

**COUNCIL PROCEEDINGS  
CITY OF ATTICA**

**9-12-2022**

The Common Council for the City of Attica met on September 12<sup>th</sup>, 2022, at 6:00 P.M.

Those present at the meeting were: Council Members; Mr. Larry Grant, Mr. Scott Voorhees, Mrs. Valerie Maus, Mrs. Patricia Hargan, and Mrs. Kaylie Carnahan. Also, present were Attorney Ingrid Barce, Mayor Duane Roderick, and Clerk Treasurer Joanne Broadwater.

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS:**

- **Maus made a motion to approve the minutes from the August 8<sup>th</sup>, 11<sup>th</sup> and September 7<sup>th</sup> council meetings, Voorhees seconded, all were in favor and the motion passed.**

**PUBLIC HEARINGS: Meeting Suspended**

- The public hearing for the demolition project was opened. Eric Smith from HWC Engineering presented information for the first of two required hearings for the grant the city is applying for from the Office of Community and Rural Affairs. Kristy Jerrell from Jerrell Consulting is the grant administrator for this project. A sign in sheet was passed around and all attendees were asked to sign in.

Smith explained the scope of the project and the grant process. The project cost is estimated to be \$644,000, \$500,000 could be provided by the grant.

Attica resident Cindy Mason spoke up in favor of the project, stating that as much as she hates to see the old buildings come down there comes a point where the city needs to move forward, and the city of Attica has reached that point.

There were no additional citizen comments.

Meeting resumed.

- Roderick read Resolution 2022-0912A, Slum and Blight Declaratory Resolution.
- **Voorhees made a motion to pass 2022-0912A as written, Grant seconded, all were in favor, motion passed.**
- Roderick read Resolution 2022-0912B, Authorizing Application Submission and Local Match Commitment.
- **Voorhees made a motion to pass 2022-0912B as written, Grant seconded, all were in favor, motion passed.**

The regular meeting was suspended for a public hearing on the City of Attica's Water Project.

- Ross Hagen, Municipal Advisor from Bakertilly, stated this is the public hearing to discuss the ordinance amending chapter 9 Article 6, Waterwork Rates and Charges. Mr. Hagen provided background on the water project. The projected cost of the project is \$4.8 million, with the scope of this project the city needed to look at the rates of the water utility to see if they are sufficient to cover the cost of the project. Hagen explained the water rate study process and the conclusions of that study. Based on the water rate study the city needs to increase their water rates to cover the cost of this project. Bakertilly is proposing an increase in monthly water rates of approximately \$14.00 per month for the average residential customer. With this increase, the City of Attica water rates would still be below the state average for a city of our size.

Roderick stated there are copies of the information presented available to anyone interested.

Eric Smith from HWC Engineering gave an overview of the water project.

There were no public comments.

The Council Meeting resumed.

- Roderick presented Ordinance 2022-0912C, amending Chapter 9 Article 6 of the City of Attica's public waterworks rates and charges.
- **Grant made a motion to pass Ordinance 2022-0912C with the change in effective date of January 2023, Voorhees seconded, all were in favor, motion passed.**
- Citizen Ed Burris asked how long the project will last, Eric Smith of HWC estimated 8-9 months, with completion anticipated in the summer of 2023.

#### **CITIZEN'S PETITIONS:**

- Don Mustaffi, of the Golf Ridge addition, via his representative, addressed the council regarding his ownership of carrier pigeons. They stated they are having problems with neighbor opposition of the ownership.

Roderick stated the discussion would be limited to 15 minutes, but all concerned parties should have an opportunity to speak.

Ed Burris spoke on behalf of the opposing residents of Golf Ridge addition, he read a letter from residents Jeff and Chris Crane that live North of the Golf Ridge addition stating they have had issues with the pigeons and felt the city council needs to address this nuisance.

Burris and other residents opposing the ownership of the birds stated potential health risks to neighbors, as well as the mess the birds leave on neighboring properties and the devaluing of those properties.

The representative for Mr. Mustaffi explained his birds are not like common wild birds and are required to have inoculations and other screenings before they are allowed to enter the United States. He explained they are not a health risk to neighbors. Their birds are very expensive birds and are well taken care of.

Roderick asked the council for discussion. The council along with city Attorney Ingrid Barce discussed the City of Attica's nuisance ordinance, and how it pertains to the ownership of the pigeons.

Attorney Barce explained that their office examined the covenants of the subdivision which states that the current issue should be addressed by the Architectural Committee established in the covenants, and not the Attica City Council.

Mr. Mustaffi was told by Attorney Barce that he needs to file an animal permit request with the city clerk's office requesting an exception to the city nuisance ordinance, that will be considered by the council at the October meeting.

- Jake Mediate asked the council to allow the 2023 car show on August 12<sup>th</sup> at the riverfront to allow for expansion. The council agreed to this.
- Jake Mediate also asked the council for permission to hold a new festival at Ravine Park on August 26<sup>th</sup>, 2023, called the Ravine Park Fantasy Con, like comic con festivals that are held in other areas. The council asked questions about attendance and parking, Jake stated since this is new, he has no idea about attendance but felt there is adequate parking in areas already available at the park. The council agreed to allow Jake the use of Ravine Park on his requested date.
- Cindy Mason reported that Spirits in the Park is scheduled for October 1<sup>st</sup>, 2022, and gave an update on the event.

#### **COMMITTEE REPORTS:**

- None

#### **DEPARTMENT HEADS:**

##### **Eric Swank Director of Public Works/Building Commissioner:**

- Had nothing to report.

##### **Police Chief Garret Miller:**

- Officer Dillon reported to the police academy on August 29<sup>th</sup> for his 16-week training.

- The department will issue an alert to the community that youth under the age of 18 riding in off road vehicles are required by state law to wear helmets.
- The new police Tahoe's may be delivered by the end of October, it will take 6-8 weeks to get them fully outfitted.
- Miller reported that Mike Alsop Chevrolet will donate a 2022 Chevy 1500 4 door Silverado for the city's SRO vehicle, the city will pay for the cost to outfit the vehicle. Chief Miller is contacting companies that outfit police vehicles for discounts on this cost.

**Fire Chief Mike Little:**

- Was not present.

**Joanne Broadwater, Clerk-Treasurer:**

- Financials were handed out.
- Broadwater gave an update on the budget timeline and stated she would provide copies to the council. There will need to be a public hearing on the budget on September 26<sup>th</sup> at 6:00pm.

**UNFINISHED BUSINESS:**

- None.

**NEW BUSINESS:**

- Roderick handed out the 2023 salary ordinance which reflects a 4% increase, with a couple exceptions for summer help.

The council discussed the salary ordinance, and asked questions of the department heads in attendance. The council made suggestions that the salary Ordinance should reflect demonstrated skill levels to determine an individual's salary.

The salary ordinance was not voted on at this meeting.

**MISCELANOUS:**

- Roderick reported that the city took bids for the demolition of the Evans Piggott building, and the job was awarded to the lowest bidder, Dustin Gates at a cost of \$50,650.

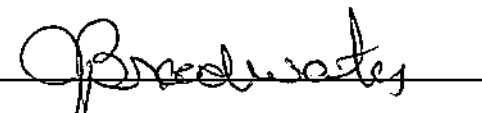
**ADJORNMENT:**

Roderick stated he had no further business and requested a motion to adjourn.  
**Carnahan made the motion to adjourn, Maus seconded, all were in favor, motion passed, meeting adjourned.**

The next regular Council meeting will be held Monday, October 10<sup>th</sup>, 2022, at 6:00pm.

A handwritten signature in cursive script, appearing to read "Duane Roderick", written over a horizontal line.

Duane Roderick, Mayor

ATTEST:   
Joanne Broadwater, Clerk-Treasurer