

**ATHENS CITY COUNCIL: SPECIAL SESSION, MONDAY, AUGUST 28, 2017,
7:00 P.M.**

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

Also present: President Pro Tem Butler, Mayor Patterson, and Service-Safety Director Horan Moseley.

ORDINANCES FOR THIRD READING:

0-87-17

AN ORDINANCE AUTHORIZING THE ADOPTION OF AN AGREEMENT WITH THE ATHENS CITY FIREFIGHTERS LOCAL 3351, AND OHIO COUNCIL 8, AFSCME, AFL-CIO, CONCERNING WAGES AND WORKING CONDITIONS. Risner moved for Adoption; Fahl seconded. Adoption was approved by a 6/1 vote; with Kotses voting in opposition.

0-89-17

AN ORDINANCE AMENDING ORDINANCE 69-17; AUTHORIZING THE PAYMENT OF A PRIOR YEAR EXPENSE; AND DECLARING AN EMERGENCY. Risner moved for Adoption; Papai seconded. Adoption was approved unanimously.

ORDINANCES FOR SECOND READING:

0-90-17

AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO PARTICIPATE IN THE 2017 STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) FOR ISSUE I FUNDS; TO EXECUTE CONTRACTS AS REQUIRED; AND DECLARING AN EMERGENCY. Papai moved for Suspension of the Rules in order to meet a September 1, 2017, grant deadline; Fahl seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-91-17

AN ORDINANCE AMENDING ORDINANCE 76-16; AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN LPA FEDERAL LOCAL-LET PROJECT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO US 33 AND EAST STATE STREET (PROJECT #288); AND DECLARING AN EMERGENCY. Papai moved for Suspension of the Rules in order to meet ODOT's project timeline; Fahl seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-92-17

AN ORDINANCE AMENDING ORDINANCE 67-17; AUTHORIZING CONSTRUCTION AND ENGINEERING SERVICES FOR THE EAST STATE STREET/US 33 PROJECT (#288). Papai moved for Suspension of the Rules in order to ensure adequate financing associated with the project's timeline; Fahl seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-93-17

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN LPA/STATE PROJECT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR GUARDRAIL REPLACEMENT/UPGRADE ON STATE ROUTE 50; AND DECLARING AN EMERGENCY.

0-94-17

AN ORDINANCE AUTHORIZING DISPOSAL OF AN ATHENS TRANSIT BUS NO LONGER NEEDED FOR A MUNICIPAL PURPOSE.

0-95-17

AN ORDINANCE BANNING PARKING AND CLOSING THAT PORTION OF COURT STREET FROM MULBERRY TO CARPENTER ON OCTOBER 28 AND OCTOBER 29, 2017, IN ANTICIPATION OF A LARGE NUMBER OF PEOPLE CONVERGING ON DOWNTOWN ATHENS (HALLOWEEN WEEKEND). Papai moved to Amend Section I to as follows:

Section I: The Mayor and Service-Safety Director are hereby requested, at their discretion, to implement the following:

- Ban parking on Court Street from Mulberry to Carpenter, and **OTHER** essential intersecting streets, on October **27**, 28 and ~~October~~ 29, 2017, as necessary.
- Close to vehicular traffic, Court Street from Mulberry to Carpenter, and essential intersecting streets, on October 28 and October 29, 2017, as necessary, **FOR PUBLIC SAFETY**.
- Employ, as necessary, uniformed members of the Athens City Police Department and other city employees to preserve peace and public order.

Fahl seconded. Amendment was approved unanimously.

0-96-17

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 28 AND OCTOBER 29, 2017 (HALLOWEEN WEEKEND).

0-97-17

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 28 AND OCTOBER 29, 2017 (HALLOWEEN WEEKEND).

0-98-17

AN ORDINANCE SUSPENDING THE ENFORCEMENT OF ATHENS CITY CODE SECTION 7.05.26(C), REGULATION OF CITY PARKING GARAGE RATES, ON OCTOBER 28 AND OCTOBER 29, 2017 (HALLOWEEN WEEKEND).

0-99-17

AN ORDINANCE AMENDING ORDINANCE 86-14; AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE BOARD OF ATHENS COUNTY COMMISSIONERS TO EXTEND SANITARY SEWER COLLECTION SERVICES TO UNINCORPORATED PORTIONS OF THE COUNTY; AND DECLARING AN EMERGENCY. Fahl moved for Suspension of the Rules so the County can meet the federal fiscal year 2017 deadline; Papai seconded. Suspension of the Rules was approved unanimously. Fahl moved for Adoption; Smedley seconded. Discussion: Fahl noted that this will correct an environmental concern for Athens County.

Papai stressed the need for proper infrastructure.

McGee asked if the City taxpayers will see any increase in services as it relates to this legislation.

Fahl responded that it does not affect City taxpayers. The process ensures protection for the City.

Adoption was approved unanimously.

0-100-17

AN ORDINANCE AMENDING ATHENS CITY CODE, TITLE 7, TRAFFIC CODE, CHAPTER 7.01, GENERAL PROVISIONS, CHAPTER 7.05, PARKING REGULATIONS AND CHAPTER 7.09, PENALTIES. Discussion: McGee asked if this legislation raises the rates.

Fahl responded that it does not; it is strictly definitional.

0-101-17

AN ORDINANCE AMENDING TITLE 3, ADMINISTRATIVE PROVISIONS, OF THE ATHENS CITY CODE, CHAPTER 3.07, ADMINISTRATIVE DEPARTMENTS; BOARDS AND COMMISSIONS, SECTION 3.07.70, THE ATHENS CITY COMMISSION ON DISABILITIES.

0-102-17

AN ORDINANCE AUTHORIZING THE EXTENSION OF CITY WATER SERVICE AND INSTALLATION OF A WATER TAP, BEYOND THE CORPORATE LIMITS, ON PEACH RIDGE ROAD.

0-103-17

AN ORDINANCE AMENDING THE 2017 APPROPRIATION ORDINANCE. Risner moved for Suspension of the Rules in order to maintain fiscal integrity; Fahl seconded. Suspension of the Rules was approved unanimously. Risner moved for Adoption; Papai seconded. Adoption was approved unanimously.

0-104-17

AN ORDINANCE AUTHORIZING THE MAYOR TO HIRE A DIRECTOR OF ARTS, PARKS, AND RECREATION AT A PAY RATE OF 50% THROUGH THE ASSIGNED PAY GRADE. Discussion: Papai noted that the City spent a lot of time over the past couple of years reviewing pay grades and comparing them with other comparable cities before enacting a new non-union compensation plan, and she struggles with approving the hiring of a new employee 50% into the pay grade.

Smedley understands the Recreation budget is fairly tight and questioned the affordability of this pay increase.

Mayor indicated that the Auditor feels comfortable hiring into this pay level.

McGee asked for clarification on the difference between the entry salary and the 50% level.

Mayor clarified that the starting salary in this pay grade is \$59,904 with an ending salary at \$83,865. Moving 25% through the pay grade, which the Mayor is authorized to offer, is \$65,894, and 50% through the pay grade, which must be approved by City Council, is \$71,884.

McGee asked whether this new hire would receive a pay raise at the end of the year.

Mayor responded that an employee must be in a position for one year before receiving an annual pay raise granted by City Council, noting that a 2% increase at this salary level would be approximately \$1400.

Smedley asked the Mayor if he foresees any cuts in the budget as a result of this increase, or is there sufficient funding to support this pay level.

Mayor responded that the funding is sufficient without making cuts.

RESOLUTION FOR SECOND READING:

R-08-17

A 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.

The meeting was adjourned at approximately 7:30 p.m.

President Pro Tem of Council

ATTEST:

Clerk of Council