

ATHENS CITY COUNCIL: REGULAR SESSION, MONDAY, SEPTEMBER 6, 2016, 7:00 P.M.

Athens City Council met in Regular Session at the above hour with the following members present: Butler, Cochran, Fahl, Kotses, McGee, Papai, and Risner.

Also present: President Knisely, Mayor Patterson, Service-Safety Director Horan Moseley, Law Director Eliason, and Deputy Auditor Kreider.

DISPOSITION OF MINUTES:

Cochran moved approval of the minutes of the Regular Session held August 15, 2016; Risner seconded. The minutes were unanimously approved as presented.

COMMUNICATIONS:

Council Member Kotses is in receipt of an email from a citizen wanting to provide input on the EV charging stations at the Community Center.

Council Member Papai received the same email and will forward it to the Chair of the Finance & Personnel Committee for possible further discussion on the topic.

Council Member Cochran has been asked about the status of the pool.

REPORTS AND COMMUNICATIONS FROM OTHER ELECTED OFFICIALS:

Mayor Patterson reported the following:

- Thursday, September 8, at 1:30 p.m. there will be a groundbreaking ceremony for Athens Mold and Machine.
- Wednesday evening at 6:30 p.m. in the Community Center, the Armory Market Study will be presented, looking at best utilization of the building.

ORDINANCES FOR SECOND READING:

0-99-16

AN ORDINANCE AUTHORIZING DISPOSAL OF OHIO RURAL INTERCITY BUSES (GoBUS).

0-100-16

AN ORDINANCE AUTHORIZING THE MAYOR TO RE-DESIGNATE HOCKING.ATHENS.PERRY COMMUNITY ACTION PROGRAMS (HAPCAP) TO ADMINISTER ATHENS PUBLIC TRANSIT; AND DECLARING AN EMERGENCY. Papai moved for Suspension of the Rules; Butler seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Butler seconded. Adoption was approved unanimously.

0-101-16

AN ORDINANCE AUTHORIZING THE MAYOR TO RE-DESIGNATE HOCKING.ATHENS.PERRY COMMUNITY ACTION PROGRAMS (HAPCAP) AS CONTRACT ADMINISTRATOR FOR THE OHIO RURAL CITY BUS PROGRAM (GoBUS); AND DECLARING AN EMERGENCY. Papai moved for Suspension of the Rules; Butler seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Butler seconded. Adoption was approved unanimously.

0-103-16

AN ORDINANCE ACCEPTING THE DONATION OF APPROXIMATELY FOURTEEN ACRES OFF LONGVIEW HTS. BY THE ROTARY CLUB OF ATHENS, DEDICATED FOR RECREATIONAL USE, AND COMMONLY KNOWN AS CAMP ROTAN.

0-106-16

AN ORDINANCE AUTHORIZING DISPOSAL OF THE GREEN GLASS WINDOWS AT ARTS/WEST; AND ENTERING INTO AN AGREEMENT WITH THE ATHENS COUNTY HISTORICAL SOCIETY AND MUSEUM TO RETAIN A PORTION OF THE GLASS FOR THE CITY TO USE AS REPLACEMENT PANES.

ORDINANCES FOR FIRST READING:

0-107-16

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO EXECUTE A MUTUAL AID AGREEMENT BETWEEN THE CITY OF ATHENS AND OHIO UNIVERSITY FOR LAW ENFORCEMENT ASSISTANCE; AND DECLARING AN EMERGENCY. Discussion: Butler explained that a significant change in this agreement is to move forward with assistance at no cost charged to the requesting party, as suggested by Police Chief Pyle and the Administration.

McGee is concerned that the City will lose approximately \$10,000 of reimbursement from Ohio University. It is his understanding that the University recoups about \$75,000 for the Halloween event through fees charged for guests staying on campus, while the City recoups no cost for this event.

It is Fahl's understanding from Chief Pyle's presentation, that the University provides a lot more officer hours to the City (at no cost) than the City gives to the University.

President Knisely noted that the City provides approximately 300 hours annually for mutual aid at University events, while the University's annual mutual aid hours to the City is approximately 1000 hours.

McGee understands that, however, the fewer number of hours the City offers to Ohio University doesn't take into consideration the Halloween event and Fest season that are not exclusive to the City; these happen because of the Ohio University student population. It doesn't seem like the equivalent of a fair trade.

Mayor doesn't believe a mutual aid agreement should be about collecting revenue; it is about providing community safety.

Service-Safety Director clarified that the \$10,000 was not being paid directly to the City, but to City off-duty officers through the FOP. The University, according to their auditors, is no longer able to pay in this manner.

McGee asked, under this new agreement, who would be paying that cost.

Service-Safety Director responded that the City would be absorbing that cost.

President Knisely requested the Administration track the mutual aid number of hours and pay over the next year.

Kotses believes this is the right thing to do; it's being a good neighbor.

Cochran agrees that this is being neighborly and working together for the mutual benefit of the community, but she pointed out that it is an unequal relationship; our population pales in comparison to the University's.

0-108-16

AN ORDINANCE AUTHORIZING A CONTRACT WITH THE WASHINGTON COUNTY COMMISSIONERS; AND DECLARING AN EMERGENCY.

0-109-16

AN ORDINANCE AMENDING THE 2016 APPROPRIATION ORDINANCE.

0-110-16

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF \$473,411 OF NOTES BY THE CITY OF ATHENS, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF RENEWING NOTES PREVIOUSLY ISSUED FOR THE PURPOSE OF PAYING PART OF THE COSTS OF ACQUIRING A NEW PUMPER TRUCK AND RELATED EQUIPMENT; AND DECLARING AN EMERGENCY.

0-111-16

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$7,300,000 OF BONDS BY THE CITY OF ATHENS, OHIO, FOR THE PURPOSE OF FINANCING A NEW SWIMMING POOL FACILITY BY RETIRING NOTES PREVIOUSLY ISSUED FOR THE PURPOSE AND PROVIDING ADDITIONAL FUNDS FOR SUCH FACILITY AND MATTERS RELATED TO SUCH BONDS; AND DECLARING AN EMERGENCY.

0-112-16

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN LPA/STATE AGREEMENT FOR A PAVEMENT REPLACEMENT PROJECT ON US 33, SR 550 AND SR 13; AND DECLARING AN EMERGENCY.

0-113-16

AN ORDINANCE CLOSING A PORTION OF ARMITAGE ROAD ON SATURDAY, OCTOBER 1, 2016, FOR A CROSS COURSE BICYCLE RACE; AND DECLARING AN EMERGENCY. Discussion: Risner asked if there would be vendors at this event. If so, it may require additional legislation.

Service-Safety Director will check with the Deputy Service-Safety Director.

0-114-16

AN ORDINANCE BANNING PARKING AND CLOSING THAT PORTION OF COURT STREET FROM MULBERRY TO CARPENTER ON OCTOBER 29 AND OCTOBER 30, 2016, IN ANTICIPATION OF A LARGE NUMBER OF PEOPLE CONVERGING ON DOWNTOWN ATHENS (HALLOWEEN WEEKEND).

0-115-16

AN ORDINANCE SUSPENDING THE ENFORCEMENT OF ATHENS CITY CODE SECTION 13.04.10, UNNECESSARY NOISE, FOR SCHEDULED BANDSTAND PERFORMANCES, HOSTED BY THE CLEAN AND SAFE HALLOWEEN COMMITTEE ON OCTOBER 29 AND OCTOBER 30, 2016 (HALLOWEEN WEEKEND).

0-116-16

AN ORDINANCE SUSPENDING THE ENFORCEMENT OF ATHENS CITY CODE CHAPTER 11.04, VENDING, PEDDLING AND SOLICITING, TO ALLOW VENDING IN A DESIGNATED AREA ON OCTOBER 29 AND OCTOBER 30, 2016 (HALLOWEEN WEEKEND).

0-117-16

AN ORDINANCE CLOSING A PORTION OF COURT STREET ON MONDAY, OCTOBER 31, 2016, FROM 5:00 P.M. TO 7:30 P.M. FOR TRICK-OR-TREAT HOSTED BY THE ATHENS UPTOWN BUSINESS ASSOCIATION.

ANNOUNCEMENTS & OTHER BUSINESS:

Fahl moved to appoint Andrew Mollica to serve on the Civil Service Commission to replace longstanding member Roxanne Groff; Papai seconded. Discussion: Mayor pointed out that this appointment has no term limits. Motion was approved unanimously.

EXECUTIVE SESSION:

At approximately 8:20 p.m. Fahl moved to go into Executive Session to discuss two matters of pending litigation and a collective bargaining matter, and invited the Mayor, Service-Safety Director, Law Director, Deputy Auditor to attend. Risner seconded. A roll call vote was taken as follows: Butler, aye; Cochran, aye; Fahl, aye; Kotses, aye; McGee; Papai, aye; and Risner, aye. At approximately 8:50 p.m. Fahl moved to come out of Executive Session; Cochran seconded, and the meeting was adjourned.

President of Council

ATTEST:

Clerk of Council