yes.

Resolution passes 5-0.

**Ordinance 4613-24:** An ordinance adopting a statement of services to be provided to parcels consisting of approximately 219.986 acres, more or less, in Urbana Township proposed for annexation to the City of Urbana by the petitioners: Urbana Health Facilities, LLC, an Ohio limited liability company; governing board of the Madison-Champaign Educational Service Center; Board of County Commissioners of Champaign County, Ohio; and Organ Farms, LLC, an Ohio limited liability company, with Andrew Wecker, attorney-at-law, appointed as agent by petitioners, and declaring an emergency. (One reading required)

Mrs. Bean moved to put this ordinance on the floor for discussion and possible passage. Ms. Jumper seconded.

Mr. Crabill stated the annexation petition was filed on December 3. He added the City has twenty days to respond to the County Commissioners. Mr. Crabill stated this ordinance was the statement of services that the City will provide to territory being annexed. He noted that properties currently using services will pay the inside City rate once the annexation takes effect.

Mrs. Bean noted that the agenda labeled both this and the next ordinance as 4613-24. Council Clerk Steffan informed Council there was a typo on the agenda and the next ordinance is numbered 4614-24. He added that the ordinances themselves were properly labeled with the correct numbers.

Roll call on passage: Mrs. Bean, yes; Ms. Jumper, yes; Mr. Scott, yes; Mr. Davis, yes; and Ms. Truelove, yes.

Ordinance passes 5-0.

**Ordinance 4614-24:** An ordinance relating to land use and zoning buffers for territory consisting of approximately 219.986 acres, more or less, in Urbana Township proposed for annexation to the City of Urbana by the petitioners: Urbana Health Facilities, LLC, an Ohio limited liability company; governing board of the Madison-Champaign Educational Service Center; Board of County Commissioners of Champaign County, Ohio; and Organ Farms, LLC, an Ohio limited liability company, with Andrew Wecker, attorney-at-law, appointed as agent by petitioners, and declaring an emergency. (One reading required)

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

Mr. Crabill explained that this ordinance provides language regarding land use and zoning buffers that legislation requires. Mr. Crabill stated the City will work to rezone the territory in accordance with local ordinances and place the land on the City zoning map. He added that there is a requirement to have the zoning in place by the annexation effective date.

Council did not have any comments/questions on the ordinance.

Roll call on passage: Ms. Jumper, yes; Mr. Scott, yes; Mr. Davis, yes; Ms. Truelove, yes; and Mrs. Bean, yes.

Ordinance passes 5-0.

**Resolution 2703-24:** A resolution declaring the necessity of constructing or repairing sidewalks, curbs and/or gutters along at least portions of N. Main Street, Abbey Lane, S. Walnut street, W. Water Street, Hovey Street, Eichelberger Drive, Miami Street, N. High Street, Washington Avenue, E. Water Street, and N. Jefferson Avenue, and declaring an emergency. (One reading required)

Mrs. Bean moved to put this resolution on the floor for discussion and possible passage. Ms. Jumper seconded.

Mr. Bumbalough stated this resolution is the City's yearly piecemeal work for replacement. He added that it covers the listed streets, with North Main Street being the largest. He explained that it also includes streets near S. High Street to tie into paving for next year. Mr. Bumbalough stated this resolution does not include any wholesale curb and gutter work.

Mr. Scott asked how these figures were estimated. Mr. Bumbalough answered that these figures were estimated using last year's pricings.

Mrs. Bean asked if this was the first the homeowners heard of the project. Mr. Bumbalough responded it was not, as the homeowners were a sent precursor letter early summer, followed by certified letters which has seen some people already opting into the City's program.

Ms. Truelove asked how the figures compare with current prices. Mr. Bumbalough responded that he hopes that having a large quantity with the wholesale project will help with these prices.

Roll call on passage: Mr. Scott, yes; Mr. Davis, yes; Ms. Truelove, yes; Mrs. Bean, yes; and Ms. Jumper, yes.

Resolution passes 5-0.

**Resolution 2704-24:** A resolution to authorize preliminary approval between the City of Urbana, Champaign County, Ohio and Ohio Department of Transportation for pavement planing and resurfacing of United States Route 68 from south of Springfield-Urbana Pike (SLM 01.27) to the southern corporation limits (SLM 05.08), with a portion located in the city of Urbana. Reference PID No.: 112491, County/Route/Section: CHP-68-1.27, and declaring an emergency. (One reading required)

Ms. Truelove moved to put this resolution on the floor for discussion and possible passage. Ms. Jumper seconded.

Mr. Bumbalough stated this was similar to the project previously brought forth regarding State route 55. He informed Council this resolution is the preliminary agreement to proceed with the project. He added that the project would start near the county border and extend to the elementary school. Mr. Bumbalough added that there would not be any City costs for this project.

Council did not have any comments/questions on the resolution.

Roll call on passage: Mr. Davis, yes; Ms. Truelove, yes; Mrs. Bean, yes; Ms. Jumper, yes; and Mr. Scott, yes.

Resolution passes 5-0.

**Department Liaison Reports:** None

**Miscellaneous Business:**

Ms. Jumper asked who was in charge of cleaning trees at Urbana University. Mr. Brugger stated it was the responsibility of the property owner. Ms. Jumper asked if they had a chance to look at the property. Mr. Brugger stated the City has talked with them regarding a lot of issues, but not specifically regarding the trees. He added that now that the City has full access to the road, the topic will be revisited soon.

Ms. Jumper asked if there was a guarantee of the newly-constructed S. High Street roads. Mr. Bumbalough stated there is typically a one-year guarantee for craftsmanship, with the potential for a little longer. Mr. Crabill added that the one-year time frame is also from date of acceptance, which would potentially start sometime in the middle of next year.

Also, Ms. Jumper asked why some of the new signs on S. High Street were placed in yards instead of closer to the roads. Mr. Bumbalough stated that the sign placement was due to some signs being larger, and the placement was to avoid large vehicle mirrors and preventing the signs from being hit.

Ms. Truelove gave credit to Chief Ortlieb. She stated she recently visited the Fire Division where everyone was wonderful and she was able to ride the fire truck.

Chief Ortlieb stated the Fire Division has been working on ISO requirements, which asks for different reports. He informed Council the reports are used to make a composite score used by insurance companies to create rates. The score is based on a scale of 1-10, with 1 being best. Chief Ortlieb stated last time the Fire Division was a 4. He stated this time it is a 3.

Ms. Boettcher thanked Council for passing the supplemental appropriations resolution.

Mr. Brugger thanked Council for its labor contract support.

He added the Compost facility is now closed and that leaf pickup is complete with the Street Department tearing down equipment and transitioning the trucks for the snow and ice. He appreciates Council's general support and stated 2024 was a busy year.

Mr. Feinstein shared sad news as the Law Department's victim advocate passed away last Thursday. She was very good at her job and one of the nicest people you will ever meet.

Mayor Bean wished everyone a Merry Christmas and Happy New Year.

President Paul stated the next meeting would be held January 7<sup>th</sup>, 2025. He sent his best wishes to Council members Mr. Thackery and Mrs. Collier. He also informed Council to consider organizational meeting issues, such as President Pro Tempore and Department Liaison assignments.

Ms. Jumper moved to adjourn. Ms. Truelove seconded. Voice vote on approval: all ayes, nays none.

**ADJOURNED AT 6:46 p.m.**

**NEXT SCHEDULED MEETING**

January 7, 2025 at 6:00 p.m.

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Council Clerk

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Council President

## Roger Steffan

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**From:** Gavin Coleman <gavin.coleman.93@gmail.com>  
**Sent:** Saturday, December 14, 2024 9:38 PM  
**To:** CouncilClerk  
**Subject:** Light Trespassing Complaint

You don't often get email from gavin.coleman.93@gmail.com. [Learn why this is important](#)

To whom it may concern,

I am Gavin Coleman of 431 Lafayette Ave. Urbana OH 43078.

I would like to file a formal complaint for holiday light trespassing which is both a disturbance and nuisance at my residence occurring from the home across the street known as the "Livingston Lights". The residence causing the disturbance is located at 428 Lafayette Ave. Urbana OH 43078.

Light trespass is defined as the shining of light by a luminaire beyond the boundaries of a property on which it is located.

Specifically in this instance, the light emitted from the residence(s) across from my home are projected directly into my front living room and master bedroom.

The "light show" occurs 2+ months out of the year. Beginning during the month of October for Halloween and again for Christmas, starting from the day after thanksgiving through the end of December. The show lasts from 18:00 ~ 22:00 Mon-Fri, and then weekends go even later.

During this time: radiant LED beams in various colors are cast forward from the residence directly across the street into my home. Due to my work hours, I go to bed as early as 21:00, so it impedes my quality of sleep and ability to fall asleep with flashing lights pouring into my home. I am also unable to enjoy my evenings when I get home from work because my front room gets flooded with the intense lighting. Lastly, I have a niece who is diagnosed with epilepsy and she is unable to come to my home after 18:00 during this time of year to ensure her safety.

I have an additional complaint about the crowd that is attracted via social media promotion as well. Due to the amount of people who attend the lights on any given evening and the limited street parking, I often have my driveway blocked by spectator vehicles. This is clearly a concern for safety in the event of an emergency and a nuisance when I need to enter and exit my home. I often have to request people to move just so I can access my residence. Also regarding safety, Lafayette Ave. is a very narrow street when lined with cars on both sides. During the busier times of spectators watching the light show the entire roadway can be blocked. Again, if there was an emergency, then an emergency vehicle would not be able to respond in an appropriate manner.

We have dealt with this issue since moving into our home ~4 years ago. I understand that it is festive and many members of the community enjoy it, however, my residence is the only one on the street which is directly and negatively impacted.

This has been reported to the police twice but to no avail due to the lack of the ability to cite the residence because of no direct ordinance law regarding light trespass for the city of Urbana.

I would like to request that this is deeply considered and ultimately addressed moving forward. As a tax paying citizen of this city, I should not be forced to deal with this inconvenience multiple weeks out of the year.

I would like to address this at a council meeting, however due to my work schedule this is not possible. The police force recommended I reach out via email to file a formal complaint and understand what steps can be taken.

Regards,  
Gavin Coleman  
937-209-0720

Board of Control items requiring City Council action

BOC #1

ACCOUNT NUMBER	VENDOR	DESCRIPTION	TOTAL VALUE
200-117-543-231	PURVIS	AIRPORT FUEL FOR RESALE	\$175,000.00
100-115-527-221	CCTSS	2025 IT SUPPORT	\$84,000.00

TOTAL \$259,000.00

LB 1/2/25  
 CB 1/2/25

## **ORDINANCE NO. 4388-25**

**AN ORDINANCE AUTHORIZING THE INDIGENT DEFENSE AGREEMENT WITH THE CHAMPAIGN COUNTY COMMISSIONERS TO ALLOW THE CITY AND COUNTY TO RECEIVE PARTIAL REIMBURSEMENT FROM THE OHIO PUBLIC DEFENDER COMMISSION FOR THE INDIGENT EXPENSES IN THE CHAMPAIGN COUNTY MUNICIPAL COURT. (Three (3) Readings Required)**

**Department Requesting: Administration**

**Sponsor: Edwin Davis**

**WHEREAS**, an Agreement has been reached and proposed to be entered into by and between the Champaign County Board of County Commissioners and the City of Urbana; and

**WHEREAS**, that Agreement is attached hereto and designated as “Exhibit A” in unsigned form; and

**WHEREAS**, the City recognizes its responsibility under the laws of the State of Ohio and the United States of America to provide legal counsel to indigent persons charged with a violation of a City Ordinance for which the penalty or any possible adjudication includes the potential loss of liberty; and

**WHEREAS**, the County has created an appointed counsel system for this municipality whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify; and

**WHEREAS**, the County Commissioners, pursuant to Ohio Revised Code §120.33 and Ohio Administrative Code §120-1-09, may, by a resolution, enter into a contract with a City to provide effective representation of indigent persons charged with a violation of an ordinance of the City; and

**WHEREAS**, the County has established a schedule of fees on an hourly basis to be paid to counsel for legal services provided under the Agreement attached;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Urbana, County of Champaign and State of Ohio:

**SECTION ONE:**

That the Director of Administration is hereby authorized and directed to enter into the attached Agreement on behalf of the City of Urbana, Ohio.

**SECTION TWO:**

That all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision-making bodies of the City of Urbana which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the City of Urbana.

\_\_\_\_\_  
President, City of Urbana Council

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Clerk of Council

This Ordinance approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Mayor, City of Urbana

REVIEWED: *M. M. Pender* 11/20/2024  
Director of Law                      Date

Jumper:	_____ Yay	_____ Nay	_____ N/A
Scott:	_____ Yay	_____ Nay	_____ N/A
Davis:	_____ Yay	_____ Nay	_____ N/A
Truelove	_____ Yay	_____ Nay	_____ N/A
Thackery:	_____ Yay	_____ Nay	_____ N/A
Collier:	_____ Yay	_____ Nay	_____ N/A
Bean:	_____ Yay	_____ Nay	_____ N/A

## AGREEMENT

THIS AGREEMENT (the "Agreement") is made and entered into by and between the Champaign County Board of County Commissioners (the "County") and the City of Urbana (the "City").

WHEREAS, the City recognizes its responsibility under the laws of the State of Ohio and the United States of America to provide legal counsel to indigent persons charged with a violation of a city ordinance for which the penalty or any possible adjudication includes the potential loss of liberty, and;

WHEREAS, the County has created an appointed counsel system for this municipality whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify, and;

WHEREAS, the County Commissioners, pursuant to Ohio Revised Code §120.33 and Ohio Administrative Code §120-1-09, may by resolution enter into a contract with a city to provide effective representation of indigent persons under which the city shall reimburse the county for counsel appointed to represent indigent persons charged with a violation of an ordinance of the city, and;

WHEREAS, the County has established a schedule of fees on an hourly basis to be paid to counsel for legal services provided hereunder, and;

WHEREAS, this Agreement has been authorized by Ordinance No. \_\_\_\_\_ of the City Council of the City of Urbana passed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and by Resolution of the Champaign County Board of County Commissioners passed on \_\_\_\_\_, 20\_\_.

NOW, THEREFORE, in consideration of the mutual promises contained herein, intending to be legally bound, the parties agree as follows:

1. The City and County agree that the judge of the municipal court may assign, by journal entry, recorded on the Court Docket, appointed counsel to represent indigent persons in the Municipal Court on or after the commencement date and during the term of this Agreement in which the defendant is indigent and charged with the commission of a criminal offense or act which is a violation of a city ordinance and for which the penalty or any possible adjudication includes the potential loss of liberty.
2. Indigency shall be determined in accordance with the standards of indigency and other rules and guidelines established by the Ohio Public Defender Commission and the State Public Defender pursuant to Ohio Revised Code §120.03, §120.05 and Ohio Administrative Code §120-1-03. In addition to indigency

determination, all rules, standards and guidelines issued by the Office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.

3. A major purpose of this Agreement is to enable the City to obtain partial reimbursement from the Ohio Public Defender Commission of attorney fees and expenses for counsel appointed in the Municipal Court for indigent persons charged with the commission of a criminal offense or act which is a violation of city ordinance and for which the penalty or any possible adjudication includes the potential loss of liberty. Any question regarding terms or performance of this Agreement shall be resolved in favor of obtaining this result.
4. The City agrees to reimburse the County for that portion of the costs not reimbursed by the State of Ohio for providing counsel to indigent persons charged with the commission of an offense or act which is a violation of city ordinance and for which the penalty or any possible adjudication includes the potential loss of liberty.
5. Payment by the City for representation of such indigent persons in the Municipal Court shall not exceed the fee schedule in effect and adopted by the Champaign County Board of County Commissioners.
6. The duration of this Agreement shall be for the term of one year commencing on January 1, 2025 and ending on December 31, 2025.
7. If either the County or the City shall fail to fulfill, in a reasonable, timely and proper manner, its obligations under this Agreement or if either party shall substantially violate any of the covenants, Agreements, or stipulations of this Agreement, then the aggrieved party shall have the right to terminate this Agreement by giving thirty days written notice of such termination. Termination by either party shall not constitute a waiver of any other right or remedy it may have in law or in equity for breach of this Agreement by the other party.
8. This Agreement may only be amended by written agreement signed by the parties and made a part hereof.
9. There shall be no discrimination against any employee who is employed in the work covered by this Agreement or against the application for such employment because of race, color, religion, sex, age, handicap or national origin. This provision shall apply to, but not be limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, raises of pay or other forms of compensation, and selection for training, including apprenticeship. The County shall insert a similar provision in any subcontract for services covered by this Agreement.
10. No personnel of the parties or member of the governing body of any locality or other public official or employee of any such locality in which, or relating to

which, the work under this Agreement is being carried out, and who exercises any functions or responsibilities in connection with the review or approval of the understanding or carrying out of and such work, shall, prior to the completion of said work, voluntarily acquire any personal interest, direct or indirect, which is incompatible or in conflict with the discharge and fulfillment of his or her functions and responsibilities with respect to the carrying out of said work.

IN WITNESS WHEREOF, the parties have hereunto set their hands this \_\_\_\_\_, 20\_\_.

BOARD OF COUNTY COMMISSIONERS  
OF CHAMPAIGN COUNTY

Witness

by \_\_\_\_\_

by \_\_\_\_\_

by \_\_\_\_\_

CITY OF URBANA, OHIO

Attest

by \_\_\_\_\_

\_\_\_\_\_  
Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Champaign County Prosecuting Attorney