

# MINUTES

## JANUARY 11, 2015

### COMMITTEE-OF THE-WHOLE

Council Members in Attendance: Kent Butler  
Jennifer Cochran  
Chris Fahl  
Patrick McGee  
Michele Papai  
Jeff Risner

Administrators and/or  
Other Elected Officials: President Knisely  
Mayor Patterson  
Service-Safety Director Horan Moseley

#### Items Discussed:

- Ohio University (Memorandum of Understanding annual update)  
-Joseph Lalley, Senior Associate Vice President of Information & Technology and Administrative Services at Ohio University, explained that the MOU group was formed in 2012 to identify and formalize collaborative initiatives and to strengthen the cooperative partnership between the City and the University (see attached) – Accomplishments:

Working for the Greater Good – Comparative Public Policy course, The Joint Disability and Accessibility MOU, Safer Athens Initiative, Joint Police Advisory Committee (JPAC), and Hockhocking Adena Bikeway Improvements;

Cooperation – Utility Tunnel, Campus Master Plan, The Ridges Master Planning, Transit, International Town Gown Association (ITGA); Targeting Athens Graffiti (TAG), Bobcat Lane, Information Technology Support, and Tobacco-Free Campus;

Mutual Aid and Support – Fire Protection, and Maintenance Operations;  
and

Joint Opportunities – Mulberry and Park Place Utility Work, and the South Green Extension and Mill Street -- FY2016 Initiatives: MOU Work Group; Land Use Planning; Collaborative Infrastructure Improvements; Community Recreation; Campus Master Plan; Shared Resources; and Transportation – It is a team effort and the University values the relationship

- Papai – communication and working together is important – appreciates the partnership that has developed
- International Street Fair (Court Street closing)
  - Papai – this is a long-standing (34<sup>th</sup> annual) community event – a concern this year is that the date of April 16<sup>th</sup> is also the date for Number Fest (a private music event held in the County) that has caused public safety issues in the past
  - Fahl – is disappointed in the promoters of Number Fest – the Ohio University calendar has been set for a year – the promoter should have been more cognizant that these two events would not overlap
  - Butler – reminded all of the many complaints and frustrations by community members and business owners dealing with the Number Fest event
  - Jennifer Kirksey, Ohio University Chief of Staff and Special Assistant to the President – appreciates the City's concern for this cherished event, a shared point of pride for our entire community, and welcomes creative ideas to protect this event
  - Krista McCallum Beatty, Ohio University Director of International Student and Faculty Services, indicated that the date of the event is typically the Saturday before the final week of classes – schedule as far into April as possible to avoid bad weather, but not so late that the students are busy studying for exams
  - Mayor – shares Council's concerns – Number Fest stretches our law enforcement – suggested relocating the International Street Fair to South Court/Park Place, closer to the campus – would make things easier with mutual aid
  - Risner – asked if it is possible to advance this event by one week
  - McCallum Beatty – this event uses 150-200 student volunteers – she would like to meet with them on the idea of either relocation or changing the date – advancing the date by one week is too close to final exams – another suggestion may be to hold it on Sunday instead of Saturday
  - Mayor – Athens Beautification Day is that Sunday
  - S-S Director – complaints received last year from Number Fest were related to intoxicated, rowdy individuals moving through the closed streets during the International Street Fair – this will occur again if they are on the

same date at the same location – she suggested possibly relocating it to East Union in front of the College Green

-Papai – ideas and committee discussion will continue next month

**MINUTES**  
**JANUARY 11, 2016**  
**CITY & SAFETY SERVICES COMMITTEE**

Members in Attendance: Kent Butler, Chair  
Jennifer Cochran, Vice-Chair

Other Council Members: Chris Fahl  
Patrick McGee  
Michele Papai  
Jeff Risner

Administrators and/or

Other Elected Officials: President Knisely  
Mayor Wiehl  
Service-Safety Director Horan Moseley

**ITEMS DISCUSSED:**

- City Pool (accept Advisory Board's Recommendation in preparation of design)
  - Butler – aging pool needs replaced – currently has a tear in the liner (replacement cost up to \$100,000), as well as aging pumps and pipes (challenging to find replacement parts) – Consultants Brandstetter-Carroll conducted public forums and surveys, and offered concept models – the Arts, Parks & Recreation Advisory Board submitted to the Administration and City Council on July 17, 2015, its recommendation to proceed with design engineering of an outdoor pool with a \$7.3 million dollar budget, or approximately 58% of the levy revenue – Butler recommends moving forward with this design phase
  
  - Ric Abel, former Mayor and current Chair of the Arts, Parks, & Recreation (A,P&R) Advisory Board, mentioned the A,P&R Master Plan that was completed just over a year ago, with the guidance of the City Planner, and a major component of that, through the survey work, was that a lot of citizens rely on the swimming pool for their summer recreation – Abel and Advisory Board Member Bill Walker, toured the existing pool last November with Director Campitelli and Andrew Chiki, and observed the problems associated with the more shallow end of the pool and the separate early childhood pool, that was closed for most of the 2015 season – the pumping system is an ongoing problem within the deck area, causing uneven concrete levels – the existing pool needs serious repairs (\$150,000) – even with that, they are unsure about the remaining life of the cast iron piping – flecks of cast iron can be found floating in the pool gutters and has been removed daily by the lifeguard, using a magnet, not a safe situation – the pool design work can take months – he believes a design firm needs to be in place by the first of March for the pool to open for the 2017 season

-Papai – believes there is confusion in the community about what the \$7.3 million dollars would encompass, and asked for clarification

-Abel – that estimate is a ballpark based upon contractor's formulas – with design engineering, that figure could be lower depending upon the required work – for instance, the current pool is above the floodplain, so a new pad will not be needed, and utilities are already available – that is why the current site is the preferred site recommended by the Advisory Board

-Papai – clarified that Bond Counsel fees and interest were built into that \$7.3 million dollar figure

-Fahl – noted that this is just for an outdoor pool

-Cochran – understands that this \$7.3 million dollars is not enough for both an outdoor and an indoor pool, and she feels that community members want a year round facility – she doesn't feel comfortable spending this amount of money on a facility that is not what the community members want – she does understand that we urgently need a new outdoor pool, but is concerned about moving forward without another opportunity to get an indoor facility

-Mayor – we know that the \$7.3 million dollars is not enough to do two pools, as Brandstetter-Carroll pointed out – the dollar amount would give us two sub-par pools – design engineering needs to move forward now – it is not prudent of taxpayer dollars to expend a large amount of money on repair of the current pool

-Fahl – feels rushed by this process, asked if the current pool will be available this summer

-S-S Director – that is yet to be determined, depends upon repair costs, and there will be restricted areas

-President – timeline set forth by Brandstetter-Carroll for design and construction of a pool to open for the 2017 season is: begin design by February 2016; complete design by June 2016; July 1, 2016 advertise for bids; August, 2016 commence construction; with construction completed by June, 2017

-S-S Director – may have an abbreviated pool season this summer if ready to begin construction

-Todd Swearingen, Guysville – has presented to City Council a proposal from ARCO, a design and build firm, for a \$5,000,000 indoor natatorium that meets the community's needs – the public is not expecting a strictly outdoor pool – RFQ's should be non-committal, should be for indoor and

outdoor pools – if not, this project should be put in abeyance, there are opportunities that have not yet been explored

-Andrew Chiki, Arts, Parks & Recreation Department – ARCO or any other company is welcome to offer a bid – he welcomes Council Members to discuss this issue with him, so that they can make an informed, intelligent decision – reality is, the current pool is at the end of its useful life – an immediate cost will be associated with opening it this coming season – the liner is well beyond its life-span and can no longer even be patched; it would be a liability for the company that installed it – pumps and filters have to run properly for the State to allow the opening of the pool, and they are in very bad shape (\$20,000-\$30,000)

- Salt (water softening)
  - Butler – pursuant to EPA guidelines – need to authorize annual cost (\$200,000) from the Water Fund
  
- Depot Lift Station
  - Butler – anticipated cost increase – original cost estimate (\$835,000) – project bids came in too high and it will be rebid
  
  - S-S Director – rebid amount must come in within 10% of the cost estimate
  
- Southside Park (restrooms)
  - Mike Moschell, Luhrig Road, restrooms close on Halloween for the winter season – asked about winterizing those restrooms so they can be accessible year round – making available porta johns if winterizing is not an option

**ITEMS NEEDED ON THE NEXT CITY COUNCIL AGENDA:**

1. Pool (design)
2. Salt (water softening)
3. Depot Lift Station (increased expenditure)

# MINUTES JANUARY 11, 2016

## FINANCE & PERSONNEL COMMITTEE

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

Other Council Members: Kent Butler  
Jennifer Cochran  
Michele Papai

Administrators and/or  
Other Elected Officials: President Knisely  
Mayor Patterson  
Service-Safety Director Horan Moseley

### Items Discussed:

- Quarterly Report (Treasurer)
  - Treasurer McClure presented the 2015 Interest Income for the 3<sup>rd</sup> and 4<sup>th</sup> Quarters along with the 3<sup>rd</sup> Quarter Reconciliation report. She noted that the 2015 interest income projection was inadvertently left off the page, and that projection was \$113,490, which fell quite short of the projection of the actual interest income of \$53,599.94. There are several reasons for that, one of which is the unchanging interest rate, and a lower rate on renewal of a 5-year expired CD, and because some of the other investments started early in the year did not bear fruit until the fall quarter. She is working with an investment firm to increase where she can.
  - Risner – asked if she keeps funds local
  - Treasurer – she invests in Chase Bank, locally; Hocking Valley Bank; and the regional Peoples Bank; as well as Star Ohio which is a state fund, and the U.S. Bank Fund that invests in municipalities in Ohio
  - Risner – investing local is good for the community
- Public Depositories
  - Treasurer – explained that every five years the City is required to renew its depository agreements with the banks that do hold our money – the banks and amounts must be renewed by March 1<sup>st</sup> for the next quintuple period – Treasurer needs to be authorized to request bids from the banks,

an agreement is then signed by each of the qualifying banks (it is unusual for any of our local banks to exceed \$5,000,000), and finally the active monies will be designated by the Council

- Personnel (Municipal Court)
  - Judge Grace – upon coming into office he noted that the salaries of Municipal Court Clerks compared to comparable City employees and to other Municipal Court Clerks in similar cities around the State are well below the norms, he has five employees earning \$13-14 dollars per hour and would like to bring them up to a rate of \$15.00 – there are a few others in terms of experience/longevity that have also been undercompensated, and he would like to also raise those to whole numbers to get them into a more competitive range – these increases have not been budgeted for 2016 and will require new appropriations totaling approximately \$30,000 – the Judge would like these raises to be retroactive to January 1 – also, he requested adding a new position to create a misdemeanor non-violent first offenders diversion program similar to one that is ongoing for felony charges – the initial setup cost, including benefits, will be \$60,000-\$70,000 – long-term he expects the program will pay for itself through a diversion fee
  
  - Papai – not necessarily in agreement with the raises being retroactive
  
- Community Center Energy Improvements (note renewal)
  - Mayor – Auditor has recommended paying down \$35,000 on a \$70,000 note – cash flow at this time for the Community Center is of concern

**ITEMS NEEDED ON THE NEXT CITY COUNCIL AGENDA:**

1. Public Depositories
2. Raises for Municipal Court
3. Diversion Program Coordinator
4. Note Renewal

## MINUTES

JANUARY 11, 2016

### PLANNING & DEVELOPMENT COMMITTEE

Members in Attendance: Chris Fahl, Chair  
Kent Butler, Vice-Chair  
Jeff Risner, Member  
Patrick McGee, Member

Other Council Members: Jennifer Cochran  
Michele Papai

Administrators and/or  
Other Elected Officials: President Knisely  
Mayor Patterson  
Service-Safety Director Horan Moseley

#### Items Discussed:

- Annexation of Luhrig Road Property (LeAx Water Agreement)
  - Fahl – feels this agreement is a good compromise – developer will directly pay LeAx a \$35,000 release fee, and pay for the infrastructure – the City then agrees to provide water to the development, using charges based on LeAx customers, with half of the fee going to LeAx and half to the City – if the property is not developed within 5 years, the agreement is no longer viable – upon completion of the development, this agreement will be in effect for 15 years – she clarified that all other annexation steps must be followed as well as those required for a Planned Unit Development
  - Rusty Rittenhouse, Attorney representing developer and property owners – plans to move forward with an Expedited Type II annexation
  - McGee – questioned the legality of charging two different rates to City residents, and asked if there is any precedence for charging residents different water rates within the City

-S-S Director – this has been reviewed by the Law Director and the LeAx Board's attorney

Mike Moschell, Luhrig Road – lives about a mile and a half from this proposed development – he is appalled that such a large scale development is being considered for this area – currently there is insufficient roadway access – encouraged careful planning, possibly a transportation study

-Fahl – a traffic study is typically part of such developments and she suggested he contact City Engineer Stone with any specific questions

- Residential Care Facilities (amend City Code)
  - Fahl – recommendation from the Planning Commission – a public hearing will be held on Monday, February 15<sup>th</sup> – will amend Section 23.04.03, R-3 Residential Zone (Multi-Family) to remove Residential Health Care Facilities as a conditionally permitted use and will add to Section 23.04.01, R-1 Residential Zone (One-Family) as a permitted use, and amend Table B, Off-Street Parking Requirements, to add Residential Care Facilities (one parking space for each two beds plus one van accessible space per six beds)

**ITEMS NEEDED ON THE NEXT CITY COUNCIL AGENDA:**

1. LeAx Agreement
2. Residential Care Facilities

# MINUTES

## TRANSPORTATION COMMITTEE

### JANUARY 11, 2016

Members in Attendance: Michele Papai, Chair  
Jennifer Cochran, Vice-Chair

Other Council Members: Chris Fahl  
Patrick McGee  
Jeff Risner

Administrators and/or  
Other Elected Officials: President Knisely  
Mayor Patterson  
Service-Safety Director Horan Moseley

#### ITEMS DISCUSSED:

- East State Street (design)
  - Papai – this design is for the ODOT 33 interchange and area encompassing from approximately Bob Evans to Walmart – need an appropriation of \$450,000 to Street Rehabilitation Fund, 572
  - Mayor – this is a 3-year project, 2016-2018
  - Papai – related work will include the East State traffic study and new sidewalk construction on the south side of the street
  - Mayor – will all be bid as one project
  - Butler – area is challenging for pedestrians – need to be mindful of traffic calming measures and pedestrian safety
  - Papai – Director Stone is very well aware of that concern and has included it in the design
  - Fahl – one of Director Stone’s guiding principles is complete the street which looks at multi-module transportation
- Determining to Proceed and Levying Final 2015 Sidewalk Assessments
  - Papai – final steps in the assessment process for repair/replacement of sidewalks on May Avenue, North Congress and Central Avenue – as we continue to improve our City sidewalks the Administration has developed a longer lead time working with the Code Enforcement office to communicate which portion in the identified sidewalk area will be

assessed to the homeowner – this will enable homeowners to hire private contractors, or discuss their concerns on a more timely basis

- Franklin Avenue Improvements
  - Papai – need to authorize design – this is a CDBG project – (\$200,000) to improve drainage, sidewalk/curbs
  - S-S Director – sidewalks will be part of an assessment project

**ITEMS NEEDED ON THE NEXT CITY COUNCIL AGENDA:**

1. East State (design)
2. Ordinance to Proceed
3. Franklin Avenue (improvements)