

# FINDLAY CITY COUNCIL AGENDA

**REGULAR SESSION**

**April 5, 2016**

**COUNCIL CHAMBERS**

## **ROLL CALL of 2016-2017 Councilmembers**

### **ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:**

- Acceptance or changes to the March 15, 2016 public hearing minutes for the rezoning of 133 Hillcrest Avenue (Ordinance No. 2016-019).
- Acceptance or changes to the March 15, 2016 public hearing minutes for the rezoning of a portion of North Cory Street (Ordinance No. 2016-020).
- Acceptance or changes to the March 15, 2016 Regular Session City Council meeting minutes.

**ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:** - none.

**PROCLAMATIONS:** - none.

**RECOGNITION/RETIREMENT RESOLUTIONS:** - none.

### **PETITIONS:**

**Petition for Annexation – East of the City of Findlay on Williams Street, owned by Tina L. Morger and Terri L. Arrington**

A petition for annexation to the City of Findlay filed by Philip Rooney on behalf of Tina L. Morger and Terri L. Arrington on March 26, 2016. A legal description for said property is attached with the petition. The property requested to be annexed is in Marion Township, Hancock County. Referred to Law Director for a Resolution of Services. Resolution No. 014-2016 was created.

**WRITTEN COMMUNICATIONS:** - none.

**ORAL COMMUNICATIONS:** - none.

### **REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:**

**Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control** for Stix Restaurant, located at 110 East Sandusky Street & 419 South Main Street Rear Patio, Findlay, Ohio for a D5 liquor permit. This requires a vote of Council.

Gregory R. Home, Chief of Police – Stix Restaurant, located at 110 East Sandusky Street & 419 South Main Street Rear Patio, Findlay, Ohio. A check of the records shows no criminal record on the following:

Renz Rainer D. Salanga

#### **Service-Safety Director Paul Schmelzer – Applebee's donation**

The City of Findlay Police Department received a generous donation of \$1,136.80 from Applebee's Restaurant. The funds will be used to purchase cameras for use by Patrol Officers. The funds have been deposited in the General Fund. Legislation to appropriate funds is requested. Ordinance No. 2016-029 was created.

FROM: General Fund	\$ 1,136.80
TO: Police Department #21012000-other	\$ 1,136.80

**N.E.A.T. Departmental Activity Report – February 2016.**

**Treasurer's Reconciliation Report – February 2016.**

#### **Service-Safety Director Paul Schmelzer – Capital Improvement Appropriation**

The 2016 Capital Plan included a transfer of \$1,500,000.00 from the General Fund to the Capital Improvements-CIT Fund. The Engineering Department continues to bid out large paving projects for start-up in the spring. The influx to the Capital Fund allows for the execution of this strategy and leaves funds for other projects. Legislation to transfer \$1,500,000.00 is requested. Ordinance No. 2016-030 was created.

FROM: General Fund	\$ 1,500,000.00
TO: Capital Improvements-CIT Fund	\$ 1,500,000.00

#### **Service-Safety Director Paul Schmelzer – Blanchard River Sediment Control, Project No. 31954800**

Funds were appropriated in 2015 for a study to reduce sediment in the Riverside Park dam area. The City and County both participated at fifty percent (50%) of the total project cost. The initial study is complete and a report has been submitted by the consultant. In order to continue with the project, a mussel study is needed. This type of study is done in May. The County is also considering to split the funding on these additional tasks. Legislation to appropriate funds is requested. Ordinance No. 2016-031 was created.

FROM: General Fund	\$ 7,250.00
TO: Blanchard River Sediment Control <i>Project No. 31954800</i>	\$ 7,250.00

#### **City Engineer Brian Thomas – Fostoria Avenue Drainage (Phase II) – OPWC Project No. 32593600**

On February 18, 2016, bids were opened for this project. Bids were received from seven (7) potential contractors with bids ranging from \$407,777.00 to \$492,293.00. The lowest and best bid was received from JDR Excavating, Inc. of Findlay. The project is included in the 2016 Capital Improvements Plan and the total project estimate is within the budgeted amount. Previously, an amount of \$25,000 was appropriated to the project for design and startup. An appropriation for construction, inspection and a contingency is needed at this time to complete the project. Legislation to appropriate funds is requested. Ordinance No. 2016-032 was created.

FROM: OPWC Grant	\$ 252,500.00
Stormwater Fund	\$ 257,500.00
TO: Fostoria Avenue Drainage (Phase II) <i>Project No. 32593600</i>	\$510,000.00

**City Engineer Brian Thomas – 2016 Resurfacing Program (Contracts A & B), Project No. 32861200**

Beginning this year, the resurfacing program was split into two (2) separate contracts – Contract A for concrete and Contract B for asphalt. On March 17, 2016, bids were opened for Contract A. Bids were received from two (2) potential contractors with base bid amounts of \$597,742.00 and \$598,923.75. Bids were also received from four (4) alternates totaling \$153,694.95 and \$163,126.35. The lowest and best bid was received from Newcomer Concrete of Norwalk, Ohio.

On March 18, 2016, bids were opened for Contract B. Bids were received from four (4) potential contractors with base bid amounts ranging from \$245,469.50 to \$313,888.50. Bids were also received for three (3) alternates ranging from \$89,070.90 to \$126,292.65. The lowest and best bid was received from M&B Asphalt of Old Fort, Ohio.

The project is included in the 2016 Capital Improvements Plan, and the total project estimate is within the budgeted amount. Previously, an amount of \$10,000 was appropriated to the project for design and startup. At this time, an appropriation for construction and inspection is needed to complete the project. Legislation to appropriate funds is requested. Ordinance No. 2016-033 was created.

FROM: Capital Improvements – CIT \$ 1,200,000.00  
TO: 2016 Resurfacing Program *Project no. 32861200* \$ 1,200,000.00

**City Engineer Brian Thomas – Santee Avenue & Ely Avenue Emergency Sanitary Sewer Replacement Project No. 35665500**

Earlier this month, residents in the area of Santee and Ely Avenues were experiencing problems with their sanitary sewers. The Sewer Maintenance Department discovered several problems which require immediate repairs. Due to the urgency of the project, informal bids were requested from several local contractors. Pricing ranged from \$41,161.00 to \$57,805.00. The lowest and best pricing was received from Helms & Sons Excavating of Findlay.

Currently in the 2016 Capital Improvements Plan (Sewer Fund), there is a budget amount of \$200,000 for the 2016 Sewer Cleaning project. In order to avoid any delays, this amount is proposed to be reduced by \$52,000 and the funds will be transferred to the Santee and Ely Sanitary Sewer project. Legislation to appropriate funds is requested. Ordinance No. 2016-034 was created.

FROM: Sewer Fund \$ 52,000.00  
TO: Santee & Ely Sanitary Sewer *Project No. 35665500* \$ 52,000.00

**Service-Safety Director Paul Schmelzer – Greystone/Stonehedge Neighborhoods project donations/contributions**

The City of Findlay has received grant monies in the amount of \$2,500 from the Findlay-Hancock County Community Foundation and also contributions in the amount of \$575 from the residents involved in the Greystone/Stonehedge Neighborhoods project organized by the City's Shade Tree Commission. Legislation to appropriate these funds into the Parks Maintenance Department's budget to reimburse for expenses paid toward the project is requested. Ordinance No. 2016-029 was created.

FROM: General Fund (contributions) \$ 3,075.00  
TO: Parks Maintenance Department #21034000-*other* \$ 3,075.00

**City Planning Commission agenda – April 14, 2016; minutes – March 10, 2016.**

**Findlay Fire Chief Joshua Eberle – Findlay Fire Department grant/donations**

Each year, the Findlay Fire Department submits an application to the Ohio Department of Public Safety for a one thousand five hundred dollars (\$1,500.00) grant which is used to purchase EMS supplies. The Findlay Fire Department is required to submit invoices for items that have been ordered and received by the Fire Department in order to receive a reimbursement.

On March 30, 2016, the Findlay Fire Department received eight hundred forty-seven dollars and eighty-four cents (\$847.84) as a reimbursement. Legislation to transfer this donation to the Findlay Fire Department's First Aid/EMS Supplies line item #321102 is requested. Ordinance No. 2016-029 was created.

**Hancock Regional Planning Commission Director Matt Cordonnier – CHIP grant**

The Ohio Office of Community Development offers counties and cities the opportunity to compete for funding to be used to provide certain housing services to low and moderate income residents through the Community Housing Improvement Program or CHIP.

The State of Ohio has made changes to the CHIP program for Program Year 2016 that present an opportunity to significantly increase the resources available to the county and city to address housing needs. Specifically, the County and City may form a partnership to increase a potential grant award from \$400,000 to \$850,000.

The partnership is limited to the CHIP program and would only apply to the Program Year 2016 CHIP, which would be in operation from September 1, 2016 – October 31, 2018.

The CHIP funds may be used for several different activities such as owner rehab, rental rehab, tenant based rental assistance, emergency home repair, down payment assistance, and Habitat for Humanity builds.

In 2014, the County received a \$400,000 CHIP grant and that money has been used for emergency repairs, home owner repair, tenant based rental assistance and Habitat for Humanity builds. The program has been very successful. Legislation authorizing the Mayor to enter into a partnership agreement with the County to apply for a combined CHIP grant application is requested. Ordinance No. 2016-036 was created.

Traffic Commission minutes – March 21, 2016.

**Service-Safety Director Paul Schmelzer – Cory Street Transportation Alternative Plan**

The City is currently working on construction documents for the Main Street/Cory Street Transportation Alternative Plan (TAP). The adopted plan calls for the section of Cory Street that is currently two-way between the University of Findlay and Front Street to be changed to a one-way in a northerly direction. It has been confirmed with ODO that the funding for this project will not be impacted if this change is made. Legislation to make this change in order to maintain two-way traffic is requested. This project is already in the planning stages, therefore, direction from City Council is requested. Ordinance No. 2016-037 was created.

**COMMITTEE REPORTS:** - none.

**LEGISLATION:**

**RESOLUTIONS**

**RESOLUTION NO. 013-2016** (*Sandusky St widening project*)

**third reading**

THE FOLLOWING IS RESOLUTION 013-2016 ENACTED BY THE CITY OF FINDLAY, HANCOCK COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA), IN THE MATTER OF THE STATED DESCRIBED PROJECT.

**RESOLUTION NO. 014-2016** (*Williams Street annexation – services City of Findlay will provide*)

**first reading**

A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN MARION TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO, AND BEING A PART OF THE SOUTHWEST QUARTER (¼) OF SECTION 20, T1N, R11E, A TRACT OF LAND CONSISTING OF 0.172 ACRES OF LAND, MORE OR LESS.

**ORDINANCES**

**ORDINANCE NO. 2016-024** (*2016 Capital Improvements*)

**third reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS WHERE REQUIRED AND ENTER INTO A CONTRACT OR CONTRACTS FOR CONSTRUCTION OF VARIOUS PROJECTS IN ACCORDANCE WITH THE 2016 DEPARTMENT EQUIPMENT LIST WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT A, APPROPRIATING FUNDS FOR SAID CAPITAL EXPENDITURES, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-027, AS AMENDED** (*Runway 18/36 Rehab (AIP-26) Project No. 35264900*)

**second reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO EXECUTE THE NECESSARY GRANT APPLICATION(S) AND/OR AGREEMENT(S) TO RECEIVE GRANT FUNDS FROM THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR THE AIP-26, CONSTRUCTION OF RUNWAY 18/36 REHABILITATION, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-028** (*YMCA operate Riverside Swimming Pool renewal*)

**second reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO AN AGREEMENT (CONTRACT) WITH THE YMCA TO OPERATE THE RIVERSIDE SWIMMING POOL FACILITY AND ASSOCIATED YMCA PROGRAMS FOR PUBLIC AND RECREATIONAL USE FOR THE CITY OF FINDLAY FOR THE 2016 SEASON, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-029**

**first reading**

(*Applebee's donation; Greystone/Stonehedge Neighborhoods project donations/contributions; FFD grant/donations*)

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-030** (*Capital Improvement Appropriation*)

**first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-031** (*Blanchard River Sediment Control project*)

**first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-032** (*Fostoria Ave drainage (Phase II)*)

**first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-033** (2016 resurfacing program (Contracts A & B) Project No. 32861200)  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**first reading**

**ORDINANCE NO. 2016-034** (Santee Ave & Ely Ave emergency sanitary sewer replacement Project No. 35665500)  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**first reading**

**ORDINANCE NO. 2016-035** (HWE Franchise Agreement)

**first reading**

AN ORDINANCE GRANTING TO HANCOCK-WOOD ELECTRIC COOPERATIVE, INC. ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF FINDLAY, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR THE DISTRIBUTION OF ELECTRIC ENERGY AND OTHER SERVICES TO PARTS OF THE CITY OF FINDLAY AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER AND OTHER PURPOSES AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH AND ACROSS SAID CITY OF FINDLAY, STATE OF OHIO, SUBJECT TO AND IN COMPLIANCE WITH THE CERTIFIED TERRITORIES FOR ELECTRIC SUPPLIERS ACT (OHIO REVISED CODE SECTIONS 4933.81 TO 4933.90).

**ORDINANCE NO. 2016-036** (HRPC's CHIP grant)

**first reading**

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO PARTNER WITH HANCOCK COUNTY BY ENTERING INTO A PARTNERSHIP AGREEMENT FOR THE ADMINISTRATION OF THE COMMUNITY HOUSING IMPACT AND PRESERVATION (HEREINAFTER REFERRED TO AS "CHIP") PROGRAM FOR THE PURPOSE OF ADDRESSING LOCAL HOUSING NEEDS WITHIN HANCOCK COUNTY, OHIO, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-037** (Cory St TAP)

**first reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ALTER THE CORY STREET TRANSPORTATION ALTERNATIVE PLAN (TAP), AND DECLARING AN EMERGENCY.

***UNFINISHED BUSINESS:***

OLD BUSINESS  
NEW BUSINESS



Philip L. Rooney  
Christie L. Ranzau

rooney & ranzau, ltd.  
attorneys at law  
320 s. main st.  
findlay, ohio 45840  
419-425-3821  
flagcitylaw.com

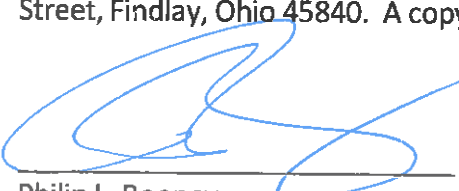
**NOTICE OF FILING OF PETITION FOR ANNEXATION**  
Ohio Revised Code §709.02

March 24, 2016

Clerk of Council  
City of Findlay, Ohio  
Findlay Municipal Building  
Findlay, Ohio 45840

Jeanie L. Ploeger  
Clerk of Marion Township  
6761 Twp. Road 212  
Findlay, Ohio 45840

You are advised that on March 16, 2016, there was filed with the Board of Commissioners of Hancock County, Ohio, a Petition for Annexation of certain territory located East of the City of Findlay on Williams Street and owned by Tina L. Morger and Terri L. Arrington. A copy of said petition is attached hereto and made a part hereof along with the attachments to said petition. A hearing on said petition has been set by the Board of County Commissioners of Hancock County, Ohio on May 26, 2016 at 11:00 AM in the Commissioner's Conference Room, 514 South Main Street, Findlay, Ohio 45840. A copy of the notice of said hearing is enclosed.



Philip L. Rooney  
Agent for Petitioner  
320 South Main Street  
Findlay, Ohio 45840  
(419) 425-3821

**PETITION FOR ANNEXATION**

Non-expedited

To the Commissioners of Hancock County, State of Ohio:

The undersigned, being the owner of the real estate within the Township of Marion, County of Hancock and contiguous to the City of Findlay, and more particularly described in Exhibit "A" attached hereto, said real estate further described by the plat attached hereto as Exhibit "B", respectfully petitions that the above described real estate be annexed to the City of Findlay.

Philip L. Rooney, 320 South Main Street, Findlay, Ohio 45840, is hereby authorized to act as agent for the Petitioner in securing such annexation.

The number of owners of real estate sought to be annexed is two (2).

The undersigned is the authorized representative of the owner of real property within the parcel of property to be annexed:

Dated: March 16, 2016

  
Tina L. Morger

Dated: March 16, 2016

  
Terri L. Arrington

Received

MAR 16 2016

Commissioner's Office  
Hancock Co., Ohio

**EXHIBIT "A"**  
**Legal Description**

Situated in the Township of Marion, County of Hancock, State of Ohio, and being part of the SW1/4 of Section 20, T1N, R11E, a tract of land bounded and described as follows:

Commencing at the southwest corner of the SW1/4 of Section 20;

thence along the south line of the SW1/4, S89°35'00"E a distance of 1,335.80 feet to the intersection of said south line with the centerline of Williams Street as originally laid out;

thence along the centerline of Williams Street, N00°12'00"W a distance of 250.00 feet;

thence parallel with the south line of the SW1/4 of Section 20, S89°35'00"E a distance of 7.00 feet to a southwest corner of a 1.897 acre tract of land as described in Volume 922, Page 117 of Hancock County Deed Records;

thence along the west line of said 1.897 acre tract of land also being the east right-of-way line of Williams Street, N00°12'00"W a distance of 213.00 feet to an iron pin found and being the Principal Point of Beginning of the tract of land to be herein described;

thence from the above described Principal Point of Beginning and along the east right-of-way line of Williams Street also being the existing corporation line of the City of Findlay, N00°12'00"W a distance of 60.00 feet to an iron pin found marking the southwest corner of a 1.275 acre tract of land as described in Volume 529, Page 155 of Hancock County Deed Records;

thence along the south line of said 1.275 acre tract, S89°35'00"E a distance of 125.00 feet to an iron pin set marking the northwest corner of a 2.144 acre tract of land as described in Volume 1777, Page 343 of Hancock County Deed Records;

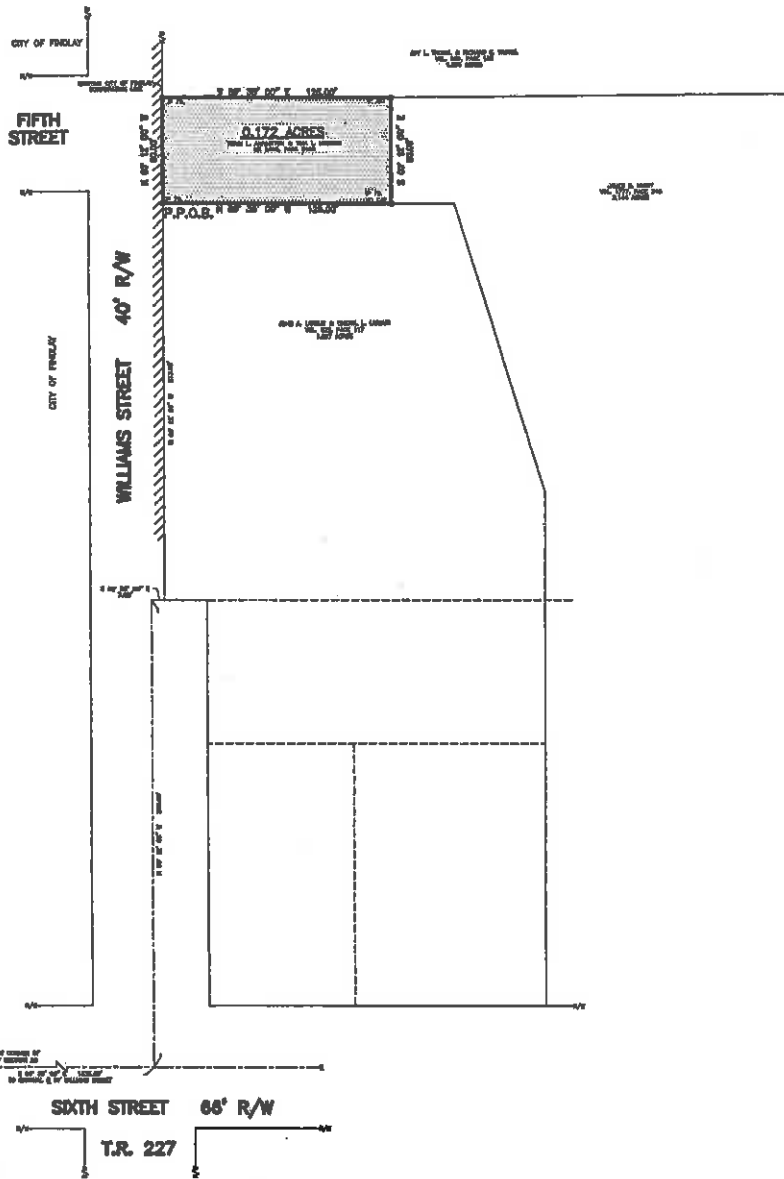
thence along the west line of said 2.144 acre tract, S00°12'00"E a distance of 60.00 feet to an iron pin found marking a southwest corner of said 2.144 acre tract and lying on the north line of a 1.897 acre tract of land as described in Volume 922, Page 117 of Hancock County Deed Records;

thence along the north line of said 1.897 acre tract, N89°35'00"W a distance of 125.00 feet to the Principal Point of Beginning, containing 0.172 acres of land, more or less, subject however to all prior easements of record.

NOTE: The bearings in this legal description are based upon an assumed meridian and are used only for the purpose of describing angular measurements.

I.P. Set = 5/8" x 30" Rebar with Peterman Associates' Cap.

Exhibit "B"



Note: The bearings on this plat are based upon an assumed meridian and are used only for the purpose of describing angular measurements.  
If not = 4/8/2007 refer with Peterman Associates' Cop.

PLAT AREA TO BE ADDED TO CITY OF FINDLAY

**LEGAL DESCRIPTION**

Situated in the Township of Marion, County of Hancock, State of Ohio, and being part of the SW1/4 of Section 20, T14, R11E, a tract of land located and described as follows:

Commencing at the southeast corner of the SW1/4 of Section 20;

Thence along the south line of the SW1/4, S87°30'00"E a distance of 1,582.50 feet to the Intersection of said south line with the westerly of Williams Street as shown on plat on file;

Thence along the westerly of Williams Street, N07°15'00"W a distance of 550.00 feet;

Thence parallel with the westerly line of the SW1/4 of Section 20, S87°30'00"E a distance of 7.50 feet to a vertical corner of a 1.837 acre tract of land as described in Volume 822, Page 117 of Hancock County Deed Records;

Thence along the west line of said 1.837 acre tract of land also being the east right-of-way line of Williams Street, N07°15'00"W a distance of 212.00 feet to an iron pin found and being the Principal Point of Beginning of the tract of land to be hereinafter described;

Thence from the above described Principal Point of Beginning and along the east right-of-way line of Williams Street also being the westerly corporate line of the City of Findlay, N07°15'00"W a distance of 50.00 feet to an iron pin found marking the southeast corner of a 1.278 acre tract of land as described in Volume 828, Page 166 of Hancock County Deed Records;

Thence along the north line of said 1.278 acre tract, S87°30'00"E a distance of 128.00 feet to an iron pin and marking the northeast corner of a 2.144 acre tract of land as described in Volume 1777, Page 343 of Hancock County Deed Records;

Thence along the west line of said 2.144 acre tract, S07°15'00"E a distance of 85.00 feet to an iron pin found marking a southwest corner of said 2.144 acre tract and being on the north line of a 1.837 acre tract of land as described in Volume 832, Page 117 of Hancock County Deed Records;

Thence along the south line of said 1.837 acre tract, S87°30'00"W a distance of 155.00 feet to the Principal Point of Beginning, enclosing 0.172 acres of land, more or less, subject however to all prior assessments of taxes.

Hancock County Official Records: Tom L. Ambles and Tina L. Meyer SR 2468, Page 2180

NOTE: The bearings in this legal description are based upon an assumed meridian and are used only for the purpose of describing angular measurements.

I.P. Set = 4/8/2007 refer with Peterman Associates' Cop.



**PETERMAN ASSOCIATES, INC.**  
 ARCHITECTS - ENGINEERS - SURVEYORS  
 1000 N. Main Street  
 Findlay, OH 44830  
 Tel: 419-223-2222  
 Fax: 419-223-2223

Annotation, Plat For:  
**Rooney & Ranzeu, LTD.**  
 Being part of the SW1/4 of Section 20,  
 T14, R11E, Marion Township, Hancock County, Ohio

REVISIONS	DATE	BY

SCALE

DATE 1-22-2015  
 DWG BY DSS  
 PROJ. 15-0027



**Morger Annexation  
Attachment 1 – List of Adjoining Property Owners**

**Richard & Joy Troxel  
10455 Twp. Road 139  
Findlay, Ohio 45840  
Parcel No. 330000078480**

**James D. Might  
2267 Heatherwood Drive  
Findlay, Ohio 45840  
Parcel No. 330001008160**

**John & Cheryl Larbus  
P.O. Box 327  
Mt. Blanchard, Ohio 45867  
Parcel No. 330001008161**

**Elmer & Ana Mora, Trustees  
1331 Fifth Street  
Findlay, Ohio 45840  
Parcel No. 610000330750**

**Robert G. Withers  
1320 Williams Street  
Findlay, Ohio 45840  
Parcel No. 560000176160**

**Morger Annexation  
Attachment 2 - Annexing Landowners**

**Tina L. Morger  
Terri L. Arrington  
1411 Williams Street  
Findlay, Ohio 45840  
Parcel No. 330000078500**



*Mark D. Gazarek  
Phillip A. Riegle  
Brian J. Robertson  
Beth A. Bishop, Clerk*

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*300 South Main Street, Findlay OH 45840 | Phone (419) 424-7044 | Fax (419) 424-7828*

March 16, 2016

Philip L. Rooney  
320 South Main Street  
Findlay, OH 45840

Re: Morger Annexation-March 16, 2016

Dear Mr. Rooney,

This letter is to confirm that the Morger Annexation-March 16, 2016 hearing will be held in the Commissioner's conference room on Thursday, May 26, 2016 at 11:00 a.m. If you have any questions, please contact our office.

Sincerely,

A handwritten signature in black ink that reads "Sarah Mutchler". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Sarah Mutchler

Assistant Clerk, Hancock County Commissioners

# City of Findlay

Lydia Mihalik, Mayor

## POLICE DEPARTMENT

Gregory R. Horne, Chief of Police  
318 Dorney Plaza, Room 207 • Findlay, OH 45840  
Phone: 419-424-7194 • Fax: 419-424-7296  
www.findlayohio.com

March 16, 2016

The Honorable Council:

A check of the records of this office shows no criminal record on the following:

Renz Rainier D. Salanga

Stix Restaurant LLC, 110 E. Sandusky St. & 419 S. Main St. Rear Patio only, Findlay, Ohio 45840

Sincerely,



Gregory R. Horne  
Chief of Police

**NOTICE TO LEGISLATIVE  
AUTHORITY**

**OHIO DIVISION OF LIQUOR CONTROL**  
6606 TUSSING ROAD, P.O. BOX 4005  
REYNOLDSBURG, OHIO 43068-9005  
(614)644-2360 FAX(614)644-3166

TO

8594699		TRFO		STIX RESTAURANT LLC 110 E SANDUSKY ST & 419 S MAIN ST REAR PATIO ONLY FINDLAY OHIO 45840
06 01 2015				
03 10 2016				
D5				
32	044	A	F15703	
TAX DISTRICT		RECEIPT NO.		

FROM 03/14/2016

73169580005				REVOLVER LLC DBA REVOLVER 110 E SANDUSKY ST & 419 S MAIN ST REAR PATIO ONLY FINDLAY OHIO 45840
06 01 2015				
03 10 2016				
D5				
32	044			
TAX DISTRICT		RECEIPT NO.		



MAILED 03/14/2016

RESPONSES MUST BE POSTMARKED NO LATER THAN. 04/14/2016

**IMPORTANT NOTICE**

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL  
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **A TRFO 8594699**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT  
THE HEARING BE HELD  IN OUR COUNTY SEAT.  IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)-  Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF FINDLAY CITY COUNCIL  
MUNICIPAL BLDG RM 114  
318 DORNEY PLAZA  
FINDLAY OHIO 45840-3346**

8594699 PERMIT NBR  
STIX RESTAURANT LLC  
110 E SANDUSKY ST  
& 419 S MAIN ST REAR PATIO ONLY  
FINDLAY OHIO 45840

\*\*\*\*\*

RENZ SALANGA

03/10/2016 ACTIVE

MNMB5%V5%M

PA2-KEY = END SESSION, CLEAR-KEY = END OPTION, ENTER-KEY = TO CONTINUE

# Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310  
Findlay, OH 45840  
Telephone: 419-424-7137 • Fax: 419-424-7245  
www.findlayohio.com

Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

March 15, 2016

Honorable City Council  
City of Findlay, Ohio

Dear Council Members:

The City of Findlay Police Department received a generous donation of \$1,136.80 from Applebee's Restaurant. The funds will be used to purchase cameras for use by patrol officers. The funds have been deposited in the General Fund.

An appropriation is respectfully requested as follows:

FROM:	General Fund	\$1,136.80	
TO:	Police Department 2101200-other		\$1,136.80

By copy of this letter, I am requesting the Director of Law prepare the necessary legislation.

Thank you for your consideration.

Sincerely,



Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

cc: Donald J. Rasmussen, Director of Law  
Jim Staschiak II, City Auditor  
Chief Greg Horne, Police Department

# City of Findlay

Lydia Mihalik, Mayor

N.E.A.T. DEPARTMENT  
*Neighborhood Enhancement and Abatement Team*  
318 Dorney Plaza, Room 304 • Findlay, OH 45840  
Phone: 419-424-7466  
[www.findlayohio.com](http://www.findlayohio.com)

March 11, 2016

City Council  
City of Findlay, Ohio

RE: Departmental Activity

This report will serve as a summary of activities for the Neighborhood Enhancement and Abatement Team (NEAT) during the month of February, 2016.

**Dilapidated Structures**

0 cases year to date  
17 cases pending

**Weeds**

0 cases year to date  
30 cases pending

**Junk on Premises**

33 cases year to date  
163 cases pending

**Junk/Abandoned Vehicles**

56 cases year to date  
132 cases pending

**Minor Maintenance**

1 case year to date  
3 cases pending

**Miscellaneous**

9 cases year to date  
12 cases pending

**Overgrowth**

0 cases year to date  
6 cases pending

**Right of Way Issues**

1 case year to date  
1 case pending

**Sidewalks**

8 cases year to date  
0 cases pending

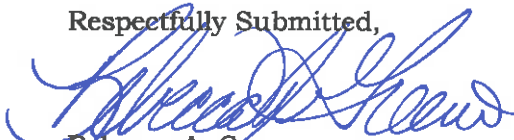
**Trash**

20 cases year to date  
9 cases pending

The Neighborhood Enhancement and Abatement Team received 72 new complaints during the month, of which 13 were invalid. Of the 59 valid issues reported, 33 properties were involved with 9 of the owners being non-residents. Neat personnel closed 44 cases during the month of February and continue to work diligently on the 373 cases that remained active at the end of the month.

The staff of NEAT works conscientiously with property owners and tenants to achieve compliance. The team appreciates the cooperative spirit of the administration and City Council which aids in the betterment of our community. Please contact NEAT personnel at any time if there are concerns.

Respectfully Submitted,



Rebecca A. Greeno  
N.E.A.T.





## TREASURER'S OFFICE

318 Dorney Plaza, Room 313  
Findlay, OH 45840-3346  
Telephone: 419-424-7107 • Fax: 419-424-7866  
www.findlayohio.com

SUSAN JO HITE  
CITY TREASURER

### Treasurer's Reconciliation for February 29, 2016

#### TREASURER

Fifth Third Initial Balance	2,716,964.94
- Withdrawals ()	(3,550,767.39)
+ Deposits	5,743,852.20
<b>Ending Balance</b>	<b>4,910,049.75</b>
- Outstanding checks ()	(295,855.88)
Bank Adjustment	(160.87)
- Outstanding deposit	(0.20)
<b>Treasurer's Checking Bal</b>	<b>4,614,032.80</b>
Investment Principal	50,479,712.47
Accrued Bond Interest	2,749.66
<b>Treasurer's Total Cash and Investments</b>	<b>55,096,494.93</b>

#### AUDITOR

<b>Auditor's Checking Bal</b>	<b>4,614,032.80</b>
<b>Auditor's Total Cash and Investments</b>	<b>55,096,494.93</b>

Respectfully submitted,

Susan Jo Hite  
Treasurer



## Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310

Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245

[www.findlayohio.com](http://www.findlayohio.com)

March 23, 2016

Honorable City Council  
Findlay, OH 45840

RE: Capital Improvement Appropriation

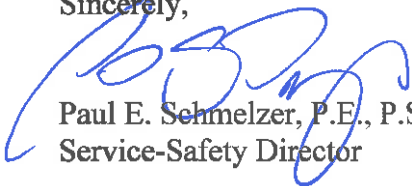
Dear Council Members:

As approved, the 2016 Capital Plan included a transfer of \$1.5 million from the General Fund to the Capital Improvements-CIT Fund. The engineering department has continued the strategy of getting our large paving projects out to bid for a spring start. The influx to the capital fund allows for the execution of this strategy as well as leaving funds for other projects.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to transfer \$1.5 million from the General Fund to the Capital Improvements-CIT Fund.

If you have any questions, please feel free to contact me.

Sincerely,



Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

pc: Don Rasmussen  
Jim Staschiak



## Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310

Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245

www.findlayohio.com

March 23, 2016

Honorable City Council  
Findlay, OH 45840

RE: Blanchard River Sediment Control, Project No. 31954800

Dear Council Members:

As you may recall, funds were appropriated in 2015 for a study to reduce sediment in the Riverside Park dam area. The City and County both participated at 50% of the total project cost. The initial study is complete, and a report has been submitted by the consultant.

In order to continue with the project, a mussel study is needed. This type of study is done in May. The County is also considering to split the funding on these additional tasks.

Please refer this matter to the Appropriations Committee for further discussion of the following appropriation:

FROM:	General Fund	\$7,250
TO:	Blanchard River Sediment Control Project No. 31954800	\$7,250

Thank you for your consideration in this matter.

Sincerely,

  
Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

pc: Don Rasmussen  
Jim Staschiak

# City of Findlay

Lydia Mihalik, Mayor

ENGINEERING DEPARTMENT  
318 Dorney Plaza, Room 304 • Findlay, OH 45840  
Phone: 419-424-7121 • Fax: 419-424-7120  
www.findlayohio.com

Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

March 23, 2016

Honorable City Council  
Findlay, OH 45840

RE: Fostoria Avenue Drainage (Phase II) – OPWC  
Project No. 32593600

Dear Council Members:

On February 18, 2016, bids were opened for the above-referenced project. Bids were received from seven potential contractors with bids ranging from \$407,777.00 to \$492,293.00. The lowest and best bid was received from JDR Excavating, Inc. of Findlay.

The project is included in the 2016 Capital Improvements Plan, and the total project estimate is within the budgeted amount. Previously, an amount of \$25,000 was appropriated to the project for design and startup. At this time, an appropriation for construction, inspection and a contingency is needed to complete the project.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to appropriate funds as follows:

FROM:	OPWC Grant	\$252,500
	Stormwater Fund	\$257,500
TO:	Fostoria Ave Drainage (Phase II) Project No. 32593600	\$510,000

Thank you for your consideration in this matter.

Sincerely,



Brian Thomas  
City Engineer

pc: Don Rasmussen  
Jim Staschiak

# City of Findlay

Lydia Mihalik, Mayor

ENGINEERING DEPARTMENT  
318 Dorney Plaza, Room 304 • Findlay, OH 45840  
Phone: 419-424-7121 • Fax: 419-424-7120  
www.findlayohio.com

Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

March 23, 2016

Honorable City Council  
Findlay, OH 45840

RE: 2016 Resurfacing Program (Contracts A & B), Project No. 32861200

Dear Council Members:

Beginning this year, the resurfacing program was split into two separate contracts—Contract A for concrete and Contract B for asphalt.

On March 17, 2016, bids were opened for Contract A. Bids were received from two potential contractors with base bid amounts of \$597,742.00 and \$598,923.75. Bids were also received for four alternates totaling \$153,694.95 and \$163,126.35. The lowest and best bid was received from Newcomer Concrete of Norwalk, Ohio.

On March 18, 2016, bids were opened for Contract B. Bids were received from four potential contractors with base bid amounts ranging from \$245,469.50 to \$313,888.50. Bids were also received for three alternates ranging from \$89,070.90 to \$126,292.65. The lowest and best bid was received from M&B Asphalt of Old Fort, Ohio.

The project is included in the 2016 Capital Improvements Plan, and the total project estimate is within the budgeted amount. Previously, an amount of \$10,000 was appropriated to the project for design and startup. At this time, an appropriation for construction and inspection is needed to complete the project.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to appropriate funds as follows:

FROM:	Capital Improvements-CIT	\$1,200,000
TO:	2016 Resurfacing Program Project No. 32861200	\$1,200,000

Thank you for your consideration in this matter.

Sincerely,



Brian Thomas  
City Engineer

pc: Don Rasmussen  
~~Jim Staschiak~~

# City of Findlay

Lydia Mihalik, Mayor

ENGINEERING DEPARTMENT  
318 Dorney Plaza, Room 304 • Findlay, OH 45840  
Phone: 419-424-7121 • Fax: 419-424-7120  
www.findlayohio.com

Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

March 23, 2016

Honorable City Council  
Findlay, OH 45840

RE: Santee Avenue & Ely Avenue Emergency Sanitary Sewer Replacement  
Project No. 35665500

Dear Council Members:

Earlier this month, residents in the area of Santee and Ely Avenues were experiencing problems with their sanitary sewers. The Sewer Maintenance Department discovered several problems which require immediate repairs. Due to the urgency of the project, informal bids were requested from several local contractors. Pricing ranged from \$41,161.00 to \$57,805.00. The lowest and best pricing was received from Helms & Sons Excavating of Findlay.

Currently in the 2016 Capital Improvements Plan (Sewer Fund), there is a budget amount of \$200,000 for the 2016 Sewer Cleaning project. In order to avoid any delays, we are proposing to reduce this amount by \$52,000 and transfer the funds to the Santee and Ely Sanitary Sewer project.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to authorize entering into a contract and appropriating funds as follows:

FROM:	Sewer Fund	\$52,000	
TO:	Santee & Ely Sanitary Sewer Project No. 35665500		\$52,000

If you have any questions, please feel free to contact me.

Sincerely,



Brian Thomas  
City Engineer

pc: Don Rasmussen, Law Director  
Jim Staschiak II, Auditor

# Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310

Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245

www.findlayohio.com

March 30, 2016

Honorable City Council  
City of Findlay, Ohio

Dear Council Members:

The City of Findlay has received grant monies in the amount of \$2,500 from the Findlay-Hancock County Community Foundation and contributions in the amount of \$575 from the residents involved in the Greystone/Stonehedge Neighborwoods project organized by the City's Shade Tree Commission. These funds should be appropriated into the Parks Maintenance Department budget to reimburse for expenses paid toward the project.

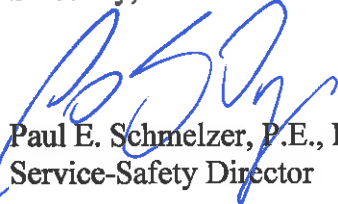
An appropriation is respectfully requested as follows:

FROM:	General Fund (contributions)	\$3,075.00
TO:	Parks Maintenance Department 21034000-other	\$3,075.00

By copy of this letter, I am requesting the Director of Law to prepare the necessary legislation for authorization of this request.

Thank you for your consideration.

Sincerely,



Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

cc: Donald J. Rasmussen, Director of Law  
Jim Staschiak II, City Auditor  
Matt Stoffel, Public Works Superintendent

# City of Findlay City Planning Commission

Thursday, April 14, 2016 - 9:00 AM

## AGENDA

### CALL TO ORDER

### ROLL CALL

### SWEARING IN

### APPROVAL OF MINUTES

### NEW ITEMS

1. **PRELIMINARY PLAT #PP-01-2016** filed by Dastko, Ltd., 655 Fox Run Rd., Findlay for Ashland Business Park Phase II.
2. **APPLICATION FOR FINAL PLAT #FP-02-2016** by Dastko, Ltd., 655 Fox Run Rd., Findlay for Ashland Business Park Phase II.
3. **APPLICATION FOR FINAL PLAT #FP-03-2016** filed by G & H Enterprises, LLC, 316 W. Sandusky Street, Findlay for Glenmar Subdivision 2<sup>nd</sup> Addition – Plat 1.
4. **SITE PLAN APPLICATION #SP-06-2016** filed by Lewis Real Properties II, 1560 Brookview Trail, Findlay for 40,000 square foot building addition, truck dock and parking at Partitions Plus, 12515 CR 99, Findlay.
5. **SITE PLAN APPLICATION #SP-07-2016** filed by Ohio Hometown Realty Investors II, 1805 N. Dixie Highway, Lima, OH for an 11,700 square foot manufacturing and warehousing building at 1320 Commerce Parkway, Findlay.
6. **SITE PLAN APPLICATION #SP-08-2016** filed by Quality Lines, Inc., 2440 Bright Rd, Findlay for storage unit buildings.
7. **SITE PLAN APPLICATION #SP-09-2016** filed by Len-Baugh Properties, P O Box 1256, Findlay, OH for a bulk powder storage and transfer facility at 200 Stanford Parkway, Findlay.

### ADMINISTRATIVE APPROVALS

1. **SITE PLAN APPLICATION #SP-05-2016** filed by Cooper Tire & Rubber Company, 701 Lima Avenue, Findlay for a 5720 square foot Carbon Black Unloading Building located along vacated Western Avenue.
2. **SITE PLAN APPLICATION #SP-10-2016** filed by Country Club Acres, 655 Fox Run Rd., Findlay for a storage building at 215 Stanford Parkway, Findlay.

### ADJOURNMENT



# City of Findlay City Planning Commission

Thursday, March 10, 2016 - 9:00 AM  
Municipal Building, Council Chambers

## Minutes

(Staff Report Comments from the meeting are incorporated into the minutes in lighter text. Actual minutes begin with the DISCUSSION Section for each item)

**MEMBERS PRESENT:** Paul Schmelzer  
Lydia Mihalik  
Jackie Schroeder  
Dan Clinger

**STAFF ATTENDING:** Judy Scrimshaw, HRPC Staff  
Matt Cordonnier, HRPC Director  
Don Rasmussen  
Brian Thomas  
Todd Richard

**GUESTS:** Todd Jenkins, Doug Jenkins, Tom Shindeldecker, Chuck Bills, Jeff Myers, Greg Burks, Brett Gies, Tony Scanlon, John Vorst

### CALL TO ORDER

#### ROLL CALL

The following members were present:

Paul Schmelzer  
Lydia Mihalik  
Jackie Schroeder  
Dan Clinger

#### SWEARING IN

All those planning to give testimony were sworn in by Judy Scrimshaw.

#### APPROVAL OF MINUTES

Dan Clinger made a motion to approve the minutes of the February 11, 2016 meeting. Jackie Schroeder seconded. Motion to accept carried 4-0.

#### NEW ITEMS

1. **RIGHT-OF-WAY DEDICATON PLAT #FP-02-2016 filed by Senior Homes of Findlay, LLC, 11815 TR 145, Findlay to dedicate an additional 17.5' of right-of-way along the south side of TR 145.**

## **HRPC**

### **General Information**

This request is located on the south side of TR 145 just west of Goldenrod Lane. It is zoned M-2 Multiple Family High Density. Land to the east and south is zoned C-2 General Commercial. Land to the north is zoned R-1 Single Family Low Density. To the west is zoned R-3 Single Family High Density. It is not located within the 100 year flood plain. The City of Findlay Land Use Plan designates the area as Agricultural.

### **Parcel History**

FCPC approved a Multi-Family Housing project on this parcel in January, 2016.

### **Staff Analysis**

A condition of the approval of the site plan for this site was the dedication of additional right-of-way across the lot. TR 145 is labelled as a Secondary Thoroughfare on the City's Thoroughfare Plan. The current right-of-way is 45' in this area. The applicant was required to dedicate an additional 17.5' of right-of-way in order to reach the 40' from the centerline as required.

### **Staff Recommendation**

HRPC Staff recommends that Planning Commission recommend to Council that they accept the new right-of-way as presented.

## **ENGINEERING**

The existing right of way for Township Road 145 is in an easement. This means that the property owner owns the land but because of the easement, the City has the right to construct, maintain, rebuild, etc. the roadway as required. When we asked for the dedication plat as a requirement on the site plan for the senior housing project, the intent was to have both the existing right of way and the additional right of way dedicated to the City of Findlay. This would mean that the City would own the right of way and the property line for the senior housing project would become the south right of way line. If this is done, the senior housing project would still meet the lot coverage requirements in the zoning code and the property owner would not be paying taxes on property that is being used as public right of way.

The legal description that was submitted as part of the dedication plat is only for the additional right of way. The legal description needs to be revised to also include the existing right of way so that the end result is not the existing right of way owned by the property owner while the additional right of way is owned by the City.

Recommendations: Conditional approval of the dedication plat subject to the legal description being revised to include the existing right of way.

## **FIRE PREVENTION**

No Comment

## **STAFF RECOMMENDATION**

Staff recommends that FCPC recommend to Findlay City Council approval of the **RIGHT OF WAY DEDICATION PLAT #FP-02-2016** filed by Senior Homes of Findlay, LLC, 11815 TR 145, Findlay to dedicate additional right-of-way along the south side of TR 145 subject to:

- the legal description being revised to include the existing right of way.

## **DISCUSSION**

Paul Schmelzer asked for clarification of the fact that the plat does not show the full right of way. Mr. Thomas replied that the legal description only describes the 17.5' wide strip. Jeff Myers stated that the intent was to abide by the City's request. They will correct this and make it comply with the condition of the City. Mr. Schmelzer asked if that will make this contiguous with the other side. Mr. Thomas stated yes.

Mr. Schmelzer asked where things stood with the land bank parking. Brian Thomas commented that he had received a revised site plan. The applicant is still talking with Marathon regarding the encroachment into the pipeline easement. Mr. Myers said this is correct. They are in the process on the final agreements with Marathon, all the drawings are submitted to Mr. Thomas.

Dan Clinger asked for clarification that all the banked parking will still be behind the new right of way line. Ms. Scrimshaw confirmed that it will be.

## **MOTION**

Paul Schmelzer made a motion for FCPC to recommend approval to Findlay City Council of **RIGHT-OF-WAY DEDICATION PLAT #FP-02-2016 filed by Senior Homes of Findlay, LLC, 11815 TR 145, Findlay to dedicate an additional 17.5' of right-of-way along the south side of TR 145 subject to:**

- **the legal description being revised to include all of the right of way to the north**

**2<sup>nd</sup>:** Lydia Mihalik

**VOTE:** Yay (4) Nay (0) Abstain (0)

## **2. PRELIMINARY PLAT APPLICATION #PP-02-2016 filed for Glenmar Subdivision located on the west side of CR 140 in Liberty Township.**

### **HRPC**

#### **General Information**

This request is located off the west side of CR 140 north of CR 95 in Liberty Township. It is zoned R-1 One Family Residential in the Township. Parcels to the south and east are also zoned R-1. To the west is zoned Agriculture in Liberty township. Parcels to the north are zoned Agriculture in Portage Township. It is not located within the 100 year flood plain. The City Land Use Plan designates the area as Single Family Large Lot.

#### **Parcel History**

The Glenmar Subdivision was originally started in 2006. The last Preliminary Plat was done in 2013 for the Glenmar Subdivision 1<sup>st</sup> Addition. That plat only dealt with the remaining land east of the ditch along Andrew Jackson Lane. A Final Plat was approved in June, 2013.

#### **Staff Analysis**

The applicant is presenting a new Preliminary Plat for the north portion of the land on the west side of the ditch. The plat shows 24 residential lots and a common area lot with a pond and is shown as developing in 2 phases. Smokies Way will be extended west across the ditch and a short cul-de-sac and stub of Glenmar Parkway will intersect in the northwest corner.

Lot sizes comply with the Liberty Township Zoning Resolution for size and width. The roads are public. There was discussion at the HRPC meeting in regard to type of curb that would be used. The Township wants only the straight curb, but the Subdivision Regulations require curb and gutter for public streets. The original sections of the subdivision have curb and gutter except for the Villa phase on Andrew Jackson Lane. The bridge across the ditch on Smokies Way will provide the transition area to switch to the straight curb. The County Engineer is responsible for reviewing and approving the construction drawings, and he was going to meet with the Township on this issue before Final Platting of the subdivision.

Subdivision Regulations also require that stub streets be shown when there is undeveloped acreage abutting a proposed subdivision to allow for connectivity of a street system in the future. There is not a stub street shown to the north. HRPC discussed this issue as well. The land directly north (approximately 57 acres) is in Portage Township. The Township has zoning, but the entire township is currently zoned Agriculture. The Agricultural zoning only allows one building permit per 35 acres. As it stands today, it is not likely to ever become a residential subdivision. HRPC decided to give a variance on that requirement. A stub street will be required to the west when the rest of the subdivision (currently exempted from the plat) is platted. There is a stub street to the south from Andrew Jackson Lane east of the ditch

The Deputy County Engineer had read the Covenants and Restrictions that the developer had submitted and advised them to apply for a County Petition Ditch according to ORC in order for the County to accept maintenance for drainage and the detention pond.

#### **Staff Recommendation**

HRPC Staff recommends that FCPC approve **PRELIMINARY PLAT APPLICATION #PP-02-2016** filed for Glenmar Subdivision subject to the following conditions:

- **Approval of variance on the requirement to have a stub street to the north**
- **Changes be made to the Covenants and Restrictions as recommended by Deputy Engineer, Doug Cade**

#### **ENGINEERING**

No Comments

#### **FIRE PREVENTION**

No comments.

#### **STAFF RECOMMENDATION**

Staff recommends approval of **PRELIMINARY PLAT APPLICATION #PP-02-2016** for Glenmar Subdivision subject to the following conditions:

- **Approval of variance on the requirement to have a stub street to the north**
- **Changes be made to the Covenants and Restrictions as recommended by Deputy Engineer, Doug Cade**

#### **DISCUSSION**

Mr. Schmelzer asked what the changes to the Covenants and Restrictions were. Ms. Scrimshaw replied that this was to file for a Petition Ditch. The applicants had it written that a home owners association would take care of the pond and drainage. Mr. Cade informed them that they could apply for the petition ditch and then the County can take over maintenance of those items. The property owners would be assessed and a fund set up to cover the costs when needed.

Mr. Schmelzer asked if we knew where the bonding stood for the previous phase on Andrew Jackson. He feels that if that portion is recorded and not bonded that any other phases should not be approved. Ms. Scrimshaw said she was not sure on that question. He would like to add that condition to today's approval.

Mr. Schmelzer stated for the record that he does not agree with the HRPC variance on the stub street to the 57 acres to the north.

Jackie Schroeder asked if HRPC did the addressing in this area. Ms. Scrimshaw replied yes. Ms. Schroeder asked if it causes any issues when they have these separated stubs for Glenmar Parkway. Ms. Scrimshaw replied that it shouldn't. They have all the phases with addresses and can work it out to fill in.

Ms. Scrimshaw stated that Mr. Schmelzer had asked her to look up the old preliminary plat done by the original developer. She stated that the layout seems to be following the previous plat. That one did show a stub street to the north in 2006. There will be one to the west and there is one intended to the south in the section of Andrew Jackson that is not platted yet.

Dan Clinger asked how they would configure the lots if they added a stub to the north. Ms. Scrimshaw replied that it would be up to the developer. They would lose a lot and probably have some of the lots increase in size a little. But that would be totally up to them. Ms. Scrimshaw said she is not sure if the variance by HRPC could be overturned by the City. Ms. Scrimshaw said she knows that if a Township has zoning, the City does not have the 3-mile jurisdiction any longer as far as their subdivision regulations go. The city does have the hard water policy that allows them to review any subdivisions or site plans that will connect to those utilities. She asked if Mr. Rasmussen had an opinion. Mr. Schmelzer stated that he isn't necessarily wanting to deny that plat unless they do the stub street, but just wants to express his disagreement with HRPC's decision when it comes to 57 acres that may be developable someday and is close to our borders.

Mayor Mihalik asked what the Township's contention with the curb was. Judy Scrimshaw stated that Jeff Hunker, Liberty Township Trustee, had said that concrete is more expensive. If they repave they usually go overtop the concrete with asphalt. Mr. Schmelzer stated that there are pros and cons with each profile and the Townships prefer the straight curb profile. It is much easier to do in the overlay. Mr. Schmelzer said he thinks the Townships should get together and get with the County and amend their subdivision regulations. Right now things are pretty inconsistent.

### **MOTION**

Paul Schmelzer moved to approve **PRELIMINARY PLAT APPLICATION #PP-02-2016** filed for Glenmar Subdivision subject to

- **Approval of variance on the requirement to have a stub street to the north**
- **Changes made to the Covenants and Restrictions as recommended by Deputy Engineer, Doug Cade related to ditch maintenance.**
- **That proper bonding be in place for any existing platted subdivisions**

**2<sup>nd</sup>:** Dan Clinger

**VOTE:** Yay (4) Nay (0) Abstain (0)

**3. SITE PLAN APPLICATION #SP-04-2016 filed by Ohio Logistics LTD, 1800 Industrial Drive, Findlay for proposed parking lot expansion and access changes at 1995 Tiffin Avenue.**

**HRPC**

**General Information**

This request is located on the southwest corner of Tiffin Avenue and Bright Road. It is zoned C-2 General Commercial. Parcels to the west and north are also zoned C-2. To the east is zoned B-3 General Business in Marion Township and to the south is zoned R-1 Single Family Residential in Marion Township. It is not located within the 100 year flood plain. The City of Findlay Land Use Plan designates the area as Regional Commercial.

**Parcel History**

This is the site of an Office/Bank building.

**Staff Analysis**

The applicant is proposing to reconfigure drive lanes and some of the parking layout surrounding the building.

The drive opening on the southwest corner of the lot (Tiffin Avenue side) is being widened. The parking along the south property line is being changed from angled to 90-degree parking. The result will be an increase in spaces from the existing 24 to 30 spaces. The spaces abutting Tiffin Avenue will have a net loss of 2 spaces with the widening of the ingress/egress.

The lot directly behind (east side) the building is also being changed from angle to 90 degrees and some additional pavement added. The change will increase the parking spaces from 24 to 43 in this area. Bump outs and islands are added to the lot as well.

Access on the east (Bright Road) side is being taking down from three (3) spots to one (1). The access will be widened here as well and a new paved driving lane connecting the access to the building area is being added across the current grass area.

New landscaping is proposed for the remaining grass area and will also include some outdoor seating. The bump out and island areas of the parking lot are planted as well. The dumpster has been moved to the southwest corner of the lot and will be hidden with vinyl privacy fencing.

A photometric plan shows a maximum of .5 foot candles at the east property line. This meets the requirement of the code. The fixture details call out a 25' pole. From the drawing it appears that the pole is slightly higher than the head of the light fixture. If that is the case, it does meet the maximum height of 25' in the code.

**Staff Recommendation**

**HRPC Staff recommends approval of SITE PLAN APPLICATION #SP-04-2016 for proposed parking lot changes at 1995 Tiffin Avenue.**

## **ENGINEERING**

**Access** – The site is currently accessed by three (3) drives and the old drive for the house that has been demolished is still existing. The applicant is proposing to eliminate the old house drive and the drive on Bright Road that is closest to the intersection. The remaining two (2) drives will be widened to allow easier access to the site and are located as far from the intersection as they can be. Engineering would prefer to see the entire drive aprons be replaced instead of matching the proposed concrete up to the existing concrete.

**Water & Sanitary Sewer** – The applicant is not proposing any changes to the existing water or sewer services.

**Storm water Management** – Storm water detention is being provided by a proposed underground detention system located in the grass island area. The design calculations submitted meet the City of Findlay Standards.

**Sidewalks** – There are existing sidewalks on Tiffin Avenue and Bright Road. New sidewalk will be added in areas where drives are being removed and any areas where the sidewalk is currently damaged or becomes damaged due to construction traffic.

**Recommendations:** Conditional approval of the plan subject to the following conditions:

- The entire drive aprons be replaced instead of matching the proposed concrete up to the existing concrete.

The following permits may be required prior to construction:

- Street Opening Permit
- Sidewalk Permit
- Curb Cut Permits

## **FIRE PREVENTION**

No Comments

## **STAFF RECOMMENDATION**

Staff recommends **approval of SITE PLAN APPLICATION #SP-04-2016 for proposed parking lot changes at 1995 Tiffin Avenue subject to the following condition:**

- **The entire drive aprons be replaced instead of matching the proposed concrete up to the existing concrete. (ENG)**

## **DISCUSSION**

Judy Scrimshaw noted that she had not mentioned in her comments any screening or fencing along the south line abutting the residence. She said things are always a little “iffy” when there is township and city lines abutting. Normally we would require some screening of commercial from residential and she didn’t know if the developer would be amenable to providing something here even if not necessarily required. She knows that the drive lane is pretty much up to the property line leaving no room for landscaping, but perhaps a privacy fence could be constructed.

Mr. Clinger commended the developer for moving the access farther south on the site. He asked if the detention calculations were only for the new asphalt. Mr. Jenkins replied yes. Mr. Clinger asked if anything was done for detention when the lot to the south was added prior. Mr. Jenkins said that a little was done on the surface for that. Mr. Clinger said he would like to see some kind of buffer between the commercial and residential. He asked if even it could be planting on the residential property or fencing on the commercial. Todd Jenkins said that Mr. Bills said he would reach out to that property owner and see if he would allow them to put some plantings on their property. Mr. Bills said they do plan some extensive new landscaping and their original plans showed trees along that side but they needed to widen the drive. He said he will see if the property owner will allow them to plant on their side and they (commercial building) will agree to maintain along with their landscaping. Mr. Schmelzer said that is great and he would be reluctant to make it a condition due to the different political boundary, but commends Mr. Bills for doing so. Brian Thomas stated that he believes there is a utility easement along that side, so if landscaping is done please check with his department to get the utility locations nailed down.

**MOTION**

Paul Schmelzer moved to approve **SITE PLAN APPLICATION #SP-04-2016 for proposed parking lot expansion and access changes at 1995 Tiffin Avenue subject to:**

- **The entire drive aprons be replaced instead of matching the proposed concrete up to the existing concrete. (ENG)**

**2<sup>nd</sup>:** Jackie Schroeder

**VOTE:** Yay (4) Nay (0) Abstain (0)

Dan Clinger stated that he thought that Marathon was supposed to have come back this month with a better delineated walkway across the front of the hotel. Mayor Mihalik stated that she believed that they had made changes. Mr. Schmelzer commented that the original plan showed pavers that made a uniform looking surface. The modified plan showed a different pattern that delineated where the sidewalk area is. Mayor Mihalik said it was better depicted than it was before.

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Lydia L. Mihalik  
Mayor

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Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director





# Findlay Fire Department

**Joshua S. Eberle, Chief**

720 South Main Street  
Findlay, OH 45840

Telephone: 419-424-7129 • Fax: 419-424-7849



March 30, 2016

To: City Council  
From: Joshua S. Eberle, Chief  
Re: Appropriation of Funds

Each year the Findlay Fire Department submits an application to the Ohio Department of Public Safety for a Fifteen-hundred-dollar grant, which we use to purchase EMS supplies.

We are required to submit invoices for items that have been ordered and received by the Fire Department in order to receive a reimbursement.

On March 30, 2016 we received Eight Hundred Forty-Seven dollars and Eighty-Four cents as a reimbursement and would like to have that sum deposited to our First Aid / EMS Supplies, line item 321102.

Thank you for your consideration,

A handwritten signature in black ink, appearing to read "Joshua S. Eberle".

Joshua S. Eberle, Chief  
Findlay Fire Department



March 30, 2016

Findlay City Council  
318 Dorney Plaza  
Findlay, Ohio 45840

Honorable Members of Council:

The Ohio Office of Community Development offers counties and cities the opportunity to compete for funding to be used to provide certain housing services to low and moderate income residents through the Community Housing Improvement Program or CHIP.

The State of Ohio has made changes to the CHIP program for Program Year 2016 that present an opportunity to significantly increase the resources available to the county and city to address housing needs. Specifically, the county and city may form a partnership to increase a potential grant award from \$400,000 to \$850,000.

The partnership is limited to the CHIP program and would only apply to the Program Year 2016 CHIP, which would be in operation from September 1, 2016 – October 31, 2018.

The CHIP funds may be used for several different activities such as owner rehab, rental rehab, tenant based rental assistance, emergency home repair, down payment assistance, and Habitat for Humanity builds.

In 2014 Hancock County received a \$400,000 CHIP grant and that money has been used for emergency repairs, home owner repair, tenant based rental assistance and Habitat for Humanity builds. The program has been very successful.

I respectfully request that City Council authorize Mayor Mihalik to enter into a partnership agreement with Hancock County to apply for a combined CHIP Grant Application.

Sincerely,

Matt Cordonnier

Director, HRPC

# City of Findlay Income Tax Department

Post Office Box 862 Findlay, Ohio 45839-0862  
318 Dorney Plaza, Municipal Building Room 115  
Telephone: 419-424-7133 • Fax: 419-424-7410  
findlaytaxforms.com

Lydia L. Mihalik  
Mayor

Andrew Thomas  
Tax Administrator

## Monthly Collection Report to Findlay Council

March 2016

Total collections for March 2016: \$1,809,105.92

	<u>2016</u> <u>Year-to-date</u>	<u>2015</u> <u>Year-to-date</u>	<u>Variance</u>
Withholders	4,551,797.61	4,095,027.92	456,769.69
Individuals	514,636.38	526,621.45	-11,985.07
Businesses	<u>978,632.45</u>	<u>835,252.34</u>	<u>143,380.11</u>
<b>Totals</b>	6,045,066.44	5,456,901.71	588,164.73 10.78%

### Actual & Estimated Past-due Taxes

Withholders	635,335.41
Individuals	1,023,792.72
Businesses	<u>106,212.40</u>
<b>Total</b>	1,765,340.53

### Actual and Projected Revenue

	<u>2016</u> <u>Actual</u> <u>Year-to-date</u>	<u>Percentage</u> <u>of Projection</u> <u>Collected</u>	<u>Amount</u> <u>to Meet</u> <u>Projection</u>	<u>Percentage</u> <u>to Meet</u> <u>Projection</u>	<u>2016</u> <u>Projected</u> <u>Year End</u>
Withholders	4,551,797.61	25.85%	13,058,202.39	74.15%	17,610,000.00
Individuals	514,636.38	23.39%	1,685,363.62	76.61%	2,200,000.00
Businesses	<u>978,632.45</u>	20.67%	<u>3,756,367.55</u>	79.33%	<u>4,735,000.00</u>
<b>Totals</b>	6,045,066.44	24.63%	18,499,933.56	75.37%	24,545,000.00

**Refunds Paid**

	Month-to-date <u>Quantity</u>	Year-to-date <u>Quantity</u>	Month-to-date <u>Amount</u>	Year-to-date <u>Amount</u>
Withholders	7	14	1,675.91	3,731.71
Individuals	304	498	66,951.96	112,141.36
Businesses	<u>14</u>	<u>25</u>	<u>1,358.30</u>	<u>4,046.90</u>
<b>Totals</b>	<b>325</b>	<b>537</b>	<b>69,986.17</b>	<b>119,919.97</b>

**Transfers of Overpayments**

	Month-to-date <u>Quantity</u>	Year-to-date <u>Quantity</u>	Month-to-date <u>Amount</u>	Year-to-date <u>Amount</u>
Withholders	0	0	0.00	0.00
Individuals	114	159	14,463.61	19,542.55
Businesses	<u>106</u>	<u>165</u>	<u>44,233.50</u>	<u>90,868.60</u>
<b>Totals</b>	<b>220</b>	<b>324</b>	<b>58,697.11</b>	<b>110,411.15</b>



Andrew Thomas, Administrator

4-1-16

Date

# Findlay Income Tax Department

## Monthly Collections Report

Friday, April 1, 2016

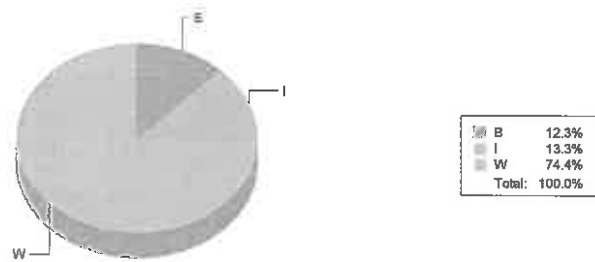
8:25:36AM

For Period March 1, 2016 through March 31, 2016

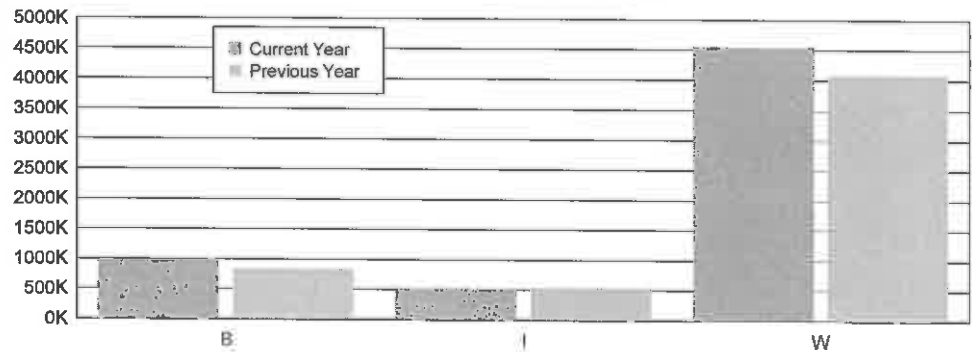
### City of Findlay

Account Type	Monthly Total	2016 Year to Date	2015 Year to Date	Increase (Decrease)	% Change	2016 Month to Date	Previous Year(s) Month to Date
W	1,345,325.28	4,551,797.61	4,095,027.92	456,769.69	11.15	1,326,290.70	19,034.58
I	241,010.62	514,636.38	526,621.45	-11,985.07	-2.28	44,880.60	196,130.02
B	222,770.02	978,632.45	835,252.34	143,380.11	17.17	79,711.36	143,058.66
<b>Totals:</b>	<b>1,809,105.92</b>	<b>6,045,066.44</b>	<b>5,456,901.71</b>	<b>588,164.73</b>	<b>10.78</b>	<b>1,450,882.66</b>	<b>358,223.26</b>

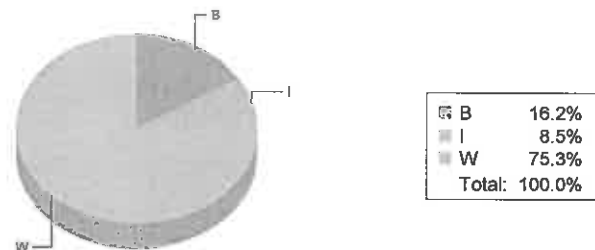
Monthly Collections by Account Type



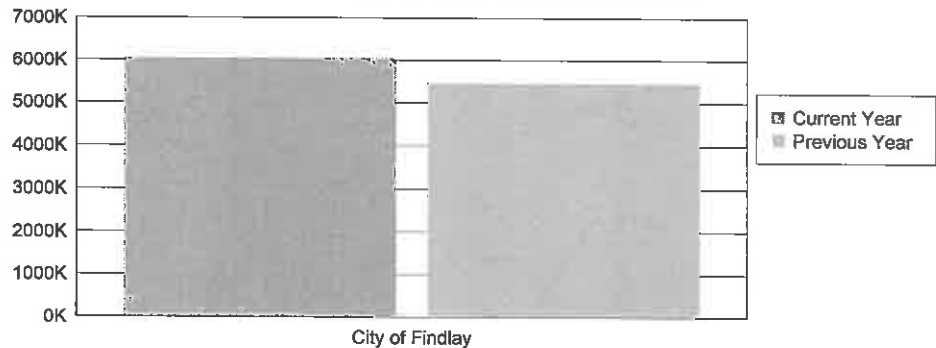
Collections Year to Date



YTD Collections by Account Type



Year to Date Total Collections



# TRAFFIC COMMISSION

City of Findlay  
March 21, 2016

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## MINUTES

### **ATTENDANCE:**

**MEMBERS PRESENT:** Service-Safety Director Paul Schmelzer, Police Chief Greg Horne, Fire Chief Josh Eberle, Councilman Ron Monday.

**STAFF PRESENT:** Mayor Lydia Mihalik; Matt Stoffel, Public Works Superintendent.

**GUESTS PRESENT:** Mike Reed, The University of Findlay; Holly Frische and Tom Shindledecker, City Council.

### **OLD BUSINESS**

1. Request of The University of Findlay, 1000 North Main Street, for a pedestrian activated light across North Main Street from new admissions office to the campus.

03/21/2016  
Item remains tabled.

2. Request for additional signals at Sandusky Street and Main Street.

03/21/2016  
Item remains tabled.

3. Request of Marathon Petroleum Company to install a crosswalk across East Sandusky Street at Beech.

02/15/2016

Smith stated that Marathon employees are using Beech Street to cross East Sandusky Street primarily at lunch and for after hours meetings/events.

Schmelzer stated that the intersection of Beech Street and East Sandusky Street is unsignalized. This request is looked at like a midblock crossing. If a crosswalk was installed, it would give pedestrians a false sense of security. It would definitely need to be signalized. Monday agrees with Schmelzer. Monday is opposed to midblock crossings. This intersection would need to have warning signs or signals. Schmelzer stated that the City's Engineering Department can take a look at vehicle and pedestrian traffic counts at this intersection and compare the results to the criteria in the Midblock Crossing Policy to see if it warrants a crosswalk. Schmelzer questioned as to whether an RRFB signal is permitted at intersections. Schmelzer stated that if the counts meet the midblock crossing requirements, then we will figure out how to signalize it. Stoffel stated that there could potentially be an issue with visibility of the signals due to onstreet parking in the area of the intersection. Stone stated that if you make the crosswalk on the west side of the intersection, there is better visibility for the signals/signs due to no parking in that area.

Motion to table request until Engineering Department can make an examination of the vehicle and pedestrian counts at the intersection of Beech Street and East Sandusky Street against the Midblock Crossing Policy.

### **NEW BUSINESS**

1. Request of Andrew Donaldson, 1908 Camelot Lane, to review signage at the intersection of East Main Cross Street just west of Osborn Avenue and restore it to the original signage-which was no signage and only a yield sign facing westbound traffic coming from under the Osborn Street bridge and add a sign for eastbound traffic on Main Cross Street stating that oncoming traffic does not stop; and remove dangerous intersection signage on Fostoria Avenue at Stonehedge Drive.

Discussion ensued regarding the safety of changing the stop sign to a yield sign at the intersection of East Main Cross Street and Osborn Avenue. The discussion concluded that it would not be safer.

Mayor stated that the County is going to be removing the underpass in the next year.

Motion to deny request for signage changes at intersection of Main Cross Street and Osborn Avenue, by Director Schmelzer, second by Councilman Monday. Motion passed 4-0.

Stoffel stated that the request for the "Dangerous Intersection" sign was previously requested through Traffic Commission. Motion to deny request to remove the "Dangerous Intersection" sign, by Director Schmelzer, second Chief Eberle. Motion passed 4-0.

2. Request of Jack Cupples, St. Paul's UMC Trustee, 218 East Sandusky Street, to add a one-way sign at the exit of the St. Paul's UMC parking lot onto East Crawford Street.

Schmelzer stated that he has no objection to this request. Motion to install one way sign at the egress point for St. Paul's UMC, by Director Schmelzer, second by Chief Eberle. Motion passed 4-0.

3. Request of Councilman Tom Klein to review speed limit and signage on West Bigelow Avenue from North Main Street to Broad Avenue.

Stoffel reported in an email that in the early 1970s, a request came before the Traffic Commission to make the speed limit 20 MPH. It is assumed that it was made 20 MPH when there was no traffic light, only a crosswalk, for the school on Hillcrest Avenue. Chief Horne reported in an email that it was his understanding that it was near a school and children walked that way to get to the neighborhood south of Bigelow Avenue. There is no longer a need for the 20 MPH speed limit sign or for it to be marked as a school zone in that area. Discussion ensued regarding amount of pedestrian traffic across Bigelow. Motion to table by Director Schmelzer, second by Chief Eberle. Motion dies for lack of vote.

Monday stated that we should check on the legal requirements for a 20 MPH speed limit with restricted hours school zone. Monday stated that he understands why it was made 20 MPH. Mayor Mihalik stated that Bigelow Hill School is a pretty good sized school. They have a lot of walkers. It's a very populated neighborhood. Mayor suggested to contact the principal at the school to see how many walkers they have.

Monday read from ORC 4511.21(c). Schmelzer stated that based on ORC 4511.21(C), the area on Bigelow is too far from the actual school to be construed as a school zone. He is guessing that is why Traffic Commission, at that time, made the speed limit 20 MPH in the area. They wanted to create the safety of the school zone functionality. They knew that making it a school zone with 20 MPH during restricted hours was not enforceable for that section. Monday stated that he is not opposed to leaving it a 20 MPH speed limit for the safety of the kids. He believes it is just an unenforceable sign.

Motion to leave it a 20 MPH speed limit, by Schmelzer. Motion dies for lack of second.

Based on the City's inability to make it a restricted hour zone, motion to leave the 20 MPH speed limit zone because of the number of pedestrians and kids that use the crossing point, by Schmelzer, second by Councilman Monday. Discussion: Mayor stated that we should have the Law Director check the enforceability/legality of the 20 MPH speed limit. Motion denied 4-0.

Motion to have the Law Director look at the language in the ORC and give us a determination whether the restricted hours sign would be enforceable, by Chief Eberle, second by Director Schmelzer. Motion passed 4-0.

4. Discussion regarding North Cory Street.

Schmelzer stated that the premise for the discussion about North Cory Street is not specifically whether or not the City does a bike bath, but related to the question about whether or not if we are going to maintain two-way traffic whether we take that the two-way traffic south to West Main Cross Street.

Schmelzer stated that the City applied for a Transportation Alternative Plan (TAP) last year. Part of the plan has to do with pedestrian and alternate modes of transportation for bicycles. The goal was to get as many points as possible so that the City could redo Main Street and Cory Street. During discussions the conversation around Cory Street centered around the alternative that is presented today which is the two-way street model that shows a north and a south segment. This is what is included in the TAP. South of the tracks shows a one way street and a dedicated bike lane on the west side going southbound and on the east side going northbound. South of the railroad tracks you have a sharrow lane and a dedicated southbound. There were residents concerned about the one-way street change. If we keep North Cory Street two-way it does not compromise the City's ability to do the TAP. Ohio Department of Transportation (ODOT) Central District stated that the City has enough points with the plan to make the Main Street project regardless of whether or not you have a bike lane on a sharrow format or have a dedicated northbound lane. Schmelzer stated that having gotten that answer, it is his responsibility to present it to Council members that have asked the question. This leads to another question which is if we are going to leave it two-way, do we want to take it and make it two-way from Front Street to Main Cross Street. An anticipated question is what do your emergency responders and Street Department think about that functionality. From the Traffic Commission perspective, if the City were to maintain North Cory Street in a two-way format, would it be prudent to make it two-way from Front Street to Main Cross Street? If it is, then the Traffic Commission can recommend to Council that if the TAP is altered to

maintain two-way traffic that the recommendation would be to keep it one-way or make it two-way to Main Cross Street. Question posed to Chief Horne, Chief Eberle and Matt Stoffel for their thoughts on making Cory Street two-way from Front to Main Cross Street. Stoffel stated that the one-way was implemented for Central Middle School. They used to line up in one of the lanes to drop off and pick up kids.

Schmelzer stated that the school no longer exists. The performing arts center has different peak hours than the school did. If the school was the only reason why it was modified, then it would be prudent to bring that traffic south to a connector and get it to Main Cross Street. Schmelzer discussed with Traffic Lights Supervisor Tom Demuth regarding the potential change from one-way to two-way traffic from Front Street to Main Street, and DeMuth said outside of the usual intersection upgrades that would need to be done when working on a project like that, it is all doable. Might need some additional conduit size, but there is nothing from his perspective from an equipment standpoint that would preclude us from making the change if that's what is decided.

Chief Horne inquired about making a left turn only lane on Cory Street at Main Cross Street if the two-way change is made. Schmelzer said yes. Chief Eberle stated that it would be a more natural break at Main Cross Street. Stoffel stated for Street Department Cory Street would be no problem taking it two-way to Main Cross Street. He stated it would be a lot easier for them as a two-way than a one way.

Motion to recommend that if the current Transportation Alternative Plan is modified to allow two-way traffic on North Cory Street that that two-way traffic pattern be extended from Front Street to Main Cross Street, by Schmelzer, second by Chief Horne. Motion passed 4-0.

Open up for other comments RE: TAP

Mike Reed with the Pathways Action Group, a grassroots citizen group interested in creating pathways to connect points of interest around Findlay, reiterated the view that they are in favor of making North Cory Street one-way with two-way dedicated bike paths. His group has been heavily engaged in improving the Blanchard River Greenway Trail. They are applying for a \$220,000 grant to extend the trail from Riverside Suites to Bright Road and starting to see way through so that it can be extended all the way to Riverbend Park. There are 4000 University of Findlay (UF) students, and he has found that there is 3 times the bike use as 7 years ago. Having North Cory Street as one-way would be a safe conduit for UF students to downtown and to gain access to the Blanchard River Greenway Trail. His group perceives that painting bike signs on the road doesn't show any real commitment to bicycles any more than if he went over to Emory Adams Park and painted a car sign on that trail and said now cars can go on there safely. It doesn't show any commitment to bike riders and safety. His group is really in favor of converting North Cory Street to one-way with dedicated bike lanes to send a message to the community that the City is walkable and rideable friendly, that we are looking to the future. Marathon is hiring young people. They want to be able to get uptown and downtown without using a car and so do UF students. His group has put a lot of time and effort into improving the Blanchard River Greenway Trail and others and we just want safe access to and from that pathway. Eventually it would allow UF students to go to and any citizen to go from Riverbend to Walmart, and we know UF students really want to get to Walmart. A lot of UF students don't have cars, and they need a safe bicycle access.

Schmelzer asked the Council members in attendance to share what they have heard from constituents. Shindledecker stated he has heard concerns from residents in the area. He did a little research and found that 800 vehicle permits were issued to UF residential students and another 1500 issued to commuter students, some of which are coming from Fostoria and North Baltimore, etc. Many of them are also residents in some of the neighboring blocks around UF. His first thought was he didn't think we needed a bike trail at least not at the expense of turning North Cory Street into a one-way street. He has changed his mind since then. He has seen a lot of emails with the concern not making Cory Street one-way but providing a bike path. He thinks the alternative plan is better than making Cory Street one-way. Shindledecker had a suggestion to instead make Franklin Street one-way and run the bike path from the parking lot behind the UF women's dormitories along Franklin Street to Defiance then run along the unimproved street that runs along Swale Park and connect up with the existing bike path that runs along High Street. He assumes that there is some right of way on North Cory Street behind John Snyder's Auto Mart that could include a bike path and connect up with the one on the south side of the Blanchard River. He is not sure of the ramifications of this plan. He stated that if the City wants a gateway to UF, the City would also want a gateway from UF, which is two-way traffic on North Cory Street. He supports whatever the ultimate decision is, however, it should at least receive some serious consideration.



Schmelzer stated that North Cory Street is going to have sharrow lanes no matter what, because the City is getting funding to redo the road which is always been a priority. Nobody with a sharrow lane or not wants to ride a bike on a torn up street. At the very least North Cory Street north and south of the railroad tracks will have bike lanes whether they be sharrow or not. Schmelzer stated that he does not agree with Reed's comment that it is meaningless that we have the bike markings on the street, because it does give some indication to the driver that there is an objective to it. No matter what, there is a portion of Cory Street that will have to be sharrow, even if it is one-way northbound.

Schmelzer asked Council members in attendance where they want to take the conversation from here.

Frische stated that she likes the plan as a two-way. It's a good give and take on both sides. Should we take it to the downtown committee and vet it out there, then call it good. Talked about traffic counts for before and after, don't know if we need to do that. Concerns she has been getting are traffic flow issues as far as the streets off of Cory. No one was against bike path. Traffic flow to her is going to trump a bike path. She thinks this is fixing the problem keeping the sharrow lanes and two-way.

Schmelzer asked where do we want to go to get final answer. Mayor stated the next step is to take to Council for approval of changes. Paul wants to make sure that we are on the same page in regards to the motion. If the TAP plan is changed to two-way, we want two-way to go all the way to Main Cross. The Traffic Commission has not made a motion to alter the TAP.

Mayor stated that the original proposal approved by Council was one-way. We modified the plan due to comments received, but council has not had an opportunity to decide on where they want to go. If they've got the votes on council to do what it is they want to do then I say go for it. If they don't then the alternative is to re-present it to Council. I have heard way more positive feedback for North Cory Street than I have heard negative.

From the two comments he received, Monday stated the concern is making Cory Street one-way, not necessarily the bike path. Tom stated some accommodations for bikes is important after reading letters and hearing comments from citizens. Mayor stated the reason you go one-way on Cory Street is one-way to help facilitate bikes. Monday stated that Committee of the Whole would not do much, because it would be more of the same discussion. There would be no action taken. Would like to see an ordinance drafted in such a way that Council can somehow make a choice of the two. Mayor stated to have the Law Director draft a resolution or whatever the proper instrument is to facilitate this alternative and Council can say yes or no to it. Monday agrees so that it moves this decision forward. Paul stated that if it gets drafted this week, it will be on the Council agenda for April 5.

Schmelzer stated that ODOT is okay with the alternative plan of keeping North Cory Street two-way. Paul stated he fully vetted, and ODOT won't take any funding away. Looking at Franklin Street idea, as far as another bike path, it would have to be in addition to Cory Street, if that was the dedicated area, then that's a Traffic Commission meeting, that would be a public meeting with Franklin Street residents-who would say you just moved the inconvenience of a one way street from Cory Street to my street. That's a whole another month from now. We would have to go through the whole process again. There will be bike path demarcations on Cory Street either way. We can pursue the Franklin Street conversation regardless.

Motion to propose legislation to City Council to ask them if they want to go with the alternate plan, keeping North Cory Street two-way, by Councilman Monday, second by Director Schmelzer. Motion passed 4-0.

With no further business to discuss, the meeting adjourned. The next meeting of the City of Findlay Traffic Commission will be held on April 18, 2016, at 2:30 p.m. in the third floor conference room of the Municipal Building.

Respectfully submitted,



Kathy K. Launder  
City Clerk



## Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310

Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245

[www.findlayohio.com](http://www.findlayohio.com)

March 31, 2016

Honorable City Council  
Findlay, OH 45840

RE: Cory Street Transportation Alternative Plan

Dear Council Members:

The City is currently working on construction documents for the Main St./Cory St. transportation alternative plan. The adopted plan calls for the section of Cory street that is currently two-way between the University of Findlay and Front Street to be changed to one-way in a northerly direction.

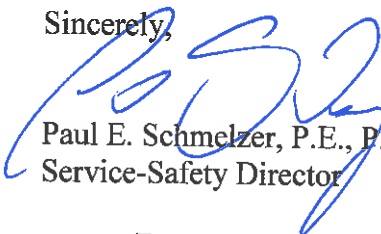
I realize that additional discussion has been had between you and some constituents regarding a change to this plan that would allow said section of Cory Street to remain two-way, along with bicycle sharrow lanes in each direction.

I have confirmed with ODOT that the funding for the project will not be impacted if you make this change.

I have requested the Law Director draft legislation that would require a change to the plan, thereby maintaining two-way traffic. Since this project is already well into the planning stages, I would like to have direction as soon as possible.

Thank you for your consideration in this matter.

Sincerely,



Paul E. Schmelzer, P.E., P.S.  
Service-Safety Director

pc: Don Rasmussen  
Brian Thomas

**FINDLAY CITY COUNCIL  
CARRY-OVER LEGISLATION  
April 5, 2016**

**RESOLUTION NO. 013-2016** (*Sandusky St widening project*)

**third reading**

THE FOLLOWING IS RESOLUTION 013-2016 ENACTED BY THE CITY OF FINDLAY, HANCOCK COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA), IN THE MATTER OF THE STATED DESCRIBED PROJECT.

**ORDINANCE NO. 2016-024** (*2016 Capital Improvements*)

**third reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS WHERE REQUIRED AND ENTER INTO A CONTRACT OR CONTRACTS FOR CONSTRUCTION OF VARIOUS PROJECTS IN ACCORDANCE WITH THE 2016 DEPARTMENT EQUIPMENT LIST WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT A, APPROPRIATING FUNDS FOR SAID CAPITAL EXPENDITURES, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-027, AS AMENDED** (*Runway 18/36 Rehab (AIP-26) Project No. 35264900*)

**second reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO EXECUTE THE NECESSARY GRANT APPLICATION(S) AND/OR AGREEMENT(S) TO RECEIVE GRANT FUNDS FROM THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR THE AIP-26, CONSTRUCTION OF RUNWAY 18/36 REHABILITATION, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-028** (*YMCA operate Riverside Swimming Pool renewal*)

**second reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO AN AGREEMENT (CONTRACT) WITH THE YMCA TO OPERATE THE RIVERSIDE SWIMMING POOL FACILITY AND ASSOCIATED YMCA PROGRAMS FOR PUBLIC AND RECREATIONAL USE FOR THE CITY OF FINDLAY FOR THE 2016 SEASON, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

# City of Findlay

## Office of the Director of Law

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Findlay, OH 45840  
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**Donald J. Rasmussen**  
Director of Law

APRIL 5, 2016

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, APRIL 5, 2016 MEETING.

### **RESOLUTIONS**

014-2016 A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN MARION TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO, AND BEING A PART OF THE SOUTHWEST QUARTER (¼) OF SECTION 20, T1N, R11E, A TRACT OF LAND CONSISTING OF 0.172 ACRES OF LAND, MORE OR LESS.

### **ORDINANCES**

- 2016-029 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-030 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-031 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-032 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-033 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-034 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-035 AN ORDINANCE GRANTING TO HANCOCK-WOOD ELECTRIC COOPERATIVE, INC. ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF FINDLAY, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR THE DISTRIBUTION OF ELECTRIC ENERGY AND OTHER SERVICES TO PARTS OF THE CITY OF FINDLAY AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER AND OTHER PURPOSES AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH AND ACROSS SAID CITY OF FINDLAY, STATE OF OHIO, SUBJECT TO AND IN COMPLIANCE WITH THE CERTIFIED TERRITORIES FOR ELECTRIC SUPPLIERS ACT (OHIO REVISED CODE SECTIONS 4933.81 TO 4933.90).
- 2016-036 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO PARTNER WITH HANCOCK COUNTY BY ENTERING INTO A PARTNERSHIP AGREEMENT FOR THE ADMINISTRATION OF THE COMMUNITY HOUSING IMPACT AND PRESERVATION (HEREINAFTER REFERRED TO AS "CHIP") PROGRAM FOR THE PURPOSE OF ADDRESSING LOCAL HOUSING NEEDS WITHIN HANCOCK COUNTY, OHIO, AND DECLARING AN EMERGENCY.
- 2016-037 AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ALTER THE CORY STREET TRANSPORTATION ALTERNATIVE PLAN (TAP), AND DECLARING AN EMERGENCY.

**RESOLUTION NO. 014-2016**

**A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN MARION TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO, AND BEING A PART OF THE SOUTHWEST QUARTER (¼) OF SECTION 20, T1N, R11E, A TRACT OF LAND CONSISTING OF 0.172 ACRES OF LAND, MORE OR LESS.**

WHEREAS, Ohio Revised Code 709.03 (D) requires a statement from the municipal legislative authority stating what services, if any, that will be provided to the territory proposed to be annexed upon annexation, and approximately when they will be furnished, and;

WHEREAS, it is the desire of this Council to provide said statement in compliance with said Revised Code Section.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Findlay, State of Ohio:

SECTION 1: That in the event the Hancock County Commissioners should approve the petition for annexation of the subject property referenced above and should the legislative authority of the City of Findlay, Ohio, annex said property, it is the intent of this Council to make available the following services:

- a) street lighting
- b) street maintenance
- c) water distribution system
- d) sanitary sewer system
- e) storm sewer system
- f) engineering services
- g) full-time police protection
- h) full-time fire protection

All of which services will be available to said property upon completion of the annexation.

SECTION 2: That the purpose of this Resolution is not to legally bind the City of Findlay to the rendering of the above referenced services but rather to comply with said Revised Code Section so that the Commissioners may take action upon said annexation petition and further, to represent that this property like all other property within the incorporated limits of the City of Findlay, Ohio, shall be afforded the same services.

SECTION 3: This Resolution shall take effect and be in force from and after the earliest period provided by law.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_

**ORDINANCE NO. 2016-029**

**AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.**

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	General Fund (contributions)	\$ 1,136.80
TO:	Police Department #21012000-other	\$ 1,136.80
FROM:	General Fund (contributions)	\$ 3,075.00
TO:	Parks Maintenance Department #21034000-other	\$ 3,075.00
FROM:	State of Ohio – Dept of Public Safety Grant	\$ 847.84
TO:	Fire Dept #21014000-Other	\$ 847.84

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds so that aforementioned contributions and donations may be utilized,

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_

# ORDINANCE NO. 2016-030

## AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	General Fund	\$ 1,500,000.00
TO:	Capital Improvements – CIT Fund	\$ 1,500,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds so that paving projects may be begin expeditiously,

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_

**ORDINANCE NO. 2016-031**

**AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.**

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	General Fund	\$ 7,250.00
TO:	Blanchard River Sediment Control <i>Project #31954800</i>	\$ 7,250.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds so that a mussel study for the aforementioned project may conducted,

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_



# ORDINANCE NO. 2016-032

## AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	OPWC Grant	\$ 252,500.00
FROM:	Sewer Fund – Stormwater Restricted Account	\$ 257,500.00
TO:	Fostoria Avenue Drainage (Phase II) <i>Project No. 32593600</i>	\$ 510,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds so that the aforementioned project may proceed expeditiously,

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_

# ORDINANCE NO. 2016-033

## AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	Capital Improvements-CIT	\$ 1,200,000.00
TO:	2016 Resurfacing Program <i>Project No. 32861200</i>	\$ 1,200,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds so that the aforementioned project may proceed expeditiously,

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_

**ORDINANCE NO. 2016-034**

**AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.**

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	Sewer Fund	\$ 52,000.00
TO:	Santee & Ely Sanitary Sewer <i>Project No. 35665500</i>	\$ 52,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds so that the aforementioned project may proceed expeditiously,

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED \_\_\_\_\_

## ORDINANCE NO. 2016-035

**AN ORDINANCE GRANTING TO HANCOCK-WOOD ELECTRIC COOPERATIVE, INC. ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF FINDLAY, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR THE DISTRIBUTION OF ELECTRIC ENERGY AND OTHER SERVICES TO PARTS OF THE CITY OF FINDLAY AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER AND OTHER PURPOSES AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH AND ACROSS SAID CITY OF FINDLAY, STATE OF OHIO, SUBJECT TO AND IN COMPLIANCE WITH THE CERTIFIED TERRITORIES FOR ELECTRIC SUPPLIERS ACT (OHIO REVISED CODE SECTIONS 4933.81 TO 4933.90).**

NOW THEREFORE BE IT ORDAINED BY COUNCIL OF THE CITY OF FINDLAY, HANCOCK COUNTY, OHIO:

SECTION 1: That Hancock-Wood Electric Cooperative, Inc., its successors and assigns (hereinafter called "Grantee") are hereby granted the right, privilege, franchise and authority to acquire, construct, maintain and operate in, above, under, across and along the streets, thoroughfares, alleys, bridges, and public places (as the same now exist or may hereafter be laid out) of the City of Findlay, State of Ohio, and its successors (hereinafter called "City"), lines for the distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances, including substations, to render public utility service in the City and to the inhabitants thereof by supplying electric energy or other services to the City and to the inhabitants thereof, and persons or corporations beyond the limits thereof, for light, heat, power or other purpose or purposes for which electric energy is now or may hereafter be used, and the transmission of the same within, through or across the City ; provided, however, the Grantee shall provide electric service hereunder only: (1) within the area of the City, either presently being provided electric or other services by Grantee, or which, at the date of this ordinance, is included in the area shown on maps filed with the Public Utilities Commission of Ohio which the affected electric suppliers have agreed to be within the certified territory of the Grantee established pursuant to sections 4933.81 to 4933.90 of the Ohio Revised Code, and (2) any other area or areas annexed to the City after the date of this ordinance any portion of which is either being provided electric or other services by Grantee at the time of such annexation, or which at the date of this ordinance is included within the Grantee's aforementioned certified territory.

SECTION 2: That in establishing and administering this franchise ordinance (and any other franchise ordinance granted by the City to any other grantee) in the area or areas described above (or in any other area or areas of the City) during the term of this franchise ordinance it is the intent of the City that the Grantee and all other franchise grantees in the City shall comply with and respect, the Certified Territories for Electric Suppliers Act (Ohio Revised Code Sections 4933.81 to 4933.90) and the exclusive certified territories established by the Public Utilities Commission of Ohio (PUCO) thereunder.

SECTION 3: That said lines and appurtenances shall be constructed so as to interfere as little as possible with the traveling public in its use of the streets, thoroughfares, alleys, bridges and public places. The location of all poles, or conduits, shall be made under the supervision of the proper board or committee of the City government.

SECTION 4: That the rights, privileges and franchise hereby granted shall be in force and effect for a period of fifty (50) years from the date of the passage of this ordinance.

That the rights, privileges and franchise hereby granted shall not be construed to be exclusive and the Council of the City hereby reserves the power to grant similar rights, privileges and franchises to any other person or persons, firm or firms, corporation or corporations, subject to and in compliance with Section I and Section II of this franchise ordinance.

SECTION 5: That said Grantee shall save the City harmless from any and all liability arising in any way from negligence in the erection, maintenance or operation of said lines for the distribution of electric energy.

SECTION 6: That whenever said Grantee shall begin the erection of any lines or equipment, it shall promptly and diligently prosecute the work to completion and leave the streets, thoroughfares, alleys, bridges, and public places where such work is done in as good condition of repair as before such work was commenced.

SECTION 7: That wherever in this ordinance reference is made to the City or to the Grantee, it shall be deemed to include the respective successors or assigns of either; and all rights, privileges and obligations herein contained by or on behalf of said City, or by or on behalf of Grantee, shall be binding upon, and inure to the benefit of the respective successors or assigns of said City, or of said Grantee, whether so expressed or not.

SECTION 8: That this ordinance shall be accepted by the Grantee within sixty (60) days from the date of the passage of same.

SECTION 9: That this ordinance shall go into force and effect at the earliest possible time permitted by law.

SECTION 10: That all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Passed by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
President of Council

ATTEST:

\_\_\_\_\_  
Clerk

APPROVED:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mayor

ACCEPTANCE

The undersigned, President and CEO of Hancock-Wood Electric Cooperative, Inc., does hereby accept all terms and conditions set forth in Ordinance No. \_\_\_\_\_ of the City of Findlay, Hancock County, Ohio, duly passed by the Council of said City on the date set forth above.

\_\_\_\_\_  
President/CEO

Date: \_\_\_\_\_

**ORDINANCE NO. 2016-036**

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO PARTNER WITH HANCOCK COUNTY BY ENTERING INTO A PARTNERSHIP AGREEMENT FOR THE ADMINISTRATION OF THE COMMUNITY HOUSING IMPACT AND PRESERVATION (HEREINAFTER REFERRED TO AS "CHIP") PROGRAM FOR THE PURPOSE OF ADDRESSING LOCAL HOUSING NEEDS WITHIN HANCOCK COUNTY, OHIO, AND DECLARING AN EMERGENCY.**

WHEREAS, Council and the Administration have reviewed such proposal and do desire to ratify and adopt said agreement.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the Mayor be and she hereby is authorized to partner with Hancock County by entering into a Partnership Agreement for the administration of the Community Housing Impact and Preservation Program, a copy of said agreement is attached hereto and made a part hereof as though fully rewritten herein, marked "Exhibit A".

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to enter into said partnership with Hancock County, and also enter into said agreement with CHIP, so that various housing needs of low to moderate income residents of Hancock County may be addressed,

WHEREFORE, this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

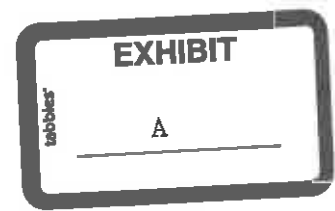
\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED: \_\_\_\_\_



## **CHIP Partnership Agreement**

**between**

**Hancock County and the City of Findlay**

**(The "Partners")**

**WHEREAS**, the Partners wish to address various housing needs of low and moderate income residents of the county and city; and

**WHEREAS**, the State of Ohio, Development Services Agency, Office of Community Development (OCD) provides financial assistance to local governments under its Program Year 2016 Community Housing Impact & Preservation (CHIP) program for the purpose of addressing local housing needs; and

**WHEREAS**, both Partners are eligible to apply for CHIP funds from the State of Ohio and OCD encourages local CHIP eligible communities to request funds as partners in one application; and

**WHEREAS**, the Partners desire to file a combined application under the CHIP Program to receive financial assistance to address needs as prioritized by the local Housing Advisory Committee;

**NOW, THEREFORE, the Partners hereby agree** to the following terms of this Agreement:

1. Hancock County has agreed to serve as the single applicant for funds and subsequent Grantee responsible for administering the CHIP grant, if funded;
2. Hancock County is responsible for submitting the CHIP grant application in cooperation with the City of Findlay, including procuring an administrator(s) who shall also conduct the detailed tasks of the planning process.
3. Hancock County agrees to implement the PY'2016 CHIP, if funded, in compliance with Community Development Block Grant, HOME and Ohio Housing Trust Fund requirements, the State of Ohio Consolidated Plan, the CHIP program guidelines, and this Agreement.
4. This Agreement applies to any funds awarded from the State of Ohio PY'2016 CHIP program. This Agreement remains in effect until the CHIP funds are expended and the funded activities completed and closed out. The Partners cannot terminate or withdraw from this Agreement while it remains in effect.
5. The Partners have a mutual understanding that they are in compliance with Office of Community Development Programs Program Policy Notices: OCD 15-01, Responsibility for Grant Administration; 15-02, Procurement of Grant Administration Services; 15-03, Finance Mechanisms; 15-04, Program Income Policy; 15-05, National Objective Guidance; 15-06, Grant Operations & Financial Management Policy; and 15-07, Resolving a Potential Conflict of Interest.
6. The Partners acknowledge that the total request for \$850,000 of CHIP funds is based on maximum budget contributions as follows:
  - Hancock County: \$400,000 + \$50,000 partner incentive, totaling \$450,000
  - The City of Findlay: \$350,000 + \$50,000 partner incentive, totaling \$400,000
7. The Partners understand that funds may be awarded to either or both jurisdictions that are less than the maximum.

8. The partners will arrive at a decision prior to submission of the 2016 CHIP application on commitments of program income or other resources as leveraged funds to the request.
9. The Partners expect that the grantee will direct the administrator to commit activity funds, as much as is practical, proportional to the jurisdictional totals in # 6 # 8 above, adjusted proportional to the relative shares of any grant award.
10. This Cooperating Agreement does not contain a provision for veto or other restriction that would allow any party to obstruct the implementation of the CHIP Program during the PY'2016 CHIP grant period.
11. Information will be provided to the grantee by the Partners as necessary for reporting purposes.
12. All program and financial records will be retained by the grantee after financial closeout.
13. The partners agree to adopt the Hancock County CHIP Policy and Procedures Manual and shall apply these policies to any activities conducted under the 2016 CHIP.
14. Any mortgages expected to generate program income will be prepared by the County and administrator and the County shall be the lien-holder for any property assisted. The County shall receive subsequent program Income and reporting and expenditure of any such Program Income shall become the responsibility of the county.
15. The County will commit program income funds to future eligible outcomes, as much as is practical, proportional to jurisdictional totals received.
16. The Partners agree to the following selection criteria, as applicable to funded activities:
  - Owner Home Repair applications will be first-come first-serve within each Partner's jurisdiction first and then, if funding remains on June 30, 2018, within the grant service area.
  - Private Owner Rehabilitation applications will be ranked according to Hancock County's Policy and Procedure Manual within each Partner's jurisdiction first and then, if funds remain uncommitted on October 31, 2017, within the grant service area.
  - New Construction Habitat participants will be those selected through the Habitat application process and who additionally satisfy all applicable CHIP program requirements, including those rules and regulations of HOME.
  - TBRA applications will comply with the local housing authority selection process.
17. The Partners agree to elect to choose the following finance mechanism, as applicable, for funded activities:
  - Owner-occupied Home Repair will be provided as a grant.
  - Tenant-Based Rental Assistance will be provided as a grant.
  - Private-Owner Rehabilitation will be provided as a five-year declining partially forgivable loan with twenty percent (20%) remaining due and owing whenever the home is sold, rented or transferred.
  - New Construction Habitat will be provided as a ten-year fully forgivable loan.
  - Rental Rehabilitation will be provided as a loan, 100% forgivable after 10 years, with private owners providing 50% match on "hard costs".
  - Rental Repair will be provided as a loan, 100% forgivable after 2 years, with private owners providing 50% match on "hard costs".
18. The Partners agree that the following table represents the responsibilities for tasks to be undertaken by one or more partners directly, through cooperation, or by contract:



<b>Task</b> <b>X=primary role</b> <b>Y=support/cooperate</b>	<b>Hancock County</b>	<b>City of Findlay</b>	<b>Administrator</b>
Procure Administrator	X	Y	
Convene HAC	X	Y	X
Designate OCEAN Program roles	X		
Sign/authorize application submission	X		
Manage grant fund administration	X		X
Provide on-going oversight of administrator as detailed in administrative contract	X		
Receive and manage program income	X		Y
Pay contractors/vendors	X		Y
Prepare/file reports	X		X
Retain all grant records for auditing/monitoring	X		Y

**Legal Form and Sufficiency**

This Cooperating Agreement has been reviewed by legal counsels of each Party, and it has been determined that the terms and conditions of said agreement are fully authorized under State and local law and that said agreement provides legal authority for Hancock County.

For Hancock County: \_\_\_\_\_

Date: \_\_\_\_\_

For the City of Findlay: \_\_\_\_\_

Date: \_\_\_\_\_

Approval by governing Bodies:

This agreement has been approved by the governing bodies as follows. Documentation is attached to demonstrate appropriate actions by:

Approved by Hancock County Commissioners: Resolution # \_\_\_\_\_ Date: \_\_\_\_\_

Approved by Findlay City Council: Resolution # \_\_\_\_\_ Date: \_\_\_\_\_

THE UNDERSIGNED REPRESENTATIVES OF THIS COOPERATING AGREEMENT HEREBY AGREE TO THE ABOVE STATED TERMS AND CONDITIONS ON THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_, 2016.

For Hancock County: \_\_\_\_\_  
President, County Commissioners

For the City of Findlay: \_\_\_\_\_

\_\_\_\_\_  
Name, Title

**ORDINANCE NO. 2016-037**

**AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ALTER THE CORY STREET TRANSPORTATION ALTERNATIVE PLAN (TAP), AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Findlay is currently planning for a Transportation Alternative Plan (TAP) in conjunction with ODOT for Main Street and Cory Street, and;

WHEREAS, Cory Street is currently planned to be changed to one-way traffic in a northbound direction to allow for a dedicated bike lane, and;

WHEREAS, Council has the ability to modify the plans for Cory Street without jeopardizing the funding for the TAP.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the Service-Safety Director of the City of Findlay be and he is hereby authorized to alter the current Transportation Alternative Plan to maintain current two-way traffic configuration on Cory Street and adding bicycle sharrow lanes in each direction.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to alter said plans so that the current Cory Street TAP project may proceed expeditiously,

WHEREFORE, this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED: \_\_\_\_\_