

**MINUTES
DECEMBER 10, 2018
COMMITTEE OF THE WHOLE
7:00 P.M.**

Council Members in Attendance: Kent Butler
Samuel Crawl
Chris Fahl
Sarah Grace
Peter Kotses
Jeff Risner

Administrators and/or
Other Elected Officials: President Knisely
Mayor Patterson
Law Director Eliason

Item Discussed:

- Opposition to Ohio Sub. S.B. No. 250
 - Fahl – explained that this Bill will modify offenses of criminal mischief, criminal trespass, aggravated trespass, telecommunications harassment, and making false alarms with respect to critical infrastructure facilities – these offenses are currently misdemeanors, at most, and this Bill will criminalize certain protest actions as felonies – believes this is a violation of due process and a violation of constitutionally protected first amendment rights – encouraged the public to contact legislators and express their concerns
 - McGee – cited the State's nearsightedness in sacrificing the rights of citizens

MINUTES
CITY & SAFETY SERVICES COMMITTEE
DECEMBER 10, 2018
7:00 p.m.

Members in Attendance: Kent Butler, Chair
Peter Kotses, Vice-Chair
Chris Fahl, Member

Administrators and/or
Other Elected Officials: President Knisely
Mayor Patterson
Law Director Eliason

ITEMS DISCUSSED:

- Disposal of Vehicles
-Butler – APD is requesting disposal of the following vehicles:

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>Vin #</u>	<u>Fixed Asset #</u>
1997	Chev	Lumina	2G1WL52M8V1108546	850358
1997	Chev	Cavalier	1G1JC5242V7223284	850359
1998	JEEP	CHEROKEE	1J4FJ68S6WL105062	850360
2002	KIA	RIO	KNADC123426159994	850361
1998	FORD	ESCORT	1FALP13P0WW101011	850362
2000	NISSAN	XTERRA	5N1ED28Y2YC596878	850363

MINUTES
FINANCE & PERSONNEL COMMITTEE
DECEMBER 10, 2018
7:00 p.m.

Members in Attendance: Jeff Risner, Chair
Kent Butler, Vice-Chair
Sam Crowl, Member

Administrators and/or
Other Elected Officials: President Knisely
Mayor Patterson
Law Director Eliason

ITEMS DISCUSSED:

- Tuition Reimbursement Policy (amend)
-Risner – amends the policy to change 5 quarter hours to 3 semester hours
- AFSCME 2403(2) Contract Approval
-Risner – the agreement has been ratified by the Union – City Council needs to affirm the Mayor's execution of the contract – effective dates are from October 7, 2018 through October 4, 2021
- U.S. Communities Cooperative Purchasing Program
-President – this is a national government cooperative purchasing program membership to get better competitive pricing – will be a cost savings to the City – requested the Administration provide details on the types of purchases
- Housing Revolving Loan Fund Agreement (renewal)
-Mayor – this is a 3-year renewal – this agreement is to maintain adequate program oversight and ensure that communities understand and adhere to the administration of the RLF program

MINUTES
PLANNING & DEVELOPMENT COMMITTEE
DECEMBER 10, 2018
7:00 p.m.

Members in Attendance: Chris Fahl, Chair
Jeff Risner, Vice-Chair
Patrick McGee, Member
Sarah Grace, Member

Administrators and/or
Other Elected Officials: President Knisely
Mayor Patterson
Law Director Eliason

Items Discussed:

- Economic Development Council (contract renewal)
 - Fahl – is not aware of any requested changes – this is a simple rollover of the current year contract for an additional year
 - Mayor – asked if this contract could be extended to a 3-year agreement, as is the contract for the Athens Convention & Visitors Bureau
 - Fahl – has no objection to a 3-year extension
 - Mayor – EDC will continue to update Council on an annual basis

MINUTES
TRANSPORTATION COMMITTEE
DECEMBER 10, 2018
7:00 p.m.

Members in Attendance: Peter Kotses, Chair
Patrick McGee, Vice-Chair
Sam Crowl
Sarah Grace, Member

Administrators and/or
Other Elected Officials: President Knisely
Mayor Patterson
Law Director Eliason

ITEMS DISCUSSED:

- Athens Rotary (street closure request for a fundraising event)
 - Kotses – noted that the Athens Rotary event closure date is Saturday, April 6th
 - Brandon Elliott, President – presented Rotary's ideas for the event (see attached)
 - McGee – commended Rotary for this fundraising event, however, he is concerned that the date coincides with Mom's Weekend and possibly the International Street Fair – instead of closing a portion of Court Street, he questioned whether other sites had been considered
 - Elliott – Rotary explored the possibility of holding the event on Union Street at the site of the Train Depot, the East State Street Mall area, and in an open area surrounding the hospital – Court Street is the number one designated area to optimize customer base and bring in the most revenue
 - McGee – asked if there would be a stage
 - Elliott – no stage
 - McGee – asked whether using local vendors
 - Elliott – Rotary is staying strictly with local vendors – this is an opportunity to not only promote Rotary, but for local business promotion as well
 - Grace – asked the Mayor if he is aware of the date for the International Street Fair since so many events on the same weekend is of some concern
 - Mayor – he does not know what the April date is, but will find out

-Elliott – added, Rotary will be properly and professionally manned to handle this event

-Kotses – indicated that preliminary ground work has been done – AUBA was approached about which block of Court Street would least impact other businesses, and recommended Rotary request closing the northern most block of Court Street – agrees the International Street Fair remains the big question for Council

- LPA Agreement

-Kotses – this agreement with ODOT is for sign replacement on U.S. State Rt. 33/50, and State Route 682 – 100% of the cost will be paid by ODOT

ATHENS CITY COUNCIL: SPECIAL SESSION, MONDAY, DECEMBER 10, 2018, 7:00 P.M.

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

Also present: President Knisely, Mayor Patterson, and Law Director Eliason.

ORDINANCES FOR THIRD READING:

0-131-18

AN ORDINANCE AFFIRMING THE MAYOR'S EXECUTION OF AN AGREEMENT WITH THE ATHENS CITY FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, AND THE CITY OF ATHENS COMMUNICATION OFFICERS, CONCERNING WAGES AND WORKING CONDITIONS. Risner moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-132-18

AN ORDINANCE AUTHORIZING AFFIRMING THE MAYOR'S EXECUTION OF AN AGREEMENT WITH THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES (AFSCME) LOCAL (1) CONCERNING WAGES AND WORKING CONDITIONS. Risner moved for Adoption; Crowl seconded. Adoption was approved unanimously.

0-133-18

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A LICENSURE AND LAND USE AGREEMENT WITH OHIO UNIVERSITY. Butler moved for Adoption; Fahl seconded. Discussion: Butler noted that this is a 15-year collaboration with Ohio University for passive recreation space on land adjacent to the Hocking River behind the City's Community Center on East State Street.

Kotses asked about the plan for this 16-acre parcel.

Mayor Patterson responded that initially the City will be working with ODNR's Ann Bonner to tackle the invasives growing in this area (not native to Ohio), starting with the western most portion (5-6 acres) which is directly behind the Community Center. Over time, the City will phase in further clearing of invasive species. This will be a long process. He emphasized that this area will not be clear cut; no trees will be removed. Long-term it will be a space for people to simply walk and enjoy.

Fahl pointed out that the Athens Conservancy has had a lot of experience removing invasives. This is a very good opportunity to build partnerships with our local environmental groups to restore our community's green infrastructure.

McGee has confidence that when removing these invasives consideration will be given to limiting disruption of the wildlife habitats in this area.

Adoption was approved unanimously.

0-134-18

AN ORDINANCE AMENDING TITLE 11, BUSINESS REGULATIONS, CHAPTER 11.04, VENDING, PEDDLING AND SOLICITING; AND DECLARING AN EMERGENCY. Crowl moved for Adoption; Risner seconded. Discussion: Crowl explained that the essence of this amendment is to change the vendor fee from an annual license fee to a monthly license fee. This change should open up some of the parking spaces on East Union for public parking. It will also benefit the vendors that don't regularly vend during the winter months. Further changes will be discussed in 2019.

Fahl believes this is a very good first step.

Kotses expressed uncertainty with the license fee restructuring, as it may create an additional burden on the Code Enforcement Office. He would prefer this area become full-time vending.

McGee supports the change to a monthly license fee, as it will open up the spaces for public parking, which he thinks is important.

Damon Krane, Hudson Avenue, owner and operator of the Hot Potato Food Truck, President of the Athens Mobile Vending Association, and member of Athens City Council's Ad Hoc Committee on Mobile Vending, encouraged Council Members to vote in favor of this Ordinance. It's a great step in the right direction.

Adoption was approved unanimously.

0-135-18

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO, OR TO EXTEND THE AGREEMENT WITH THE BOARD OF ATHENS COUNTY COMMISSIONERS FOR THE PURPOSE OF OBTAINING THE SERVICES OF THE PUBLIC DEFENDER'S OFFICE THROUGH DECEMBER 31, 2019. Risner moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-136-18

AN ORDINANCE AMENDING ORDINANCE 29-13, TO INCREASE SEWER RATES IN ACCORDANCE WITH THE ATHENS CITY CODE; AND DECLARING AN EMERGENCY. Risner moved for Adoption; Butler seconded. Discussion: The Mayor pointed out that this is a change in the base rate that is needed to pay the debt on the WWTP improvements.

President Knisely asked for clarification on the increased amount per month, at the lowest amount, for the base rate.

Risner responded that the base rate per 1,000 gallons, 0-15, is changing from \$14.81 to \$24.81, or an additional \$10.00 per month.

Fahl asked if this amount would be phased in.

Mayor responded, "no," the full increase will be effective January 1, 2019.

Grace understands that this seems like a significant increase, but this is a high quality service provided by the City, and she appreciates the reliability of these services.

While McGee recognizes the need to service the City's debt, he is distressed with this sizable fee increase. He hopes the citizens can get some kind of relief in the coming year with a possible decrease in the garbage rates.

Adoption was approved unanimously.

0-137-18

AN ORDINANCE AMENDING ORDINANCE 128-12; ESTABLISHING THE ALLOCATION OF SEWER SERVICE CHARGES TO THE SEWER DEBT FUND (758); AND DECLARING AN EMERGENCY. Risner moved for Adoption; Crowl seconded. Adoption was approved unanimously.

0-138-18

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH THE EMPLOYEE BENEFIT SERVICE CENTER TO SERVE AS THE CITY'S THIRD PARTY HEALTH INSURANCE ADMINISTRATOR (TPA); AND DECLARING AN EMERGENCY. Risner moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-139-18

AN ORDINANCE AUTHORIZING A STOP-LOSS MEDICAL INSURANCE CONTRACT; AND DECLARING AN EMERGENCY. Risner moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-140-18

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ATHENS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2019. Risner moved for Adoption; Crowl seconded. Adoption was approved unanimously.

0-141-18

AN ORDINANCE AMENDING ORDINANCE 71-16; AUTHORIZING NON-UNION PAY GRADES; AND DECLARING AN EMERGENCY. Risner moved for Adoption; Crowl seconded. Adoption was approved unanimously.

0-142-18

AN ORDINANCE AUTHORIZING 2019 STAFFING LEVELS AND NON-UNION COMPENSATION; REPEALING ALL ORDINANCES INCONSISTENT THEREWITH; AND DECLARING AN EMERGENCY. Risner moved for Adoption; Crawl seconded. Adoption was approved unanimously.

0-144-18

AN ORDINANCE AMENDING ORDINANCE 54-11, WATER AND SEWER REGULATIONS. Butler moved for Adoption; Risner seconded. Adoption was approved unanimously.

0-145-18

AN ORDINANCE AMENDING ATHENS CITY CODE TITLE 9, GENERAL REGULATIONS, CHAPTER 9.02, FIRE PREVENTION, TO ADD SECTION 9.02.06, INSPECTIONS AND FEES. Butler moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-146-18

AN ORDINANCE AMENDING ORDINANCE 41-10, CONTRACTOR REGISTRATION ANNUAL FEE. Fahl moved for Adoption; Butler seconded. Adoption was approved unanimously.

0-147-18

AN ORDINANCE AMENDING ATHENS CITY CODE TITLE 11, CHAPTER 11.07, SOLICITORS AND PEDDLERS, SECTION 11.07.05, LICENSE FEE. Fahl moved for Adoption; Butler seconded. Adoption was approved unanimously.

0-148-18

AN ORDINANCE AMENDING ORDINANCE 0-118-17; AND TITLE 1, GENERAL PROVISIONS, TO ESTABLISH FEES AS REQUIRED BY THE ATHENS CITY CODE. Fahl moved for Adoption; Crawl seconded. Discussion: McGee continues to be concerned with the rental unit garbage fees, and is hopeful that in the coming year this can be equalized to that of similar sized owner-occupied units.

Adoption was approved unanimously.

0-149-18

AN ORDINANCE ESTABLISHING ATHENS CITY CODE TITLE 49, MANAGEMENT, ADMINISTRATION, AND CONTROL OF THE USE OF THE CITY'S PUBLIC RIGHTS-OF-WAY. Fahl moved for Adoption; Risner seconded. Adoption was approved unanimously.

0-150-18

AN ORDINANCE AMENDING ORDINANCES 04-09, 03-11, 124-12, AND 124-14, AND THE ATHENS CITY CODE, ESTABLISHING SALARIES FOR CERTAIN ELECTED OFFICIALS. Risner moved for Adoption; Crowl seconded. Adoption was approved unanimously.

ORDINANCES FOR SECOND READING:

0-143-18

AN ORDINANCE ADOPTING A FRINGE BENEFITS PACKAGE FOR NON-UNION PERSONNEL WITHIN THE CITY OF ATHENS AND REPEALING ALL ORDINANCES INCONSISTENT THEREWITH; AND DECLARING AN EMERGENCY. Discussion: Butler indicated that he will likely be proposing amendments at the next reading.

0-151-18

AN ORDINANCE AMENDING THE 2018 APPROPRIATION ORDINANCE. Risner moved to amend Section II to add a decrease of \$4500 in General Fund, Police, T.C. 100, Personnel, and increasing T.C. 200, supplies and services, by the same amount, to cover fuel costs through year end; Fahl seconded. Amendment was approved unanimously.

ORDINANCES FOR FIRST READING:

0-152-18

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN LPA/STATE PROJECT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR FLATSHEET SIGN REPLACEMENT ON U.S. STATE ROUTES 33 AND 50, AND STATE ROUTE 682; AND DECLARING AN EMERGENCY.

0-153-18

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT EXTENSION TO PROVIDE FINANCIAL SUPPORT FOR THE OPERATION OF THE ATHENS COUNTY ECONOMIC DEVELOPMENT COUNCIL; AND DECLARING AN EMERGENCY. Fahl moved to amend the contract from one year to 3 years. Amendment was approved unanimously.

0-154-18

AN ORDINANCE DECLARING VEHICLES NO LONGER NEEDED FOR A MUNICIPAL PURPOSE.

0-155-18

AN ORDINANCE AMENDING ORDINANCE 15-08; TUITION REIMBURSEMENT POLICY FOR CITY EMPLOYEES.

0-156-18

AN ORDINANCE AUTHORIZING AFFIRMING THE MAYOR'S EXECUTION OF AN AGREEMENT WITH THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES (AFSCME) LOCAL 2403 (2) CONCERNING WAGES AND WORKING CONDITIONS.

At approximately 8:40 p.m. Fahl moved to Adjourn; Crawl seconded. Motion to Adjourn was approved unanimously.

President of Council

ATTEST:

Clerk of Council