



AGENDA
ATHENS CITY COUNCIL
WEDNESDAY, APRIL 10, 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:

- Council of Governments (COG)
- ORCA (2024 membership fee)
- Designated Outdoor Refreshment Area (DORA amend)

FINANCE & PERSONNEL COMMITTEE:

- Appropriations/Interfund Transfers
- Amend 0-03-21 (TGT)
- Amend 0-27-24 (Court Appropriations)

CITY & SAFETY SERVICES:

- Replacement Pumper Truck
- Community Development Block Grant (CDBG)

- City Network Upgrade (Project #369)

- Bucket Truck

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.

Introduced by All Members of Council

AN ORDINANCE AMENDING ORDINANCES 74-21 AND 116-22; AUTHORIZING ATHENS UPTOWN DESIGNATED OUTDOOR REFRESHMENT AREA (DORA), AND HOURS OF OPERATION; AND DECLARING AN EMERGENCY.

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

SECTION I: Sections I, II, and III (1) and (4) are hereby amended to read as follows:

Section I: Pursuant to Ohio Revised Code Section 4301.82, this Council hereby creates a Designated Outdoor Refreshment Area (DORA) to include the area as follows: Court Street from Carpenter to Union; Washington Street from Congress to College; State Street from Congress to College; Mill Street from College to Court; Rose Avenue from Court to Congress; the north side of Union Street from Court to Smith; and including the west side of Depot Street and the north side of Station Street; ~~Carpenter Street from Congress to East State;~~ ~~Stimson Avenue from East State to McKinley;~~ ~~East State Street from Stimson to Fern;~~ ~~Kern Street from Stimson to Mill;~~ ~~Palmer Street from Stimson to Mill;~~ ~~Grant Street from Stimson to Campbell;~~ and including Campbell Street from Grant to Stimson, in accordance with the attached map and documentation from the City Engineer ~~Jessica Adine~~ confirming that the proposed DORA area is approximately ~~45.84~~ 50.12 acres, as attached hereto and incorporated herein by reference. (Actual street addresses for the initial DORA Ordinance 74-21, adopted June 21, 2021, are included on Pages 5 through 8 of the AUBA application.)

Section II: All existing land uses within the proposed DORA are in zones B2D, B1, ~~B3~~, M, or R3, and are currently compatible with the City's master zoning plan and map.

Section III: The following public health and safety measures will be maintained within the DORA as specified below:

1. Signage: ~~Sixty~~ ~~Eighty~~-Two (6 82) DORA signs will be mounted on light posts at all boundary intersections (see Page 12 of the AUBA application for an example of the sign).
4. Sanitation Plan: ~~The Athens Hocking Recycling Centers, Inc. licensed hauler, in accordance with ACC 5.02.,~~ is contracted by the City of Athens to remove trash and recycling. The DORA is contained within the City's franchise district for trash and recycling. As a condition of the agreement, all trash and recycling are removed seven (7) days a week from the franchise district. This

includes all dumpsters and on-street receptacles. The portion of the DORA that resides outside of the City's franchise district is West Union Street west of Congress Street down to Smith Street and includes Depot Street and Station Street. The City will be adding two on-street trash receptacles to West Union Street between Congress Street and Smith Street which will be monitored and emptied by City staff. In addition, the City maintains two solid waste officers in the Office of Code Enforcement. One of their responsibilities is to monitor the removal of trash and recycling in a timely manner. They also are authorized to cite businesses and residences that are not in compliance with the City Code for maintaining a property at all times that is free from trash and debris. Finally, the City, from time to time, runs a street sweeper through the uptown area, including the AUBA DORA. The sweeper is run on a schedule but can be requested to operate additional runs, as necessary.

SECTION II: Section I of Ordinance 116-22 is hereby amended to read as follows:

3. Hours of Operation:

The hours of DORA operation for the district are proposed as follows:

Season Runs Day	May 7th Start Time	August 15 th End Time
Monday	5:00 12:00 p.m.	10:00 11:00 p.m.
Tuesday	5:00 12:00 p.m.	10:00 11:00 p.m.
Wednesday	5:00 12:00 p.m.	10:00 11:00 p.m.
Thursday	5:00 12:00 p.m.	10:00 11:00 p.m.
Friday	12:00 p.m.	10:00 11:00 p.m.
Saturday	12:00 p.m.	10:00 11:00 p.m.
Sunday	12:00 p.m.	8:00 p.m.

SECTION III: This Ordinance shall be an emergency measure necessary for the preservation of the health, welfare and safety of the residents of the City of Athens, Ohio, in order to meet the season opening date, and 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

Introduced by Jeff Risner, Chair
Finance & Personnel Committee

AN ORDINANCE AMENDING THE 2024 APPROPRIATION ORDINANCE 130-23;
AND AUTHORIZING INTERFUND TRANSFERS.

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

SECTION I: The 2024 Appropriation Ordinance 130-23 is hereby amended by
by appropriating from the unappropriated balance the following sums:

Forty Thousand Dollars (\$40,000.00) to APR Fund, 273, T.C. 500, for soccer netting;

One Thousand Two Hundred Fifty-Three and 63/100 Dollars (\$1,253.63) to Luch's
Trust Fund, 650, T.C. 600, for transfer, and fund line closure; and

Sixty-Three Thousand Dollars (\$63,000.00) to Capital Improvements Fund, 580.580,
T.C. 600, for transfer, and increasing the total appropriations by said amounts.

SECTION II: The Auditor is hereby authorized to make the following interfund
transfers:

FROM	TO	AMOUNT
Luch's Trust Fund, 650	Cemetery Fund, 210	\$ 1,253.63
Capital Improvements Fund, 580	Transportation Assistance Fund, 214	\$63,000.00

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

President of Council

ATTEST:

APPROVED:

Clerk of Council

Mayor

0--24

Introduced by Sam Crawl, Chair
Finance & Personnel Committee

AN ORDINANCE AMENDING ORDINANCE 0-03-21, AUTHORIZING THE CITY AUDITOR TO DEPOSIT 50% OF THE TRANSIENT GUEST TAX REVENUE INTO THE TOURISM FUND; AND DECLARING AN EMERGENCY.

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

SECTION I: Section I of Ordinance 03-21 is hereby amended to read as follows:

Section I: The Athens City Auditor is hereby authorized to deposit 50% of the Transient Guest Tax revenue, collected for the period of **beginning** January 1, **2018** 2021 to ~~December 31, 2023~~, into the Tourism Fund, and 50% into the General Fund in accordance with Ohio Revised Code Section 5739.09 (B)(1).

SECTION II: This Ordinance shall be an emergency measure necessary for the preservation of the health, welfare and safety of the residents of the City of Athens, Ohio, in order to meet the City's financial obligation to the Athens Convention & Visitors Bureau, and 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

0--24

Introduced by Jeff Risner, Chair
Finance & Personnel Committee

AN ORDINANCE AMENDING ORDINANCE 27-24; AMENDING THE 2024
APPROPRIATION ORDINANCE.

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

SECTION I: Section II of Ordinance 27-24 is hereby amended to read as follows:

Section II: The 2024 Appropriation Ordinance 130-23 is further amended by decreasing Diversion Fund, 232, T.C. 100, by Forty-Four Thousand Nine Hundred Dollars (\$44,900.00), and decreasing ~~DUI Court~~ **Community Corrections** Fund, ~~237~~ **235**, T.C. 100, by Sixty-Six Thousand Five Hundred Dollars (\$66,500.00), and decreasing the total appropriations by said amounts.

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

President of Council

ATTEST:

APPROVED:

Clerk of Council

Mayor

0--24

Introduced by Micah McCarey, Chair
City & Safety Services Committee

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO EXECUTE A PURCHASE AGREEMENT WITH ATLANTIC EMERGENCY SOLUTIONS, INC., FOR THE PURCHASE OF A FIRE PUMPER TRUCK; AND DECLARING AN EMERGENCY.

WHEREAS, said equipment is specialized, limited to a single source provider, and therefore competitive bidding is not required; and

WHEREAS, said fire pumper truck will not be delivered until 2027, with no payments due until then; and

WHEREAS, any future contributions from Ohio University for fire apparatus shall be applied to the purchase price;

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

SECTION I: The Service-Safety Director is hereby authorized to execute a purchase agreement with Atlantic Emergency Solutions, Inc. for the purchase of a Fire Pumper Truck in the amount of One Million One Hundred Thirty-Seven Thousand Eight Hundred Thirty-Five Dollars (\$1,137,835.00), a copy of said purchase agreement is attached hereto and incorporated herein by reference.

SECTION II: This Ordinance shall be an emergency measure necessary for the preservation of the health, welfare and safety of the residents of the City of Athens, Ohio, in order to meet a May 31, 2024 deadline to lock in the price quote, 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

0--24

Introduced by Micah McCarey, Chair
City & Safety Services Committee

AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE OHIO DEVELOPMENT SERVICES AGENCY FOR ANY ELIGIBLE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS FOR PROGRAM YEAR 2024.

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

SECTION I: The Mayor is hereby authorized to submit an application and enter into an agreement with the Ohio Development Services Agency for any eligible Community Development Block Grant (CDBG) Program Funds for Program Year 2024.

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

President of Council

ATTEST:

APPROVED:

Clerk of Council

Mayor

Introduced by Micah McCarey, Chair
City & Safety Services Committee

AN ORDINANCE AUTHORIZING A CITY NETWORK UPGRADE PROJECT (#369).

WHEREAS, said project includes replacement of all city network switches, wireless access points, and additional hardware for the fiber project to greatly reduce technical issues from aging technology and non-uniformity of equipment, and the equipment needed for the planned project for Court Street wireless access; and

WHEREAS, said equipment is specialized technology with programming services that are proprietary, limited to a single source, and therefore competitive bidding is not required;

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

SECTION I: The Service-Safety Director is hereby authorized to enter into a contract with the Go2IT Group for installation and equipment replacement for a City Network Upgrade, Project #369.

SECTION II: The 2024 Appropriation Ordinance, 0-130-23, is hereby amended by appropriating from the unappropriated balance the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) to Capital Improvements Fund, 580.580, T.C. 500, and increasing the total appropriations by said amounts.

SECTION III: The Service-Safety Director is hereby authorized to expend up to Two Hundred Fifty Thousand Dollars (\$250,000.00) from Capital Improvements Fund, 580.580, T.C. 500, for said Project #369.

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

President of Council

ATTEST:

APPROVED:

Clerk of Council

Mayor