

**ATHENS CITY COUNCIL: REGULAR SESSION, MONDAY, JUNE 20, 2016,
7:00 P.M.**

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

Also present: President Knisely, Mayor Patterson, Service-Safety Director Horan Moseley, and Law Director Eliason.

COMMUNICATIONS:

President Knisely is in receipt of the following liquor permit requests:

Transfer of a D1 permit, ownership, in name only, from Robert C. Wolf & Constance Thayer-Wolf, to Wolf House, LLC, dba Smiling Skull Saloon & Patio, 108 W. Union Street, with concerns or comments to be postmarked to the Ohio Division of Liquor Control no later than July 11, 2016; and

A D1 Trex permit from Cue Club, LLC, 110 S. High Street, 1st floor only, Hillsboro, OH, 45133 to Wilson Enterprises of Athens, LLC, 700 E. State Street, with concerns or comments to be postmarked to the Ohio Division of Liquor Control no later than July 14, 2016.

Council Member Cochran – reminder that a public forum will be held tomorrow evening, Tuesday, June 21st, at the Community Center, 6:00-7:30 p.m. to discuss a draft of the Athens Environment and Sustainability Commission's Sustainability Plan.

Fahl moved to amend the Agenda to add Ordinances 94-16 and 95-16; Butler seconded. Amendment was approved unanimously.

REPORTS AND COMMUNICATIONS FROM OTHER ELECTED OFFICIALS:

Mayor Patterson reported the following:

- MSA Sports has been selected for the design engineering and construction of the new City pool. There will be a community engagement and input evening at the pool and/or Community Center on Tuesday, July 12th, time yet to be determined.
- Rotary is nearing completion on their documentation to deed Camp Rotan to the City of Athens, at no cost, to be maintained as nature acreage, approximately 14 acres.

ORDINANCES FOR SECOND READING:

0-85-16

AN ORDINANCE AMENDING THE 2016 APPROPRIATION ORDINANCE. Risner moved for Suspension of the Rules; Papai seconded. Suspension of the Rules was approved unanimously. Risner moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-86-16

AN ORDINANCE AUTHORIZING SIDEWALK ENHANCEMENTS ON WEST UNION STREET (PROJECT #305). Papai moved for Suspension of the Rules; Butler seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Butler seconded. Adoption was approved unanimously.

ORDINANCES FOR FIRST READING:

0-87-16

AN ORDINANCE VACATING THE OVERVIEW DRIVE CITY RIGHT-OF-WAY IN THE UNIVERSITY ESTATES PLANNED UNIT DEVELOPMENT. Discussion: Attorney Rusty Rittenhouse, representing the property owner, explained that when Lot 7A, near the Club House on Altamonte, was originally proposed and designed, the steep slope of the topography of the Overview Drive cul-de-sac was not taken into account. The owner would like to vacate Overview Drive and split Lot 7A into two separate residential lots comprised of approximately 2 acres and 4 acres.

0-88-16

AN ORDINANCE AMENDING ATHENS CITY CODE, TITLE 21, SUBDIVISION REGULATIONS, CHAPTER 21.08, REQUIREMENTS FOR CONSTRUCTION OF IMPROVEMENTS, SECTION 21.08.02, PERFORMANCE GUARANTEE FOR INSTALLATION AND MAINTENANCE OF IMPROVEMENTS.

0-89-16

AN ORDINANCE AUTHORIZING REPLACEMENT OF THE TRAFFIC SIGNAL AT THE INTERSECTION OF WEST STATE AND LANCASTER STREETS (PROJECT #306); AND DECLARING AN EMERGENCY. Papai moved for Suspension of the Rules; Fahl seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Cochran seconded. Discussion: Eric Lee, resident, questioned the need for the emergency clause. Mayor Patterson responded that, for the safety of the children, it is paramount

that this legislation be effective immediately in order to be functional for the first day of school in August.

Eric Lee was just curious why it didn't come before City Council at an earlier date.

Fahl indicated that upon reviewing the cost, the City Engineer discovered that it exceeded the \$50,000 threshold, and City Council approval was necessary. Adoption was approved unanimously.

0-90-16

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO EXECUTE A GRANT AGREEMENT WITH THE OHIO DEVELOPMENT SERVICES AGENCY FOR THE MCKINLEY EXTENSION (PROJECT #302). Papai moved for Suspension of the Rules; Butler seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Fahl seconded. Adoption was approved unanimously.

0-91-16

AN ORDINANCE TO ENSURE LOCAL MATCH FUNDS FOR THE MOBILITY MANAGER GRANT. Papai moved for Suspension of the Rules; Fahl seconded. Suspension of the Rules was approved unanimously. Papai moved for Adoption; Butler seconded. Adoption was approved unanimously.

0-92-16

AN ORDINANCE AUTHORIZING DISPOSAL OF AN AIR-CONDITIONING RECHARGE UNIT IN THE ENGINEERING AND PUBLIC WORKS DEPARTMENT; AND DECLARING AN EMERGENCY. Butler moved for Adoption; Fahl seconded. Suspension of the Rules was approved unanimously. Butler moved for Adoption; Papai seconded. Adoption was approved unanimously.

0-93-16

AN ORDINANCE AMENDING THE 2016 APPROPRIATION ORDINANCE; AND AUTHORIZING AN INTERFUND TRANSFER. Risner moved for Suspension of the Rules; Butler seconded. Suspension of the Rules was approved unanimously. Risner moved for Adoption; Butler seconded. Adoption was approved unanimously.

0-94-16

AN ORDINANCE AMENDING ORDINANCE 43-16; AUTHORIZING 2016 RAPID WATERLINE REPLACEMENT (PROJECT #303). Butler moved for Suspension of the Rules; Fahl seconded. Suspension of the Rules was approved

unanimously. Butler moved for Adoption; Fahl seconded. Discussion: Butler noted that the waterline replacement on Grand Park Blvd. is taking place due to aging infrastructure, with cross connections on Dalton and Jacobs. Adoption was approved unanimously.

0-95-16

AN ORDINANCE GRANTING A VARIANCE FROM THE ATHENS CITY SUBDIVISION REGULATIONS TO ATHENS HEALTH REALTY, LLC, 70 COLUMBUS CIRCLE, TO ALLOW A LOT SPLIT. Fahl moved for Suspension of the Rules; Papai seconded. Suspension of the Rules was approved unanimously. Fahl moved for Adoption; Risner seconded. Adoption was approved unanimously.

RESOLUTION FOR THIRD READING:

R-09-16

A RESOLUTION TO PLACE THE ISSUE OF INCREASING THE CITY INCOME TAX BY TWENTY-HUNDREDTHS PERCENT (.20%) PER ANNUM BEGINNING JANUARY 1, 2017, ON THE BALLOT AT THE NEXT GENERAL ELECTION ON NOVEMBER 8, 2016; AND DIRECTING THE BOARD OF ELECTIONS OF ATHENS COUNTY TO CONDUCT THE ELECTION. Risner moved for Adoption; Butler seconded. Adoption was approved unanimously.

ANNOUNCEMENTS & OTHER BUSINESS:

Fahl moved to Accept the Auditor's May, 2016, Financial Reports; Cochran seconded. Motion was approved unanimously.

Butler moved to Appoint Samuel Crowl to serve on the Arts, Parks & Recreation Advisory Board; Fahl seconded. Appointment was approved unanimously.

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

Scott Wolfe, S & J Plumbing, requested City Council review ACC Section 11.10.06, Contractor Registration and State License Requirements. He is aware of an unlicensed contractor who was able to register with the City, and would like a change in the Code to close any loophole that allowed this to happen.

Fahl moved Adjournment; Butler seconded, and the meeting adjourned at approximately 8:00 p.m.

President of Council

ATTEST:

Clerk of Council