

**ATHENS CITY COUNCIL: REGULAR SESSION, MONDAY, NOVEMBER 5, 2018, 7:00 P.M.**

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

Also present: President Knisely, Mayor Patterson, Service-Safety Director Stone, Law Director Eliason, and Auditor Hecht.

**DISPOSITION OF MINUTES:**

Risner moved approval of the minutes of the Regular Session held October 15, 2018; and the Special Session held October 22, 2018; Fahl seconded. Minutes were unanimously approved as presented.

**COMMUNICATIONS:**

**Council Member Crowl** reported that the Environment & Sustainability Commission has completed its data collection for the City's Sustainability Action Plan. It has been determined that accurate data could not be collected, particularly in terms of energy, for 2016, so 2017 will be the baseline year moving forward.

**Council Member Kotses** announced that the Athens City School Board will be meeting on Thursday, November 15, at 6:30 p.m. in the high school auditorium.

**ORDINANCES FOR THIRD READING:**

**0-113-18**

AN ORDINANCE ESTABLISHING EAST PARK DRIVE AS A NEW PUBLIC RIGHT-OF-WAY. Fahl moved for Adoption; Crowl seconded. Adoption was approved unanimously.

**0-114-18**

AN ORDINANCE AMENDING ATHENS CITY CODE TITLE 29, HOUSING REGULATIONS, CHAPTER 29.22, WATER SYSTEM, SECTION 29.22.04, WATER HEATING FACILITIES. Fahl moved for Adoption; Grace seconded. Adoption was approved unanimously.

**0-116-18**

AN ORDINANCE EXTENDING THE PILOT RESIDENTIAL PARKING PERMIT PROGRAM FOR ONE YEAR. Kotses moved for Adoption; Risner seconded. Adoption was approved unanimously.

**0-119-18**

AN ORDINANCE AUTHORIZING THE AUDITOR TO REDUCE 2018 YEAR-END APPROPRIATIONS. Risner moved for Adoption; Crowl seconded. Adoption was approved unanimously.

**ORDINANCES FOR FIRST READING:**

**0-121-18**

AN ORDINANCE AUTHORIZING AN EMERGENCY MEDICAL SERVICES LAND USE AND LEASE AGREEMENT BETWEEN THE CITY OF ATHENS AND THE ATHENS COUNTY COMMISSIONERS.

**0-122-18**

AN ORDINANCE ACCEPTING AN EASEMENT ON HILLCREST DRIVE FROM THE BOARD OF COMMISSIONERS OF ATHENS COUNTY.

**0-123-18**

AN ORDINANCE AMENDING TITLE 39, WELLHEAD PROTECTION PLAN.

**0-124-18**

AN ORDINANCE AMENDING THE 2018 APPROPRIATION ORDINANCE.

**0-125-18**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO SUSPEND, TEMPORARILY, THE FEE FOR PARKING AT METERED SPACES IN THE MUNICIPAL PARKING GARAGE; AND DECLARING AN EMERGENCY.

**0-126-18**

AN ORDINANCE SUSPENDING ATHENS CITY CODE SECTION 7.05.03, CONTINUOUS PARKING IN THE SAME LOCATION, FROM, SUNDAY, DECEMBER 16, 2018, THROUGH MIDNIGHT ON TUESDAY, JANUARY 1, 2019; AND DECLARING AN EMERGENCY.

**0-127-18**

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF \$220,000 OF NOTES BY THE CITY OF ATHENS, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF RENEWING NOTES PREVIOUSLY ISSUED TO PAY PART OF THE COSTS OF IMPROVEMENTS TO THIS MUNICIPALITY'S WASTEWATER TREATMENT PLANT; AND DECLARING AN EMERGENCY.

**0-128-18**

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF \$250,000 OF NOTES BY THE CITY ATHENS, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF RENEWING NOTES ISSUED FOR THE PURPOSE OF PAYING PART OF THE COSTS OF DESIGN ENGINEERING OF THE WATER TREATMENT PLANT FACILITIES IMPROVEMENTS, PROJECT #307; AND DECLARING AN EMERGENCY.

**ONE-READING RESOLUTION:****R-10-18**

A RESOLUTION EXPRESSING SUPPORT OF THE BAILEY'S MOUNTAIN BIKE TRAIL SYSTEM PROJECT OF THE WAYNE NATIONAL FOREST.

Discussion: Dawn McCarthy, Partnership and Engagement Specialist for the Wayne National Forest, has been working on the Bailey's Mountain Bike Trail project for almost three years. She talked about the importance of this project to the Wayne National Forest. It has the potential to increase tourism in the area and improve the quality of life for its residents.

Crowl moved for Adoption; Kotses seconded. Discussion: Mayor Patterson noted that he has received multiple postcards from citizens in support of this project.

Adoption was approved unanimously.

**ANNOUNCEMENTS & OTHER BUSINESS:**

Grace moved to appoint the following to serve on the Board of Housing Appeals: Brian Miller, insurance; Nicholas Bittner, Architect; Wesley Ratko, Urban Planning; Joe Kraus, Landlord; and Nicholas Polsinelli, current Tenant; as well as Thaden Brient and Mary Abel to serve as Alternates; Crowl seconded. Discussion: McGee questioned whether more than one of the nominees or their spouse might be a landlord; the Board should be fairly representative. He suggested that in the future this question be asked of any new nominees, as a potential conflict. He is anxious to have this Board in place after being inactive for several years.

Appointments were approved unanimously.

**OPPORTUNITY FOR CITIZENS TO SPEAK ON LEGISLATIVE ITEMS AND CITY SERVICES NOT COVERED ON THE AGENDA:**

Damon Krane, Hudson Avenue, owner and operator of the Hot Potato Food Truck and President of the Athens Mobile Vending Association, spoke about the reduced vending hours (by about 1/3) enacted by City Council in 2013, more specifically, allowing the public to park in unoccupied vending spaces after 4:00 p.m., making late night and weekend vending more difficult. In January 2019, new regulations will require the meters be fed until 8:00 p.m. Coupled with

the two-hour parking limits, this will make late night and weekend vending all but impossible. This, combined with Ohio University's changing academic calendar, moving Baker Center from Union to the south end of Court Street (moving the greater concentration of the late night bar crowd to the intersection of Court and State), and more competition uptown from corporate chain restaurants has resulted in less business for the mobile vendors restricted to vending only on Union Street. He noted that the Ad Hoc committee formed by City Council has only met one time in the last five months. He believes vendor changes need to be in place now, not next year or in the year 2020, as there will be few vendors left by then.

President Knisely suggested follow up at a Council Committee meeting.

Mayor Patterson announced that City offices will be closed next Monday in observance of Veterans Day. The Veterans Day Parade will begin at 10:00 a.m. and will travel from Morris to State, to Carpenter, to Court, ending at the College Green War Memorial.

Council Member McGee noted that this is a special Veterans Day, the 100<sup>th</sup> anniversary of the end of World War I.

Auditor Hecht clarified that the Veterans Day Parade and other planned activities will be held Sunday, November 11<sup>th</sup>.

President Knisely noted that Council Committees will meet next Tuesday.

#### **EXECUTIVE SESSION:**

At approximately 8:00 p.m. Fahl moved to go into Executive Session to discuss Collective Bargaining and Pending Litigation, and invited the Mayor, Service-Safety Director, Auditor, and Law Director to attend. Kotses seconded. A roll call vote was taken as follows: Butler, aye; Risner, aye; Crawl, aye; Fahl, aye; Kotses, aye; McGee, aye; and Grace, aye.

At approximately 8:45 p.m., Fahl moved to come out of Executive Session; Butler seconded. Motion was approved unanimously. Crawl then moved to adjourn the meeting; Fahl seconded. Motion was approved unanimously.

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President of Council

ATTEST:

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Clerk of Council