



City of Pataskala *Legislative Report to Council*

Legislative Report

July 20, 2020 Council Meeting

Unfinished Business

A. Ordinances

➤ **ORDINANCE 2020-4363 - SUPPLEMENTAL APPROPRIATION – 3RD READING**

There are two items that have been identified which require additional appropriation authority from Council. The first is the result of mediation on the Fannin & Deagle legal matter, and the second is due to greater than-budgeted pay rates, longevity pay and an additional pay period in 2020. Complete details are listed by section below. **We are respectfully requesting that Council hold the 3rd reading of the ordinance and approve the legislation at the July 20th meeting. Nothing in the legislation has changed since its last reading.**

- *Section 1: Fannin & Deagle Litigation Settlement* – The city recently participated in mediation with representatives of Fannin & Deagle (F&D) to arrive at an equitable resolution of the litigation initiated by F&D. Among other agreed-to items, the settlement called for a cash payment of \$50,000 to F&D. As there is no appropriation for this in the 2020 budget, the budget must be amended to reflect this expenditure from the General fund. **We are requesting an increase in approved appropriations of \$50,000 in order to cover the mediation settlement payment to F&D.**
- *Sections 2-6: Increased Wage and Pension Costs* – The city entered into collective bargaining agreements with the FOP, OPBA and USW for 2020 which gave wage rate increases that are greater than the 3% included in the budget as adopted. The Police unions were granted a 6% increase in 2020, and the USW/non-union (e.g. pay matrix) employees were granted a 4% rate increase in 2020. The financial impact to the 2020 budget for the higher than budgeted increase in pay rates is approximately \$66,400.

In addition, due to the timing of the payroll schedule, 2020 contains 27 biweekly payroll payments instead of the typical 26. This is a somewhat uncommon occurrence, happening only every 11 years. Please note that salaried employees do not receive additional compensation in 2020, as they were given the option to either receive their salary over the 27 pay periods, or to take a no-pay payroll at the end of the year.

In addition to the wage rate and 27-pay year issues, employees are now being granted longevity pay starting in 2020. For all employees, the financial impact to the budget is approximately \$37,000. **In total, we are requesting an increase in approved appropriations of \$216,100 in order to cover the estimated costs of the wage adjustments.**

New Business

A. Ordinances

B. Resolutions

- **RESOLUTION 2020-047 - A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE A COST SHARING AGREEMENT WITH THE LICKING PARK DISTRICT BOARD OF COMMISSIONERS AND GILBERT REESE FAMILY FOUNDATION FOR WALKING TRAIL IMPROVEMENTS AT FOUNDATION PARK.**

This agreement has been in the works for some time. The Licking County Park District, Thomas J. Evans Foundation and the City of Pataskala have agreed to a cooperative venture to improve the walking path at Foundation Park. Originally an asphalt path was considered but cost estimate ran too high. As an alternative the three entities (and the Parks Board) settled on a compacted aggregate path that one day may be upgraded to a paved path. Licking county and The Evans Foundation have already voted and approved the funds (which are split three ways) Engineer estimates came in roughly at 114,000-120,00. Approval would allow the city to move forward with the bidding process. Initially targeted for late 2020 we now think the work would happen in early 2021.

- **RESOLUTION 2020-048 A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE A SETTLEMENT AGREEMENT WITH FANNIN LIMITED PARTNERSHIP AND JAMES L. DEAGLE.**

This is the culmination of the Fannin/Deagle settlement. Council has been briefed about the settlement and we have been diligently working with Attorneys from Fannin and Deagle to make sure the agreement matched the final conditions as agreed to in the mediation. As a side note Brian had to reject/tweak their versions 11 times before he felt they got it right.

- **RESOLUTION 2020-049 – A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH M.P. DORY COMPANY TO COMPLETE THE TRAFFIC SIGNAL IMPROVEMENT PROJECT AT THE BROAD STREET AND WATKINS ROAD INTERSECTION**

Acceptance of this Resolution will provide for M.P. Dory to make the following improvements to the traffic signal at the intersection of Broad Street and Watkins Road: Replace the controller cabinet and components, all signal wiring, and all signal heads, as well as add detection and protected left turns to the east and west bound approaches on Broad Street.

Signal component replacement and adding the protected phasing for the east and west bound left turns for this intersection has previously been identified and proposed to

the Street Committee as a minor project for implementation in the 2020 or 2021 budget. It was not specifically budgeted for in the 2020 budget, but changed conditions now make this an ideal candidate for immediate implementation.

Most poignantly, this traffic signal has experienced several failures within the past 3 months. Corrective action has been taken to address the failures in the short term, but issues remain that will lead to additional failures if not addressed. Specifically, a short in the wiring has been identified, but is not easily located and fixed. Combined with the age of the signal components, it is recommended to replace all the wiring. Beyond this, the existing controller cabinet and components are also having issues, so trying to piecemeal the signal and only replace some of the components, may or may not solve the problem.

The addition of protected phasing and detection for the east and westbound left turns was identified in the Intersection Safety and Capacity Study as a recommended safety improvement for this intersection. Adding this at the same time as replacing the other signal components is an efficient approach, as there will be project savings by scale of economy.

While this was not specifically budgeted for 2020, with the cuts in the Public Service Department currently shown at approximately 18%, funding that was dedicated to other, larger projects that are currently on hold, can be redirected to this project, which is less expensive and has a more immediate need, and affect the budget savings by less than 1%.

Approval of this resolution is recommended.

➤ **RESOLUTION 2020-050 A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE AN INTERAGENCY AGREEMENT WITH THE SOUTHWEST LICKING COMMUNITY WATER AND SEWER DISTRICT.**

This resolution is an agreement between SWLSWD and the city to hire a consultant to review and make recommendations on getting sewer to the JRS. As part of this agreement the consultant will likely provide some guidance on what to do with the JEDD and what we may want to do to make that happen. Rob Platte will be in attendance Monday night to answer any questions as well. There is no cost to the city for the consultant.