

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

December 6, 2016

COUNCIL CHAMBERS

PRESENT: Frische, Harrington, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser

ABSENT: none

President J. Slough opened the meeting with the Pledge of Allegiance and a moment of silent prayer.

ACCEPTANCE OR CHANGES OF MINUTES AND PUBLIC HEARINGS:

- Councilman Harrington moved to accept the November 15, 2016 public hearing minutes for 415/417 Crystal Avenue rezone (Ordinance No. 2016-105). Councilman Hellmann seconded the motion. All were in favor. Motion carried. Filed.
- Councilman Harrington moved to accept the November 15, 2016 Regular Session City Council meeting minutes. Councilman Shindledecker seconded the motion. All were in favor. Motion carried. Filed.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:

Councilman Monday moved to replace and add the following on tonight's agenda. Councilman Hellmann seconded the motion. All were in favor. Motion carried. Filed.

ADD-ON:

- Ordinance No. 2016-117 = CIT funds - re-allocation (amend Ordinance No. 2016-003)
- Ad Hoc Committee report = 12/1/16 meeting – bed tax distribution

PROCLAMATIONS: – none.

RECOGNITION/RETIREMENT RESOLUTIONS: - none.

PETITIONS: - none.

ORAL COMMUNICATIONS: - none.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

N.E.A.T. Departmental Activity Report – October 2016. Filed.

City Engineer Brian Thomas – Areas B-4 and B-6 Sewer Separation Phase II (CDBG FY16) Project No. 32556100

The Ohio Department of Development has notified the City that the Community Development Block Grant (CDBG) funds for this project are now available. The funds will be used for additional sewer separation work in the area of E. Foulke Avenue, Allen Avenue, Midland Avenue, Garfield Avenue, and George Street (referred to as B-4 and B-6 areas). The CDBG allocation grant amount is \$129,000. The City's share for construction of the project is included in the 2017 Capital Improvements Plan and will be appropriated at a later date. Legislation to appropriate funds is requested. Ordinance No. 2016-115 was created.

FROM: CDBG Grant Funds	\$ 129,000.00
TO: Areas B-4 & B-6 Sewer Separation Phase II (CDBG FY16) Project No. 32556100	\$ 129,000.00

Filed.

Service-Safety Director Paul Schmelzer – Airport Improvements (AIP-26), Runway 18/36 Rehabilitation Project No. 35264900

The Federal Aviation Administration (FAA) and the Ohio Department of Transportation (ODOT) have awarded the City grants in the amount of \$2,114,860 to the Findlay Airport. The grant funds along with a 5 percent (5%) City match will be used for Runway 18/36 rehabilitation. This project is included in the 2016 Capital Improvement Plan. Legislation to appropriate funds is requested. Ordinance No. 2016-115 was created.

FROM: FAA Grant	\$ 2,003,552.00
ODOT Grant	\$ 111,308.00
CIT Fund – Capital Improvements (restricted account)	\$ 111,309.00

TO: Airport AIP-26, Runway 18/36 Rehab Project No. 35264900	\$ 2,226,169.00
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Filed.

Service-Safety Director Paul Schmelzer – insurance payment on Police cruiser

The City has received payment for the repair of a police cruiser from an accident from the City's insurance company in the amount of \$1,912.73. It has been deposited in the General Fund. Legislation to appropriate funds is requested. Ordinance No. 2016-115 was created.

FROM: General Fund (insurance proceeds)	\$ 1,912.73
TO: Police Department #21012000-other	\$ 1,912.73

Filed.

Mayor Lydia Mihalk – Emergency Management Services contract renewal

The contract to furnish emergency management services between the City of Findlay and Hancock County as required under ORC 5502.27 will expire December 31, 2016. The City of Findlay and Hancock County Board of Commissioners would like to renew this agreement for a period of two (2) years being effective from January 1, 2017 through December 31, 2018 in the amount of \$18,540.90 each year. Legislation to authorize the Mayor to enter into a contract with the Hancock County Board of Commissioners is requested. Ordinance No. 2016-116 was created. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for 535 Trenton Avenue LLC dba Gas & Express Marts, located at 535 West Trenton Avenue, Findlay, Ohio for C1 and C2 liquor permits. This requires a vote of Council.

Gregory R. Home, Chief of Police – 535 Trenton Avenue LLC dba Gas & Express Marts, located at 535 West Trenton Avenue, Findlay, Ohio. A check of the records shows no criminal record on the following:
Akashdeep Singh

Councilman Harrington moved for no objections be filed. Seconded by Councilman Klein. 9 Council members in favor, 1 opposed. Filed.

City Planning Commission agenda – December 8, 2016; minutes – November 10, 2016. Filed.

City Income Tax Monthly Collection Report – November 2016. Filed.

Parks and Recreation Board minutes October 17, 2016. Filed.

Traffic Commission minutes – October 17, 2016. Filed.

COMMITTEE REPORTS:

An **AD HOC COMMITTEE** met on November 17, 2016 to discuss the bed tax distribution.

We recommend:

- adding Tim Watson to the Ad Hoc Committee
- invite CVB's Allissa Preston to the next meeting
- continue to discuss this topic

Councilman Harrington moved to adopt the committee report. Councilman Russel seconded the motion. All were in favor. Filed.

An **AD HOC COMMITTEE** met on December 1, 2016 to continue discussions on the bed tax distribution.

We recommend:

- Allocate 10% of the Hotel Motel Bed Tax revenue, not to exceed \$75,000 in 2017.
- if a process to allocate funds to applicants is not developed and approved by City Council in 2017 the money will revert back to the General Fund.

Councilman Russel moved to adopt the committee report. Councilman Klein seconded the motion. All were in favor. Filed.

LEGISLATION:

RESOLUTIONS – none.

ORDINANCES

ORDINANCE NO. 2016-108 (salary ordinance - Carolyn)

third reading

adopted

AN ORDINANCE ESTABLISHING JOB CLASSIFICATIONS, PAY RANGES, SALARY SCHEDULES AND OTHER MATTERS THAT MAY AFFECT PAY, FOR ALL NON-ELECTED OFFICERS AND EMPLOYEES OF THE CITY OF FINDLAY, OHIO, AND REPEALING ORDINANCE NO. 2016-089, ORDINANCE NO. 2016-071, AS AMENDED AND ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Klein. Ayes: Frische, Harrington, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser. The Ordinance was declared adopted and is recorded in Ordinance volume VV, Page 2016-108 and is hereby made a part of the record.

ORDINANCE NO. 2016-109 (year-end appropriations)

third reading

adopted

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Russel.

Discussion:

Auditor Staschiak will be preparing the last section, once we do the budgets, he will be able to look at what needs to be cleaned up on the books before year end. Since the items are part of the normal year end cleanup process done each year, he requested Council suspend the statutory rules and pass the ordinance at the next City Council meeting. Councilman Harrington asked if the City Auditor wants Council to suspend the rules and not pass it on an emergency. City Auditor Staschiak replied that legislation will be at the next City Council meeting. He is not referring to this Ordinance.

Ayes: Harrington, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische. The Ordinance was declared adopted and is recorded in Ordinance volume VV, Page 2016-109 and is hereby made a part of the record.

AN ORDINANCE AMENDING SECTIONS 194.07, 194.10, AND 194.13 OF CHAPTER 194 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

Councilwoman Frische moved to adopt the Ordinance, seconded by Councilman Wobser.

Discussion:

Councilman Russel noted that in SECTION 2, Paragraph F of 194.10, it lists who should be the recipients of the reports. It states: In accordance with Section 194.13(B)(2) of this Chapter, the Tax Administrator shall provide to Council, the City Auditor, and the Income Tax Board the monthly and cumulative number of Individual and Business taxpayers that have been permitted, pursuant to Subparagraph 1 of this section, to disregard the estimate payment requirements prescribed in this section. He feels it is redundant to list the City Auditor because he is a member of the Income Tax Board.

Councilman Russel moved to amend the amended Ordinance to change the following:

SECTION 1, Item (2)

Remove "the City Auditor"

SECTION 2, Item (1)

Remove "the City Auditor"

Councilman Harrington seconded the motion. Ayes: Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Harrington. Nays: Frische.

Councilwoman Frische moved to adopt the Ordinance as amended. Councilman Klein seconded the motion.

Discussion:

Councilwoman Frische noted that Council spent a lot of time getting this ordinance worked out. The Income Tax Department will continue the practice of deferrals as they have been and Council will be receiving more information in order to budget properly and forecast better. She asked Income Tax Administrator Andrew Thomas from the audience to verify that this ordinance requires everyone to file their declaration page and that the information is recorded either verbally or via email. Income Tax Administrator Andrew Thomas replied that it is already required of every taxpayer. The Income Tax Department will more earnestly be seeking out those that are allowed to pay their taxes when they file their tax return. Councilwoman Frische explained that this ordinance covers the other clause's verbiage in the ordinance, so everybody is covered allowing Council to have a full record of the amount of businesses being deferred and the total dollar amount being deferred per calendar year. City Auditor Staschiak asked if he will receive those numbers monthly as opposed to waiting until the Income Tax Board meets as they only meet four (4) times a year. Income Tax Administrator Andrew Thomas replied he will provide that to the Income Tax Board members monthly.

City Auditor Staschiak asked, as a follow up of Councilwoman Frische's question, if the Income Tax Administrator Andrew Thomas has certain rights and abilities as the Administrator in the case of hardship and/or abatement. He asked if it would fall under 194.07F in any other situation and if there would be a disclosure of the amount of the waived estimated payments with no filing. He then asked if an amount that would have been paid normally in the current year, but was not paid then, if the Income Tax Administrator is compelled to disclose what that amount would be. Law Director Rasmussen replied that vast majority of taxpayers pay their estimated taxes. As permitted by our rules, others may not file a declaration of taxes. If a declaration is not filed, the Income Tax Administrators had indicated that he would follow up with said taxpayers to obtain said declaration. City Auditor Staschiak asked if taxpayers are required by law to file in any other case unless there is a hardship, abatement, or they exercise their ability to waive the requirement for that filing. He asked if the Income Tax Administrator can waive the requirement of filing an estimated tax payment. Law Director Rasmussen replied that the City has mandatory filing. City Auditor Staschiak asked if estimated payments require a report on what the estimated payment will be in this calendar year. He asked if the Income Tax Administrator has the right to waive the requirement of filing or recording a report sent to him in any instance other than hardship or abatement. When a corporation does not make their estimated payment in 2016, all other communities in this state normally make it, but because the Income Tax Administrator has given them permission not to do so for whatever reason and as this ordinance is written, is he compelled to provide the dollar amount that would have been paid as an estimated payment as part of that waived filing. Law Director Rasmussen asked if he is referring to on an individual basis. City Auditor Staschiak replied on a corporate basis. Law Director Rasmussen replied no. City Auditor Staschiak then stated that this does not provide him the information he needs to be able to accurately do his statutory duty to project what those revenue receipts would be going into next year, and the following year, because the City Income Tax Administrator is not compelled to do so because of the way this ordinance is written. If there is hardship, abatement, or any other circumstance where an estimated payment was allowed to be waived or deferred into the following year, and if he is not informed how much that amount would be, he would not be able to estimate the impact of that waiver or deferral. This ordinance accomplishes two (2) areas, but does not accomplish what he needs for corporate filing of an estimated payment. Law Director Rasmussen noted that there is going to be a total number not an individual number for individual companies or any individual tax filing. City Auditor Staschiak asked if the Income Tax Administrator is compelled to give the dollar amount of waivers or deferrals on a summary basis that will not disclose the individual corporation name or amount. Law Director Rasmussen replied that he will report the estimated taxes and any declarations of taxes that he receives and/or is able to discern upon request. City Auditor Staschiak provided an example: Jim Staschiak Corporation has a quarterly estimated payment due today of \$100,000. The Income Tax Administrator determines he is in a business that is volatile and does not know when he files at the end of the year for next year, what the taxes will be for this year. Will he be told no to make that estimated payment now, but to pay in full when he files next year (next October). He asked if the Income Tax Administrator would be compelled to disclose the \$100,000 number given to him and disclose that to the Income Tax Board and Council. He believes he currently is not doing so. Income Tax Administrator Andrew Thomas replied he would be giving what the estimate declaration is. City Auditor Staschiak then asked if the Income Tax Administrator would be compelled to do so. Income Tax Administrator Andrew Thomas replied he will be giving the amount of the estimate declarations after they file their income tax return (tax return for the prior year). City Auditor Staschiak noted that it is confusing and complex, but is an important issue that needs to be discussed. The most important component of information that can be provided to him in order for him to do his statutory duties properly is to inform him, in any case, when an estimated payment is not collected that normally would have been collected within the calendar year. The aggregated amount that was deferred or waived (pushed out) into a later date should be disclosed so that it can be accounted for in estimating those amounts due. Wherever Section 194.07 F1 is referred to, it should just say F and not F1. F1 is a subparagraph. If in any case, it should be fully disclosed. The way this ordinance is written, the Tax Administrator is not compelled to give full disclosure. The way this ordinance is being proposed, it does not solve that issue.

Councilwoman Frische worked with the Income Tax Administrator and the Law Director on this and was under the understanding that everyone is required to disclose, and that no one is going to be missed, and every day that they do not file a declaration, the Income Tax Administrator will collect it and currently does collect it. He currently works with the businesses that he is deferring, has that information and is working on putting it together. Income Tax Administrator Andrew Thomas replied that is correct. Councilwoman Frische is not sure what F1 does. The reason she brought this issue to Council and was active with the deferral process was because there were lot of new Councilmembers when she came on board three (3) years ago. There were meetings with the Income Tax Department to get a debriefing and understanding of what was happening in that department. At those meetings, she learned about the deferral process. She was livid because prior to being on Council, she was a citizen in the community, and always paid her taxes on time. She has an accountant and did everything she was supposed to do. After the flood, the company her husband worked for at the time did not withhold tax dollars for the City of Findlay because they were not inside the City limits. That year, she owed the City just over \$100 and was taken to court because she did not file quarterly tax estimates. When looking at larger companies and individuals that are being deferred, one percent (1%) is a small number that all businesses and individuals should have been able to paid their taxes on time. Unless there is a requirement or criteria that says they do not have to, they should be made to follow the same rules. While Council does not agree with her on correcting the 2009 change that came into play in 2012, it is not good business when looking at a possible \$2,500,000 deficient for next year. If the City is deferring businesses but do not have criteria, she has a problem with that. She would like to see Council get needed information to budget properly and do be able to do their job on Council's side. She asked the Income Tax Administrator if he will be reporting every business. She also asked if a penalty needs to be set if any business does not file a declaration. Income Tax Administrator Andrew Thomas replied that by state law, the Income Tax Department is not able to impose a penalty if any business fails to file a declaration. A declaration is what they think they will pay. On a monthly basis, he will report to City Council and the Income Tax Board those declarations for the businesses and individuals that he does not expect to receive estimated payments from. Councilwoman Frische asked if those declarations will be provided verbally or in another way and if there will be records kept of those. Income Tax Administrator Andrew Thomas replied they receive them in multiple ways. One option is to indicate it on their tax returns for the previous year. Councilwoman Frische noted that currently, the Income Tax Department does not disclose every business or individual, but this ordinance corrects that. Income Tax Administrator Andrew Thomas disagreed. He will be disclosing those businesses that his department has told them not to make estimated payments, but are expecting a declaration.

Law Director Rasmussen asked if those numbers are currently being reported. Income Tax Administrator Andrew Thomas replied they are on a lot of tax returns, but they have no value to us. Law Director Rasmussen asked if that the information is being provided to Council and the Auditor. Income Tax Administrator Andrew Thomas replied not right now. Law Director Rasmussen then asked if it is the document that Mr. Thomas provides monthly is already being shared. Income Tax Administrator Andrew Thomas replied nothing about estimates are being shared. It is the previous year after its collected. Law Director Rasmussen noted that the September collections report provides good information. Income Tax Administrator Andrew Thomas replied it does. He also provides a report to the Auditor's Office that breaks down the payments in the year they are applied. It is either an estimate payment or is for the prior year. Law Director Rasmussen noted that on top of that, two (2) changes were made, and that information will be either the declarations or the estimates, but not individually. Income Tax Administrator Andrew Thomas that is correct.

Councilman Harrington asked if any corporations or individuals are legally avoiding their tax liability with the City of Findlay. Income Tax Administrator Andrew Thomas replied no.

Councilman Harrington understands the City Auditor's concerns about having accurate numbers to be able to budget, but if an individual or corporation pays their total taxes in quarterly estimated payments, and if the last payment ends up being a considerable refund due from the amount of estimated payments they already made, would the budgeting numbers be accurate. City Auditor Staschiak replied that the mid-year review information that has been provided to Council, as well as those in years past, have demonstrated that the City has never paid out any significant amount of tax refunds out of the normal or weren't statistically reasonable within the budgeted numbers. Big refunds are rare, few, and far between, but are always budgeted for. Almost a million dollars (\$1,000,000) was budgeted for the Income Tax Department operations and refunds which has worked very well. The statistical model that was in place prior to the waivers and deferrals being used were very accurate to within one and a half percent (1½%) of City income tax receipts, right up to the end of the first quarter. They are very consistent coming in. The most volatile component is the business tax. Its volatility is expected in the business component in the income tax, but would not be mathematically accurate to project those numbers based on those coming in. There is historical data to show that. The Income Tax Administrator has always done a wonderful job of the reports he has provided and has kept the City Auditor informed to the best of his ability within the constraints that he has to follow. The Income Tax Administrator provided the City Auditor with reports during the recession and during the temporary tax ordeal that was implemented that split the tax between the current year and prior years among the three components of business, withholding, and individuals. If the Income Tax Administrator provides the City Auditor with totals of all the estimated taxes that were waived or deferred, he would be able to use that data to help Council understand where they are going in the year that is coming. Councilman Harrington asked if the City Auditor feels that his budget calculations are accurate without the abatement that the Income Tax Administrator currently could provide, or is it so inaccurate and needs fixed. City Auditor Staschiak replied it is broken from a normal status and state standard. The deferral program today with the adoption of the budget in January, will not create a shortfall in next year's income tax revenue. His revenues have been accurate within 5% on income tax receipts. The deferral impact makes it very difficult to estimate. He estimates the deferral impact based on information, but does not have a way to accurately know for sure how much was deferred into this year or from this year into next year. The more accurate every estimate is and the further into the future it can be known, the better off the City will be in making decisions in deciding if a percentage of hotel/motel tax revenues should be given out. Incomplete information creates challenges. Although it is not normal, he will continue to provide the best estimates he can.

Councilman Harrington asked if it is legal even though it may not be normal in the City Auditor's eyes. Law Director Rasmussen replied it is not being changed and that there are several other cities that do not enforce estimated payments for one reason or another. It is not true to say it is out of the norm. It does happen.

Service-Safety Director Schmelzer believes this ordinance satisfies everyone. The money in collected in the most prudent way that the majority feels is appropriate and the City Auditor is provided the proper information to get it within one and a half percent (1 ½%).

Councilwoman Frische called the question.

Ayes: Klein, Monday, Niemeyer, Russel, Watson, Wobser, Frische, Hellmann. Nays: Shindledecker, Harrington.

The Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2016-110 and is hereby made a part of the record.

ORDINANCE NO. 2016-112 (516, 518, 518 ½ Liberty St rezone)

second 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 516, 518, 518 ½ LIBERTY STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R3 SINGLE FAMILY HIGH DENSITY" TO "R4 DUPLEX/TRI-PLEX HIGH DENSITY".

Second reading of the Ordinance.

ORDINANCE NO. 2016-113 (15110 Flag City Dr rezone)

second 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 15110 FLAG CITY DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "R1 SINGLE FAMILY LOW DENSITY" TO "C2 GENERAL COMMERCIAL".

Second reading of the Ordinance.

ORDINANCE NO. 2016-114 (zoning fees)

second reading

AN ORDINANCE APPROVING AN UPDATED SCHEDULE OF FEES PURSUANT TO 1169.01 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

Second reading of the Ordinance.

ORDINANCE NO. 2016-115

first reading

adopted

B-4 & B-6 sewer separation Phase II CDBG FY16; Airport AIP-26 Runway project; Police cruiser insurance payment)

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilman Russel moved to suspend the statutory rules and give the ordinance its second and third readings. Councilman Klein seconded the motion. Ayes: Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische, Harrington, Hellmann, Klein. The ordinance received its second and third readings. Councilman Russel moved to adopt the ordinance, seconded by Councilman Wobser. Ayes: Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische, Harrington, Hellmann, Klein, Monday. The ordinance was declared adopted and is recorded in Ordinance volume VV, Page 2016-115 and is hereby made a part of the record.

ORDINANCE NO. 2016-116 (emergency management services contract renewal)

first reading

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE-SAFETY OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT WITH HANCOCK COUNTY EMERGENCY MANAGEMENT AGENCY TO DEVELOP AN EMERGENCY OPERATION PLAN THAT WILL ENCOMPASS ALL POLITICAL SUBDIVISIONS OF HANCOCK COUNTY, PURSUE A PROFESSIONAL DEVELOPMENT TRAINING PROGRAM, AND COORDINATE THE EMERGENCY MANAGEMENT ACTIVITIES OF ALL THE POLITICAL SUBDIVISIONS ACCORDING TO THE DUTIES AND REQUIREMENTS OF SECTION 5502.27 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

ORDINANCE NO. 2016-117 (CIT funds - re-allocation (amend 2016-003)

first reading

AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 2016-003 OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

UNFINISHED BUSINESS:

OLD BUSINESS:

City Auditor Staschiak noted that Ordinance No. 2016-117 is a clean-up ordinance from the State Audit earlier in the year. It clarifies the CIT Capital Improvements Restricted Account to satisfy a concern that the State had on the abilities to move monies around legally.

NEW BUSINESS:

Councilwoman Frische noticed that a lot of water collects after heavy rains on Lima Avenue near the Airport. She asked if anything can be done. Service-Safety Director Schmelzer replied he has plans that he can share with Council on the complete reconstruction of Lima Avenue related to the Airport.

Councilman Wobser asked if any legislation is not adopted by the last City Council meeting (next meeting), does it carry over into next year, or does it die. Law Director Rasmussen replied it carries over because next year is continuing Council, however, legislation not adopted by the end of 2017 will not carry over as 2018 as it will be a new Council term. City Auditor Staschiak added that legislation on finances need to be adopted by the end of the year so that it falls within its fiscal year. Councilman Russel asked if Ordinance No. 2016-117 needs to be adopted yet this year. City Auditor Staschiak replied it does.

Councilman Russel noted that there is no Planning and Zoning Committee meeting for this Thursday, December 8, 2016 due to lack of agenda items.

Councilman President Slough: **BUDGET HEARINGS** meeting on December 15, 2016 at 3:00pm in the third floor conference room (CR1)
agenda: 2017 budget

City Auditor Staschiak noted that the budget will be online in a .pdf format, along with past budgets, by the end of business day tomorrow, December 8, 2016.

President J. Slough adjourned Council at 8:08pm.



CLERK OF COUNCIL



PRESIDENT OF COUNCIL