

# FINDLAY CITY COUNCIL AGENDA

**REGULAR SESSION**

**June 21, 2016**

**COUNCIL CHAMBERS**

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

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

Acceptance or changes to the June 7, 2016 Regular Session City Council meeting minutes.

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

**PROCLAMATIONS:** - none.

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

**PETITIONS:** - none.

**WRITTEN COMMUNICATIONS:** - none.

Law Director Rasmussen has asked that Council and the Administration adjourn into executive session to discuss contract negotiations (Ordinance No. 2016-068).

**ORAL COMMUNICATIONS:** - none.

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

**Findlay Municipal Court Activities Report** – May 2016.

**Findlay Police Department Activities Report** – May 2016.

**Findlay W.O.R.C. Financial Analysis Report** – January 1, 2016 through May 31, 2016.

#### **City Auditor Jim Staschiak – summary financial reports**

A set of summary financial reports for the prior month follows including:

- Summary of Year-To-Date Information as of May 31, 2016
- Financial Snapshot for General Fund as May 31, 2016
- Cash & Investments as of May 31, 2016
- Open Projects Report as of May 31, 2016

**Findlay Fire Department Activities Report** – May 2016.

**Board of Zoning Appeals Minutes** – May 12, 2016.

#### **Water Pollution Control Center Superintendent David Beach – effluent flow meter**

Water Pollution Control Center is requesting funds be transferred for the purchase of a dedicated effluent flow meter at final outfall 001. Currently, the effluent flow rate is a calculated number derived from two sources: the plant influent flowmeter and the Bright Road pump station. It is important that the effluent flow data be as accurate as possible, as it is used to determine NPDES effluent loading limits compliance. Funds to purchase this equipment will be covered through the Equipment Replacement Fund for WPCC. A request to transfer \$22,000 from the Sewer Fund WPC Equipment Replacement Account to WPC #25061000-551300 Outlay-Equipment. Ordinance No. 2016-058 was created.

**Treasurer's Reconciliation Report** – May 31, 2016.

**Service-Safety Director Paul Schmelzer – Marion Township Revenue Sharing Agreement**

The project to construct a new industrial park south of CR 212 has been very successful. Much has been made of the state-of-the-art distribution facility that McLane is constructing. The collaboration between the City, Township, and economic development groups required to bring this project to fruition has proved to be very strong.

The Service-Safety Director has spoken many times about being positioned for projects. In many cases, this includes annexation. Along with annexation comes the City’s commitment of utilities and infrastructure maintenance. Many corporations do not want to wait for the potential annexation of their properties. They want land that is ready for site development.

McLane was one of those properties. The Marion Township Trustees worked along with the City on expedited annexation for the McLane project. In addition, the City annexed more acreage than required for the McLane project so that the entire industrial park would be in the City. As part of the expedited annexation process, the Service-Safety Director is committed to Marion Township and to working on developing an agreement to extend the terms of the revenue sharing agreement. This would apply to the McLane project and any other project in the future where the City is desirous of annexing large tracts of land to prepare it for development. The revision extends the revenue share from twelve to fifteen (12-15) years. The share will start after any CRA abatement has expired. NOTE: this is not for all annexed parcels, only those where the City requests annexation before development.

The County Auditor will track the abatement and the revenue share. The Service-Safety Director is pleased with the our ability at the municipal and county government levels to work together to proactively position ourselves for smart growth. It is one example why Findlay is the #1 Micropolitan City.

**Service-Safety Director Paul Schmelzer – final Health Department merger items**

The Hancock County Health District has hired a new Executive Director. Karim Baroudi was hired by the Board to fill the position in May. He will play an important role, along with Deputy Health Commissioner Barb Wilhelm in moving toward accreditation.

There are two (2) outstanding issues remaining to complete the merger. First, to partially satisfy the merger agreement, the City paid \$484,258 toward matching the County carry-forward balance. It was agreed to, at that point, that a final payment would be made after all costs associated the merger were finalized and assets from each entity were accounted for. That process has now been complete.

To finalize the requirements in the agreement, the City must remit \$211,770.98. Based on initial estimates, the merger project was funded. There is \$176,991.58 remaining in the project. The difference is \$34,779.40. Legislation to transfer funds to complete the funding of the merger is requested. Ordinance No. 2016-059 was created.

FROM: General Fund	\$ 34,779.40
TO: Health Department Merger Study, Project #31947200	\$ 34,779.40

The second item is an MOU regarding the only member of the City Health Department that was hired under the old pay scale. This MOU will ensure that upon her retirement from the County, she will be treated as though she were a City employee for the purposes of sick leave payout. In the event she has no sick leave remaining, there will be no payout and the County will have absorbed the sick leave payments over the course of her employment with the district. Legislation authorizing the execute the Memorandum of Understanding is requested. Ordinance No. 2016-060 was created.

**Service-Safety Director Paul Schmelzer – 2016 Sanitary Sewer Lining Project 35660500**

By authorization of Ordinance No. 2016-010, a bid opening was held for this project on May 19, 2016. Bids were received from two (2) potential contractors with base bid amounts of \$208,370.00 and \$240,120.00. Bids were also received for four (4) alternates totaling \$166,451.25 and \$184,195.00. The lowest and best bid was received from LiquiForce of Romulus, Michigan.

Currently in the 2016 Capital Improvements Plan (Sewer Fund), there is a budget amount of \$300,000 for the 2016 Sewer Lining Project and \$148,000 for the 2016 Sewer Cleaning Project with \$10,000 previously appropriated to each of the projects. In order to complete the four (4) lining alternates, reducing the cleaning budget amount and transfer the funds to the lining project is needed. Legislation to appropriate funds is requested. Ordinance No. 2016-061 was created.

FROM: Sewer Fund	\$ 400,000.00
TO: 2016 Sanitary Sewer Lining Project No. 35660500	\$ 400,000.00

**Service-Safety Director Paul Schmelzer – 3<sup>rd</sup> quarter appropriations**

In an effort to minimize the financial impact on the beginning of the year CIT Capital Improvements Fund balance, the appropriation requests were split into quarterly breakdowns. The first and second quarterly appropriation requests were authorized on February 2, 2016 with Ordinance No. 2016-010, and on April 5, 2016 with Ordinance No. 2016-024. Legislation to appropriate funds is requested. Ordinance No. 2016-062 was created.

FROM: CIT Fund – Capital Improvements (restricted account)	\$ 65,000.00
TO: Fire #21014000-other	\$ 30,000.00
TO: Municipal Building #21022000-other	\$ 20,000.00
TO: Street Department #22040000-other	\$ 15,000.00
FROM: CIT Fund – Capital Improvements (restricted account)	\$ 25,000.00
TO: Wood Shop Roof Replacement #31961700	\$ 20,000.00
TO: CR 212/CR 236 Widening (startup) #32864600	\$ 5,000.00
FROM: Sewer Fund	\$ 150,000.00
TOP: SPC SCADA System Upgrade #35662200	\$ 150,000.00

**Hancock Regional Planning Commission Director Matt Cordonnier – City of Findlay Revolving Loan Fund Request for Appropriation (Diversified Machine and Welding LLC)**

On May 12, 2016, the City of Findlay Revolving Loan Fund Committee awarded a loan to Diversified Machine & Welding, LLC in the amount of \$75,000. The loan is contingent upon the threshold for applicant equity being reduced from 10% of the project to 5%. The loan will provide funds for property acquisition. The RLF loan will be used as part of a business expansion project. Legislation to appropriate funds and pass on an emergency basis in order to accommodate the timeline of the business and the bank that are involved in the financing of the project is requested. The appropriation of City RLF funds have historically been passed on an emergency basis in order to accommodate the time sensitive needs of business transactions. Ordinance No. 2016-066 was created.

FROM: City of Findlay Revolving Loan Fund	\$ 75,000.00
TO: Diversified Machine and Welding LLC #31965600	\$ 75,000.00

**Service-Safety Director Paul Schmelzer – Downtown Revitalization (Main St and Cory St improvements) Project No. 31942400; ODOT PID 98797**

As we continue to move forward with the Downtown Revitalization project, we have become aware of additional consulting tasks that need to be included in the project design; most importantly, irrigation systems for the landscaped areas and wayfinding signage.

To date, Marathon has contributed \$340,000 towards the design phase and they are also committed to reimbursing the City for these additional items. Legislation to appropriate funds is requested. Ordinance No. 2016-067 was created.

FROM: CIT Fund – Capital Improvements (restricted account)	\$ 50,000.00
TO: Downtown Revitalization Project #31942400	\$ 50,000.00

**City Auditor Staschiak - Bond Counsel various purpose bonds**

In 2008, the City of Findlay issued \$8,200,000 in various purpose bonds with a final maturity of 2033. Recent market conditions afford an opportunity to do an advance refunding of this debt prior to the call date savings the City interest cost. In order to take advantage of this opportunity, Council passed Ordinance No. 2016-022 on March 1, 2016.

Bond Counsel has done a thorough review of this debt along with our financial advisor and the Auditor's Office. In order to structure the debt in a way which is most advantageous to the City a modification is required to Ordinance No. 20106-022. Market conditions continue to be volatile and can change quickly so legislation is before you which includes the emergency clause that has been prepared by bond counsel and reviewed by our financial advisor and Law Director Rasmussen. The City Auditor requests Council consider suspending the Statutory Rules and give this Ordinance all three (3) readings. Passing it during the June 21, 2016 City Council meeting would enable the City Auditor to move forward and complete the refunding process to take advantage of the current market conditions. Ordinance No. 2016-069 was created.

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

**COMMITTEE REPORTS:**

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Philip Rooney to vacate the north-south alley located between Lots 1164-1167 and Lot 1191 in the Byal's 2<sup>nd</sup> Addition, bounded on the south by East Lima Street on the north by the east-west alley between South Main Street and Beech Avenue.

*We recommend approval of the alley vacation. Ordinance No. 2016-063 was created.*

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Van Horn, Hoover & Associates, Inc. on behalf of Jean Dove (Habitat for Humanity) to rezone 1101 North Blanchard Street from R2 Single Family Medium Density to R3 Single Family High Density.

*We recommend approval of the application. Ordinance No. 2016-064 was created.*

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Theresa Heidlebaugh and Marcus Price to vacate the Connell Avenue from Fishlock Avenue east to the north-south alley located between Fishlock Avenue and Williams Street (60 ft x 160 ft).

*We recommend this be tabled per City Planning action.*

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Van Horn, Hoover & Associates, Inc. on behalf of Roger Best to rezone Kennington Drive (Complete legal description is available in the Council Office) from R2 Single Family Medium Density to CD Condominium.

*We recommend approval of the application with property owner requested to contact adjacent property owner of intentions. Ordinance No. 2016-065 was created.*

**LEGISLATION:**  
**RESOLUTIONS** – none.

**ORDINANCES**

**ORDINANCE NO. 2016-046** (*Miracle Field contribution*) **third reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-047** (*429 Walnut St/420-422 Prospect rezone*) **third reading**  
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 429 WALNUT STREET AND 420-422 PROSPECT STREET REZONE) WHICH PREVIOUSLY WAS ZONED "C2 GENERAL COMMERCIAL" TO "R4 DUPLEX TRIPLEX RESIDENTIAL".

**ORDINANCE NO. 2016-048** (*Toledo-Lucas County Port Authority grant*) **third reading**  
AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO SIGN AND EXECUTE A COOPERATE PROJECT MANAGEMENT AGREEMENT WITH THE TOLEDO-LUCAS COUNTY PORT AUTHORITY, AND TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO RECEIVE AND ADMINISTER A GRANT SUB-AWARD THROUGH THE TOLEDO-LUCAS COUNTY PORT AUTHORITY IN THE AMOUNT OF THREE HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$355,000.00), AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-053** (*1001 Blanchard Avenue demo*) **second reading**  
AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR AND ACCEPT BIDS FOR THE DEMOLITION OF 1001 BLANCHARD AVE, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-054** (*2015 ordinances & resolutions updates*) **second reading**  
AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-056** (*Police Dept radios*) **second reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-058** (*WPCC effluent flow meter*) **first reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-059** (*final Health Department merger items – complete funding for the merger*) **first reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-060** (*final Health Department merger items – execute MOU*) **first reading**  
AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) AGREEMENT WITH THE COMBINED GENERAL HEALTH DISTRICT (CGHD) TO ALLOW A FORMER CITY OF FINDLAY HEALTH DEPARTMENT EMPLOYEE TO CARRY FORWARD ACCUMULATED UNUSED SICK LEAVE, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-061** (*2016 Sanitary Sewer Lining Project 35660500*) **first reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-062** (*3<sup>rd</sup> quarter appropriations*) **first 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. 2016-063** (*E Lima St vacation*) **first reading**  
AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS EAST LIMA STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

**ORDINANCE NO. 2016-064** (*1101 North Blanchard Street rezone – Habitat for Humanity*) **first reading**  
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 1011 NORTH BLANCHARD STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "R3 SINGLE FAMILY HIGH DENSITY".

**ORDINANCE NO. 2016-065** (*Kenningston Dr rezone – condo complex*)

**first reading**

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS KENNINGSTON DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "CD CONDOMINIUM".

**ORDINANCE NO. 2016-066** (*City of Findlay Revolving Loan Fund Request for Appropriation (Diversified Machine and Welding LLC)*)  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**first reading**

**ORDINANCE NO. 2016-067** (*Downtown Revitalization project*)

**first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-068** (*OPBA contract renewal*)

**first reading**

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO THREE (3) YEAR CONTRACTS WITH THE OHIO PATROLMANS BENEVOLENT ASSOCIATION ON BEHALF OF THE DIVISIONS OF DISPATCH, PATROL OFFICERS, SERGEANTS AND LIEUTENANTS IN THE FINDLAY, OHIO POLICE DEPARTMENT, EFFECTIVE JANUARY 1, 2016, AND EXPIRING DECEMBER 31, 2018, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-069** (*Bond Counsel amendment*)

**first reading**

AN ORDINANCE AMENDING ORDINANCE NO. 2016-022 TO AUTHORIZE THE ISSUANCE OF BONDS IN THE AMOUNT NOT TO EXCEED \$6,900,000 FOR THE PURPOSE OF DEFEASING AND ADVANCE REFUNDING (AS APPLICABLE) ALL OF THE CITY'S BONDS ISSUED IN JULY 2008 FOR THE PURPOSE OF (I) IMPROVING C.R. 236 BY WIDENING, CONSTRUCTING, RECONSTRUCTING, GRADING, PAVING, REPAVING AND CONSTRUCTING DRAINAGE IMPROVEMENTS AND RELATED INFRASTRUCTURE WITH LANDSCAPING, TRAFFIC CONTROL DEVICES, LIGHTING, AND OTHER APPURTENANCES THERETO; (II) CONSTRUCTING AND IMPROVING ATHLETIC FIELDS AND A PERIMETER WALKWAY FOR THE HANCOCK RECREATION CENTER FIVE PLEX SPORTS COMPLEX, INCLUDING GRADING, LANDSCAPING, IRRIGATION, PAVING, FENCING, LIGHTING, SIGNAGE, AND ALL OTHER IMPROVEMENTS AND APPURTENANCES THERETO; (III) RENOVATING, CONSTRUCTING, RECONSTRUCTING, AND EXPANDING THE HANCOCK RECREATION CENTER, INCLUDING ACQUISITION OF APPROXIMATELY 5.5 ACRES OF LAND AND INTERESTS IN LAND ADJACENT TO THE HANCOCK RECREATION CENTER FURNISHING AND EQUIPPING SAME, AND ALL APPURTENANCES RELATING THERETO; AND (IV) ACQUIRING RIGHT-OF-WAY ALONG C.R. 236 BETWEEN U.S. RT. 224 AND S.R. 12 TO BE USED FOR THE C.R. 236 WIDENING PROJECT; AND AUTHORIZING AND APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2016-070** (*Marion Township revenue sharing agreement - McLane*)

**first reading**

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO AN AGREEMENT WITH THE BOARD OF TOWNSHIP TRUSTEES FOR MARION TOWNSHIP, HANCOCK COUNTY, OHIO, FOR REVENUE SHARING PURSUANT TO RESOLUTION NO. 19-1995.

**UNFINISHED BUSINESS:**

OLD BUSINESS  
NEW BUSINESS

THE SUPREME COURT OF OHIO  
**Administrative Judge**  
MUNICIPAL COURT AND COUNTY COURT

Court: **FINDLAY MUNICIPAL COURT** Judge: **JONATHAN P STARN**

Report for the month of: **May 2016**

	A	B	C	D	E	F	G	H	I	T	
	Felonies	Misdemeanors	O.M.V.I.	Other Traffic	Personal Injury & Property	Contracts	F.E.D.	Other Civil	Small Claims	TOTAL	
Pending beginning of period	1	0	108	5	341	5	338	37	0	108	942
New cases filed	2	5	164	44	1210	2	79	24	0	77	1605
Cases transferred in, reactivated or redesignated	3	0	9	2	26	1	1	0	0	0	39
<b>TOTAL (Add lines 1-3)</b>	4	5	281	51	1577	8	418	61	0	185	2586
Trial/Hearing by judge (include bindover by preliminary hearing, guilty or no contest pleas and defaults)	5	0	38	7	53	3	101	10	0	0	212
Hearing by Magistrate (Include guilty or no contest pleas and defaults)	6	0	0	25	0	0	0	0	40	65	
Transfer (Include waivers of preliminary hearing and individual judge assignments)	7	1	107	29	92	0	6	0	0	0	235
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	8	0	0	0	0	1	0	0	0	0	1
Other dismissals (Include dismissals at preliminary hearing)	9	4	0	0	1	0	25	10	0	25	65
Violations Bureau	10	0	0	874	0	0	0	0	0	0	874
Unavailability of party for trial or sentencing	11	0	8	2	27	0	0	0	0	0	37
Bankruptcy stay or interlocutory appeal	12	0	0	0	0	0	0	0	0	0	0
Other terminations	13	0	20	0	86	0	1	0	0	0	107
<b>TOTAL (Add lines 5-13)</b>	14	5	173	38	1158	3	134	20	0	65	1596
Pending end of period (Subtract line 14 from line 4)	15	0	108	13	419	5	284	41	0	120	990
Cases pending beyond time guideline	16	0	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	17	0	0	0	0	0	0	0	0	0	0

**Fax to:**  
(614) 387-9419  
-or-  
**Mail to:**  
Court Statistical Reporting Section  
Supreme Court of Ohio  
65 South Front Street, 6th Floor  
Columbus, Ohio 43215-3431

JONATHAN P STARN

Date

Preparer's name and telephone number if other than judge (print or type)

Date

FTP 6/3/16

**THE SUPREME COURT OF OHIO**  
**Individual Judge**  
**MUNICIPAL COURT AND COUNTY COURT**

Court: **FINDLAY MUNICIPAL COURT** Judge: **JONATHAN P STARN**  
 Report for the month of: **May 2016**

Date of completion of most  
recent physical inventory  
  
02/11/2016

	B	C	D	E	F	G	H	T	V
	Misdemeanors	O.V.I.	Other Traffic	Personal Injury & Property Damage	Contracts	F.E.D.	Other Civil	TOTAL	Visiting Judge
Pending beginning of period	183	82	113	2	14	2	0	396	0
New cases filed	51	13	53	0	2	0	0	119	0
Cases transferred in, reactivated or redesignated	7	2	3	0	0	0	0	12	0
<b>TOTAL (Add lines 1-3)</b>	<b>241</b>	<b>97</b>	<b>169</b>	<b>2</b>	<b>16</b>	<b>2</b>	<b>0</b>	<b>527</b>	<b>0</b>
Jury trial	1	0	0	0	0	0	0	1	0
Court trial	0	0	0	0	0	0	0	0	0
Default				0	0	0	0	0	0
Guilty or no contest plea to original charge	19	13	30					62	1
Guilty or no contest plea to reduced charge	3	1	4					8	0
Dismissal for lack of speedy trial(criminal) or want of prosecution (civil)	0	0	0	0	0	0	0	0	0
Other Dismissals	7	0	1	0	3	1	0	12	0
Transfer to another judge or court	0	0	0	0	0	0	0	0	0
Referral to private judge				0	0	0	0	0	0
Unavailability of party for trial or sentencing	4	0	1	0	0	0	0	5	0
Bankruptcy stay or interlocutory appeal	0	0	0	0	0	0	0	0	0
Other terminations	2	1	1	0	0	0	0	4	1
<b>TOTAL (Add lines 5-16)</b>	<b>36</b>	<b>15</b>	<b>37</b>	<b>0</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>92</b>	<b>0</b>
Pending end of period (Subtract line 17 from line 4)	205	82	132	2	13	1	0	435	0
Cases pending beyond time guideline	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	0	0	0	0	0	0	0	0	0
Cases submitted awaiting sentencing or judgment beyond time guideline	0	0	0	0	0	0	0	0	0

FTP 6/3/16

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 Court Statistical Reporting Section  
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 65 South Front Street, 6th Floor  
 Columbus, Ohio 43215-3431

\_\_\_\_\_  
 JONATHAN P STARN  
 Date \_\_\_\_\_

\_\_\_\_\_  
 Preparer's name and telephone number if other than judge (print or type)  
 Date \_\_\_\_\_

\_\_\_\_\_  
 JONATHAN P STARN  
 Date \_\_\_\_\_

**THE SUPREME COURT OF OHIO**  
**Individual Judge**  
**MUNICIPAL COURT AND COUNTY COURT**

Court: **FINDLAY MUNICIPAL COURT** Judge: **ROBERT A FRY**

Report for the month of: **May 2016**

Date of completion of most recent physical inventory

03/25/2016

	B	C	D	E	F	G	H	T	V
	Misdemeanors	O.V.I.	Other Traffic	Personal Injury & Property Damage	Contracts	F.E.D.	Other Civil	TOTAL	Visiting Judge
Pending beginning of period 1	193	96	131	1	12	3	0	436	0
New cases filed 2	55	16	39	0	3	0	0	113	0
Cases transferred in, reactivated or redesignated 3	5	0	1	0	0	0	0	6	0
<b>TOTAL (Add lines 1-3) 4</b>	<b>253</b>	<b>112</b>	<b>171</b>	<b>1</b>	<b>15</b>	<b>3</b>	<b>0</b>	<b>555</b>	<b>0</b>
Jury trial 5	0	0	0	0	0	0	0	0	0
Court trial 6	0	0	4	0	0	1	0	5	4
Default 7				0	2	0	0	2	0
Guilty or no contest plea to original charge 8	19	14	25					58	40
Guilty or no contest plea to reduced charge 9	5	2	2					9	9
Dismissal for lack of speedy trial(criminal) or want of prosecution (civil) 10	0	0	0	0	0	0	0	0	0
Other Dismissals 11	5	0	7	0	2	0	0	14	5
Transfer to another judge or court 12	1	0	1	0	0	0	0	2	0
Referral to private judge 13				0	0	0	0	0	0
Unavailability of party for trial or sentencing 14	5	2	3	0	0	0	0	10	0
Bankruptcy stay or interlocutory appeal 15	0	0	0	0	0	0	0	0	0
Other terminations 16	1	0	0	0	0	0	0	1	1
<b>TOTAL (Add lines 5-16) 17</b>	<b>36</b>	<b>18</b>	<b>42</b>	<b>0</b>	<b>4</b>	<b>1</b>	<b>0</b>	<b>101</b>	<b>0</b>
Pending end of period (Subtract line 17 from line 4) 18	217	94	129	1	11	2	0	454	0
Cases pending beyond time guideline 19	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline 20	0	0	0	0	0	0	0	0	0
Cases submitted awaiting sentencing or judgment beyond time guideline 21	0	0	0	0	0	0	0	0	0

FTP 6/3/16

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 Columbus, Ohio 43215-3431

\_\_\_\_\_  
 ROBERT A FRY  
 \_\_\_\_\_  
 Date

\_\_\_\_\_  
 Preparer's name and telephone number if other than judge (print or type)  
 \_\_\_\_\_  
 Date

\_\_\_\_\_  
 JONATHAN P STARN  
 \_\_\_\_\_  
 Date



\*\*\*\*\*CURRENT YEAR\*\*\*\*\*  
 MTD YTD

\*\*\*\*\*LAST YEAR\*\*\*\*\*  
 MTD YTD

RECEIPTS DEPOSITED:

ALCOHOL MONITORING	\$3,355.85	\$21,943.55	\$3,264.00	\$16,801.80
BOND FEES	\$825.00	\$3,500.00	\$825.00	\$4,405.00
CIVIL DEPOSIT TENDERS	\$1,500.00	\$6,928.74	\$650.00	\$9,094.00
COURT COST	\$75,251.90	\$311,684.70	\$60,119.47	\$325,352.80
DUI ENFORCEMENT	\$4,151.92	\$19,726.23	\$3,604.25	\$19,816.50
ELECTRONIC IMAGING	\$5,191.00	\$23,682.00	\$4,780.40	\$23,881.85
FINES & FORFEITURES	162,751.90	\$781,423.72	150,060.72	\$855,342.16
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$865.00	\$3,724.05	\$644.00	\$3,583.14
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$17.72	\$55.82	\$8.68	\$44.48
JAIL HOUSING	\$4,945.90	\$33,669.69	\$4,767.68	\$30,877.84
JAIL REIMBURSEMENT	\$532.50	\$1,961.61	\$243.50	\$1,572.50
LEGAL RESEARCH	\$1.50	\$14.00	\$3.00	\$20.50
MEDIATION	\$1,641.50	\$7,456.00	\$1,522.50	\$7,713.17
MISCELLANEOUS	\$30,774.65	\$153,404.92	\$29,832.88	\$160,080.73
MUNI COURT COMPUTERIZATION	\$5,207.50	\$23,762.36	\$4,813.00	\$23,976.40
MUNI COURT IMPROVEMENT	\$15,927.00	\$66,458.00	\$4,741.00	\$23,558.50
RESTITUTION	\$1,065.34	\$6,365.43	\$447.01	\$2,545.92
SPECIAL PROJECTS	\$26,720.30	\$117,960.28	\$18,923.10	\$94,079.36
STATE PATROL	\$25,194.60	\$122,397.68	\$28,774.69	\$145,138.13
TRAFFIC/CRIMINAL BONDS	\$6,264.50	\$61,777.29	(\$6,335.65)	\$14,990.35

**372,185.58                      \$1,767,896.07                      311,689.23                      \$1,762,875.13**

DISTRIBUTIONS:

ALCOHOL MONITORING	\$3,355.85	\$21,943.55	\$3,264.00	\$16,801.80
BOND FEES	\$825.00	\$3,500.00	\$825.00	\$4,405.00
CIVIL DEPOSIT TENDERS		\$5,089.60	\$2,500.00	\$8,733.50
COURT COST	\$75,130.64	\$311,556.83	\$60,164.47	\$324,865.80
DUI ENFORCEMENT	\$4,131.58	\$19,705.89	\$3,604.25	\$19,816.50
ELECTRONIC IMAGING	\$5,170.00	\$23,661.00	\$4,780.40	\$23,881.85
FINES & FORFEITURES	163,293.23	\$779,802.53	150,620.93	\$860,112.36
FUND REIMBURSEMENT				
INDIGENT DRIVER ALCOHOL	\$865.00	\$3,724.05	\$644.00	\$3,583.14
INMATE MEDICAL EXPENSE				
INTEREST	\$17.72	\$55.82	\$8.68	\$44.48
JAIL HOUSING	\$4,945.90	\$33,669.69	\$4,767.68	\$30,877.84
JAIL REIMBURSEMENT	\$532.50	\$1,961.61	\$243.50	\$1,572.50
LEGAL RESEARCH	\$1.50	\$14.00	\$3.00	\$20.50
MEDIATION	\$1,635.50	\$7,450.00	\$1,522.50	\$7,713.17
MISCELLANEOUS	\$38,520.02	\$221,629.58	\$39,216.75	\$214,611.00
MUNI COURT COMPUTERIZATION	\$5,186.50	\$23,741.36	\$4,813.00	\$23,976.40
MUNI COURT IMPROVEMENT	\$15,878.00	\$66,409.00	\$4,741.00	\$23,558.50
RESTITUTION	\$1,065.34	\$5,930.43	\$434.51	\$2,307.60
SPECIAL PROJECTS	\$26,620.30	\$117,860.28	\$18,923.10	\$94,079.36
STATE PATROL	\$25,047.60	\$122,250.68	\$28,818.49	\$145,181.93

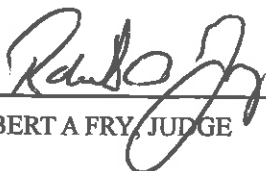
**372,222.18                      \$1,769,955.90                      329,895.26                      \$1,806,143.23**

DISTRIBUTED TO:

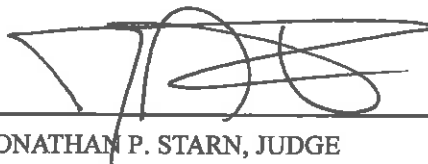
\*\*\*\*\*CURRENT YEAR\*\*\*\*\*  
 MTD YTD

\*\*\*\*\*LAST YEAR\*\*\*\*\*  
 MTD YTD

	MTD	YTD	MTD	YTD
CITY OF FINDLAY	164,387.92	\$808,260.54	141,717.16	\$778,092.77
HANCOCK COUNTY	\$24,730.11	\$118,620.63	\$21,551.65	\$123,634.43
OTHERS	117,650.17	\$544,526.10	101,020.37	\$573,182.71
STATE OF OHIO	\$72,371.55	\$342,850.46	\$73,043.80	\$376,589.25
	<u>379,139.75</u>	<u>\$1,814,257.73</u>	<u>337,332.98</u>	<u>\$1,851,499.16</u>



ROBERT A FRY, JUDGE



JONATHAN P. STARN, JUDGE

DISCLAIMER: RECEIPTS COLLECTED ARE NOT TO BE CONFUSED WITH RECEIPTS DEPOSIT

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

June 6, 2016

Honorable Council:

Attached are the Findlay Police Department activity stats for May 2016.

Sincerely,



Gregory R. Horne  
Chief of Police

**Findlay Police Department**  
**Monthly Activities Report - 2016**

Category	2016		JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
	Total	Avg	Total	Total	Total	Total	Total	Total	Total	Total	Total	Total	Total	Total
<b>Detective Division</b>														
City (Law Director)	519	104	100	91	110	101	117							
County	202	40	42	36	28	57	39							
Juvenile	131	26	26	16	24	27	38							

<b>Vice Narcotics/Metrich</b>														
Narcotics Investigations	121	24	19	29	29	24	20							
Felony														
Arrests	61	12	8	11	14	20	8							
Charges	117	23	13	24	31	38	11							
Misdemeanor														
Arrests	5	1	1			4								
Charges						6								
Drug Talks	2	1	1				1							

<b>Patrol Division</b>														
Traffic Stops	2,917	583	583	607	672	473	582							
Citations	1,563	313	304	424	285	229	321							
OVI	47	9	10	6	14	8	9							
Accidents														
Non-Injury	319	64	59	66	58	80	56							
Injury	52	10	14	17	7	5	9							
Complaints														
Criminal Damaging / Vandalism	131	26	34	12	36	21	28							
Theft / Fraud / Shoplifting	471	94	113	81	83	94	100							
Motor Vehicle Theft	18	4	6	2	4	1	5							
Unlawful Entry	81	16	28	13	19	13	8							
Domestic Dispute	320	64	60	60	64	66	70							
Assault	71	14	8	15	22	13	13							
Sex Offense	46	9	7	8	14	12	5							
Alcohol/Drug	181	36	35	25	43	30	48							
Warrants Served	361	72	76	53	89	61	82							
Arrests	807	161	166	110	194	155	182							
Reports Generated	5,332	1,066	1108	1045	1,137	939	1,103							
School Walk Through	473	95	95	105	81	102	90							

<b>Special Assignment Unit</b>														
Events	480	96	90	91	112	58	129							
Arrests	94	19	16	16	22	13	27							
Traffic Citations	241	48	33	58	58	24	68							
Traffic Warning	116	23	34	20	30	14	18							
OVI	3	1		1	1		1							
Minor Misdemeanor Citations	11	2	2	1	3	1	4							
Warrants Served	72	14	17	12	11	10	22							
Summons Served	17	4	4	5	5		3							
Alcohol / Drug Offenses	38	8	5	6	6	7	14							
Weapons Offenses														
Cases referred for Charges	15	3	3	1	4	1	6							
Surveillance Details	21	5	5	3	2		11							
Assists to other PD Divisions	33	7	9	12	4	6	2							

<b>Municipal Court</b>														
Papers Processed	1,215	243	213	201	298	227	276							
Paper Service Hours	565	113	108	123	134	97	103							
Security Hours	198	40	52	35	39	33	39							
Prisoners To/From Court	10	2	2	2	2	2	2							
Miles Driven	4,608	922	915	835	1,134	761	963							
Summons	281	56	49	41	45	62	84							
Overtime Hours	9.0	1.8	1.0	2.0	1.5	3.0	1.5							



# FINDLAY WORC FINANCIAL ANALYSIS

**JANUARY 01, 2016 THRU MAY 31, 2016**

**PLEASE NOTE: THE WORC WILL CLOSE FOR 7 DAYS - FOR 6 DIFFERENT WEEKS = 42 DAYS THROUGHOUT THE YEAR.**

FIMC cases	Findlay City Ordinance cases, days served=	447
FIMC cases	State Code cases, days served =	366
FIMC cases	Total days served (combined City and State) =	813

<u>Other Courts using WORC</u>	<u>Days Served</u>	<u>Additional Income to date</u>
Fostoria Municipal Court	0	\$0.00
Hancock County Common Pleas Court	109	\$2,725.00
Hancock County Juvenile Court	0	\$0.00
Upper Sandusky Municipal Court	10	\$250.00
Henry County Common Pleas Court	29	\$725.00
Fremont Municipal Court	0	\$0.00
Other Courts Usage Total Days:		148
		Total Additional Income: \$3,700.00

Hancock Co. Justice Center Cost: by not serving time at the Justice Cente	447 \$38,665.50	City Ordinance case days served x \$86.50 / day saved
--	--------------------	---

Total fees collected at \$25 / day from all residents = \$24,025.00

Outstanding fees = \$2,693.00 (17 accounts)

Expenses = \$138,490.03

Charge Statistics = \$29,895.00 ( charged upon entry for full stay) (JUNE MAY SHOW 0.00 CHARGE DUE TO CHARGE RECEIVED A CREDIT DUE TO FURLOUGH OR REFUNDS DUE TO EARLY RELEASE REFUNDS - THESE CREDITS ARE SUBTRACTED FROM THE BILLED AMOUNT).

Payment Statistics = \$24,776.00 ( this amount may be larger than the Charge Statistics at times, due to the fact that residents are charged upon entry for their full stay - i.e.: charged in May but made payments in following months). (This also includes Reimbursables).

Net Expense = \$113,714.03  
(Expenses - Payments)

Program Savings: Net vs. Justice Center cost = (\$75,048.53) \*  
(Justice Center Cost - Net Expense)

Commissions Received from Securus Pay Phones = \$43.00

\*\*\* All information in this document has been tallied due to errors occurring in the WORC computer program.

\* Programs savings does not account for factors associated with continued employment of participants.



# AUDITOR'S OFFICE

318 Dorney Plaza, Room 313  
Findlay, OH 45840-3346  
Telephone: 419-424-7101 • Fax: 419-424-7866  
[www.findlayohio.com](http://www.findlayohio.com)

**JIM STASCHIAK II**  
CITY AUDITOR

Tuesday, June 07, 2016

The Honorable Council  
Findlay, Ohio

Council Members,

A set of summary financial reports for the prior month include:

Summary of Year-To-Date Information as of May 31<sup>st</sup>, 2016  
Financial Snapshot for General Fund as of May 31<sup>st</sup>, 2016  
Open Projects Report as of May 31<sup>st</sup>, 2016  
Cash & Investments as of May 31<sup>st</sup>, 2016

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read 'Jim Staschiak II', is written over a light blue horizontal line.

Jim Staschiak II  
City Auditor

**CITY OF FINDLAY**  
**SUMMARY OF YEAR-TO-DATE INFORMATION AS OF MAY 31, 2016**

	<b>EXPENDITURE BUDGET</b>	<b>Y-T-D EXPENSED</b>	<b>Y-T-D %</b>	<b>ANNUAL REVENUE BUDGET</b>	<b>Y-T-D RECEIVED</b>	<b>Y-T-D %</b>
COUNCIL	154,337	73,429		3,350	1,927	
MAYOR'S OFFICE	278,269	88,279		5,000	1,980	
AUDITOR'S OFFICE	637,996	230,548		383,364	576	
TREASURER'S OFFICE	14,471	8,747		-	-	
LAW DIRECTOR	616,217	223,498		115,000	52,875	
MUNICIPAL COURT	1,906,877	577,786		1,409,600	539,540	
CIVIL SERVICE OFFICE	126,275	43,886		24,000	29,249	
PLANNING & ZONING	146,719	78,211		-	-	
COMPUTER SERVICES	328,902	106,712		337,902	338,462	
GENERAL EXPENSE	4,640,650	3,292,555		-	-	
GENERAL REVENUE	-	-		22,608,641	9,930,639	
POLICE DEPARTMENT	7,463,497	2,607,245		702,487	384,420	
DISASTER SERVICES	52,672	40,065		-	-	
FIRE DEPARTMENT	7,464,256	2,687,972		296,501	64,340	
DISPATCH CENTER	1,063,665	345,092		-	-	
N.E.A.T.	106,443	36,506		3,000	417	
HUMAN RESOURCES	154,378	63,577		-	80	
W.O.R.C.	355,280	138,490		105,220	29,222	
SERVICE SAFETY DIRECTOR	248,496	85,589		-	-	
ENGINEERING OFFICE	769,517	267,510		105,100	35,091	
PUBLIC BUILDING	370,944	96,633		15,800	19,437	
HEALTH DEPARTMENT	169	195		-	36,935	
ZONING	174,293	44,097		57,250	28,015	
PARK MAINTENANCE	769,644	242,276		213,925	176,884	
RESERVOIR RECREATION	5,217	805		-	-	
RECREATION MAINTENANCE	140,500	22,292		-	-	
RECREATION FUNCTIONS	929,431	296,321		786,200	357,494	
CEMETERY DEPARTMENT	412,885	148,130		187,000	129,044	
<b>TOTAL GENERAL FUND</b>	<b>29,332,000</b>	<b>11,846,447</b>	<b>40.4%</b>	<b>27,359,340</b>	<b>12,156,629</b>	<b>44.4%</b>

CONTINUED ON REVERSE



	<b>EXPENDITURE BUDGET</b>	<b>Y-T-D EXPENSED</b>	<b>Y-T-D %</b>	<b>ANNUAL REVENUE BUDGET</b>	<b>Y-T-D RECEIVED</b>	<b>Y-T-D %</b>
SCM&R STREETS	3,054,101	1,026,803		2,988,585	1,859,759	
TRAFFIC-SIGNALS	555,797	232,697		149,000	150,429	
<b>TOTAL SCM&amp;R FUND</b>	<b>3,609,898</b>	<b>1,259,500</b>	<b>34.9%</b>	<b>3,137,585</b>	<b>2,010,188</b>	<b>64.1%</b>
SCM&R HIWAYS	178,212	11,357		138,990	56,973	
<b>TOTAL SCM&amp;R HIWAYS FUND</b>	<b>178,212</b>	<b>11,357</b>	<b>6.4%</b>	<b>138,990</b>	<b>56,973</b>	<b>41.0%</b>
AIRPORT OPERATIONS	1,167,688	346,488		947,390	344,256	
<b>TOTAL AIRPORT FUND</b>	<b>1,167,688</b>	<b>346,488</b>	<b>29.7%</b>	<b>947,390</b>	<b>344,256</b>	<b>36.3%</b>
WATER TREATMENT	2,221,311	741,167		18,000	14,323	
WATER DISTRIBUTION	1,837,440	649,703		55,400	40,999	
UTILITY BILLING	1,138,230	309,675		8,063,994	3,514,039	
SUPPLY RESERVOIR	491,805	188,266		23,083	2,600	
<b>TOTAL WATER FUND</b>	<b>5,688,786</b>	<b>1,888,812</b>	<b>33.2%</b>	<b>8,160,477</b>	<b>3,571,961</b>	<b>43.8%</b>
SANITARY SEWER MAINT	1,083,828	359,137		300	17,836	
STORMWATER MAINT	266,386	75,271		770,440	321,411	
WATER POLLUTION CONTROL	3,237,640	1,241,734		8,801,140	3,699,711	
<b>TOTAL SEWER FUND</b>	<b>4,587,854</b>	<b>1,676,142</b>	<b>36.5%</b>	<b>9,571,880</b>	<b>4,038,957</b>	<b>42.2%</b>
PARKING	103,389	39,588		80,900	35,077	
<b>TOTAL PARKING FUND</b>	<b>103,389</b>	<b>39,588</b>	<b>38.3%</b>	<b>80,900</b>	<b>35,077</b>	<b>43.4%</b>
SWIMMING POOL	84,655	9,410		75,000	75,000	
<b>TOTAL SWIMMING POOL FUND</b>	<b>84,655</b>	<b>9,410</b>	<b>11.1%</b>	<b>75,000</b>	<b>75,000</b>	<b>100.0%</b>
CIT ADMINISTRATION	20,087,190	8,544,049		24,557,000	11,883,792	
<b>TOTAL CIT FUND</b>	<b>20,087,190</b>	<b>8,544,049</b>	<b>42.5%</b>	<b>24,557,000</b>	<b>11,883,792</b>	<b>48.4%</b>

**SNAPSHOT \$ FINANCIAL: GENERAL FUND**

2016

Revenues/Expenditures & Key Balances Snapshot as of :

Projected

5/31/2016

**GENERAL FUND REVENUES & EXPENSES**

Prior Year Ending Cash Balance – Unappropriated \$ 11,849,376

Revenue and Receipts Projection General Fund \$ 28,716,370

Expenses Appropriated General Fund (assumes \$0.00 returned by departments) \$ (30,429,481)

**OPERATIONAL SURPLUS/(DEFICIT) (\$1,713,112)**

**PROJECTED UNENCUMBERED YEAR END GF CASH BALANCE \$ 10,136,264**

**FINANCIAL POLICY AMOUNTS**

	Minimum	Proj. Balance	Over/(Short)
Minimum Reserve Balance GF (Resolution 002-2014 16.7% of Budget Expenses)	\$ 4,458,466	\$ 10,136,264	\$5,677,798
GF Rainy Day Reserve Account #10000000-818002 (up to 5% prior year revenues)	\$ 1,000,000	\$ 1,000,000	\$0
Self Insurance Fund #6060	\$ 1,000,000	\$ 809,156	(\$190,844)

**AMOUNT ABOVE FISCAL CAUTION \$ 7,457,598**

**MONITORING INTANGIBLE / ANTICIPATED ITEMS**

LIKELY

POSSIBLE

**GENERAL FUND**

Revenue Differential + / (-)

Expense Differential + / (-)

Fund Subsidies + / (-)

Unbudgeted Projects

**PROJECTED LIKELY YEAR END GF CASH BALANCE (excludes rainy day reserve)**

2016 \$ 10,136,264

**CITY OF FINDLAY  
OPEN PROJECTS AS OF MAY 31, 2016**

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED	EXPENSED	PENDING	AVAILABLE
		INCEPTION TO DATE	INCEPTION TO DATE	PURCHASE ORDERS	TO SPEND
31926300	HP 3000 MIGRATION	1,020,650	978,094	41,498	1,057
31937300	P25 MARCS CONVERSION	400,000	220,793	178,416	791
31940200	MUNI BLDG WINDOWS	388,000	127,776	227,800	32,424
31940500	MIRACLE FIELD/DIAMONDS EXPANSION	250,000	239,202	-	10,798
31942400	DOWNTOWN REVITALIZATION	890,000	623,630	222,056	44,315
31947200	HEALTH DEPT MERGER STUDY	661,250	484,258	-	176,992
31948000	OHIO 629 - MCLANE	637,345	55,823	-	581,522
31948100	RIVERSIDE BANDSHELL IMPROVEMENTS	9,000	9,000	-	-
31948200	OHIO 629 - MARATHON	250,000	-	-	250,000
31949800	MUNI COURT EXPANSION	500,000	66,524	404,747	28,729
31950800	MUNI BLDG NETWORK REWIRING	140,000	24,943	77,400	37,657
31951200	REPLACE FIRE ENGINE 4	580,000	578,786	801	413
31951500	FFD 2 APPROACH REPLACEMENT	8,650	-	-	8,650
31951700	EMORY ADAMS WALK REPAVE	29,000	-	-	29,000
31951800	SWALE BALL FIELD IMPROVEMENTS	20,000	18,255	-	1,745
31952600	SPRUCE DRIVE LANDSCAPE REHAB	62,000	44,480	-	17,520
31953100	COMPUTER SERVICES FIRE SUPPRESSION	28,450	-	26,500	1,950
31953200	MANLEY BLDG IMPROVEMENTS	68,000	66,261	1,344	395
31953400	MECHANICS SHOP FLOOR & HEAT	50,000	44,920	3,919	1,161
31953700	PERFORMING ARTS CENTER PARKING	255,155	-	255,155	-
31953800	FENCING MANLEY & STREET DEPT	68,000	67,685	314	1
31954700	LGIF HEALTH DEPT GRANT	39,000	19,450	-	19,550
31954800	BLANCHARD RIVER SEDIMENT REMOVAL	14,750	7,476	2,500	4,774
31956700	HPD GRANT SHELTER ROOFS	4,000	3,998	-	2
31960100	CITY FIBER LOOP INSTALLATION	150,000	1,500	19,651	128,849
31960400	2016 FFD #1 IMPROVEMENTS	61,000	-	40,966	20,034
31960700	2016 FIRE STATIONS EXT LIGHTING	8,000	6,673	1,327	-
31961000	FFD #3 CONCRETE REPLACEMENT	9,500	-	-	9,500
31961300	2016 GIS UPGRADES	10,000	-	-	10,000
31961600	2016 RIVERSIDE PARK LIGHTING	18,000	-	17,217	783
31961900	2016 EMORY ADAMS IMPROVEMENTS	20,000	-	-	20,000
31962100	RIVERSIDE PARKING & TENNIS COURTS	25,000	-	8,766	16,234
31962400	2016 COOPER PARK IMPROVEMENTS	25,000	-	-	25,000
31962700	2016 RAWSON PARK IMPROVEMENTS	10,000	-	1,000	9,000
31962800	2016 SWALE PARK IMPROVEMENTS	25,000	2,271	20,800	1,929
31962900	CUBE ICE EXPANSION FEASIBILITY STUDY	25,000	-	-	25,000
31963000	CUBE BATTING CAGE PROJECT	30,000	-	15,000	15,000
31963300	CUBE FURNACE SYSTEM	50,000	10,500	-	39,500
31963500	2016 CEMETERY ROAD RECONSTRUCTION	20,000	-	-	20,000
31963900	2016 CUBE IMPROVEMENTS	30,000	3,180	12,500	14,320
31964100	2016 CEMETERY FOUNDATIONS	15,000	-	5,000	10,000

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED INCEPTION TO DATE	EXPENSED INCEPTION TO DATE	PENDING PURCHASE ORDERS	AVAILABLE TO SPEND
31964300	2016 CEMETERY LIGHTING	5,000	-	-	5,000
31964700	2016 STREET DEPT LIGHTING	20,000	-	-	20,000
31964800	DORNEY PLAZA REVITALIZATION	35,000	-	-	35,000
31965000	VOIP PHONE SYSTEM	65,000	-	-	65,000
31965100	NICE LOGGER RECORDER DISPATCH	54,683	-	-	54,683
31980800	ORC PD REQUIRED TRAINING	24,360	24,133	-	227
<b>GENERAL FUND PROJECTS</b>		<b>7,108,793</b>	<b>3,729,611</b>	<b>1,584,677</b>	<b>1,794,505</b>
32531900	G&H SEWER SEPARATION	433,986	175,268	223,955	34,763
32542200	DALZELL DITCH CLEANING	20,000	-	-	20,000
32542300	OIL DITCH CLEANING	20,000	-	-	20,000
32542700	W HARDIN SEWER SEPARATION	20,000	5,409	2,208	12,383
32549500	HOWARD RUN DITCH CLEANING	2,000	-	750	1,250
32556000	B4 & B6 SEWER SEPARATION PH 1	20,000	50	18,900	1,050
32556200	CENTRAL & DAYTON SEWER SEPARATION	20,000	-	12,600	7,400
32561500	2016 ANNUAL DITCH MAINTENANCE	25,000	-	-	25,000
32563600	MCMANNESS/MCCONNELL SWR SEP	20,000	-	4,200	15,800
32566300	STORMWATER MGT PLAN MS4	142,970	124,262	130	18,578
32593600	FOSTORIA AVE DRAINAGE PH 2	535,000	25,019	407,777	102,205
32840700	E SANDUSKY/EAST ST INTERSECT	105,000	93,451	-	11,549
32840800	LIMA/S WEST INTERSECTION	110,000	64,732	2,138	43,130
32842500	BLANCHARD/6TH TRAN ALT PLAN	25,000	9,500	1,000	14,500
32847600	ODOT FY16 RESURFACING	701,000	271	623,001	77,728
32850200	W SANDUSKY/S WEST INTERSECTION	100,000	58,893	1,941	39,166
32850400	W LINCOLN/S WEST INTERSECTION	100,000	57,958	1,941	40,102
32850500	CENTER/MCMANNESS INTERSECTION	100,000	58,007	24,831	17,163
32850700	2015 STREET PREV MAINTENANCE	400,000	399,983	-	17
32852700	W SANDUSKY/WESTERN AVENUE	190,000	589	-	189,411
32852800	E SANDUSKY/BLANCHARD INTERSECTION	20,000	-	-	20,000
32852900	LIMA/WESTERN INTERSECCION	185,000	591	-	184,409
32860200	ODOT CR 99 BRIDGE STUDY	50,000	50,000	-	-
32860600	ODOT FY17 RESURFACING	1,000	-	-	1,000
32861200	2016 RESURFACING	1,210,000	61,714	1,030,427	117,859
32862500	2016 STREET PREV MAINT PROGRAM	450,000	14,790	388,910	46,300
32863400	W BIGELOW/NORTHGATE INTERSECTION	125,000	-	1,673	123,327
32863700	TIFFIN TRAFFIC POLES PH 1	75,000	331	-	74,669
32864000	6TH @ HANCO SIGNAL UPGRADE	35,000	-	31,413	3,587
32864500	MAIN ST ALLEY RECONSTRUCTION	20,000	6,738	12,822	441
<b>SCM&amp;R FUND PROJECTS</b>		<b>5,260,956</b>	<b>1,207,554</b>	<b>2,790,614</b>	<b>1,262,787</b>

<u>PROJECT NUMBER</u>	<u>PROJECT NAME</u>	<u>TOTAL APPROPRIATED INCEPTION TO DATE</u>	<u>TOTAL EXPENSED INCEPTION TO DATE</u>	<u>TOTAL PENDING PURCHASE ORDERS</u>	<u>CURRENTLY AVAILABLE TO SPEND</u>
35240100	AIP-25 RUNWAY 18/36 REHAB	166,127	145,416	20,711	-
35250600	AIRPORT DRAINAGE IMPROVEMENTS	10,000	-	-	10,000
35264900	AIP-26 RUNWAY REHAB	2,000	-	600	1,400
<b>AIRPORT FUND PROJECTS</b>		<b>178,127</b>	<b>145,416</b>	<b>21,311</b>	<b>11,400</b>
35602900	WPC INFLUENT PUMPS	335,000	226,509	49,045	59,446
35620900	WPC BAR SCREENS FOR OXID DITCHES	3,107,500	2,716,352	10,300	380,848
35641900	BRANDMAN SEWER & CSO	30,000	5,896	2,662	21,442
35649300	I75 SANITARY SEWER RELOCATION	10,000	3,856	675	5,468
35654000	SEWER MAINT COLD STORAGE BLDG	185,000	83,787	6,176	95,037
35660500	2016 SEWER LINING	10,000	52	200	9,748
35660800	2016 SEWER CLEANING LG DIAMETER	10,000	-	-	10,000
35661100	WPC OXIDATION DITCH 1 CONCRETE	25,000	-	18,630	6,370
35661800	2016 ANNUAL CSO LTC PROGRAM	25,000	-	-	25,000
35665500	SANTEE & ELY EMERG SANITARY SEWER	52,000	313	41,161	10,526
<b>SEWER FUND PROJECTS</b>		<b>3,789,500</b>	<b>3,036,765</b>	<b>128,849</b>	<b>623,886</b>

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED	EXPENSED	PENDING	AVAILABLE
		INCEPTION TO DATE	INCEPTION TO DATE	PURCHASE ORDERS	TO SPEND
35710800	WATERLINE EXT TO LANDFILL	80,000	77,407	-	2,593
35714000	WTP CLEARWELLS 1, 2 & 3	2,451,000	2,329,377	5,277	116,346
35730600	CR 99 WATERLINE LOOP	421,896	357,288	27,313	37,295
35741400	BLANCHARD RVR/STANFORD W/L	25,000	6,070	2,130	16,800
35752000	ELYRIA WATERLINE	55,000	36,303	13,478	5,219
35752100	BLAINE AVENUE WATERLINE	55,000	44,907	5,080	5,013
35753900	NORTH WATER TOWER PAINTING	985,000	28,807	863,121	93,072
35754100	RAW WATERLINE/TRANSFER STATION	50,000	1,159	-	48,841
35760300	2016 SMALL WATERLINES	150,000	23,656	26,806	99,538
35760900	W LIMA ST WATERLINE	20,000	-	5,600	14,400
35761400	W SANDUSKY ST WATERLINE	30,000	-	-	30,000
35762000	WTP INTERCOM SYSTEM REPAIRS	20,000	7,685	12,315	-
35762300	2016 DOORS @ WTP	20,000	-	17,717	2,283
35762600	WESTMOOR RD WATERLINE REPLACE	20,000	-	12,600	7,400
35763100	BLAINE/ELYRIA WL CONNECTION	20,000	-	-	20,000
35763200	OVERHEAD DOOR @ OHIO PIPE	30,000	-	8,900	21,100
35763800	CONCRETE RESERVOIR & WTP	40,000	-	-	40,000
35764200	PAINTING @ PUMP STATIONS/WTP	35,000	-	-	35,000
35764400	WTP CHEMICAL BLDG FLOOR PH2	35,000	27,950	-	7,050
35765200	DAVIS ST WATERLINE	172,000	-	-	172,000
	<b>WATER FUND PROJECTS</b>	<b>4,714,896</b>	<b>2,940,608</b>	<b>1,000,337</b>	<b>773,951</b>
38813300	2011 SIDEWALK REPAIR PROGRAM	1,000	466	-	534
	<b>SPECIAL ASSESSMENT PROJECTS</b>	<b>1,000</b>	<b>466</b>	<b>-</b>	<b>534</b>

CITY OF FINDLAY  
CASH & INVESTMENTS AS OF MAY 31, 2016

<u>AMOUNT</u>	<u>DESCRIPTION AND RATE</u>	<u>BANK/FIRM</u>
\$ 995,000.00	STAR OHIO @ 0.50%	
121,147.00	STAR OHIO @ 0.50%	
11,003,500.00	STAR OHIO @ 0.50%	
1,350,601.75	STAR OHIO @ 0.50%	
5,000,000.00	STAR PLUS @ 0.35%	
13,005,000.00	SAVINGS ACCOUNT	FIFTH THIRD BANK
998,240.49	FHLB @ 0.400%	MORGAN STANLEY
999,065.81	FFCB @ 0.450%	FIFTH THIRD BANK
999,500.00	FFCB @ 0.500%	FIFTH THIRD BANK
999,531.25	US TREASURY @ 0.500%	FIFTH THIRD BANK
999,596.51	FFCB @ 0.600%	MORGAN STANLEY
999,609.23	FHLB @ 0.700%	HUNTINGTON BANK
998,635.89	FHLB @ 0.700%	HUNTINGTON BANK
999,407.22	FHLB @ 0.730%	PNC BANK
998,476.56	US TREASURY @ 0.625%	HUNTINGTON BANK
1,004,140.63	US TREASURY @ 0.875%	HUNTINGTON BANK
1,000,078.13	US TREASURY @ 0.625%	HUNTINGTON BANK
2,000,000.00	US TREASURY @ 0.750%	HUNTINGTON BANK
998,800.00	US TREASURY @ 0.625%	KEY BANK
1,004,550.00	US TREASURY @ 1.000%	HUNTINGTON BANK
1,004,900.00	US TREASURY @ 1.000%	HUNTINGTON BANK
1,001,160.00	US TREASURY @ 0.625%	HUNTINGTON BANK
998,280.00	US TREASURY @ 0.500%	HUNTINGTON BANK
993,750.00	US TREASURY @ 0.625%	PNC BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 0.620%	FIRST NATIONAL BANK
999,750.00	FHLB @ 1.125%	PNC BANK
999,160.00	FHLB @ 1.000%	HUNTINGTON BANK
1,000,000.00	US TREASURY @ 1.000%	HUNTINGTON BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 0.250%	FIRST FEDERAL BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 0.500%	CITIZENS NATIONAL BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 0.700%	WATERFORD BANK
1,994,121.55	FHLMC @ 0.750%	HUNTINGTON BANK
<hr/>		
\$ 56,446,002.02	INVESTMENT TOTAL	
3,504,844.74	5/3 BANK ACCOUNT BALANCE	
3,585.22	ACCRUED INVESTMENT INTEREST	
<hr/>		
<b>\$ 59,954,431.98</b>	<b>TOTAL CASH &amp; INVESTMENTS</b>	

**UNAPPROPRIATED FUND BALANCES (CURRENT CASH BALANCES ON REVERSE)**

GENERAL	\$ 10,136,264
SCM&R	493,375
SCM&R HIWAY	107,553
SEVERANCE PAYOUT RESERVE	861,429
AIRPORT	133,665
WATER	8,152,647
SEWER	6,062,011
STORMWATER	2,468,797
PARKING	22,559
CIT ADMINISTRATION	361,392
CIT CAPITAL IMPROVEMENT	5,739,729

## CITY OF FINDLAY

## BREAKDOWN OF TOTAL CASH &amp; INVESTMENTS BY FUND AS OF MAY 31, 2016

\$ 15,192,048.42	General Fund
1,000,000.00	General Fund Restricted Rainy Day
3,498,536.26	General Fund Projects
1,822,254.68	SCM&R Fund
3,142,952.30	SCM&R Fund Projects
-	County Permissive License Fund
192,233.53	State Highway Fund
589.57	Law Enforcement Trust Fund
37.00	Drug Law Enforcement Trust Fund
257,535.02	ID Alcohol Treatment Fund
54,059.00	Enforcement & Education Fund
167,977.94	Court Special Projects Fund
101,032.02	Court Computerization Fund
2,109.56	METRICH Drug Law Enforcement Trust Fund
100,827.99	Alcohol Monitoring Fund
71,603.62	Mediation Fund
121,026.97	Electronic Imaging Fund
20,361.39	Legal Research Fund
790,334.35	Severance Payout Fund
737,831.84	Debt Service Fund
42,095.52	CR 236 TIF Fund
165,171.57	Municipal Court Improvement Fund
383,020.71	Airport Fund
17,783.33	Airport Fund Projects
10,062,178.11	Water Fund
793,354.09	Water Fund Restricted
1,700,852.83	Water Fund Projects
6,277,471.06	Sewer Fund
4,159,996.06	Sewer Fund Restricted
751,922.82	Sewer Fund Projects
50,481.75	Parking Fund
-	Parking Fund Projects
86,752.08	Swimming Pool Fund
-	Swimming Pool Fund Projects
22,712.42	Internal Service Central Stores Fund
787,401.02	Internal Service Workers Comp Fund
1,001,441.20	Internal Service Self Insurance Fund
2,015,418.61	CIT Fund
2,418,689.44	CIT Fund- Restricted Capital Improvements
-	CIT Fund-Restricted Flood Mitigation
129,391.96	Police Pension Fund
129,391.96	Fire Pension Fund
8,505.46	Tax Collection Agency Fund
1,361,701.75	Cemetery Trust Fund
158,015.22	Private Trust Fund
143,267.69	Guaranteed Deposits
6.07	Special Assessments Pavements Fund
365.66	Special Assessments Sidewalks Fund
82.82	Special Assessments Sidewalks Fund Projects
13,609.31	Special Assessments Storm Fund
<u>\$ 59,954,431.98</u>	<b>TOTAL CASH &amp; INVESTMENTS</b>



**Findlay Fire Department**  
**Monthly Activities Report - 2016**  
 Submitted By: Joshua S. Eberle, Fire Chief

Fire Statistics	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Fires	14	9	10	13	2							
Assist Other Agency		2	1	0	3							
Emergency Medical Service (EMS)	104	92	91	96	92							
Car Accidents	20	19	12	10	12							
Rescues (Extrication, Water, Elevator)	1		2	5								
Hazmat	5	5	5	4	6							
Good Intent	7	5	1	1	7							
Burning Complaints	6	3	9	6	15							
False Alarms	27	17	18	14	27							
<b>Totals</b>	<b>184</b>	<b>152</b>	<b>149</b>	<b>149</b>	<b>164</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Runs by District	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Station 1 - (South Main St)	60	53	46	49	59							
Station 2 - (North Main St)	44	38	38	32	32							
Station 3 - (Tiffin Ave)	39	27	28	33	33							
Station 4 - (CR 236)	41	34	37	39	40							
<b>Totals</b>	<b>184</b>	<b>152</b>	<b>149</b>	<b>153</b>	<b>164</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Firefighter Training (by hours)	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
EMS Formal	58	60	64	222	110							
Fire Formal	17	120	272	1070	205							
Fire Informal	1587	1671	1756	1600	1650							
<b>Totals</b>	<b>1662</b>	<b>1851</b>	<b>2092</b>	<b>2892</b>	<b>1965</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**Fire Prevention Bureau**

Construction	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Code Interpretations	4	5	3	1	2							
Inspections		7	4	9	3							
Plan Reviews	11	9	15	3	4							
System Acceptance Tests	2	1	4	2	16							
<b>Totals</b>	<b>17</b>	<b>22</b>	<b>26</b>	<b>15</b>	<b>25</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Existing Structure - Additions	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Code Interpretations	4	10	7	4	3							
Inspections	7	8	11	5	9							
Plan Reviews	1	8	9	4	4							
System Acceptance Tests	6	3	5	4	7							
<b>Totals</b>	<b>18</b>	<b>29</b>	<b>32</b>	<b>17</b>	<b>23</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Fire Investigations	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Cause and Determination												
Accidental	7	2	1	5	2							
Undetermined	1		1									
Incendiary	0			1								
Fire Investigation Activities												
Follow-up	18	18	16	17	18							
Interviews	67	18	19	53	22							
Assists	0			2	1							
<b>Totals</b>	<b>93</b>	<b>38</b>	<b>37</b>	<b>78</b>	<b>43</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Inspections	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Assembly		6	36	23	14							
Business		3	1	7	30							
Education K-12		2		0								
Education Pre-School	1			1	3							
Factory		2										
Mercantile		1	12		17							
Hazardous / Fireworks												
Institutional				1								
Mercantile				6								
Residential												
Adoption / Foster Care		5	4	1								
Storage / Mixed Use		1	1	1								
Utility Mobile Food Vendors												
Utility Outbuildings												
Vacant Structures	1	1										
<b>Totals</b>	<b>2</b>	<b>21</b>	<b>54</b>	<b>40</b>	<b>64</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Prevention	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Code Interpretations	10	17	3	10								
Complaints	3	7	2	1	4							
Fireworks Exhibitions / Events		2		1	1							
Knox Box Consults/Maint.		4	9	2	6							
Other	1	4		1	3							
Fire Plan Updates	1		3		2							
Pre-Fire Plan												
Property Research	5	8	2	3	1							
Safety Presentations		7	1	1	3							
Re-inspections	26	18		67	70							
Background Checks	37	12	13	1	5							
<b>Totals</b>	<b>83</b>	<b>79</b>	<b>33</b>	<b>87</b>	<b>95</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Public Presentations	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Station Tours	1	2	2	2								
Truck Visits	0	1	0	2								
Meetings Attended	2	3	6	2	3							
School / Seminars Attended	1	3	2	1								
<b>Totals</b>	<b>4</b>	<b>9</b>	<b>10</b>	<b>7</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

# Board of Zoning Appeals

## May 12, 2016

**Members present:** Chairman Phil Rooney; David Russell, Secretary; George McAfee; and Doug Warren. Present on behalf of the City is Todd Richard, Zoning Administrator, from the Zoning Department and Deidre Ramthun, Recording Secretary.

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 #54621-BA-16 (429 Walnut Street and 420/422 Prospect Street)** was introduced. Mr. Richard read his comments as follows: Filed by Enforce Enterprises, the applicant is seeking a variance from the City of Findlay Zoning Ordinance, sections 1124.05A4 (required 30-foot rear yard setback); 1124.05A2 (required 3-foot side yard setback); and 1124.06A (4,500 square foot minimum lot size). The applicant is splitting a lot that contains two duplexes. The lot split will cause one duplex to have a 6-foot rear yard setback and another duplex and detached garage to have a 2.5-foot side yard setback. Additionally, one lot will have an area of 4,225 square feet.

This property came to light when an appraiser asked about the legality of the use of the property. Upon doing a history search and review, it was discovered that the duplex at 420/422 Prospect was built in 1975 without a zoning permit and without any action taken by the City to enforce any permit requirements.

The dwelling at 429 Walnut Street was built in 1900 and a permit to convert it into a triplex was issued in 1973; however, it does not appear this ever happened. It seems to have been converted into a duplex in approximately 1980 without a permit.

The result is two duplexes on one lot in a C-2 General Commercial zoning district. This needs to be cleaned up to satisfy banking requirements. The solution is to have the property rezoned to the R-4 Duplex/Triplex District which is basically designed for the old neighborhoods that have small lots. The request to change the zoning district was presented to the City Planning Commission today and they approved it with some minor conditions. The lot split, to further clean this up, has created some setback issues that can be remedied with the variance. One is the rear yard setback on the southern duplex will now have about a 6-foot rear yard setback instead of the required 30 feet, and the other issue was the side yard setback which has nothing to do with the lot split but it was decided to include it because we were looking at the compliance of the entire site. The existing duplex and garage are only 2.5 feet from the side yard and it is required to be at least 3 feet. Everything that is here has been here whether it be because of the City's lack of enforcement or other events, getting the variance granted and the lot split in the rezone is going to probably make the financial instruction more comfortable with the situation.

Mr. Warren stated that it appears that you are supporting a 95/105 split versus a 100/100 split. Why wouldn't you split it in half? Mr. Richard replied that what they were trying to do and what we advised was to put the lot line in a location which would require the fewest number of variances. The split reduced the need for a setback for the rear yard on the duplex on Walnut Street. They are maintaining a 30 foot rear yard. Mr. Warren commented that it looks like the solution to 50/50 would be to move the

proposed lot line 5 feet south which would increase the side yard setback for the detached garage to 11 feet and it would still maintain 14.5 feet which is not a variance requirement on the newer duplex. Mr. Richard said that there is an asphalt drive and a stone drive and they were trying to keep the lot line so that they weren't interfering with existing parking areas. If you move that 5 feet, you will probably cut off part of the asphalt. Mr. Warren clarified, not cutting it off but including it in the other property. Mr. Richard commented, yes, and if these ever get sold separately, it could be an issue.

To clarify, Mr. McAfee asked, the rezoning to R-4 is what was approved by the Planning Commission today. Mr. Richard replied, yes; that allows a duplex on each lot.

Chairman Rooney swore in Chuck Wilson, 2927 Ennisbrook Drive, Findlay, Ohio, on behalf of Enforce Enterprises, Inc. Mr. Wilson stated that this all came about when they tried to refinance the bank loan for this property purchased, as is, in 2000. When it was purchased, 429 was an upstairs/downstairs duplex and Prospect was a side by side duplex. They have maintained it as such and haven't made any changes to it. It all came about with the application for the refinance.

They did not have these issues at the time of the purchase and during two other property refinancing. To reiterate what Todd was talking about on the proposed lot line, one of the considerations was the asphalt driveway. It is not the intention to sell the properties as two separate properties; but should that happen in the future, you're not cutting off the asphalt driveway and having disputes about parking. It was conditionally approved this morning by the Planning Commission and this afternoon by the Zoning Commission contingent that we have separate water for the Prospect property. Right now it's a shared service. They intend to comply and get separate water meter service for Prospect. They are doing the lot split and the deeds are in the process of being prepared and approved.

Mr. Richard stated that there are no other communications.

A motion was made by Mr. Warren that the Board of Zoning Appeals approve the variances as requested. He stated that he's not sure if there is any permit to pick up. Mr. Richard stated that since the City neglected permitting in the past, to at least have a record of it and get a permit issued to establish these once the split has been received. Mr. Warren asked if it would be one permit or two. Mr. Richard stated that one permit will be required for each property. Mr. Warren included in his motion that the permits be obtained within 60 days. The motion was seconded by Mr. McAfee. The motion was approved unanimously, 4-0.

**Case #54625-BA-16 (1763 South Romick Parkway)** was introduced. Mr. Richard read his comments as follows: Filed by Ron Pehrson, regarding a side yard setback variance to section 1141.04B1 of the City of Findlay Zoning Ordinance. The applicant is proposing to construct a mini-storage building 25 feet from the side lot line. The minimum setback is 30 feet.

Two of the storage buildings were erected in 2009 and 2010. At that time, the side yard setback was related to the height of the buildings, or 25 feet. Those buildings were constructed to meet those setbacks.

Since the completion of the last storage building, the setback requirement has increased to 30 feet. Since the other two storage buildings are a continuation of what was previously approved and the request is minor, we have no issue with the request.

This was reviewed by City Planning Commission and was approved today as presented.

Chairman Rooney swore in Ron Pehrson, 2957 Spyglass Drive. As Todd said, this is the last phase of two phases done on the buildings. They were originally in compliance when they laid everything out and planned ahead. They contacted the F.O.P. who is the property owner on the side they're dealing with; they had no objections. The spacing between the buildings is important in that he has a number of customers with automobiles and trailers that need the maneuvering space. They also have placed security camera poles in the center of those driveways which need to be spaced for each building. Mr. Pehrson asked that he be allowed to complete what was started.

Mr. Warren asked if this layout was approved by the City Planning Commission. Mr. Pehrson replied that yes, all four buildings were approved. Mr. Warren commented that this is a unique condition that seems justified since it was previously approved.

**Communication:**

Mr. Richard read the following communication from the F.O.P. dated May 10, 2016 to Whom It May Concern: In reference to Case #54625-BA-16, the Fort Findlay Fraternal Order of Police Lodge #20 has no objection to the proposed twenty-five (25) foot side yard setback for the mini-storage buildings instead of the required thirty (30) foot side yard setback at 1763 S. Romick Parkway. Ron Pehrson's business filed for the variance request to the City of Findlay Zoning Ordinance section 1141.04B1. We are the property owners at 1769 S. Romick Parkway and we thank you for the notification for the Public Hearing through the Board of Appeals. Respectfully, Gregory Smith, Vice President – Ft. Findlay FOP Lodge #20.

Mr. Richard stated that this letter should assist in the deciding factor.

A motion was made by Mr. Warren that the Board of Zoning Appeals approve the unique circumstance that the layout was previously approved before the setback change so he feels that it's consistent that the variance be granted as requested as long as they pick up permits within 60 days for construction. The motion was seconded by Mr. Russell and was unanimously passed 4-0.

A motion was made by Mr. Rooney to approve the April minutes as written. The motion was seconded by Mr. Russell. The motion to approve the minutes passed 4-0.

The meeting was adjourned.



---

Chairman



---

Secretary

# City of Findlay

Lydia L. Mihalik, Mayor

WATER POLLUTION CONTROL CENTER  
David Beach, Superintendent  
1201 South River Road • Findlay, OH 45840  
Phone: 419-424-7187 • Fax: 419-424-7823  
[www.findlayohio.com](http://www.findlayohio.com)

June 9, 2016

Mr. Paul Schmelzer, P.E., P.S.  
City of Findlay  
Safety/Service Director

Paul,

This letter is requesting the transfer of funds for the purchase of a dedicated effluent flow meter at final outfall 001. Currently, the effluent flow rate is a calculated number derived from two sources: the plant influent flowmeter and the Bright Road pump station. It is important that the effluent flow data be as accurate as possible, as it is used to determine NPDES effluent loading limits compliance.

The money to purchase this equipment will be covered through the Equipment Replacement Fund for the WPC. The transfer needed would be for \$22,000 from the Sewer Fund WPC Equipment Replacement Account to WPC #25061000 - 551300 Outlay-Equipment.

If you or any Council members have questions concerning this transfer please contact me.

Sincerely,



David L. Beach  
WPC Superintendent



# 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 May 31, 2016

---

### TREASURER

Fifth Third Initial Balance	5,672,817.63
- Withdrawals ()	(5,980,822.19)
+ Deposits	4,276,758.27
<b>Ending Balance</b>	<b>3,968,753.71</b>

- Outstanding checks () (463,908.97)

Deposit in Transit

Bank Adjustment

May Outstanding error

<b>Treasurer's Checking Bal</b>	<b>3,504,844.74</b>
---------------------------------	---------------------

Investment Principal	56,446,002.02
Accrued Bond Interest	3,585.22

<b>Treasurer's Total Cash and Investments</b>	<b>59,954,431.98</b>
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### AUDITOR

<b>Auditor's Checking Bal</b>	<b>3,504,844.74</b>
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<b>Auditor's Total Cash and Investments</b>	<b>59,954,431.98</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)

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

June 12, 2016

Honorable City Council  
Findlay, OH 45840

RE: Marion Township Revenue Sharing Agreement

Dear Council Members:

As you are aware, the project to construct a new industrial park south of CR 212 has been very successful. Much has been made of the state-of-the-art distribution facility that McLane is constructing. The collaboration between the City, Township, and Economic Development groups required to bring this project to fruition has proved to be very strong.

I have spoken many times about being positioned for projects. In many cases, this includes annexation. Along with annexation comes the City's commitment of utilities and infrastructure maintenance. Many corporations do not want to wait for the potential annexation of their properties. They want land that is ready for site development.

McLane was one of those properties. The Marion Township Trustees worked along with the City on expedited annexation for the McLane project. In addition, the City annexed more acreage than required for the McLane project so that the entire industrial park would be in the City. As part of the expedited annexation process, I committed to Marion Township that I would work on developing an agreement that we could use to extend the terms of the revenue sharing agreement.

This would apply to the McLane project and any other project in the future where the City is desirous of annexing large tracts of land to prepare it for development. The revision extends the revenue share from 12 years to 15 years. The share will start after any CRA abatement has expired. Note this is not for all annexed parcels, only those where the City requests annexation before development.

The County Auditor will track the abatement and the revenue share. I am pleased with our ability at the municipal and county government levels to work together to proactively position ourselves for smart growth. This is one example why Findlay is the #1 Micropolitan.

Sincerely,

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

pc: Don Rasmussen  
Jim Staschiak  
Marion Township Trustees





## 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

June 12, 2016

Honorable City Council  
Findlay, OH 45840

RE: Final Health Department Merger Items

Dear Council Members:

The Hancock County Health District has hired a new Executive Director. Karim Baroudi was hired by the Board to fill the position in May. He will play an important role, along with Deputy Health Commissioner, Barb Wilhelm in moving toward accreditation.

There are two outstanding issues remaining to complete the merger. First, to partially satisfy the merger agreement, the City paid \$484,258 toward matching the County carry-forward balance. It was agreed to at that point that we would make a final payment after all the costs associated with the merger were finalized and assets from each entity were accounted for. That process has now been completed.

To finalize the requirements in the agreement, the City must remit \$211,770.98. Based on initial estimates the merger project was funded. There is \$176,991.58 remaining in the project. The difference is \$34,779.40. Legislation has been requested for a transfer to complete the funding of the merger.

FROM:	General Fund	\$34,779.40
TO:	Health Department Merger Study, Project #31947200	\$34,779.40

The second item is an MOU regarding the only member of the City Health Department that was hired under the old pay scale. This MOU will ensure, that upon her retirement from the County, she will be treated as though she were still a City employee for the purposes of sick leave payout. In the event she has no sick leave remaining, there will be no payout and the County will have absorbed the sick leave payments over the course of her employment with the district.

Legislation has been requested for authorization to execute the MOU.

Sincerely,

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

pc: Don Rasmussen  
Jim Staschiak  
Barb Wilhelm

# 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

June 15, 2016

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

Honorable City Council  
Findlay, OH 45840

RE: 2016 Sanitary Sewer Lining, Project No. 35660500

Dear Council Members:

By authorization of Ordinance No. 2016-10, a bid opening was held for the above-referenced project on May 19, 2016. Bids were received from two potential contractors with base bid amounts of \$208,370.00 and \$240,120.00. Bids were also received for four alternates totaling \$166,451.25 and \$184,195.00. The lowest and best bid was received from LiquiForce of Romulus, Michigan.

Currently in the 2016 Capital Improvements Plan (Sewer Fund), there is a budget amount of \$300,000 for the 2016 Sewer Lining project and \$148,000 for the 2016 Sewer Cleaning project with \$10,000 previously appropriated to each of the projects. In order to complete the four lining alternates, we are proposing to reduce cleaning budget amount and transfer the funds to the lining project.

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

FROM:	Sewer Fund	\$400,000	
TO:	2016 Sanitary Sewer Lining Project No. 35660500		\$400,000

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

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Findlay, OH 45840

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

June 15, 2016

Honorable City Council  
Findlay, OH 45840

RE: 3rd Quarter Appropriations

Dear Council Members:

In an effort to minimize the financial impact on the beginning of the year CIT Capital Improvements Fund balance, the appropriation requests were split into quarterly breakdowns. The first and second quarterly appropriation requests were authorized on February 2, 2016, with Ordinance No. 2016-10 and April 5, 2016, with Ordinance No. 2016-24, respectively.

By copy of this letter, the Law Director is requested to prepare the necessary legislation for appropriating funds based on the attached Exhibit A.

Thank you for your consideration in this matter.

Sincerely,

Paul E. Schmelzer, PE, PS  
Service-Safety Director

pc: Don Rasmussen  
Jim Staschiak

**2016 CAPITAL IMPROVEMENTS APPROPRIATIONS - 3RD QTR  
EXHIBIT A**

**Appropriate Funds - Departments**

<b>From:</b>	<b>CIT Fund - Capital Improvements (restricted account)</b>	<b>\$</b>	<b>65,000</b>		
<b>To:</b>	<b>Fire #21014000-other</b>	<b>\$</b>	<b>30,000</b>		
	MDT replacement on all apparatus			<b>\$</b>	<b>30,000</b>
<b>To:</b>	<b>Municipal Building #21022000-other</b>	<b>\$</b>	<b>20,000</b>		
	Municipal Bldg concrete repair/replacement			<b>\$</b>	<b>20,000</b>
<b>To:</b>	<b>Street Dept #22040000-other</b>	<b>\$</b>	<b>15,000</b>		
	Plazma table			<b>\$</b>	<b>15,000</b>

**Appropriate Funds - Projects**

<b>From:</b>	<b>CIT Fund - Capital Improvements (restricted account)</b>	<b>\$</b>	<b>25,000</b>		
<b>To:</b>	<b>Wood Shop Roof Replacement #31961700</b>			<b>\$</b>	<b>20,000</b>
	CR212/CR236 Widening (startup) #32864600			<b>\$</b>	<b>5,000</b>
<b>From:</b>	<b>Sewer Fund</b>	<b>\$</b>	<b>150,000</b>		
<b>To:</b>	<b>WPC SCADA System Upgrade #35662200</b>			<b>\$</b>	<b>150,000</b>

# Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310  
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[www.findlayohio.com](http://www.findlayohio.com)

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

June 15, 2016

Honorable City Council  
Findlay, OH 45840

RE: Downtown Revitalization (Main St and Cory St Improvements)  
Project No. 31942400; ODOT PID 98797

Dear Council Members:

As we continue to move forward with the Downtown Revitalization project, we have become aware of additional consulting tasks that need to be included in the project design; most importantly, irrigation systems for the landscaped areas and wayfinding signage.

To date, Marathon has contributed \$340,000 towards the design phase, and they are committed to reimbursing the City for these additional items as well.

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

FROM:	CIT Fund - Capital Improvements (restricted account)	\$50,000
TO:	Downtown Revitalization Project No. 31942400	\$50,000

If Council would like to have further discussion on this additional appropriation request, please refer the matter to the Appropriations Committee.

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



# AUDITOR'S OFFICE

318 Dorney Plaza, Room 313  
Findlay, OH 45840-3346  
Telephone: 419-424-7101 • Fax: 419-424-7866  
www.findlayohio.com

**JIM STASCHIAK II**  
CITY AUDITOR

Wednesday, June 15, 2016

The Honorable Council  
Findlay, Ohio

**It is respectfully requested this letter be read into the record of the 06/21/16 Council Meeting.**

Dear Council Members,

In 2008 the City of Findlay issued \$8,200,000 in Various Purpose Bonds with a final maturity of 2033. Recent market conditions afford an opportunity to do an advance refunding of this debt prior to the call date saving the City interest cost. In order to take advantage of this opportunity Council passed Ordinance 2016-022 on 3/1/16.

Bond Counsel has done a thorough review of this debt along with our financial advisor and my office. In order to structure the debt in a way which is most advantageous to the City a modification is required to Ordinance 2016-022. Market conditions continue to be volatile and can change quickly so legislation is before you which includes the emergency clause that has been prepared by bond counsel and reviewed by our financial advisor and Law Director Rasmussen. I respectfully request that this council strongly consider suspending the Statutory Rules and give it all three readings. Passing Ordinance 2016-069 on 6/21/16 would enable me to move forward and complete the refunding process to take advantage of the current market conditions.

Respectfully submitted,

Jim Staschiak II  
City Auditor

# 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)

June 10, 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 May, 2016.

**Dilapidated Structures**

3 cases year to date  
19 cases pending

**Weeds**

107 cases year to date  
85 cases pending

**Junk on Premises**

90 cases year to date  
210 cases pending

**Junk/Abandoned Vehicles**

143 cases year to date  
172 cases pending

**Minor Maintenance**

2 cases year to date  
4 cases pending

**Miscellaneous**

19 cases year to date  
17 cases pending

**Overgrowth**

2 cases year to date  
7 cases pending

**Right of Way Issues**

1 case year to date  
1 case pending

**Sidewalks**

9 cases year to date  
0 cases pending

**Trash**

45 cases year to date  
28 cases pending

The Neighborhood Enhancement and Abatement Team received 150 new complaints during the month, of which 21 were invalid. Of the 129 valid issues reported, 91 properties were involved with 12 of the owners being non-residents. NEAT personnel closed 93 cases during the month of May and continue to work diligently on the 543 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.

**COMMITTEE REPORT**

**THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO**

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Philip Rooney to vacate the north-south alley located between Lots 1164-1167 and Lot 1191 in the Byal's 2<sup>nd</sup> Addition, bounded on the south by East Lima Street on the north by the east-west alley between South Main Street and Beech Avenue.

We recommend

*Approval of the alley variation*

**PUBLIC HEARING:**

Aye  Nay \_\_\_\_\_ *Absent*  
Grant Russel, Chairman

Aye  Nay \_\_\_\_\_ *Absent*  
John Harrington

Aye  Nay \_\_\_\_\_ *Motion*  
*[Signature]*  
Dennis Hellmann

Aye  Nay \_\_\_\_\_  
*[Signature]*  
Tom Shindledecker

Aye  Nay \_\_\_\_\_ *2nd*  
*[Signature]*  
Jeff Wobser

**PLANNING & ZONING COMMITTEE**

**LEGISLATION:** \_\_\_\_\_

**DATED: June 9, 2016**



**COMMITTEE REPORT**

**THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO**

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Van Horn, Hoover & Associates, Inc. on behalf of Jean Dove (Habitat for Humanity) to rezone 1101 North Blanchard Street from R2 Single Family Medium Density to R3 Single Family High Density.

We recommend

*Approval of the application*

**PUBLIC HEARING:**

Aye  Nay \_\_\_\_\_  
Grant Russel, Chairman

*ABSENT*

Aye  Nay \_\_\_\_\_  
John Harrington

*ABSENT*

Aye  Nay \_\_\_\_\_  
*Dennis Hellmann*  
Dennis Hellmann

*2nd*

**PLANNING & ZONING COMMITTEE**

**LEGISLATION: \_\_\_\_\_**

Aye  Nay \_\_\_\_\_  
*Tom Shindledecker*  
Tom Shindledecker

**DATED: June 9, 2016**

Aye  Nay \_\_\_\_\_  
*Jeff Wobser*  
Jeff Wobser

*MOVE*

**COMMITTEE REPORT**

**THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO**

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Theresa Heidlebaugh and Marcus Price to vacate the Connell Avenue from Fishlock Avenue east to the north-south alley located between Fishlock Avenue and Williams Street (60 ft x 160 ft).

We recommend

*tabled per city planning action*

**PUBLIC HEARING:**

Aye  Nay

\_\_\_\_\_  
Grant Russel, Chairman

*Absent*

Aye  Nay

\_\_\_\_\_  
John Harrington

*Absent*

**PLANNING & ZONING COMMITTEE**

Aye  Nay

*[Signature]*  
\_\_\_\_\_  
Dennis Hellmann

**LEGISLATION:** \_\_\_\_\_

Aye  Nay

*[Signature]*  
\_\_\_\_\_  
Tom Shindledecker

**DATED: June 9, 2016**

Aye  Nay

*[Signature]*  
\_\_\_\_\_  
Jeff Wobser

Dan Stone

**COMMITTEE REPORT**

**THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO**

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Van Horn, Hoover & Associates, Inc. on behalf of Roger Best to rezone Kennington Drive (Complete legal description is available in the Council Office) from R2 Single Family Medium Density to CD Condominium.

We recommend

*Approval of the application, with property owner requested to contact adjacent property owner of intentions.*

**PUBLIC HEARING:**

Aye  Nay \_\_\_\_\_ *ABSENT*  
Grant Russel, Chairman

Aye  Nay \_\_\_\_\_ *ABSENT*  
John Harrington

Aye  Nay \_\_\_\_\_ *Motion*  
*[Signature]*  
Dennis Hellmann

Aye  Nay \_\_\_\_\_ *Second*  
*[Signature]*  
Tom Shindlecker

Aye  Nay \_\_\_\_\_  
*[Signature]*  
Jeff Wobser

**PLANNING & ZONING COMMITTEE**

**LEGISLATION:** \_\_\_\_\_

**DATED: June 9, 2016**

**FINDLAY CITY COUNCIL  
CARRY-OVER LEGISLATION  
June 21, 2016**

**ORDINANCE NO. 2016-046** (*Miracle Field contribution*)  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**third reading**

**ORDINANCE NO. 2016-047** (*429 Walnut St/420-422 Prospect rezone*)  
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 123 GARFIELD STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY" TO "R4 DUPLEX TRIPLEX RESIDENTIAL".

**third reading**

**ORDINANCE NO. 2016-048** (*Toledo-Lucas County Port Authority grant*)  
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 429 WALNUT STREET AND 420-422 PROSPECT STREET REZONE) WHICH PREVIOUSLY WAS ZONED "C2 GENERAL COMMERCIAL" TO "R4 DUPLEX TRIPLEX RESIDENTIAL".

**third reading**

**ORDINANCE NO. 2016-053** (*1001 Blanchard Avenue demo*)  
AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR AND ACCEPT BIDS FOR THE DEMOLITION OF 1001 BLANCHARD AVE, AND DECLARING AN EMERGENCY.

**second reading**

**ORDINANCE NO. 2016-054** (*2015 ordinances & resolutions updates*)  
AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

**second reading**

**ORDINANCE NO. 2016-056** (*Police Dept radios*)  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**second reading**

# 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

JUNE 21, 2016

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, JUNE 21, 2016 MEETING.

### **ORDINANCES**

- 2016-058 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-059 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-060 AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) AGREEMENT WITH THE COMBINED GENERAL HEALTH DISTRICT (CGHD) TO ALLOW A FORMER CITY OF FINDLAY HEALTH DEPARTMENT EMPLOYEE TO CARRY FORWARD ACCUMULATED UNUSED SICK LEAVE, AND DECLARING AN EMERGENCY.
- 2016-061 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-062 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.
- 2016-063 AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS EAST LIMA STREET VACATION) IN THE CITY OF FINDLAY, OHIO.
- 2016-064 AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 1011 NORTH BLANCHARD STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "R3 SINGLE FAMILY HIGH DENSITY".
- 2016-065 AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS KENNINGSTON DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "CD CONDOMINIUM".
- 2016-066 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-067 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2016-068 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO THREE (3) YEAR CONTRACTS WITH THE OHIO PATROLMANS BENEVOLENT ASSOCIATION ON BEHALF OF THE DIVISIONS OF DISPATCH, PATROL OFFICERS, SERGEANTS AND LIEUTENANTS IN THE FINDLAY, OHIO POLICE DEPARTMENT, EFFECTIVE JANUARY 1, 2016, AND EXPIRING DECEMBER 31, 2018, AND DECLARING AN EMERGENCY.
- 2016-069 AN ORDINANCE AMENDING ORDINANCE NO. 2016-022 TO AUTHORIZE THE ISSUANCE OF BONDS IN THE AMOUNT NOT TO EXCEED \$6,900,000 FOR THE PURPOSE OF DEFEASING AND ADVANCE REFUNDING (AS APPLICABLE) ALL OF THE CITY'S BONDS ISSUED IN JULY 2008 FOR THE PURPOSE OF (I) IMPROVING C.R. 236 BY WIDENING, CONSTRUCTING, RECONSTRUCTING, GRADING, PAVING, REPAVING AND CONSTRUCTING DRAINAGFE IMPROVEMENTS AND RELATED INFRASTRUCTURE WITH LANDSCAPING, TRAFFIC CONTROL DEVICES, LIGHTING, AND OTHER APPURTENANCES THERETO; (II) CONSTRUCTING AND IMPROVING ATHLETIC FIELDS AND A PERIMETER WALKWAY FOR THE HANCOCK RECREATION CENTER FIVE PLEX SPORTS COMPLEX, INCLUDING GRADING, LANDSCAPING, IRRIGATION, PAVING, FENCING, LIGHTING, SIGNAGE, AND ALL OTHER IMPROVEMENTS AND APPURTENANCES THERETO; (III) RENOVATING, CONSTRUCTING, RECONSTRUCTING, AND EXPANDING THE HANCOCK RECREATIN CENTER, INCLUDING ACQUISITION OF APPROXIMATELY 5.5 ACRES OF LAND AND INTERESTS IN LAND ADJACENT TO THE HANCOCK RECREATION CENTER FURNISHING AND EQUIPPING SAME, AND ALL APPURTENANCES RELATING THERETO; AND (IV) ACQUIRING RIGHT-OF-WAY ALONG C.R. 236 BETWEEN U.S. RT. 224 AND S.R. 12 TO BE USED FOR THE C.R. 236 WIDENING PROJECT; AND AUTHORIZING AND APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY.
- 2016-070 AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO AN AGREEMENT WITH THE BOARD OF TOWNSHIP TRUSTEES FOR MARION TOWNSHIP, HANCOCK COUNTY, OHIO, FOR REVENUE SHARING PURSUANT TO RESOLUTION NO. 19-1995.

**ORDINANCE NO. 2016-058**

**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 \$ 234,021.00  
equipment & improvement restricted account

TO: WPC #25061000-other \$ 234,021.00

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 replacement effluent flow meter at the Water Pollution Control Center may be purchased,

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. 2016-059**

**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	\$ 34,779.40
TO:	Health Department Merger Study #31947200	\$ 34,779.40

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 funding to satisfy the final Health Department merger agreement may be met,

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. 2016-060**

**AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) AGREEMENT WITH THE COMBINED GENERAL HEALTH DISTRICT (CGHD) TO ALLOW A FORMER CITY OF FINDLAY HEALTH DEPARTMENT EMPLOYEE TO CARRY FORWARD ACCUMULATED UNUSED SICK LEAVE, AND DECLARING AN EMERGENCY.**

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

SECTION 1: That the Service-Safety Director of the City of Findlay, Ohio, be and he is hereby authorized to enter into a Memorandum of Understanding (MOU) Agreement with the Combined General Health District (CGHD) to allow former City of Findlay Health Department employee Barbara Wilhelm to carry forward her accumulated unused sick leave.

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 that it is immediately necessary to enter into said MOU Agreement so that said sick leave may transfer to her new position with the CGHD,

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 \_\_\_\_\_



## MEMORANDUM OF UNDERSTANDING

This Agreement is made and entered into by and between the City of Findlay, Hancock County, Ohio (hereinafter "CITY"), Barbara Wilhelm (hereinafter "WILHELM") and the Combined General Health District (hereinafter "CGHD").

Whereas, on March 2, 2015, the DAC passed Resolution No. 1- 15 authorizing the DAC to create a Combined General Health District encompassing all of Hancock County, Ohio, uniting the Hancock County General Health District and the City of Findlay Board of Health, a copy of which is attached hereto and incorporated herein as "Exhibit A," as if same were fully rewritten herein; and,

Whereas, by Ordinance No. 2015-005, dated February 3, 2015, the CITY had previously authorized the Combined General Health District pursuant to Ohio Revised Code, Chapter 3709. Said Ordinance is attached hereto and is incorporated herein as "Exhibit B", as if same were fully rewritten herein; and,

Whereas, CITY and DAC approved the Contract for the Combination of the Hancock County General Health District and the City of Findlay Health Department on March 2, 2015, setting forth the terms and conditions of said merger, a copy of which is attached hereto and is incorporated herein as "Exhibit C", as if same were fully rewritten herein; and,

Whereas, Section V, paragraph 2 provides that an employee transferred to the CGHD may carry forward their accumulated but unused sick leave; and,

Whereas, Section V, paragraph 4 of the Contract for the Combination of the Hancock County General Health District and the City of Findlay Health Department provides that accumulated but unused sick leave, not otherwise carried over pursuant to paragraph 2 of Section 5, shall be paid to such employees who are eligible for such payments by their current employer prior to their employment by the Combined General Health District" and,

Whereas, Section V, paragraph 4 of the Contract for the Combination of the Hancock County General Health District and the City of Findlay Health Department creates an undue hardship for WILHELM, a longtime employee of the City of Findlay Health District who does not want to retire. Due to WILHELM's length of service with CITY, she has accumulated a large number of sick leave hours that she would be eligible to receive payment for from the CITY but would be ineligible to receive as a new employee of the CGHD.

Now, therefore, based upon the agreement of the parties, with regard to WILHELM'S accumulated but unused sick time, WILHELM shall be compensated as follows:

1. Pursuant to the Contract for the Combination of the Hancock County General Health District, WILHELM shall be allowed to carry over all of her accumulated but unused sick leave to the CGHD pursuant to Section V, paragraph 2.
2. During WILHELM's tenure with the CGHD, the CGHD shall continue to track her accumulated but unused sick leave to include that sick time that is transferred from the City to CGHD.
3. Upon WILHELM's retirement from the CGHD, or upon her death, the CGHD shall pay to WILHELM her accrued but unused sick leave in accordance with Ohio Revised Code §124.39, as limited or modified by County Policy, in effect at that time. Excepting, however, that WILHELM shall not be subject to the ten (10) year service requirement as set forth therein.
4. Upon WILHELM's retirement from CGHD, or upon her death, CITY shall pay to the CGHD, in favor of WILHELM, a sum of money equal to the amount she would have received from CITY had she retired with accumulated but unused sick leave from the CITY pursuant to Section 16 of Ordinance 2015-100 as follows:

- A. If upon WILHELM's retirement from the CGHD, or upon her death, she has accrued less than nineteen hundred twenty (1920) hours of accumulated but unused sick leave, CITY shall compensate CGHD an amount of money equal to one-half of all accrued but unused sick leave, less 960 hours, at her rate of pay at the time of retirement. Excepting, however, that WILHELM shall not be subject to the ten (10) year service requirement as set forth therein. **(Example: WILHELM retires with less than 1920 total accrued but unused hours of sick leave.** CGHD will compensate WILHELM for ¼ of her 960 hours of accrued but unused sick leave at her then current rate of pay. City would pay to CGHD, in favor of WILHELM, ½ of all hours of accrued but unused sick leave, over and above the 960 hours paid by CGHD, at her then current rate of pay)
- B. If upon WILHELM's retirement from the CGHD, or upon her death, she has accrued more than nineteen hundred twenty (1920) hours of accrued but unused sick leave, CITY shall compensate CGHD, in favor of WILHELM, an amount of money equal to one-quarter of nine hundred sixty (960) hours, at her rate of pay at the time of retirement. In addition, CITY shall compensate CGHD, in favor of WILHELM, an amount of money equal to one-half of her accumulated but unused sick leave, less 960 hours, at her rate of pay at the time of retirement in accordance with 2015-100. Excepting, however, that WILHELM shall not be subject to the ten (10) year service requirement as set forth therein. **(Example: WILHELM retires with more than 1920 total accrued but unused hours.** CGHD will compensate WILHELM for ¼ of her 960 hours of accrued but unused sick leave at her then current rate of pay. CITY shall likewise compensate CGHD, in favor of WILHELM, for ¼ of her 960 hours of accrued but unused sick leave at her then current rate of pay. In addition, CITY shall pay to CGHD, in favor of WILHELM, for ½ of any and all hours of sick leave accrued but unused over and above 960 hours)

CGHD:

CITY:

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**Lydia Mihalik**  
**Mayor, City of Findlay**

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**Paul Schmelzer**  
**Safety/Service Director**

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APPROVED AS TO FORM:

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**Donald J. Rasmussen**  
**Law Director**

# ORDINANCE NO. 2016-061

## 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	\$ 400,000.00
TO:	2016 Sanitary Sewer Lining Project #35660500	\$ 400,000.00

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 be completed,

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. 2016-062**

**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.**

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 advertise for bids where necessary pursuant to law and enter into contracts for construction of various projects as set forth in the capital improvements program for the year 2016.

SECTION 2: That to pay for the costs of said equipment purchases and project construction there is hereby appropriated and transferred the following sums;

FROM: CIT - Capital Improvements restricted account	\$ 65,000.00
TO: Fire #21014000-other	\$ 30,000.00
TO: Municipal Building #21022000-other	\$ 20,000.00
TO: Street Department #22040000-other	\$ 15,000.00
FROM: CIT Fund – Capital Improvements restricted account	\$ 25,000.00
TO: Wood Shop Roof Replacement #31961700	\$ 20,000.00
TO: CR 212/CR 236 Widening (startup) #32864600	\$ 5,000.00
FROM: Sewer Fund	\$ 150,000.00
TO: WPC SCADA System Upgrade #35662200	\$ 150,000.00

SECTION 3: 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 these projects 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 \_\_\_\_\_

**2016 CAPITAL IMPROVEMENTS APPROPRIATIONS - 3RD QTR  
EXHIBIT A**

**Appropriate Funds - Departments**

From:	<b>CIT Fund - Capital Improvements (restricted account)</b>	<b>\$</b>	<b>65,000</b>	
To:	<b>Fire #21014000-other</b>	<b>\$</b>	<b>30,000</b>	
	MDT replacement on all apparatus			\$ 30,000
To:	<b>Municipal Building #21022000-other</b>	<b>\$</b>	<b>20,000</b>	
	Municipal Bldg concrete repair/replacement			\$ 20,000
To:	<b>Street Dept #22040000-other</b>	<b>\$</b>	<b>15,000</b>	
	Plazma table			\$ 15,000

**Appropriate Funds - Projects**

From:	<b>CIT Fund - Capital Improvements (restricted account)</b>	<b>\$</b>	<b>25,000</b>	
To:	Wood Shop Roof Replacement #31961700			\$ 20,000
	CR212/CR236 Widening (startup) #32864600			\$ 5,000
From:	<b>Sewer Fund</b>	<b>\$</b>	<b>150,000</b>	
To:	WPC SCADA System Upgrade #35662200			\$ 150,000

**ORDINANCE NO. 2016-063**

**AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS EAST LIMA STREET VACATION) IN THE CITY OF FINDLAY, OHIO.**

WHEREAS, a petition has been presented to Council requesting that a portion of an alley to be vacated as set forth herein, and;

WHEREAS, Council upon approval and recommendation of such vacation 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 alley be and the same is hereby vacated:

Situated in the City of Findlay, County of Hancock and State of Ohio:

Being the north-south alley located between Lots 1164-1167 and Lot 1191 in the Byal's 2<sup>nd</sup> Addition, bounded on the South by East Lima Street and on the north by the east-west alley between South Main Street and Beech Avenue.

SECTION 2: That the aforesaid vacation is hereby made subject to the preservation of the public utilities right-of-way, in accordance with the provisions of Ohio Revised Code Section 723.041 including an easement is reserved for all sanitary and/or storm sewer lines in said vacated right-of-way.

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 \_\_\_\_\_

## ORDINANCE NO. 2016-064

**AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 1011 NORTH BLANCHARD STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "R3 SINGLE FAMILY HIGH DENSITY".**

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

SECTION 1: That the following described property:

Situated in the City of Findlay, County of Hancock, State of Ohio, and being a part of Lots 2509 through 2516 of the Strothers Addition.

Beginning at the northwest corner of Lot 2516 and being the intersection of the east right of way of a 15 foot alley and the south right of way of North Blanchard Street (r/w varies);

Thence along the south right of way of North Blanchard Street and the north line of Lots 2513 through 2516, S 45°00'00"E, a distance of 200.00 feet to the northeast corner of Lot 2513;

Thence S 06°19'26"E, a distance of 19.21 feet to the northwest corner of Lot 2512;

Thence along the south right of way of North Blanchard Street and the north line of said Lot S30°26'00"E, a distance of 51.66 feet;

Thence continuing along the south right of way of North Blanchard Street, S45°00'00"W, a distance of 1.15 feet to a point on a non-tangent curve to the right;

Thence along the proposed right of way of North Blanchard Street and along said curve to the right having a central angle of 67°36'29', a radius of 195.00 feet, and a length of curve of 230.10 feet, the chord of said curve bearing S 08°16'30"W, a distance of 216.98 feet to a point of the north line of a 15 foot alley;

Thence along the north line of said alley and the south line of Lots 2509 through 2516, N 44°59'27"W, a distance of 394.75 feet to the southwest corner of Lot 2516;

Thence along the west side of said Lot and the east side of a 15 foot wide alley, N 45°00'00"E, a distance of 200.00 feet to the point of beginning, containing 1.564 acres of land more or less, subject to all prior easements of record.

SECTION 2: That said property above described herein be and the same is hereby rezoned from R2 Single Family Medium Density to R3 Single Family High Density.

SECTION 3: That from and after the effective date of this ordinance, said property above described herein shall be subject to R3 Single Family High Density regulations.

SECTION 4: 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. 2016-065

**AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS KENNINGSTON DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "CD CONDOMINIUM".**

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

SECTION 1: That the following described property:

Situated in the City of Findlay, County of Hancock, State of Ohio, and being part of Lot 349 of Hunters Creek 11<sup>th</sup> Addition as recorded in plat book 21, page 270 of the Hancock County Recorder's Office and being more particularly described as follows:

Beginning at the northwest corner of Lot #349 of Hunters Creek 11<sup>th</sup> Addition;

Thence from the above described point of beginning and along the south right-of-way of Kenningston Drive (60' R/W), S 89°01'26" E, a distance of 230.41 feet;

Thence S 00°58'34" W, a distance of 78.00 feet;

Thence N 89°01'26" W, a distance of 5.27 feet;

Thence S 00°58'34" W, a distance of 60.00 feet;

Thence S 89°01'26" E, a distance of 5.27 feet;

Thence S 00°58'34" W, a distance of 73.67 feet;

Thence S 16°48'34" E, a distance of 167.59 feet;

Thence S 89°06'32" E, a distance of 69.70 feet to a point on a curve to the left;

Thence along said curve to the left having a central angle of 19°00'53", a radius of 88.00 feet, and a length of curve of 29.20 feet, the chord of said curve bearing N 81°23'01" E, a distance of 29.07 feet;

Thence S 18°07'25" E, a distance of 24.00 feet;

Thence S 00°53'28" W, a distance of 117.94 feet to a point on the south line of said Lot 349;

Thence along said south line, N 89°06'32" W, a distance of 382.58 feet to the southwest corner of said lot;

Thence along said west line, N 00°21'51" W, a distance of 507.53 feet to the point of beginning containing 3.23 acres of land more or less, subject to all prior easements of record.

SECTION 2: That said property above described herein be and the same is hereby rezoned from R2 Single Family Medium Density to CD Condominium.

SECTION 3: That from and after the effective date of this ordinance, said property above described herein shall be subject to CD Condominium regulations.

SECTION 4: 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. 2016-066

## 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:	City of Findlay Revolving Loan Fund	\$ 75,000.00
TO:	Diversified Machine and Welding LLC #31965600	\$ 75,000.00

SECTION 2: That the Auditor of the City of Findlay, Ohio is hereby authorized to draw seventy-five thousand dollars and no cents (\$75,000.00) from the Revolving Loan Fund Account held at Fifth Third Bank.

SECTION 3: 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 Diversified Machine and Welding LLC may expand their business,

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. 2016-067

### 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:	CIT Fund – Capital Improvements restricted account	\$ 50,000.00
TO:	Downtown Revitalization (Main St enhancement) Project #31942400	\$ 50,000.00

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 be continue,

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. 2016-068**

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO THREE (3) YEAR CONTRACTS WITH THE OHIO PATROLMANS BENEVOLENT ASSOCIATION ON BEHALF OF THE DIVISIONS OF DISPATCH, PATROL OFFICERS, SERGEANTS AND LIEUTENANTS IN THE FINDLAY, OHIO POLICE DEPARTMENT, EFFECTIVE JANUARY 1, 2016, AND EXPIRING DECEMBER 31, 2018, AND DECLARING AN EMERGENCY.**

WHEREAS, such negotiations have provided tentative agreements between the parties, and;

WHEREAS, the Administration has reviewed such proposals and does desire to ratify and adopt such Agreements.

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 and directed to enter into agreements with the Ohio Patrolmans Benevolent Association (OPBA) for the Divisions of Dispatch, Patrol Officers, Sergeants and Lieutenants, on behalf of certain employees of said Police Department, a copy of which agreements are attached hereto and made a part hereof as though fully rewritten herein, marked "Exhibits A, B, C, and D".

SECTION 2: It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were passed in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such actions were in meetings open to the public and in compliance with all legal requirements.

SECTION 3: That any and all ordinances in conflict with the express provisions of this Agreement are superseded by these Agreements.

SECTION 4: 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. Such necessity exists by reason of the fact that in order to facilitate payment of compensation to certain employees of the City, the foregoing Ordinance is required at the earliest possible time;

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: \_\_\_\_\_

**ORDINANCE NO. 2016-069**

**AMENDING ORDINANCE NO. 2016-022 TO AUTHORIZE THE ISSUANCE OF BONDS IN THE AMOUNT OF NOT TO EXCEED \$6,900,000 FOR THE PURPOSE OF DEFEASING AND ADVANCE REFUNDING (AS APPLICABLE) ALL OF THE CITY'S BONDS ISSUED IN JULY 2008 FOR THE PURPOSE OF (I) IMPROVING C.R. 236 BY WIDENING, CONSTRUCTING, RECONSTRUCTING, GRADING, PAVING, REPAVING AND CONSTRUCTING DRAINAGE IMPROVEMENTS AND RELATED INFRASTRUCTURE WITH LANDSCAPING, TRAFFIC CONTROL DEVICES, LIGHTING, AND OTHER APPURTENANCES THERETO; (II) CONSTRUCTING AND IMPROVING ATHLETIC FIELDS AND A PERIMETER WALKWAY FOR THE HANCOCK RECREATION CENTER FIVE PLEX SPORTS COMPLEX, INCLUDING GRADING, LANDSCAPING, IRRIGATION, PAVING, FENCING, LIGHTING, SIGNAGE, AND ALL OTHER IMPROVEMENTS AND APPURTENANCES THERETO; (III) RENOVATING, CONSTRUCTING, RECONSTRUCTING, AND EXPANDING THE HANCOCK RECREATION CENTER, INCLUDING ACQUISITION OF APPROXIMATELY 5.5 ACRES OF LAND AND INTERESTS IN LAND ADJACENT TO THE HANCOCK RECREATION CENTER, FURNISHING AND EQUIPPING SAME, AND ALL APPURTENANCES RELATING THERETO; AND (IV) ACQUIRING RIGHT-OF-WAY ALONG C.R. 236 BETWEEN U.S. RT. 224 AND S.R. 12 TO BE USED FOR THE C.R. 236 WIDENING PROJECT; AND AUTHORIZING AND APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY**

WHEREAS, the City of Findlay, Ohio (the "City") issued its \$8,200,000 Various Purpose Bonds, Series 2008, dated July 23, 2008 (the "Outstanding Bonds"), for the purpose set forth in the title of this Ordinance; and

WHEREAS, this Council of the City (the "Council") passed Ordinance No. 2016-022 on March 1, 2016 ("Ordinance 2016-022") that authorized and approved the issuance of the City's Various Purpose Refunding Bonds, Series 2016 in the maximum principal sum of \$6,335,000 (the "Bonds," as further described in Ordinance 2016-022) for the purpose of advance refunding a portion of the Outstanding Bonds; and

WHEREAS, in view of favorable interest rates, this Council has determined that it is advisable and in the best interest of the City to amend Ordinance 2016-022 as described herein in order to allow the City to defease all of the Outstanding Bonds, including, but not limited to, the advance refunding of all maturities of the Outstanding Bonds that are subject to optional redemption prior to their stated maturity; and

WHEREAS, the Auditor of the City (the "Fiscal Officer") has certified to this Council that the maximum maturity and principal amount of the Bonds cannot exceed the maximum maturity of the Refunded Bonds (as defined hereinbelow);

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

**SECTION 1.** This Council clarifies that the term "Refunded Bonds" as used in Ordinance 2016-022 shall be interpreted to mean all unpaid and outstanding maturities of the Outstanding Bonds at the time when the Bonds are issued, whether such maturities are subject to optional redemption or not, and the term "Refunded Bonds" shall have the same meaning when used in this Ordinance. No provision of Ordinance 2016-022 shall be interpreted as limiting the City's ability to defease and refund (as applicable) all of the Outstanding Bonds. Any references in Ordinance 2016-022 to the Refunded Bonds or the refunding of the Outstanding Bonds shall be interpreted to also include the defeasing of such maturities of the Outstanding Bonds that are not subject to optional redemption.

**SECTION 2.** Ordinance 2016-022 is hereby amended to increase the aggregate maximum principal amount of the Bonds to an amount not to exceed \$6,900,000. Section 1 of Ordinance 2016-022 is hereby amended in its entirety to read as follows:

It is hereby declared necessary to issue bonds (the "Bonds") of the City in the principal sum of not to exceed \$6,900,000, or such lesser amount as shall be determined by the Fiscal Officer and certified to this Council, for the purpose described in the title of this Ordinance. The Bonds may be issued in one or more series and shall be designated "City of Findlay, Ohio Various Purpose Refunding Bonds, Series 2016," or as otherwise designated by the Fiscal Officer as may be necessary to distinguish any taxable series of Bonds from any Bonds the interest on which is excluded from gross income for federal tax purposes.

**SECTION 3.** This Council hereby determines that it is in the best interest of the City to provide for the defeasance and refunding of all of the Outstanding Bonds and, therefore, Ordinance 2016-022 is hereby amended to delete the second paragraph of Section 3 of Ordinance 2016-022 in its entirety.

**SECTION 4.** Section 14 of Ordinance 2016-022 is hereby amended in its entirety to read as follows:

There is hereby created and established, as an account within the bond retirement fund of the City, a trust fund to be designated "City of Findlay, Ohio - 2016 Various Purpose Refunding Bonds Escrow Fund" (the "Escrow Fund"), or as otherwise designated by the Fiscal Officer, which account may be in the custody of a bank or trust company as an escrow trustee, if desired. The proceeds from the sale of the Bonds, except the accrued interest and premium thereon (if any), shall be deposited in the Escrow Fund along with such funds, if any, as the Fiscal Officer may transfer from the bond retirement fund. Such moneys deposited in the Escrow Fund may be (i) held as cash or (ii) used to purchase direct obligations of or obligations guaranteed as to payment by the United States of America of such maturities and interest payment dates and bearing interest at such rates as will, as certified by such independent public accounting firm as shall be acceptable to the Fiscal Officer and the Original Purchaser without further investment or reinvestment of either the principal amount thereof or the interest earnings therefrom, be sufficient to pay the interest on, and the redemption price (including any redemption premium) of, the Refunded Bonds on the earliest of, as applicable, either (a) the optional redemption date for the Refunded Bonds that are subject to optional redemption, or (b) the scheduled maturity date for such portion of the Refunded Bonds that are not subject to optional redemption. The Fiscal Officer is also authorized, if necessary or desirable to facilitate the refunding of the Refunded Bonds, to engage a consultant to verify the sufficiency of the cash or other obligations held in the Escrow Fund to refund the Refunded Bonds on such redemption date or dates.

Any accrued interest received from the sale of the Bonds shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on the Bonds or as otherwise provided by law. Any premium received from the sale of the Bonds may be used to pay the financing costs of the Bonds within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the bond retirement fund, including the Escrow Fund contained therein, in the manner provided by law.

The Fiscal Officer is hereby authorized to execute on behalf of the City an Escrow Agreement (the "Escrow Agreement") with a bank or trust company to be selected by the Fiscal Officer (the "Escrow Trustee"), setting forth the terms by which the Escrow Fund shall be held and disbursed, if the Fiscal Officer determines that an Escrow Agreement is necessary or beneficial to facilitate the refunding of the Refunded Bonds. Such an Escrow Agreement shall be in such form, not inconsistent with this Ordinance, as the Fiscal Officer shall determine.

**SECTION 5.** This Council hereby authorizes the Fiscal Officer to issue all or a portion of the Bonds on a taxable basis, and Section 15 of Ordinance 2016-022 is hereby amended in its entirety to read as follows:

The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The Fiscal Officer is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Fiscal Officer, which action shall be in writing and signed by the Fiscal Officer on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with Sections 141 through 150 of the Code and the Regulations.

The Fiscal Officer shall keep and maintain adequate records pertaining to investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Bonds that relates to the use of such proceeds, which limits the amount of bond proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The Fiscal Officer is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates.

Notwithstanding any other provision of this Ordinance, if the Fiscal Officer determines to issue all or a portion of the Bonds as obligations that the interest thereon is included in the bondholders' gross income for federal income tax purposes, then the foregoing provisions of this Section 15 shall not apply to such Bonds.

No provision of this Ordinance or of Ordinance 2016-022 shall be interpreted to limit the City's ability to issue the Bonds in more than one series or to issue all or a portion of the Bonds on a taxable basis as described above. Likewise, the City shall also retain the authority to issue all or a portion of the Bonds on a tax-exempt basis as originally contemplated by Section 15 of Ordinance 2016-022.



**SECTION 6.** This Council previously authorized the repeal of Section 127.01 of the Codified Ordinances of the City pursuant to Ordinance No. 2016-038 passed on April 5, 2016 ("Ordinance 2016-038"). Ordinance 2016-038 amended Ordinance 2016-022 to repeal Section 20 of Ordinance 2016-022, and no provision of this Ordinance shall be interpreted as modifying such amendment and repeal as set forth in Ordinance 2016-038. Except as amended hereby and by Ordinance 2016-038, Ordinance 2016-022 shall remain in force and effect as originally passed. This Ordinance on its passage shall become a part of Ordinance 2016-022, and all references to the Ordinance shall include reference to this Ordinance as well as Ordinance 2016-022 and Ordinance 2016-038.

**SECTION 7.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken 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 Ohio Revised Code Section 121.22.

**SECTION 8.** The Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the County Auditor of Hancock County, Ohio.

**SECTION 9.** 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, and for the further reason it is immediately necessary to make immediate provision for the defeasing and refunding (as applicable) of the Refunded Bonds in order to take advantage of favorable interest rates.

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 \_\_\_\_\_

CERTIFICATE

The undersigned Clerk of Council hereby certifies that the foregoing is a true copy of an ordinance duly adopted by the Council of the City of Findlay, Ohio on June 21, 2016 and that a true copy thereof was certified to the County Auditor of Hancock County, Ohio.

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Clerk of Council  
City of Findlay, Ohio

RECEIPT OF COUNTY AUDITOR FOR  
LEGISLATION PROVIDING  
FOR THE ISSUANCE OF  
GENERAL OBLIGATION BONDS

I, Charity Rauschenberg, the duly elected, qualified, and acting County Auditor in and for Hancock County, Ohio hereby certify that a certified copy of an ordinance duly adopted by the City Council of the City of Findlay, Ohio on June 21, 2016, which ordinance amended Ordinance No. 2016-022 passed on March 1, 2016 that previously providing for the issuance of general obligation bonds designated "City of Findlay, Ohio Various Purpose Refunding Bonds, Series 2016," or as otherwise designated by the Auditor of said City, in order to provide that the amount of such bonds shall not exceed \$6,900,000, was filed in this office on \_\_\_\_\_, 2016.

WITNESS my hand and official seal at Findlay, Ohio this \_\_\_\_\_, 2016.

[SEAL]

\_\_\_\_\_  
County Auditor  
Hancock County, Ohio

**ORDINANCE NO. 2016-070**

**AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO AN AGREEMENT WITH THE BOARD OF TOWNSHIP TRUSTEES FOR MARION TOWNSHIP, HANCOCK COUNTY, OHIO, FOR REVENUE SHARING PURSUANT TO RESOLUTION NO. 19-1995.**

WHEREAS, the Ranzau/McLane annexation has previously been annexed to the City of Findlay, Ohio, and;

WHEREAS, Council previously has agreed to share a certain amount of tax revenue with the Board of Township Trustees for Marion Township pursuant to Resolution No. 24-2001 and entered into pursuant to Ohio Revised Code §709.191, and;

WHEREAS, it is now the desire of this Council to amend the Master Agreement For Revenue Sharing, dated August 10, 2001, to provide that whenever the City of Findlay requests that large tracts of undeveloped land in Marion Township be annexed into the City of Findlay for the purpose of securing land for future economic development within the City of Findlay, i.e. for future industrial parks, and such annexation is authorized by the board of county commissioners, the City of Findlay agrees to pay Marion Township 1.6 mils of tax from the assessed valuation of any parcel(s) annexed into the City of Findlay from Marion Township (excluding residential property which will continue to be paid as set forth in Section 4 of the Master Agreement dated the 10th day of August, 2001) for a period of fifteen (15) years.

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

SECTION 1: That the Service-Safety Director of the City of Findlay, Ohio, be and he hereby is authorized to enter into an amendment of the Master Agreement for Revenue Sharing, dated August 10, 2001, with the Board of Township Trustees for Marion Township, Hancock County, Ohio. A complete and accurate copy of said Amendment is attached hereto and incorporated herein as if same were fully rewritten herein as "Exhibit A."

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

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

\_\_\_\_\_  
MAYOR

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

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

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

## EXHIBIT A

In accordance with the Revenue Sharing Agreement authorized by Resolution No. 024-2001, the City had agreed to pay to Marion Township 1.6 mils from the assessed valuation of any parcel(s) agreed to pay. The City of Findlay has agreed to pay Marion Township 1.6 mils of tax from the assessed valuation of any such parcel(s) annexed into the City of Findlay from Marion Township (excluding residential property which will continue to be paid as set forth in Section 4 of the Master Agreement dated the 10th day of August, 2001) for a period of twelve (12) years.

The City of Findlay has agreed that effective October 1, 2014, whenever the City of Findlay requests that large tracts of undeveloped land in Marion Township be annexed into the City of Findlay for the purpose of securing land for future economic development within the City of Findlay, i.e. for future industrial parks, and such annexation is authorized by the board of county commissioners, the City of Findlay agrees to pay Marion Township 1.6 mils of tax from the assessed valuation of any parcel(s) annexed into the City of Findlay from Marion Township (excluding residential property which will continue to be paid as set forth in Section 4 of the Master Agreement dated the 10th day of August, 2001) for a period of fifteen (15) years.

Said payments shall commence in the tax year following the year said parcel(s) was annexed to the City of Findlay. However, if said parcel(s) are entitled to tax increment financing or some other type of tax deferral, including but not limited to benefits under a community reinvestment area (CRA) agreement, then in such event the fifteen (15) year period shall not commence until said tax deferral has been completed and the annexed parcel(s) is being fully taxed at its assessed value as initially improved and/or developed beyond the development of infrastructure improvements. Subsequent improvement and/or development to the same real estate parcel, as identified by the Hancock County Auditor, even if it occurs prior to the end of said fifteen (15) year period of deferral, shall not be subject to this agreement. Subsequent improvement and/or development beyond the initial development of infrastructure improvements to a different real estate parcel, as identified by the Hancock County Auditor, shall be subject to this agreement.

For purposes of these examples, the fifteen (15) year period of payment shall be referred to as the "Payment Period."

### Example #1

ABC Company acquires vacant parcel and builds its manufacturing plant. The Payment Period shall commence in accordance with the agreement as set forth above. **Explanation:** Said payments shall commence in the tax year following the year said parcel(s) was annexed to the City of Findlay. However, if said parcel(s) is entitled to tax increment financing or some other type of tax deferral, including but not limited to benefits under a community reinvestment area (CRA) agreement, then in such event, the fifteen (15) year period shall not commence until said tax deferral has been completed and the annexed parcel(s) is being fully taxed at its assessed value as *initially improved and/or developed beyond the development of infrastructure improvements.*

Example #2

If ABC Company expands its physical presence on said previously owned parcel, even if said expansion occurs prior to commencement of the initial Payment Period, no payments shall be due to Marion Township based upon or as a result of said expansion. **Explanation:** *Subsequent improvement and/or development to the same real estate parcel, as identified by the Hancock County Auditor, even if it occurs prior to the end of said fifteen (15) year period of deferral, shall not be subject to this agreement.*

Example #3

ABC Company decides to expand its physical presence. ABC Company acquires an additional parcel to build upon. Whether or not it is adjacent to or abutting said original parcel, the Payment Period for the additional parcel shall commence as set forth above. **Explanation:** *Subsequent improvement and/or development beyond the initial development of infrastructure improvements to a different real estate parcel, as identified by the Hancock County Auditor, shall be subject to this agreement.*

Example #4

ABC Company decides to expand its physical presence. ABC Company decides to split its original parcel into two (2) parcels and build on the newly created parcel. The Payment Period for the newly created parcel shall commence as set forth above. **Explanation:** *Subsequent improvement and/or development beyond the initial development of infrastructure improvements to a different real estate parcel, as identified by the Hancock County Auditor, shall be subject to this agreement.*

## **AMENDMENT TO THE MASTER AGREEMENT FOR REVENUE SHARING DATED AUGUST 10, 2001**

This agreement is entered into this \_\_\_\_ day of \_\_\_\_\_, 2016, by and between the City of Findlay, Ohio and Marion Township, Hancock County, Ohio who voluntarily enter into this agreement to amend the Master Agreement for Revenue Sharing, dated August 10, 2001, which was previously authorized by Resolution No. 24-2001 and entered into pursuant to Ohio Revised Code §709.191. Said Master Agreement for Revenue Sharing shall hereby be amended as follows:

That effective October 1, 2014, whenever the City of Findlay requests that large tracts of undeveloped land in Marion Township be annexed into the City of Findlay for the purpose of securing land for future economic development within the City of Findlay, i.e. for future industrial parks, and such annexation is authorized by the board of county commissioners, the City of Findlay agrees to pay Marion Township 1.6 mils of tax from the assessed valuation of any parcel(s) annexed into the City of Findlay from Marion Township (excluding residential property which will continue to be paid as set forth in Section 4 of the Master Agreement dated the 10th day of August, 2001) for a period of fifteen (15) years. Said payments shall commence in the tax year following the year said parcel(s) was annexed to the City of Findlay.

However, if said parcel(s) are entitled to tax increment financing or some other type of tax deferral, including but not limited to benefits under a community reinvestment area (CRA) agreement, then in such event the fifteen (15) year period shall not commence until said tax deferral has been completed and the annexed parcel(s) is being fully taxed at its assessed value as initially improved and/or developed beyond the development of infrastructure improvements. Subsequent improvement and/or development to the same real estate parcel, as identified by the Hancock County Auditor, even if it occurs prior to the end of said fifteen (15) year period of deferral, shall not be subject to this agreement. Subsequent improvement and/or development beyond the initial development of infrastructure improvements to a different real estate parcel, as identified by the Hancock County Auditor, shall be subject to this agreement.

Further, the fifteen (15) year period shall be stayed and shall not apply to any parcel annexed until the tax year following the year said property shows an increase in valuation due to the property being initially improved and/or developed beyond the development of infrastructure improvements.

All other provisions set forth in the Revenue Sharing agreement between the City of Findlay, Ohio and the Board of Trustees of Marion Township authorized by Resolution No. 24-2001, not otherwise in conflict herewith, shall remain in full force and effect and the revenue

sharing provisions set forth in said agreement shall remain in full force and effect as it relates to property annexed to the City of Findlay from Marion Township, Hancock County, Ohio.

IN WITNESS WHEREOF, the City of Findlay, Ohio has hereunto set its hand and seal the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Signed in the presence of:

THE CITY OF FINDLAY, OHIO

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

**ACCEPTANCE**

IN WITNESS WHEREOF, the Board of Township Trustees of Marion Township, Hancock County, Ohio hereby approve and accept the terms and conditions of the within agreement this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Signed in the presence of:

BOARD OF TOWNSHIP TRUSTEES  
MARION TOWNSHIP, HANCOCK COUNTY, OHIO

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
John Wolf, Chairman

\_\_\_\_\_  
Robert Johnston, Vice-Chair

\_\_\_\_\_  
Jim Goshe, Trustee