

FINDLAY CITY COUNCIL AGENDA

REGULAR SESSION

May 3, 2016

COUNCIL CHAMBERS

ROLL CALL of 2016-2017 Councilmembers

ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:

Acceptance or changes to the April 19, 2016 Regular Session City Council meeting minutes.

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

PROCLAMATIONS: - none.

RECOGNITION/RETIREMENT RESOLUTIONS: - none.

PETITIONS:

Zoning amendment request – 123 Garfield Street

Deric Luginbill would like to change the zoning to R4 Duplex Triplex Residential. It currently is zoned as R2 Single Family. Needs to be referred to City Planning Commission and Planning & Zoning Committee.

Zoning amendment request – 429 Walnut/420-422 Prospect Street

Chuck Wilson would like to change the zoning to R4 Duplex Triplex Residential. It currently is zoned as C2 General Commercial. Needs to be referred to City Planning Commission and Planning & Zoning Committee.

WRITTEN COMMUNICATIONS:

Brad Koller, Fields for All Fundraising Committee – Fields for All project at new Miracle Park of Findlay

Mr. Koller thanks the City of Findlay for their generous support of the Fields for All project and being such a valuable member of their team. Throughout this project, they have asked for and received positive and valuable feedback from the general community, as well as from the special needs community who will use the facilities daily. It was clear there were opportunities to enhance the original design and provide a more positive experience for everyone who plays. They have made major enhancements to their initial project scope, including:

- Adding safety/security fencing around the perimeter of the playground and shade canopies for the playground to provide protection from the sun
- More expansive sensory equipment to better support a large population in this community
- Approved a video scoreboard and sound system
- An arch entrance into the park
- Homer statue that includes a photo location and recognition area for their donors

The net result of these enhancements is that their original project of \$1.2MM is now at \$1.35MM or a 12 percent (12%) increase. As of May 1, 2016, they have pledges of \$1.16MM, approximately 86.2 percent of their new forecast.

The community also provided feedback that a public restroom was needed to support this expansion. The City of Findlay has appropriated money to support this need. The new inclusive public restroom facility will not only benefit their project, but will also support the existing fields and future expansions. The appropriation from the City of Findlay for the restroom was \$225,000. Costs associated with putting in the restroom, including bringing in utilities (water, sewer and electric) to the area, architect fees, and landscaping expenses which increased their total costs for this addition to \$275,000, which results in a \$50,000 deficit.

The Fields for All committee is beginning the final fundraising initiative to close the gap providing the City with a fabulous inclusive facility, one that will be the pride of the community and all those who use it. Mr. Koller includes a rendering of what the new Miracle Park of Findlay will look like when construction is complete. When the facility is completed, it will have a combined total value of over \$1.62MM.

Fields for All Committee is committed to making up the gap between their forecast and their fundraising efforts. They are reaching out to all who have participated and bring a new fundraising effort to a new group of donors to make up the difference. They are asking the City to increase their contribution by \$50,000 making the new project total \$275,000 or approximately 17% of the current estimate of \$1.625MM.

Their pledge to the City of Findlay is that the Fields for All committee is going to ensure that they provide an inclusive facility that is unique for Ohio, and one that when completed, will be transferred to the City debt-free. Needs to be referred to the Appropriations Committee.

ORAL COMMUNICATIONS: - none.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

N.E.A.T. Departmental Activity Report – March 2016.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for 50 North, located at 339 Melrose Avenue, Findlay, Ohio for a D4 liquor permit. This requires a vote of Council.

Gregory R. Horne, Chief of Police – 50 North, located at 339 Melrose Avenue, Findlay, Ohio. A check of the records shows no criminal record on the following:

- Tom Seffrin
- John Haywood
- Mike Weissling
- Gena Grismore

Board of Zoning Appeals Minutes – March 10, 2016.

Traffic Commission minutes – April 18, 2016.

Treasurer’s Reconciliation Report – March 2016.

City Planning Commission agenda – May 12, 2016.

City Engineer Brian Thomas – CDBG (FY16) application, Areas B-4 & B-6 (Phase II) sewer separation project 32556100

Hancock Regional Planning Commission is preparing to submit a grant application on the City’s behalf for funding from Community Development Block Grant (CDBG) funds through the Ohio Department of Development. The project will consist of additional sewer separation work in the area of East Foulke Avenue, Allen Avenue, Midland Avenue, Garfield Avenue, and George Street (referred to as B-4 and B-6 areas). The City’s matching funds are included in the proposed 2017 Capital Improvements Plan. Legislation authorizing City representatives to sign the grant application and agreement if the grant is approved. Resolution No. 019-2016 was created.

City Engineer Brian Thomas – Main St alleys reconstruction (CDBG FY15) project 32864500

The Ohio Department of Development has notified the City that the Community Development Block Grant (CDBG) funds for this project are now available. The funds will be used for alley improvements in the downtown area. The CDBG allocation grant amount is \$127,000 and the critical infrastructure grant amount is \$300,000. The City’s share for construction of the project is included in the 2016 Capital Improvements Plan and will be appropriated at a later date. Legislation to appropriate funds for alley improvements in the downtown area is requested. Ordinance No. 2016-044 was created.

FROM: CDBG Grant Fund	\$ 427,000
TO: Main St Alleys Reconstruction Project No. 32864500	\$ 427,000

City Engineer Brian Thomas – CDBG Critical Infrastructure Grant Application

Again this year, the City has the opportunity to apply for a Critical Infrastructure grant from Community Development Block Grant (CDBG) funds through the Ohio Department of Development. Hancock Regional Planning Commission is preparing to submit a grant application on the City’s behalf. The proposed project will consist of eliminating an existing combined sewer overflow in the area of East Street and East Front Street. The project will also include the addition of flap gates in several areas. Currently, when the water level in the river rises, water from the river is entering some storm sewers. The flap gats will make it so that this cannot happen. A preliminary project estimate is \$411,000 with \$300,000 from CDBG, \$1,000 revolving loan funds, and the remaining amount coming from City funds. Legislation authorizing City representatives to sign the grant application and agreement if the grant is approved is requested. Resolution No..020-2016 was created.

Parks and Recreation Board minutes April 18, 2016.

COMMITTEE REPORTS:

LEGISLATION:

RESOLUTIONS

RESOLUTION NO. 018-2016 *(over PO amount)*

first reading

A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

RESOLUTION NO. 019-2016

first reading

(CDBG (FY16) application, areas B-4 & B-6 (Phase II) sewer separation project no. 32556100)

A RESOLUTION AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO FILE AN APPLICATION FOR FISCAL YEAR 2016 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND, IF AWARDED, TO SIGN A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT.

RESOLUTION NO. 020-2016 *(CDBG Critical Infrastructure grant application)*

first reading

A RESOLUTION AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO FILE AN APPLICATION FOR A CRITICAL INFRASTRUCTURE GRANT FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND, IF AWARDED, TO SIGN A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT.

ORDINANCES

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

third 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. 2016-037 *(Cory St TAP)*

third 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.

ORDINANCE NO. 2016-040, AS AMENDED *(Shade Tree Commission & Tree Regulations)*

second reading

AN ORDINANCE REPEALING CHAPTER 913 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ESTABLISHING A NEW CHAPTER 913 ENTITLED ESTABLISHMENT OF SHADE TREE COMMISSION AND TREE REGULATIONS ORDINANCE FOR THE CITY OF FINDLAY, OHIO.

ORDINANCE NO. 2016-043 *(Stix Restaurant lease agreement)*

first reading

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF FINDLAY, OHIO, TO EXECUTE A LEASE AGREEMENT WITH RENZ RAINER D. SALANGA, DBA, STIX RESTAURANT FOR APPROXIMATELY SEVEN HUNDRED EIGHTY SQUARE FEET (780^{SQ FT}), MORE OR LESS, ON THE LOT OWNED BY THE CITY AT THE CORNER OF EAST SANDUSKY STREET AND SOUTH MAIN STREET, FINDLAY, OHIO.

ORDINANCE NO. 2016-044 *(Main St alleys reconstruction (CDBG FY15) project no. 32864500)*

first reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-045 *(11815 TR 145 ROW dedication)*

first reading

AN ORDINANCE DEDICATING A CERTAIN PORTION OF RIGHT-OF-WAY (HEREINAFTER REFERED TO AS 11815 TOWNSHIP ROAD 145) IN THE CITY OF FINDLAY, OHIO.

UNFINISHED BUSINESS:

OLD BUSINESS
NEW BUSINESS

PETITION FOR ZONING AMENDMENT

TO THE COUNCIL OF THE CITY OF FINDLAY, STATE OF OHIO:

9'

We, the undersigned owner(s) of the following legally described property, hereby request consideration of a change in zoning district classification as specified below:

ADDRESS 123 Garfield St. SUBDIVISION Trouts Addition

LOT No.(s) Parcel 610000331930

If a rezoning request involves more than one parcel, City Code requires that the petition be signed by the owners of at least fifty per cent (50%) of the frontage of the lots under consideration. If applicable, owners must fill in the following section:

SIGNATURE SUBDIVISION LOT NO. STREET FRONTAGE

IF NOT LOCATED IN A RECORDED SUBDIVISION, ATTACH LEGAL DESCRIPTION

EXISTING USE _____

PRESENT ZONING DISTRICT R2 single family

PROPOSED ZONING DISTRICT R4 Duplex Triplex Residential

ATTACH:

- a. Vicinity map showing property lines, streets, and existing and proposed zoning.
- b. List of all property owners within, contiguous to, and directly across the street from the proposed rezoning.

NOTE: COMPLIANCE WITH ABOVE REQUIREMENT IS EXTREMELY IMPORTANT. FAILURE TO NOTIFY ANY PROPERTY OWNER FALLING WITHIN THIS CRITERIA WILL POSSIBLY INVALIDATE THE REZONING ORDINANCE PASSED AS A RESULT OF THIS PETITION.

c. A statement of how the proposed rezoning relates to the Findlay Comprehensive Land Use Plan.

d. Application for Planned Unit Development, City Planning Commission, City of Findlay, Ohio, if applying for a PUD.

Name of Contact Person Deric Luginbill

Mailing Address 5735 TR.89

Phone No. (Home) N/A (Business) 419-306-8452

4-12-2016
Date

[Signature]
Signature of contact Person

OFFICE USE ONLY

\$250.00 Fee Paid _____ \$100.00 Fee Paid PUD approval _____
Applicable Advertising and Filing Fees Paid _____

Date Petition Submitted to City Council _____

Referral to Planning Commission _____ Referral to Planning & Zoning _____

Planning Commission _____ Disposition _____

Planning & Zoning _____ Disposition _____

Public Hearing Date Set By Council _____

Date of Newspaper Notice _____
(Must be mailed at least 30 days prior to Hearing)

Date of Notice to Abutting Owners _____
(Must be mailed at least 20 days prior to Hearing)

Referred for Legislation: _____

Date of Readings by Council:

First _____ Second _____ Third _____

Action by Council: _____ Ordinance No. _____

Property 119 Garfield Street
owner Kenneth C. Koch ~~Kenneth Koch~~ KBC Rent

Property 125 Garfield Ave.
owner Paul W. Brown

Property Bea Steak & Beer 419-957-0217 120 Garfield
owner Oler Agency LLC Bea 419-957-0217 120 Garfield
Steak & Beer

Property Mary Domke 419-348-7416
owner 122 George St
Mary B. Dake

Property 118 George St 419-788-1274
owner Barbara Teutsch ~~B. Teutsch~~

Property
owner

610000 332010

Property
owner

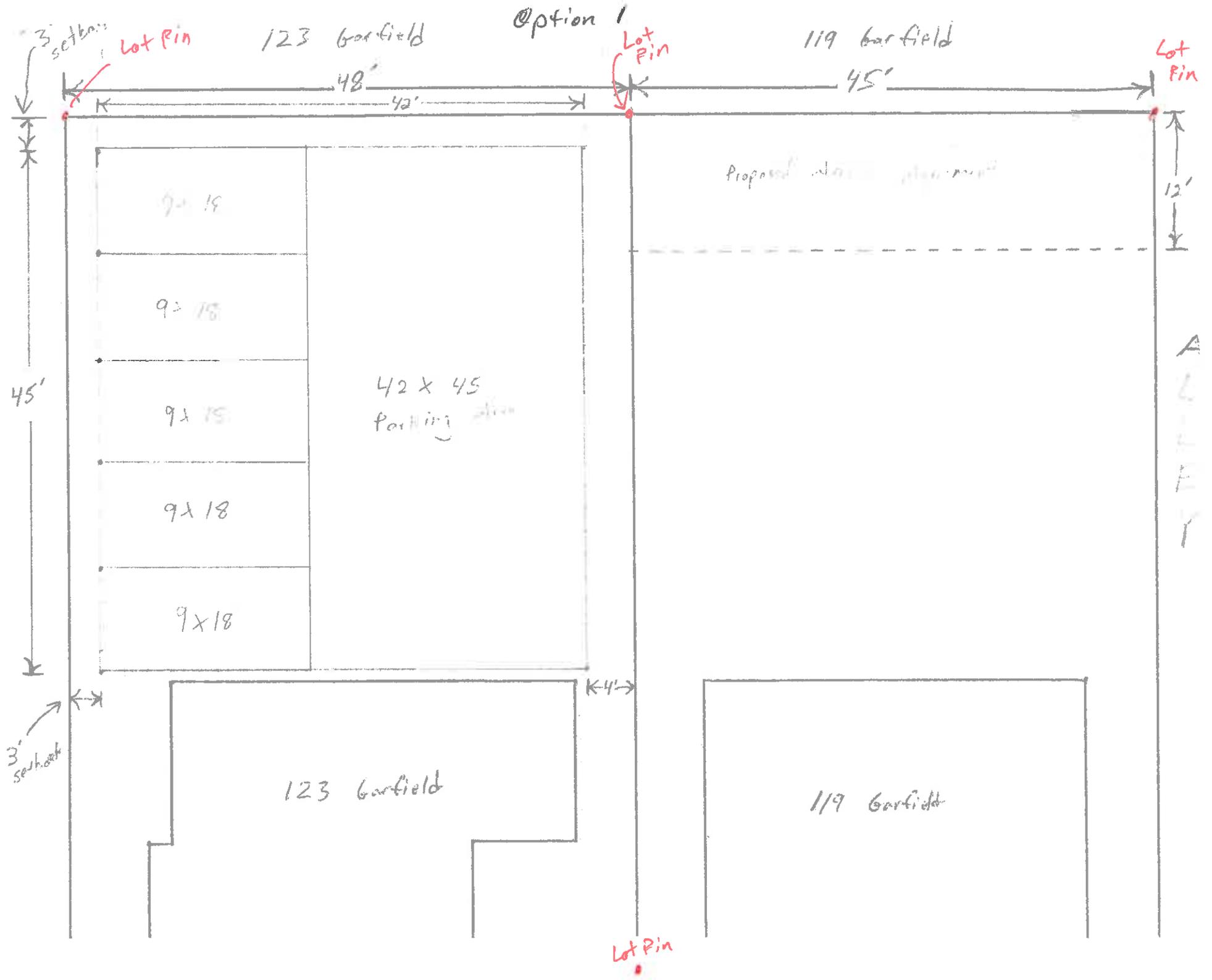
Melvin C. Heitmeier

melvin + sherilee

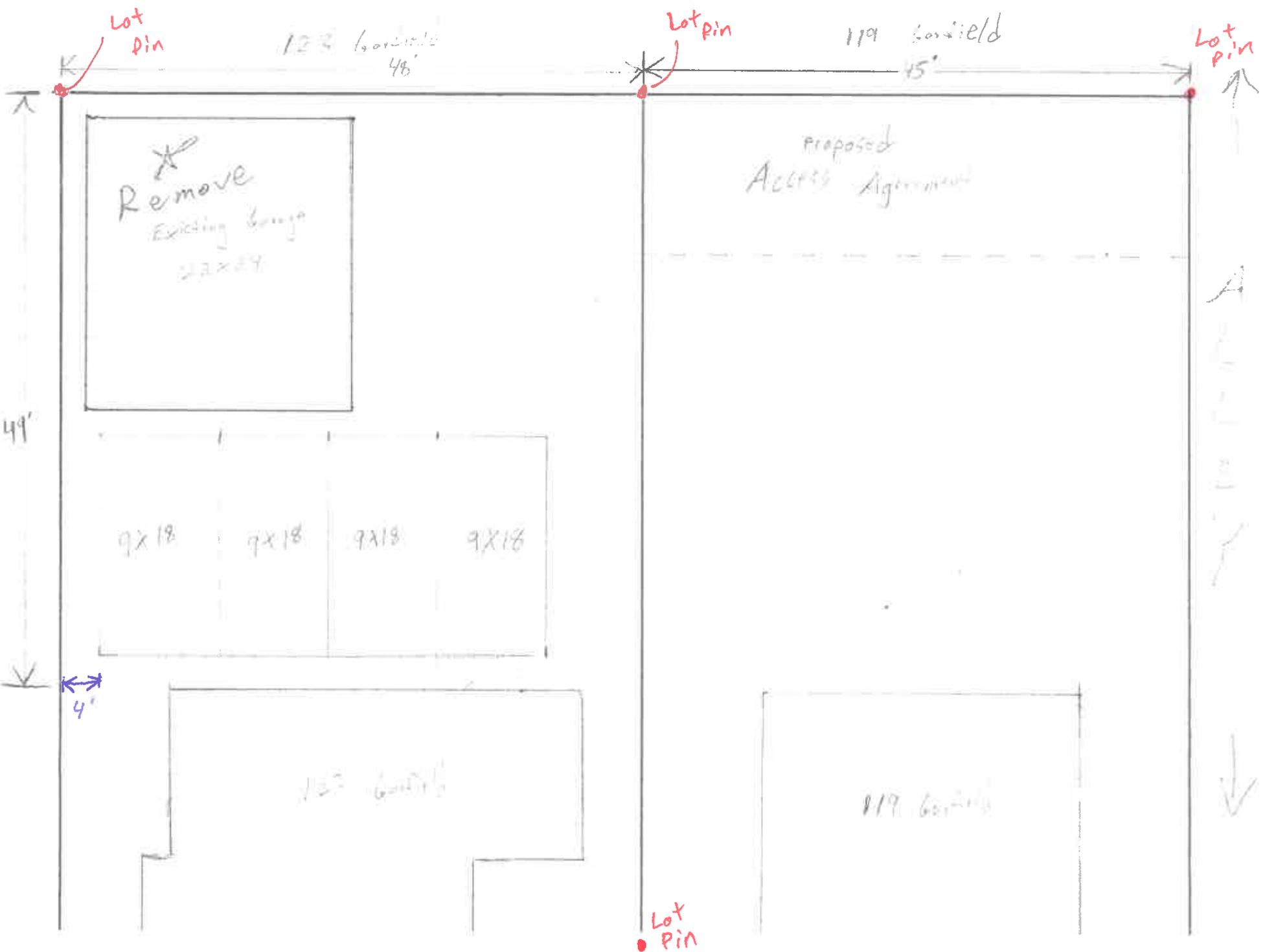
Heitmeier
1367

Q-1
Bluffton 45817

128 George St.



Option 2



PETITION FOR ZONING AMENDMENT

TO THE COUNCIL OF THE CITY OF FINDLAY, STATE OF OHIO:

We, the undersigned owner(s) of the following legally described property, hereby request consideration of a change in zoning district classification as specified below:

ADDRESS 429 WALNUT ST
420-422 PERSPECT ST SUBDIVISION GRAT - PATTERSON'S 3RD ADD.
LOT No.(s) 1814 PARCEL # 57-221140

If a rezoning request involves more than one parcel, City Code requires that the petition be signed by the owners of at least fifty per cent (50%) of the frontage of the lots under consideration. If applicable, owners must fill in the following section:

SIGNATURE	SUBDIVISION	LOT NO.	STREET FRONTAGE

IF NOT LOCATED IN A RECORDED SUBDIVISION, ATTACH LEGAL DESCRIPTION

EXISTING USE Z DUPLEXES

PRESENT ZONING DISTRICT _____

PROPOSED ZONING DISTRICT R4

ATTACH:

- Vicinity map showing property lines, streets, and existing and proposed zoning.
- List of all property owners within, contiguous to, and directly across the street from the proposed rezoning.

NOTE: COMPLIANCE WITH ABOVE REQUIREMENT IS EXTREMELY IMPORTANT. FAILURE TO NOTIFY ANY PROPERTY OWNER FALLING WITHIN THIS CRITERIA WILL POSSIBLY INVALIDATE THE REZONING ORDINANCE PASSED AS A RESULT OF THIS PETITION.

- c. A statement of how the proposed rezoning relates to the Findlay Comprehensive Land Use Plan.
- d. Application for Planned Unit Development, City Planning Commission, City of Findlay, Ohio, if applying for a PUD.

Name of Contact Person CHUCK WILSON

Mailing Address 2927 INNISBROOK FINDLAY, OHIO 45840

Phone No. (Home) 419-424-9584 (Business) _____

3-24-2016
Date

Chuck Wilson
Signature of contact Person

OFFICE USE ONLY

\$250.00 Fee Paid _____ \$100.00 Fee Paid PUD approval _____
Applicable Advertising and Filing Fees Paid _____

Date Petition Submitted to City Council _____

Referral to Planning Commission _____ Referral to Planning & Zoning _____

Planning Commission _____ Disposition _____

Planning & Zoning _____ Disposition _____

Public Hearing Date Set By Council _____

Date of Newspaper Notice _____
(Must be mailed at least 30 days prior to Hearing)

Date of Notice to Abutting Owners _____
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Referred for Legislation: _____

Date of Readings by Council:

First _____ Second _____ Third _____

Action by Council: _____ Ordinance No. _____

Enforce Enterprises Inc.

List of property owners Contiguous to and directly across from 429 Walnut St and 420-422 Prospect St.

- George and Dorothy Lehman
501 Walnut St. Findlay, Ohio 45840
- Karen Meyer (owns 425 Walnut St)
13152 County Hwy 4 Carey, Ohio 43316
- Karen Cavitt, Richard Cavitt, Kevin Cavitt
(own 430 Walnut St)
436 McManness Ave Findlay, Ohio 45840
- Amy Fox
412 Prospect St Findlay, Ohio 45840
- Ron Santmire
421 Prospect St Findlay, Ohio 45840

To: Findlay City Council
From: Enforce Enterprises Inc.
Re: Application for Variance

We are applying to the Board of Zoning Appeals for a variance for property we currently own which is located in the Gray and Patterson's 3rd Addition, Lot #1814, parcel #57-221140. This property is located at 429 Walnut St and 420-422 Prospect St, in the City of Findlay, Hancock County, Ohio. We ask for your consideration for a zoning amendment for this property so as to conform to its current and historical use.

We purchased this property in October, 2001. When purchased, this property consisted of two duplexes; one at 429 Walnut St and one at 420-422 Prospect St. These houses sit next to each other at the corner of Prospect St and Walnut St. When purchased, these properties were used as rental properties. We have maintained them as rental properties since this purchase.

At the time of purchase, Huntington Bank approved the loan with no dispute on zoning or property allocation. The property was refinanced in 2007 through Citizens Bank and again no objections were lodged regarding this property. In February of this year, we attempted to refinance this property through Citizens Bank. At that time, we were advised the property does not meet the zoning requirements and that it should be split into two parcels and be rezoned.

Upon researching this with the City of Findlay, we learned that this property has been one parcel since the late 1970's. We are currently in the process of splitting the properties, so that each duplex sits on one parcel. We are also applying for a zoning amendment to Findlay City Council for a change of zoning to R4, to maintain them as rental duplexes.

The property at 429 Walnut St is one house, with a two bedroom duplex downstairs and a one bedroom duplex upstairs. The property at 420-422 Prospect St is a side-by-side one story duplex, each consisting of two bedroom duplexes.

Our request does not intend to change the existing use of this property, but merely maintain it as it has been used since before our purchase in 2001, and perhaps as far back as the late 1970's.

Thank you for your consideration in this matter.

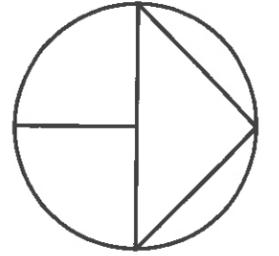
Sincerely,



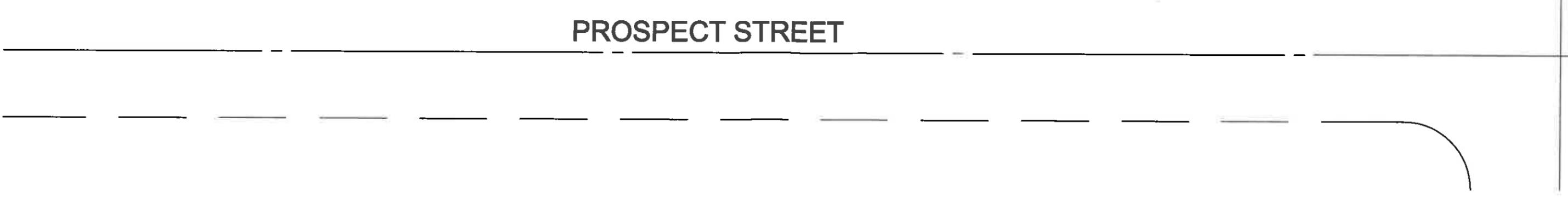
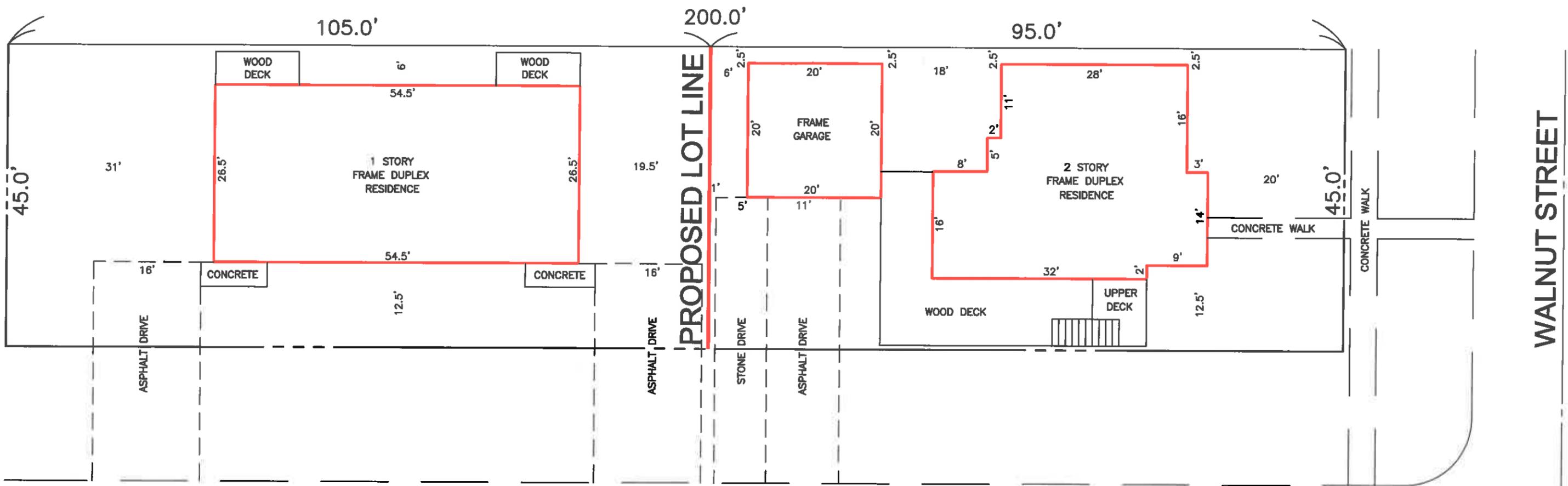
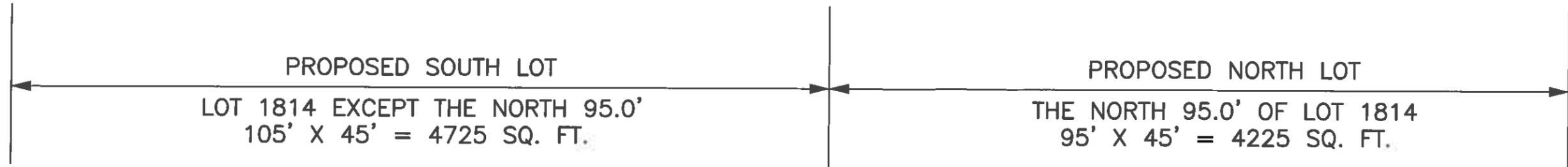
Chuck Wilson
DBA Enforce Enterprises Inc.

LOT 1814

GRAY & PATTERSON'S THIRD ADDITION



SCALE: 1" = 15'





April 27, 2016

City Council.
Attention Jim Slough
City of Findlay
318 Dorney Plaza
Findlay, Ohio 45840

Dear Jim,

It's seventh inning stretch time! First, we would like to THANK The City of Findlay for their generous support of the Fields for All project and being such a valuable member of our team.

Throughout this project, we have asked for and received positive and valuable feedback from the general community as well as from the special needs community, who will use the facilities daily. It was clear there were opportunities to enhance the original design and provide a more positive experience for everyone who plays. We have made major enhancements to our initial project scope, including adding safety/security fencing around the perimeter of the playground, shade canopies for the playground to provide protection from the sun, and more expansive sensory equipment to better support a large population in our community. In addition, the committee approved a video scoreboard and sound system, an arch entrance into the park, and a Homer statue that includes a photo location and recognition area for our donors. The net result of these enhancements is that our original project of \$1.2MM is now at \$1.35MM or a 12 percent increase. As of May 1, 2016, we have pledges of \$1.16MM, approximately 86.2 percent of our new forecast.

The community also provided feedback that a public restroom was needed to support this expansion. The City of Findlay has appropriated money to support this need. The new inclusive public restroom facility will not only benefit our project, but will also support the existing fields and future expansions. The appropriation from the City of Findlay for the restroom was \$225,000. Costs associated with putting in the restroom, including bringing in utilities (water, sewer, and electric) to the area, the architect fees, and landscaping expenses, increased our total costs for this addition to \$275,000, which results in a \$50,000 deficit.

The Fields for All committee is beginning the final fundraising initiative to close the gap and make sure that we provide the city with a fabulous inclusive facility. One that will be the pride of the community and all those who use it. I have included in this letter a rendering of what the new Miracle Park of Findlay will look like when we complete construction. When we complete this new facility, it will have a combined total value of over \$1.62MM.

We are committed to making up the gap between our forecast and our fundraising to date. We are reaching out to all who have participated and as well as beginning a new fundraising effort to a new group of donors to make up the difference. We are asking the City to increase their contribution in the project by \$50,000. With this additional contribution the City of Findlay's investment in the project to \$275,000 or approximately 17% of the current estimate of \$1.625MM.

Our pledge to the City of Findlay is that the Fields for All committee is going to ensure that we provide you an inclusive facility that is unique for Ohio and one that when completed will be transferred to the City debt free.

Sincerely,



Brad Koller
Fields for All Fundraising Committee

BHK/4/25/2016
Enclosures

Cc: Lydia L Mihalik, City of Findlay, Mayor
Paul E. Schmelzer, City of Findlay, Safety- Service Director
Fields for All Committee

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

April 12, 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 March, 2016.

Dilapidated Structures

0 cases year to date
17 cases pending

Weeds

2 cases year to date
30 cases pending

Junk on Premises

49 cases year to date
163 cases pending

Junk/Abandoned Vehicles

92 cases year to date
132 cases pending

Minor Maintenance

1 case year to date
3 cases pending

Miscellaneous

12 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

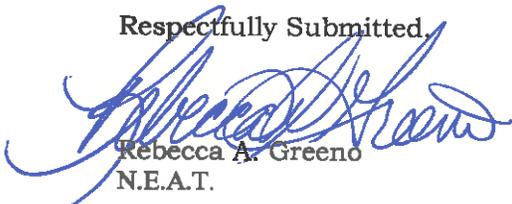
Trash

29 cases year to date
9 cases pending

The Neighborhood Enhancement and Abatement Team received 66 new complaints during the month, of which 7 were invalid. Of the 59 valid issues reported, 37 properties were involved with 7 of the owners being non-residents. Neat personnel closed 28 cases during the month of March and continue to work diligently on the 411 cases that remained active. The NEAT staff is also working diligently on the upcoming Backyard Mission Trip that benefits the entire county as a home based service project.

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.

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

April 15, 2016

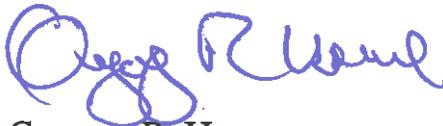
The Honorable Council:

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

Tom Seffrin
John Haywood
Mike Weissling
Gena Grismore

50 North, 339 Melrose Avenue, Findlay, Ohio 45840

Sincerely,



Gregory R. Horne
Chief of Police

**NOTICE TO LEGISLATIVE
AUTHORITY**

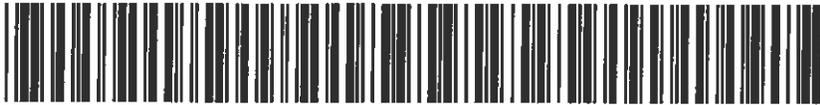
OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

2760976 PERMIT NUMBER		NEW TYPE	50 NORTH 339 MELROSE AV FINDLAY OH 45840
ISSUE DATE			
04 12 2016 FILING DATE			
D4 PERMIT CLASSES			
32 TAX DISTRICT	044 A	B14635 RECEIPT NO.	

FROM 04/14/2016

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 04/14/2016

RESPONSES MUST BE POSTMARKED NO LATER THAN. 05/16/2016

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 NEW 2760976

(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

SOCIAL SECURITY HOLDER CROSS REFERENCE
DISPLAY

PGECE

PERMIT NBR	EFF DATE	NAME	OFFICE
2760976	04/12/2016	WEISSLING MIKE	
	PRIVATE CLUB		
2760976	04/12/2016	HAYWOOD JOHN	
	PRIVATE CLUB		
2760976	04/12/2016	GRISMORE GENA	
	PRIVATE CLUB		
2760976	04/12/2016	SEFFRIN TOM	
	PRIVATE CLUB		

ENTER NEXT PERMIT NUMBER TO BE PROCESSED

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

Board of Zoning Appeals

March 10, 2016

Members present: Chairman Phil Rooney; David Russell, Secretary; Doug Warren; and Sharon Rooney.

The meeting was called to order at 6:00 p.m. by Mr. Rooney. Mr. Rooney introduced the members to the audience and the general rules were reviewed.

Case #54408-BA-16 (1500 Manor Hill Road) was introduced. Mr. Richard read his comments as follows: Flash Real Estate, LLC, has requested a variance from section 1135.04.1 of the City of Findlay Zoning Ordinance. This section requires a 15 foot side yard setback. The proposed addition will be 5 feet from the side lot line. The building was constructed in 1978 and used to house a catering and reception hall service. In 2010 a permit was issued for the current funeral home use. The applicant needs an enclosed space to store transport vehicles and to remove those who are deceased discretely. The purpose of the addition is basically a garage area. According to the applicant, there is no other option given the layout of the building. The property owner to the north has communicated to the Zoning Department no objection and a copy is included in the packet.

Chairman Rooney swore in David Hufford, 4369 West County Road 52, Tiffin, Ohio. Mr. Hufford is attending the BZA Meeting as representation for his son's funeral home, Hufford Family Funeral Home. We are asking for a variance because they have outgrown the facility after being in business less than six years. He presented pictures and gave a brief explanation to the BZA members on how they currently do their removals.

Mr. Warren asked about alternatives and why more than one vehicle needs to be in the garage (the vehicle that has the person in it). Mr. Hufford explained that they have a removal vehicle and a hearse. Mr. Warren asked for clarification of what is a removal vehicle. Mr. Hufford replied that it is a Dodge Caravan for transporting the body from one to the other. Right now bodies are moved outside in the parking lot and the hearse is stored off site.

Communication:

Mr. Richard stated that there was no additional communication received from the neighbors.

A motion was made by Mrs. Rooney that the variance be approved contingent that he obtains his permit within 60 days. The motion was seconded by Mr. Russell. The motion passed 4-0.

Chairman Rooney made a motion to approve the minutes from the February 2016 meeting. The motion was seconded by Mrs. Rooney. The motion to approve the minutes passed 4-0.

The meeting was adjourned.



Chairman



Secretary

Flag City, USA

TRAFFIC COMMISSION

City of Findlay

April 18, 2016

MINUTES

ATTENDANCE:

MEMBERS PRESENT: Service-Safety Director Paul Schmelzer, Police Chief Greg Home, Fire Chief Josh Eberle, City Engineer Brian Thomas, Councilman Ron Monday.

STAFF PRESENT: Matt Stoffel, Public Works Superintendent; Kathy Launder, Mayor's Office.

GUESTS PRESENT: Ginny Clymer.

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.

04/18/2016

Item remains tabled.

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

04/18/2016

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.

4/18/2016

Motion to lift from table, by Director Schmelzer, second by Chief Eberle. Motion passed 5-0.

Due to the temporary nature of pedestrians in the area, rather than have this item linger on the agenda, lift from table and make a decision. After the parking garage is finished, Marathon Petroleum Company can bring back the request, if needed.

Motion to deny request, by Director Schmelzer, second by Councilman Monday. Motion passed 5-0.

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

3/21/2016

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 Home 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.

4/18/2016

Motion to lift from table, by Director Schmelzer, second by Councilman Monday. Motion passed 5-0.

This area is not a school zone, so it cannot have the designation of restricted hours for a speed limit. The speed limit of 20 miles per hour (MPH) is a 24 hour speed limit.

A light currently exists at the crosswalk. Cannot do restricted hours. Concern for kids crossing that's why it was originally changed to 20 MPH. Stoffel stated that there are other schools in Findlay that are a block or two off a four-lane road and the speed limit is not reduced.

Motion to change the speed limit from 20 MPH to 35 MPH on West Bigelow Avenue from North Main Street to Broad Avenue and change signage barring any significant reason from Findlay City Schools to keep it as 20 MPH, by Director Schmelzer, second by Councilman Monday. Motion passed 5-0.

Schmelzer stated that there is nothing legally that requires the City to keep it a 20 MPH, and there is no recent history explaining why it should remain 20 MPH.

NEW BUSINESS

1. Request of John Snyder to make Clinton Street one way going south from Cherry Street to Center Street and allow parking on both sides of the street.

Mr. Snyder had come before the Traffic Commission May 2010 requesting that Clinton Street be made one way. In June 2010 the Traffic Commission decided to eliminate parking on one side of the street rather than make it one way for easier access of emergency personnel and snow plowing personnel. The Commission is not in favor of making the change to one way unless signatures of residents in the area in favor of the change are obtained and forwarded to the Commission.

Motion to deny request, by Chief Eberle, second by Director Schmelzer. Motion passed 5-0.

2. Request of Bob Fraley for review of the area of 18th Street at Flowers Avenue at Glenwood School driveway for traffic control signage.

Stoffel stated that there is a stop sign at the driveway exiting Glenwood School. There is a continuous flow from Flowers Avenue into 18th Street that does not require a stop sign. No action taken.

3. Request of Tracie Brutsche, 110 ½ West Sandusky Street, to review the wording on the "2 Hour Parking" signs downtown to add the wording "Monday-Friday, 8am-5pm".

Schmelzer stated that changing the signage of the 2 Hour Parking would not change the enforcement of it. Resident needs to explore alternatives for posting of private parking lot with landlord and towing company.

Motion to deny request, by Director Schmelzer, second by Horne. Motion passed 5-0.

4. Request of Ginny Clymer, 1600 Blanchard Avenue, for a 4-way stop sign at the intersection of Amelia Avenue and Connell Avenue.

Mrs. Clymer stated that there are more and more children in the neighborhood. Traffic moves quickly through on Connell Avenue. Mrs. Clymer obtained signatures of most of the residents that live in this area. Chief Eberle stated that it is an easy turn on to Connell Avenue from Blanchard Avenue that a driver can maintain speed and easily pick up speed.

Motion to make the intersection of Amelia Avenue and Connell Avenue a 4-way stop, by Director Schmelzer, second by Chief Eberle. Motion passed 5-0.

With no further business to discuss, the meeting adjourned. The next meeting of the City of Findlay Traffic Commission will be held on May 16, 2016, at 2:30 p.m. in the third floor conference room of the Municipal Building.

Respectfully submitted,



Kathy K. Launder
City Clerk



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 March 31, 2016

TREASURER

Fifth Third Initial Balance	4,910,049.75
- Withdrawals ()	(5,259,227.69)
+ Deposits	6,118,000.30
Ending Balance	5,768,822.36

(- Outstanding checks) (169,694.68)

Deposit in Transit	130.00
Outstanding Deposit	(0.20)

Treasurer's Checking Bal 5,599,257.48

Investment Principal	51,451,880.47
Accrued Bond Interest	1,825.64

Treasurer's Total Cash and Investments 57,052,963.59

AUDITOR

Auditor's Checking Bal 5,599,257.48

Auditor's Total Cash and Investments 57,052,963.59

Respectfully submitted,

Susan Jo Hite
Treasurer

City of Findlay City Planning Commission

Thursday, May 12, 2016 - 9:00 AM

AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

ITEMS TABLED AT THE JANUARY 14, 2016 MEETING

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. 4/22/16 Withdrawn by applicant.

NEW ITEMS

- 1. SITE PLAN APPLICATION #SP-12-2016 filed by Pherson Properties Ltd., 1785 S. Romick Pkwy., Findlay for 2 additional storage units.**
- 2. SPECIAL REVIEW APPLICATION #SR-01-2016 filed by Habitat for Humanity/Jean Dove to vacate road right-of-way on N. Blanchard Street.**
- 3. APPLICATION FOR ZONING AMENDMENT #ZA-03-2016 filed to rezone 123 Garfield Street from R-2 Single Family Medium Density to R-4 Duplex/Triplex High Density.**
- 4. APPLICATION FOR ZONING AMENDMENT #ZA-04-2016 filed to rezone 429 Walnut Street and 420-422 Prospect Street from C-2 General Commercial to R-4 Duplex/Triplex High Density.**
- 5. APPLICATION FOR CONDITIONAL USE #CU-01-2016 filed by T & B Enterprises of Findlay/Michael Matthes to permit a fitness facility to operate at 618 Rockwell Avenue.**

ADMINISTRATIVE APPROVALS

- 1. SITE PLAN APPLICATION #SP-11-2016 filed by Whirlpool Corporation, 4901 N. Main Street, Findlay for a 86,839 square foot addition to the existing manufacturing building.**

ADJOURNMENT

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

April 27, 2016

Honorable City Council
Findlay, OH 45840

RE: CDBG (FY16) Application, Areas B-4 & B-6 (Phase II) Sewer Separation
Project No. 32556100

Dear Council Members:

Hancock Regional Planning Commission is preparing to submit a grant application on the City's behalf for funding from Community Development Block Grant (CDBG) funds through the Ohio Department of Development.

The project will consist of additional sewer separation work in the area of E. Foulke Avenue, Allen Avenue, Midland Avenue, Garfield Avenue, and George Street (referred to as B-4 and B-6 areas). The City's matching funds are included in the proposed 2017 Capital Improvements Plan.

By copy of this letter, the Law Director is requested to prepare the necessary legislation that will authorize City representatives to sign the grant application and agreement if the grant is approved.

Thank you for your consideration in this matter.

Sincerely,



Brian Thomas
City Engineer

pc: Don Rasmussen
HRPC

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

April 27, 2016

Honorable City Council
Findlay, Ohio

RE: Main Street Alleys Reconstruction (CDBG FY15), Project No. 32864500

Dear Council Members:

The Ohio Department of Development has notified the City that the Community Development Block Grant (CDBG) funds for the above-referenced project are now available. The funds will be used for alley improvements in the downtown area.

The CDBG allocation grant amount is \$127,000, and the critical infrastructure grant amount is \$300,000. The City's share for construction of the project is included in the 2016 Capital Improvements Plan and will be appropriated at a later date.

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

FROM:	CDBG Grant Funds	\$427,000	
TO:	Main Street Alleys Reconstruction Project No. 32864500		\$427,000

If you have any questions, please do not hesitate to contact me.

Sincerely,



Brian Thomas
City Engineer

pc: Don Rasmussen
Jim Staschiak
HRPC
Project File

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

April 27, 2016

Honorable City Council
Findlay, OH 45840

RE: CDBG – Critical Infrastructure Grant Application

Dear Council Members:

Again this year, the City has the opportunity to apply for a Critical Infrastructure grant from Community Development Block Grant (CDBG) funds through the Ohio Department of Development. Hancock Regional Planning Commission is preparing to submit a grant application on the City's behalf.

The proposed project will consist of eliminating an existing combined sewer overflow in the area of East Street and East Front Street. The project will also include the addition of flap gates in several areas. Currently when the water level in the river rises, water from the river is entering some storm sewers. The flap gates will make it so that this cannot happen. A preliminary project estimate is \$411,000 with \$300,000 from CDBG, \$1,000 revolving loan funds, and the remaining amount coming from City funds.

By copy of this letter, the Law Director is requested to prepare the necessary legislation that will authorize City representatives to sign the grant application and agreement if the grant is approved.

Thank you for your consideration in this matter.

Sincerely,



Brian Thomas
City Engineer

pc: Don Rasmussen
HRPC

PARKS AND RECREATION BOARD

City of Findlay

April 18, 2016

MINUTES

ATTENDANCE

Members Present: Paul Schmelzer, Chair, Matt Cordonnier, Dennis McPheron, Greg Meyers, Gary Pruitt, Grant Russel, Mike Slough, Brian Thomas, Jeff Wobser.

Staff Present: Matt Stoffel, Lisa Mansfield, and Kathy Launder.

Guests: Brent Finlay, Findlay YMCA; Sharon Van Heck, Co-ed Volleyball; Dan Clinger, Flag City BalloonFest.

OLD BUSINESS

NEW BUSINESS

Findlay YMCA Strategic Planning Update: Brent Finlay presented the conceptual design for the renovations to Findlay YMCA's two locations that came out of their strategic planning process. The plan calls for bringing the Findlay YMCA's child care program to the main campus, adding an indoor splash pad/lazy river, expand multi sport gyms, expand wellness areas, add indoor track, add teaching kitchens.

Request to Waive Fees-Coed Volleyball: Sharon Van Heck with Co-ed Volleyball stated that they were told that they would have to start paying the \$1000 Independent League fee plus \$100 Administrative fee for their summer volleyball league that uses the volleyball courts at Riverside Park. She stated that Co-ed Volleyball has been taking care of the volleyball courts for many years including purchasing sand, nets (approximately every three years), and boundary lines for the courts. They maintain the referee stand and repair the nets as needed. Nets that are purchased by Co-ed Volleyball stay up all summer long for anyone to use. The City tills the courts once a week. Van Heck stated that the team usually have sponsors that pay the team fee. She stated that most of the fees charged to players goes toward referees. The summer league has 61 teams. The City appreciates what the Co-ed Volleyball league has done for the volleyball courts.

Motion to reduce the Independent League fee by 50% to \$500 for 2016 for Summer Co-ed Volleyball provided the nets are left up, and pay the \$100 Administrative fee, by Wobser, second by Schmelzer. Motion passed 7-2. Slough and Pruitt are the dissenting votes.

Russel stated that in the future he would like additional information in order to make an informed decision on reducing or waiving fees. Need more notice for these requests. Slough stated that if an organization provided materials and services for the facility, why are we charging them to use the facility? Parks and Recreation should not be money making. The City should not overcharge sports organizations. Many sports groups help improve City facilities. Schmelzer stated that we are making sure that fields are available when they want to use them. The Independent League Fee is not much money split across the number of players in the league.

Request to Waive Fees-Flag City BalloonFest: Dan Clinger requested that the City waive the fees for camping at Emory Adams Park during BalloonFest. The campers are charged \$35 from BalloonFest and starting in 2015 were charged an additional \$50 by the City through the Vending Application. On average there are up to 10 motor homes that are part of the same club that camp at BalloonFest. Schmelzer stated that the City implemented the \$50 fee for motor homes parked/camped overnight at the Cube for softball tournaments. This fee is charged at any facility or location where people want to bring in motor homes for a tournament or event. Schmelzer stated that he is not inclined to waive the fee.

Motion to deny request to waive the camping fee of \$50 for the Flag City BalloonFest, by Cordonnier, second by Russel. Motion passed 9-0.

Parks and Recreation Ordinance: Auditor Jim Staschiak distributed copies of the City Ordinance relating to the Parks and Recreation Board and its financial responsibilities. He also distributed graphs of City debt as it relates to Recreation.

DEPARTMENT REPORTS

Recreation Department Report: Mansfield reported the Cube hosted the Bridal Expo, White Tails event, and MMA fight. The first tournament with Findlay Youth Baseball was held at the Marathon Diamonds this weekend. Backyard Mission Trip is scheduled at the Cube this Saturday. Hit Pitch Run is being held Saturday at the Marathon Diamonds. Ice will go back down next week with the first Public Skate on April 29. The ice will be down through June; will be off July/August; and will be back down starting in September.

Parks Maintenance Department Report: Stoffel stated that they are working on the ballfields and mowing. They will start working on the pool taking care of maintenance issues. Assisting Shade Tree Commission with planting trees for Arbor Day at Millstream Career Center and NeighborWoods projects.

Short term projects include batting cages, electricity at dugouts, and ticket shelters at the Diamonds. Young Miss Softball reported that there are concrete issues at Swale Park. Parks Maintenance is already looking into and taking care of it.

Lighting project at Riverside Park will be finished next year. Looking into motion sensor cameras that send an alert to Police Department in Riverside Park to help deter graffiti and other criminal activity

OTHER REPORTS

Hancock Park District Report: Pruitt reported that HPD held its Nature Comes Alive program with 5th grade Science students. 475 students participated in the program over the week and were able to experience the portable Planetarium. HPD has a full program staff now. The grant for the trails project has been submitted and should hear back in about six months.

OTHER BUSINESS

Next Meeting: The next meeting of the Parks and Recreation Board is scheduled for May 16, 2016, at 4:00pm in the third floor conference room of the Municipal Building.

Being no further business, the meeting adjourned.

Respectfully submitted,



Kathy Launder
City Clerk

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
May 3, 2016**

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

third 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. 2016-037 (*Cory St TAP*)

third 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.

ORDINANCE NO. 2016-040, AS AMENDED (*Shade Tree Commission & Tree Regulations*)

second reading

AN ORDINANCE REPEALING CHAPTER 913 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ESTABLISHING A NEW CHAPTER 913 ENTITLED ESTABLISHMENT OF SHADE TREE COMMISSION AND TREE REGULATIONS ORDINANCE FOR THE CITY OF FINDLAY, OHIO.

City of Findlay

Office of the Director of Law

318 Dorney Plaza, Room 310
Findlay, OH 45840
Telephone: 419-429-7338 • Fax: 419-424-7245

Donald J. Rasmussen
Director of Law

MAY 3, 2016

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, MAY 3, 2016 MEETING.

RESOLUTIONS

- 018-2016 A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).
- 019-2016 A RESOLUTION AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO FILE AN APPLICATION FOR FISCAL YEAR 2016 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND, IF AWARDED, TO SIGN A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT.
- 020-2016 A RESOLUITON AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO FILE AN APPLICATION FOR A CRITICAL INFRASTRUCTURE GRANT FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND, IF AWARDED, TO SIGN A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT.

ORDINANCES

- 2016-043 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF FINDLAY, OHIO, TO EXECUTE A LEASE AGREEMENT WITH RENZ RAINER D. SALANGA, DBA, STIX RESTAURANT FOR APPROXIMATELY SEVEN HUNDRED EIGHTY SQUARE FEET (780SQ FT), MORE OR LESS, ON THE LOT OWNED BY THE CITY AT THE CORNER OF EAST SANDUSKY STREET AND SOUTH MAIN STREET, FINDLAY, OHIO.
- 2016-044 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-045 AN ORDINANCE DEDICATING A CERTAIN PORTION OF RIGHT-OF-WAY (HEREINAFTER REFERED TO AS 11815 TOWNSHIP ROAD 145) IN THE CITY OF FINDLAY, OHIO.

RESOLUTION NO. 018-2016

A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

WHEREAS, Ohio Revised Code 5705.41(D) provides that if expenditures are incurred by a municipality without a purchase order, within thirty (30) days, the municipality must approve said expenditures.

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

SECTION 1: That the expenditures set forth on the attached list identified as "Exhibit A" which are identified by the appropriate voucher on previously appropriated funds be and the same are hereby approved, all in accordance with Ohio Revised Code 5705.41(D)

SECTION 2: 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 _____

OVER PURCHASE ORDER/NO PURCHASE ORDER- COUNCIL AUTHORIZATION

VENDOR	VOUCHER	ACCOUNT	DEPARTMENT NAME	AMOUNT	REASON FOR EXPENSE	WHY
SUTPHEN CORPORATION	154437	21014000- 331200	FIRE	\$3526.56	REPAIRS TO LADDER 1	INVOICED AMOUNT EXCEED PURCHASE ORDER IN PLACE DUE TO ADDITIONAL REPAIRS NEEDED

RESOLUTION NO. 019-2016

A RESOLUTION AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO FILE AN APPLICATION FOR FISCAL YEAR 2016 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND, IF AWARDED, TO SIGN A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT.

WHEREAS, the Ohio Department of Development (ODOD) has notified the City of Findlay, Ohio that it is eligible for a Community Development Block Grant (CDBG) formula allocation for fiscal year 2016;

WHEREAS, the City of Findlay has determined that the FY16 formula allocation grant can best be used for infrastructure improvements in the area of East Foulke Avenue, Allen Avenue, Midland Avenue, Garfield Avenue and George Street (referred to as B-4 & B-6 areas) and;

WHEREAS, City Council authorization to submit an application and sign an agreement for FY16 CDBG formula allocation is necessary.

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

SECTION 1: That the Mayor and/or Service-Safety Director of the City of Findlay, Ohio are hereby authorized to file a CDBG FY16 formula allocation grant application and, if awarded, to sign a grant agreement with the ODOD for infrastructure improvements as stated above.

SECTION 2: 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 _____

RESOLUTION NO. 020-2016

A RESOLUITON AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO FILE AN APPLICATION FOR A CRITICAL INFRASTRUCTURE GRANT FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND, IF AWARDED, TO SIGN A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT.

WHEREAS, the Ohio Department of Development (ODOD) has notified the City of Findlay, Ohio that it is eligible for a Critical Infrastructure Grant from Community Development Block Grant (CDBG) funds in the amount of three hundred thousand dollars and no cents (\$300,000.00) for fiscal year 2016, and;

WHEREAS, the City of Findlay has determined that the CDBG Critical Infrastructure Grant can best be used for sewer work in the East Street and East Front Street areas, and;

WHEREAS, City Council authorization to submit an application and sign an agreement for the CDBG Critical Infrastructure Grant is necessary.

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

SECTION 1: That the Mayor and/or Service-Safety Director of the City of Findlay, Ohio are hereby authorized to file a CDBG Critical Infrastructure Grant application, and if awarded, to sign a grant agreement with the ODOD for the sewer work as stated above.

SECTION 2: 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. 2016-043

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF FINDLAY, OHIO, TO EXECUTE A LEASE AGREEMENT WITH RENZ RAINER D. SALANGA, DBA, STIX RESTAURANT FOR APPROXIMATELY SEVEN HUNDRED EIGHTY SQUARE FEET (780^{SQ FT}), MORE OR LESS, ON THE LOT OWNED BY THE CITY AT THE CORNER OF EAST SANDUSKY STREET AND SOUTH MAIN STREET, FINDLAY, OHIO.

WHEREAS, Council was previously informed of the desire of the owner of Stix Restaurant to lease a small portion of the lot adjacent to his restaurant on East Sandusky Street, Findlay, Ohio, and;

WHEREAS, Council feels it is appropriate to authorize execution of a lease to said business so as to further enhance the operation of his business and to use said property in an aesthetically pleasing manner.

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

SECTION 1: That the Director of Public Service of the City of Findlay, Ohio be and he is hereby authorized to execute said Lease Agreement with Renz Rainer D. Salanga DBA, Stix Restaurant on the property owned by the City of Findlay on the corner of East Sandusky Street and South Main Street in Findlay, Ohio. A copy of said Lease Agreement (draft) is attached hereto incorporating all provisions and conditions as part of the lease agreement.

SECTION 2: This Ordinance shall be in full force and effect from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2016-044

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:	CDBG FY15 Grant Funds	\$ 427,000.00
TO:	Main Street Alleys Reconstruction #32864500	\$ 427,000.00

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 alley improvements in the downtown area may begin,

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. 2016-045

AN ORDINANCE DEDICATING A CERTAIN PORTION OF RIGHT-OF-WAY (HEREINAFTER REFERED TO AS 11815 TOWNSHIP ROAD 145) IN THE CITY OF FINDLAY, OHIO.

WHEREAS, a petition has been presented to Council, per the recommendation of the Planning Commission and as required by the City's thoroughfare plan, requesting that a portion of the right-of-way be dedicated to the City as set forth herein, and;

WHEREAS, Council upon approval and recommendation of such dedication by the Planning Commission of the City of Findlay, Ohio, is satisfied that it will not be detrimental to the general interest and ought to be made.

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

SECTION 1: That the following described right-of-way be and the same is hereby vacated:

Being all that part of the southeast $\frac{1}{4}$ of Section 36, T1N, R10E, City of Findlay, Hancock County, Ohio, bounded and described as follows:

Commencing at a railroad spike found at the northwest corner of the southeast $\frac{1}{4}$ of said Section 36;

Thence south $89^{\circ}22'13''$ east 1095.30 feet along the north line of the southeast $\frac{1}{4}$ of said Section 36 to a point;

Thence north $0^{\circ}37'47''$; east 22.50 feet to the north right-of-way line of Township Road No. 145;

Thence south $89^{\circ}22'13''$ east 620.16 feet along said north right-of-way line of Township Road No. 145 to a capped $\frac{5}{8}$ " rod set at the point of beginning;

Thence south $89^{\circ}22'13''$ east 368.05 feet continuing along said north right-of-way line to a capped $\frac{5}{8}$ " rod set;

Thence south $00^{\circ}37'47''$ west 62.50 feet to a capped $\frac{5}{8}$ " rod set;

Thence north $89^{\circ}22'13''$ west 368.05 feet to a capped $\frac{5}{8}$ " rod set;

Thence north $00^{\circ}37'47''$ east 62.50 feet to the point of beginning, containing 0.528 acres more or less and subject to all highways easement and restrictions of record.

SECTION 2: That the aforesaid dedication request is hereby accepted and approved as set forth in Ohio Revised Code Section 723.03.

SECTION 3: That this Ordinance shall be in full force and effect from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____