



AGENDA
ATHENS CITY COUNCIL
MONDAY, JANUARY 22, 2024
7:00 PM
e-mail: dwalker@ci.athens.oh.us
Streaming is available at www.ci.athens.oh.us/video

COMMITTEE OF THE WHOLE:

- Disabilities Commission (2023 annual report)

PLANNING & DEVELOPMENT COMMITTEE:

- Deed for 83 Columbus Road (transfer to CIC)

TRANSPORTATION COMMITTEE:

- Special Events (street closure, vending, noise)
- Holiday Parking (continuous parking in same location, and free parking in municipal garage)
- East State Street Signalization Improvements, Project #367

FINANCE & PERSONNEL COMMITTEE:

Appropriations:

- \$20,432.70 to ARPA Fund, 286, capital improvements, and closing out the fund

Decrease/Increase Appropriations:

- decrease Diversion Fund, 232, personnel, by \$44,900
- decrease Court Community Corrections Fund, 235, personnel, by \$66,500

- increase General Fund, Court, 101.106, personnel, by \$115,000

Interfund Transfers:

- \$75,000 from General Fund, 101, to Cemetery Fund, 210
- \$5,000 from Parking Garage Fund, 730, to General Fund, 101
- \$161,000 from Parking Garage Fund, 730, to Parking Garage Debt Fund, 733
- \$396,000 from Water Fund, 740, to WTP Improvement Debt Fund, 744

CITY & SAFETY SERVICES:

- 2024 Water Softening Salt (authorize expenditure of \$184,860)

Sam Crowl
President of Council

The City of Athens supports the Americans with Disabilities Act. Requests for reasonable accommodation may be made with the ADA Coordinator in the City Building or by calling 592-3367.

Instrument Book Page
20120006878 DR 479 1606

This Conveyance has been examined
and the Grantor has complied with
Section 319.202 of the Revised Code

No. EX Transfer Fee Paid \$ 0
Jill A. Thompson, Athens County Auditor

By JN Deputy Auditor

1.00
Transferred
12-13-12

IN THE COURT OF COMMON PLEAS

ATHENS COUNTY, OHIO

FILED
ATHENS COUNTY, OHIO

DEC 10 2012

Arthur N. CLERK
OF COMMON PLEAS COURT

Jayon Kittle-Cooper
Athens County Treasurer

Plaintiff

vs.

Delmer E. Hicks, et al.,

Defendants.

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Case No. 11CI0183

JUDGE L. ALAN GOLDSBERRY

AMENDED JOURNAL ENTRY
ORDER OF FORFEITURE

Pursuant to the Ohio Revised Code 5723.01, the Court having received the Certification of the Prosecuting Attorney and having notified the City of Athens that the following described property was twice offered for sale without bidder, and further having timely received the Petition of the City of Athens, the Court hereby ORDERS that the following property is hereby forfeited to the City of Athens:

Situated in the City of Athens, State of Ohio, and being in lots numbered 3085 and 3086 in Terrace Heights Subdivision of the City of Athens, Ohio.

Last Reference: Volume 175 Page 20, Official Records of Athens County, Ohio
Parcel ID Nos. A02-82000050-00 (Lot 3085) and Parcel ID No. A02-82000051-00 (Lot 3086)

*NOTE - On the Deed referenced above, there is a deed restriction that no intoxicating liquor shall be manufactured or sold for consumption on said premises.

The Court further Orders that the following lien(s) are hereby marshaled and released as to Parcel ID#(s) A02-82000050-00 (Lot 3085) and A02-82000051-00 (Lot 3086):

Federal Tax Lien filed on December 4, 2009, in the original sum of \$285,860.35, in Volume 441, Page 2502, of the Official Records of Athens County, Ohio

Federal Tax Lien filed on February 1, 2010, in the original sum of \$10,167.98, in Volume 443, Page 2062, of the Official Records of Athens County, Ohio.

The Court further Orders that a copy of this Entry be certified to the Auditor of Athens County, and that thenceforth all the rights, title, claims and interest of Delmer E. Hicks, et al., their heirs, successors and assigns, in the real estate described herein is transferred to and vested in the City of Athens.

KELLER J. BLACKBURN
Athens County Prosecuting Attorney
Courthouse • Athens, Ohio 45701 • 740-592-3208

ORDER
PAGE TWO

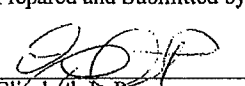
The City of Athens shall be responsible for the recording of this document
with the Athens County Recorder's Office for the real estate.

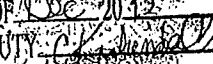
Pursuant to O.R.C. 5722.04, all taxes and assessments through tax year 2012 for
the real estate are ordered remitted.


Judge L. Alan Goldsberry

KELLER J. BLACKBURN (#0080777)
ATHENS COUNTY PROSECUTING ATTORNEY

Prepared and Submitted by:


Elizabeth L. Pepper
Reg. No. (0085297)
Assistant Athens County Prosecuting Attorney

STATE OF OHIO, ATHENS COUNTY
I, THE UNDERSIGNED, HEREBY
CERTIFY THE FOREGOING AS A
TRUE COPY OF THE ORIGINAL
16 DAY OF Dec 2012
CLERK/DEPUTY 

cc: City of Athens
Mayor Paul Wiehl
8 East Washington Street
Athens, OH 45701

Delmer E. Hicks
Jane Doe, Unknown Spouse if any
of Delmer E. Hicks
5501 Gallia Street
P.O. Box 1068
Portsmouth, OH 45662
DEFENDANTS

Agnes Hicks
John Doe, Unknown Spouse
if any of Delmer E. Hicks
5501 Gallia Street
P.O. Box 1068
Portsmouth, OH 45662
DEFENDANTS

Bethany J. Hamilton, Esq.
Assistant United States Attorney
303 Marconi Blvd., Suite 200
Columbus, Oh 43215
ATTORNEY FOR DEFENDANT

201200006898
Filed for Record in
ATHENS COUNTY, OHIO
JESSICA MARKINS, RECORDER
12-13-2012 At 09:34 am.
JUDGE ENTRY 60.00
DR Book 479 Page 1608 - 1612

201200006898
LISA ELIASON
PICK UP

KELLER J. BLACKBURN
Athens County Prosecuting Attorney
Courthouse • Athens, Ohio 45701 • 740-592-3208

RECEIVED
APR 04 2012
CITY OF ATHENS

FILED
ATHENS COUNTY, OHIO

NOV 14 2012

IN THE COURT OF COMMON PLEAS
ATHENS COUNTY, OHIO

Arthur, CLERK
OF COMMON PLEAS COURT

Book Page
Instrument 479, 1610
201200005898 OR

Javon Kittle-Cooper
Athens County Treasurer

Plaintiff

vs.

Delmer E. Hicks, et al.,

Defendants.

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Case No. 11CI0183

JUDGE L. ALAN GOLDSBERRY

PETITION

Now comes the City of Athens and hereby Petitions the Court pursuant to
Ohio Revised Code 5723.01(A)(3), for forfeiture to the City of Athens the following
described real estate:

Situated in the City of Athens, State of Ohio, and being In lots numbered 3085 and 3086 in
Terrace Heights Subdivision of the City of Athens, Ohio.

Last Reference: Volume 175 Page 20, Official Records of Athens County, Ohio
Parcel ID Nos.A02-82000050-00 (Lot 3085) and Parcel ID No. A02-82000051-00 (Lot
3086)

*NOTE - On the Deed referenced above, there is a deed restriction that no intoxicating liquor
shall be manufactured or sold for consumption on said premises.

CITY OF ATHENS

BY:

Paula Hoan Moseley

RECORD OF ORDINANCES

Instrument Book Page
201200006898 OR 479 1611

BARNETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6220

Ordinance No. 0-104-12

Passed October 15, 2012

Introduced by Chris Fahl, Chair
Planning & Development Committee

AN ORDINANCE AUTHORIZING THE ACQUISITION OF PROPERTY AT 83 COLUMBUS ROAD; AND DECLARING AN EMERGENCY.

WHEREAS, due to a delinquent tax foreclosure action, this property has been twice offered for sale and not sold for want of a bidder; and

WHEREAS, the Court of Common Pleas offers to forfeit said property to the City of Athens, the political subdivision in which the property is located; and

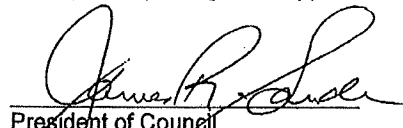
WHEREAS, if the City of Athens does not petition the Court pursuant to ORC 5723.01(A)(3), the Court shall forfeit the property to the State of Ohio; and

WHEREAS, it is in the best interest of the residents of the City of Athens that every possible effort be made to support the Wellhead Protection Ordinance and protect the wellfield and buffer zone;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, OHIO:

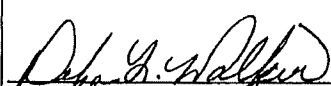
SECTION I: The Service-Safety Director is hereby authorized to acquire the legal rights to property located at 83 Columbus Road (former Buy Low), and is further authorized to petition the Court pursuant to Ohio Revised Code 5723.01(A)(3), for forfeiture to the City of Athens the described real estate, a copy of the plat is hereby attached and incorporated herein by reference.

SECTION II: This Ordinance shall be an emergency measure necessary for the preservation of the City of Athens well fields and in order to meet acquisition deadlines, and that it shall be in full force and effect upon its passage and approval by the Mayor.


President of Council

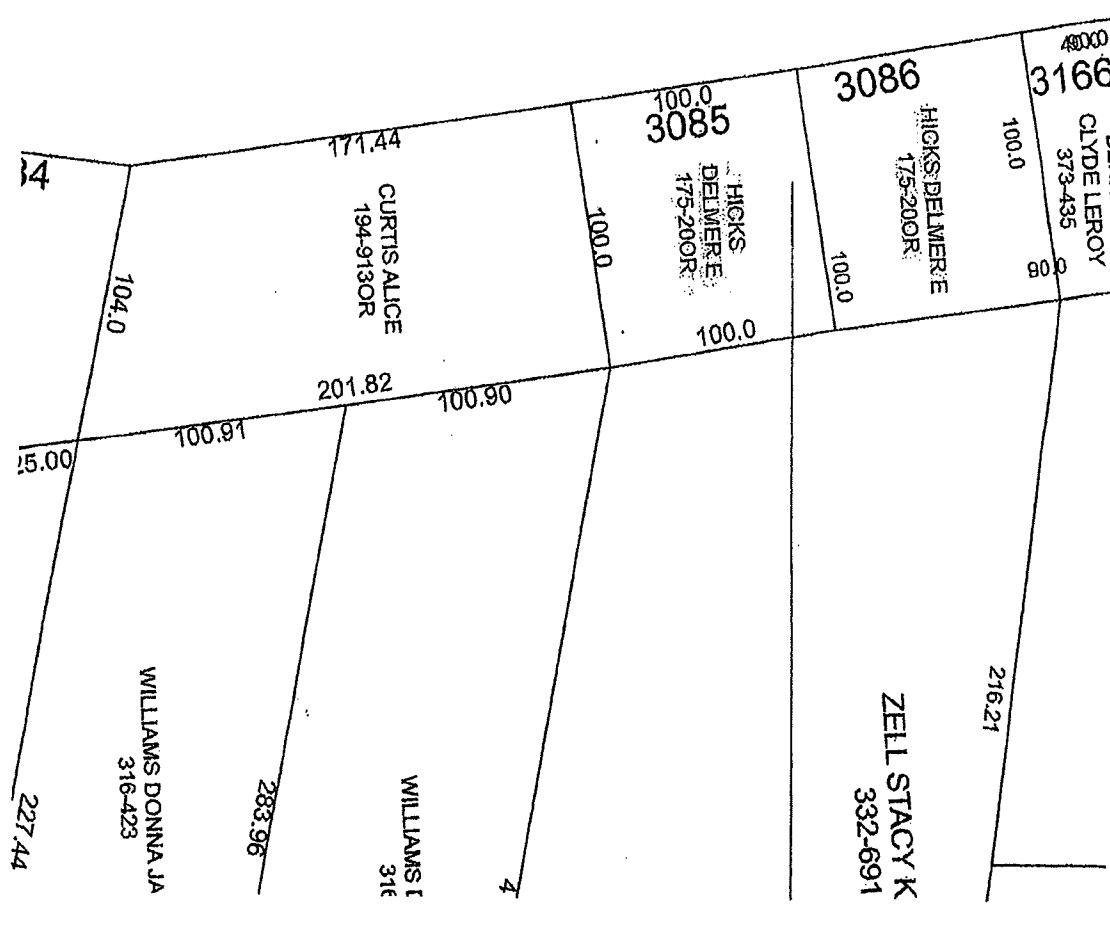
ATTEST:

APPROVED:


Clerk of Council


Mayor

15th
9/17
2nd
10/1



Introduced by _____, Chair
Transportation Committee

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO CLOSE STREETS FOR SPECIAL EVENTS DURING THE 2024 CALENDAR YEAR; AND AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO CHANGE REQUESTED DATES, STREETS, OR CANCEL AS NECESSARY, FOR THE FOLLOWING EVENTS:

Ohio University International Street Festival (Union St from College to Court) (4/6/2024)	(8/2/2024)
Athens Film Festival Court Street Screening (Court St from Union to Washington) (4/13/2024)	OhioHealth Bounty on the Bricks (Court St from Union to Washington) (8/3/2024)
DORA Closures (Rotating by street to support uptown establishments) (5/17/2024, 5/31/2024, 6/28/2024, 7/12/2024)	Athens Arts & Music Festival (Union St from Court to Congress) (8/10/2024)
Boogie on the Bricks (Court St. from Washington to State) (6/15/2024)	Ohio University Welcome Weekend – Student Fair (Union from College to Court) (8/25/2024)
The Plains Lions Club Cruise-ins (Court St from Washington to State) (6/7/2024, 7/26/2024, 9/6/2024)	Oktoberfest Event supporting Ohio Brew Week (Union from Congress to Court St.) (9/21/2024)
Ohio Brew Week Last Call (Court St from Washington to Carpenter) (7/20/2024)	City of Athens Halloween/AUBA Trick or Treat (Full uptown area) (10/26/2024)
Athena Ride for Women – Athens County Convention and Visitors Bureau (Union St from Court to Congress)	Annual Holiday Tree Lighting (Lane closure on Court St in front of Courthouse) (12/6/2024)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, OHIO:

SECTION I: The Mayor and Service-Safety Director shall implement the following:

A. Close designated streets to vehicular traffic in the City of Athens no earlier than 6:00 a.m. and no later than midnight for said events and maintain cross traffic wherever practicable.

B. Ban parking on designated streets beginning no earlier than 3:00 a.m. and no later than 1:00 a.m. the following day to accommodate said events.

SECTION II: This Ordinance is only applicable to events already listed.

SECTION III: This Ordinance shall be in effect and full force upon its passage and approval by the Mayor.

Introduced by _____, Chair
Transportation Committee

AN ORDINANCE SUSPENDING THE ENFORCEMENT OF ATHENS CITY CODE
CHAPTER 11.04, VENDING, PEDDLING AND SOLICITING, TO ALLOW VENDING IN
A DESIGNATED AREA DURING THE FOLLOWING EVENTS:

Ohio University International
Street Festival
Athens Film Festival Court Street Screening
DORA Closures
Boogie on the Bricks
City of Athens Halloween

Ohio Brew Week Last Call
Bounty on the Bricks
Athens Arts & Music Festival
Oktoberfest
Annual Holiday Tree Lighting

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, OHIO:

SECTION I: The enforcement of Athens City Code Chapter 11.04, Vending, Peddling and Soliciting, is hereby suspended on the designated dates for the listed events, from 8:00 a.m. to 11:00 p.m. to allow vending in the designated street closure areas at such times and areas determined appropriate by the Administration.

SECTION II: Prospective vendors shall register their name, address and items to be vended with the Code Enforcement Office on or before (2) two business days prior to the listed events, by 2:00 p.m. Vendors shall be entitled to vending spots on a first come basis, as determined by the Code Enforcement Office. Vendors must comply with all rules and regulations established by the Office of Code Enforcement.

SECTION III: vending shall be subject to the following:

- those vendors currently holding a license to vend on East Union Street shall be allowed to continue to operate, at a time and location determined by the Service-Safety Director and the event organizer;
- a fee of \$25.00 per vendor and food license permit from the Athens City-County Health Department shall be established for all others per trailer, and paid to the City of Athens Code Office; and
- any such additional administrative rules and regulations as may be established by the Service-Safety Director.

SECTION IV: This Ordinance shall be in full force and effect at the earliest moment permitted by law upon its passage and approval by the Mayor.

President of Council

ATTEST:

APPROVED:

Clerk of Council

Mayor

Introduced by _____, Chair
Transportation Committee

AN ORDINANCE SUSPENDING THE ENFORCEMENT OF ATHENS CITY CODE
CHAPTER 13.04.10, UNNECESSARY NOISE IN A DESIGNATED AREA DURING
THE FOLLOWING EVENTS:

Athens Film Festival Court Street Screening
DORA Closures
Boogie on the Bricks
Ohio Brew Week Last Call

Oktoberfest
Athens Arts & Music Festival
City of Athens Halloween

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, OHIO:

SECTION I: The enforcement of Athens City Code Chapter 13.04.10 is hereby
suspended on the designated dates for the listed events

SECTION II: This Ordinance shall be in full force and effect at the earliest
moment permitted by law upon its passage and approval by the Mayor.

President of Council

ATTEST:

APPROVED:

Clerk of Council

Mayor

AN ORDINANCE SUSPENDING ATHENS CITY CODE SECTION 7.05.03, CONTINUOUS PARKING IN THE SAME LOCATION, FROM SUNDAY, DECEMBER 15, 2023 THROUGH MIDNIGHT ON SATURDAY JANUARY 15, 2024.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, OHIO:

SECTION I: Athens City Code Section 7.05.03, Continuous Parking in the Same Location, is hereby suspended from Sunday, December 15, 2024, through midnight, on Sunday January 12, 2025.

SECTION II: This Ordinance shall be in effect and full force upon its passage and approval by the Mayor.

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, OHIO.

SECTION I: The Service-Safety Director is hereby authorized to suspend the fee for parking in the Municipal Parking Garage, excluding 2-hour metered spaces on (1 Upper), as follows:

Friday, December 6 after 5:00 pm

Saturday, December 7 all Day

Thursday, December 12 after 5:00 pm

Saturday, December 14 all Day

Thursday, December 19 after 5:00 m

Saturday, December 21 all Day

Tuesday, December 24 all Day

SECTION II: This Ordinance shall be in effect and full force upon its passage and approval by the Mayor.