

# FINDLAY CITY COUNCIL MINUTES

**REGULAR SESSION**

**December 20, 2016**

**COUNCIL CHAMBERS**

**PRESENT:** Frische, Harrington, Hellmann, Klein, Monday, Niemeyer, Russel, Shindedecker, 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 Klein moved to accept the December 6, 2016 Regular Session City Council meeting minutes. Councilman Niemeyer seconded the motion. All were in favor. Motion carried. Filed.

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

**PROCLAMATIONS:** - none.

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

**PETITIONS:** - none.

**WRITTEN COMMUNICATIONS:** - none.

## **ORAL COMMUNICATIONS:**

### **Jerry Murray, RCM Architects – Dorney Plaza**

Jerry Murray and Don Malarky provided sketches and typed details of the Dorney Plaza remodel. Mr. Murray went through those proposed plans for the Dorney Plaza remodel. The purpose of the project is to improve courthouse security, enhance pedestrian experience and restore dignity to the grounds of the Hancock County Courthouse and Municipal Building while also honoring the legacy of Dale Dorney and his contribution to this community. Improvements will begin on the east gate along Main Street. They are proposing to widen the throat of the plaza, create a space for a signature feature be it a fountain, a sculpture, or a flag assembly to reflect the character of Findlay.

The Dorney promenade will have a narrowed pedestrian path to provide a security buffer for the Courthouse to the north and to separate the living units to the south. This promenade will be lit with festival string and landscape lighting so that it is not too bright to disturb the residences or the courts, but will be bright enough to make pedestrians feel safe at night. The planting areas will be edged with an 18" high rough sandstone wall that individuals can sit on, yet will deter vehicular threats to the Courthouse. Security fencing will be installed along the south side of the Courthouse to keep pedestrians away from the Magistrate Court windows.

In the center of the promenade will be a feature space to enjoy the architecture of the Courthouse and/or where historical markers may be placed. The planting areas behind the stone wall will be a designated area to honor our heroes and historical individuals and events.

The Dorney Plaza entrance to the west will be similar to what exists today and will provide some improvements to lighting and landscaping. The Christmas tree will remain where it currently is and the open area will still be available for public gatherings and events in the off hours.

To the south, they are proposing an improvement to the entry of the plaza. Currently there is access from the municipal lot down the alley past several dumpsters. They are proposing to widen a new entry with a landscape area and seating for the public. They are proposing to move the Chloe sculpture to the area behind the current Dorney memorial, but first need to conduct some research to determine if moving it will damage it.

Extensive demolition, underground utility work, and drainage improvements around the Courthouse will need to be coordinated with the County. They estimate the renovations to cost approximately one million dollars (\$1,000,000). This estimate includes all known renovations except for the feature near South Main Street. They will continue to develop the plans for the renovations, obtain firm bids for the work to be done, and will request Council's approval prior to construction in 2017. The Community Foundation has indicated their intent for a sizable donation if the work is completed in 2017.

### **Discussion:**

Councilman Russel asked if the Chloe sculpture cannot be moved if it will change the south gate plans. Mr. Murray replied they may have to revise the plan to either go around it or some other configurations around the south entrance. Councilman Russel then asked if the Chloe sculpture will stay no matter what. Mr. Murray replied that it belongs to the City, so it is up to the City if they want to keep it or not. He does not feel it is appreciated now. It currently is just a stack of some sandstone pieces. Their hopes are to move it, but if it cannot be moved, a decision will need to be made on the design.

Councilman Hellmann asked if the million dollar (\$1,000,000) estimate includes the realization or protection of underground utilities. Mr. Murray replied it is part of that quote. It is an old street, so there are a lot of utilities below. They will be re-draining (putting in additional drainage to make sure it drains quickly) the entire plaza. They want to make sure it does not create a retention basin. They want the water to drain quickly so it is safe for pedestrians. All the current trees, landscaping, and lighting go away and will be replaced with new. Everything will be fresh and new with the intent to last another fifty to one hundred (50-100) years.

Councilman Wobser asked if it is designed so that snow removal will be relatively easily. Mr. Murray replied it will be quite open. There are no elevation changes. They are still looking into the type of surface to use on the concrete pavers. The area where the Christmas tree is may have to be a flatter type of concrete. They are looking at having a little more texture in the other areas which will require a sweeper. Depending on what type of equipment will be used will determine what type of surface they will use.

Councilman Russel asked if the drainage will include the south gate area and the service alley. Mr. Murray replied they would like to fix that alley as it has no storm drainage right now. Councilman Russel noted that on the south side of the promenade plaza, there is some open space for units there. He asked what will be done there. Mr. Murray explained that in the middle of it will be three (3) trees to the west and three (3) trees to the east. The new trees will be a green wall consisting of a living wall of vines and other greenery. Currently, it is the back door of the Mallet property including gas and water meters which is not very attractive. They propose to close it off visually and install an eight foot (8') strip of public accessibility to their units so that front doors are not opening directly into the promenade. There will be a separate entrance off the beaten path. The seating area to the south will be similar to the one at the north with an eighteen inch (18") seating wall made of sandstone to match the Courthouse with vegetation behind it. There will be a six inch (6") curb on the edge of the sidewalk complete with wrought iron to eliminate anyone walking through the vegetation. Councilman Russel asked if the property owners have been involved in any of the remodel discussions. Mr. Murray replied that they reviewed everything with them and are excited to have the improvements to their properties. Councilman Russel asked if it will provide a protected area to the property owners and if they will still be able to set outdoor furniture by their door. Mr. Murray replied he is unsure if they are allowed to put a table and/or chairs outside their front door. That area has a front door facing County property. When front doors face City property, there are no issues with them placing a sidewalk café or planters, but have had issues when it faces County property. If the County only considered it public right-of-way as the City does, they would be able to place something outside their house as long as it does not obstruct the passage way. On his property, the property line is the front door, so everything in front of that belongs to the City, but he maintains it (shovels, has plants in planters).

Service-Safety Director Schmelzer noted that was an issue when it was reviewed during a City Planning Commission meeting. It was a conditional use for residential use on the first floor. The recommendation was for the County to follow a permit process similar to what the City allows for businesses to occupy. He is under the impression that is what they intend to follow through with depending on what happens with the project. Whatever is permitted within that right-of-way area will be ultimately permitted and documented. They are adjacent to the Courthouse as it exists now with the trees and vegetation that are there, but are going to be severely disrupted with the drainage project that the County is going to undertake with the Courthouse. The north side of Dorney Plaza adjacent to the Courthouse will be completed wrecked. The condition of that area now is in severe disrepair. It will be a vast improvement. Mr. Murray noted that due to the celebration of renaming Dorney Plaza thirty (30) years ago and the fact that it is in disrepair after the renovations of the building to the south all point to the same conclusion that something needs to be done and the time is now to do it.

Councilman Wobser asked if the costs for this project is \$1,000,000 for Dorney Plaza, \$200,000 for the foundation, and the rest will be split with the County. Mayor Mihalik replied that the original thought was to split it three (3) ways, but after different illustrations and revisions to the plans, things have changed, but they have a pretty good cost estimate. The City committed two hundred fifty thousand dollars (\$250,000) this year and have been chomping at the bit for the past year to get this project done recognizing not only the benefit of being able to potentially share and synergize the Community Foundation and the County with the Dorney celebration. Just knowing that there are some things that need to get done, not only the renovations that have happened to the buildings, but also that the plaza has not been touched nor have the buildings been maintained for a long time. We are doing what we can to try to facilitate good maintenance with the space and with the change of security in the Municipal Building. The front door is more prominently here to have the east access as opposed to the south. It is not their desire to make the public walk in an alley alongside of a couple of dumpsters in a four foot (4') wide path. There are things that can be done to improve the overall access. Her hope is to still split it three (3) ways, but right now, it is a verbal commitment of approximately two hundred thousand dollars (\$200,000) from the County, two hundred thousand dollars (\$200,000) from the Community Foundation, and two hundred fifty thousand dollars (\$250,000) already in the City's Capital Plan that was approved this year. They could potentially ask for more. She would like to get it done in a way that looks nice and properly recognizes the contributions that Dale Dorney has had on the community, but also help highlight the City's civic space which is a beautiful component of the downtown area and will be a great compliment to what is being done on the Transportation Alternative Plan (TAP) and everything that is happening at the Marathon Center for the Performing Arts. The Dorney Plaza renovations will be a beautiful connection from place to place that encourages individuals to come downtown and enjoy this space. While there is some reservation about inviting the public here, but it is public space that should be maintained and improved to the extent it can be while remaining fiscally prudent. This will be a great opportunity to share the expense amongst the three (3) entities along with some private donations from individuals who have redeveloped the area to the east. Discussion on it will be during the Capital Plan.

Councilwoman Frische asked if any funding will come through the TAP program from Marathon CRA's. Service-Safety Director Schmelzer replied this project was put in place after that was negotiated. There are TAP CRA dollars that can be utilized for this project because this fits in with the overall scope of what that contract was negotiated for which was for five million dollars (\$5,000,000) for improvements in public space. As Councilman Wobser pointed out about the budget, as the overall plan is developed and is put out to bid, there will be alternates built into the project. It can essentially go out to bid and when the final price tag comes in, the City will notify the Community Foundation to let them know that this is the price for what we want to do, and it can be determined then if everything will be done or just some things. We will be able to articulate what that bid looks like once we get it done. RCM Architects has done a good job on this project. There has been a lot of input on the project. The City does not want the project to go over the estimate, so they will scale back as needed. Councilwoman Frische asked if the townhouses will be assessed for the easement. Service-Safety Director Schmelzer replied the City has not been involved in the discussions on that as the County controls that parcel. There have been discussions with those property owners and the County about recouping some costs based upon the damage that was incurred as there would be some dollars associated with the restoration. If they had a bond on the property, they would have had costs associated with redoing the pavers and the walk. He is unsure what level of discussions have taken place, but he anticipates they will partake in some fashion.

Councilman Russel asked what maintenance will be needed, especially if shared between the City and County. Service-Safety Director Schmelzer replied those discussions have been pretty general. More improvements, especially with the feature aspect of the project, would facilitate or require some sort of maintenance agreement because it is County-heavy. Once the project is done and we get it built, we will take a look at maintenance rather than only looking at property lines. Ultimately, we want to make sure that it does not fall into disrepair again. He believes the entities can work well enough together to make sure that happens. Councilman Russel pointed out that maintenance is more than just clearing snow. There will have to be a way to plant flowers and maintain the landscape which is dealt with in all the downtown renovations. Service-Safety Director Schmelzer agreed and added that the items that are being put together for the TAP will be more maintenance intensive than have been in the past. Part of the commitment to that project is to look at staffing, maintenance crews, and how plant beds will be irrigated economically. He agrees that there is maintenance required well beyond snow removal. Councilman Russel asked if downtown Findlay and the DFID are involved in those discussions. Service-Safety Director Schmelzer replied they are especially the ascetic items, sound, light, irrigation to the hanging potted plants. If irrigating the flower beds is needed, how it will be added to the scope, and how the money that they were paying a contractor to water plants could be put it towards maintenance that we would be doing. These discussions are still taking place. Mayor Mihalik added that the evolution of the partnership with the DFID over the last couple of years has been very beneficial to the property owners, particularly in the downtown area who were once paying a contractor to help them with snow removal, but now the City is helping them with that. She looks forward to continued collaboration with the DFID and the County. The Parks District does a lot to maintain the lawn around the Courthouse. The overgrown area needs some attention. The City, DFID, and hopefully the County will share in the responsibility of making the downtown a beautiful place.

**Don Malarky – Dorney Plaza**

**Discussion:**

Councilman Russel asked if any of the discussions have been on the existing parking lot directly west of the courthouse/north of the flagpole. Mr. Murray replied that it is part of the scope where they have scaled back to try to help the budget because it would increase the budget greatly. The County is looking at security options for both the Probate Court and the Courthouse. One option would be a sally port or new security system. It is futile to spend money in that area until it is resolved what they are going to do. It is his hopes that the planting and streetscape in the plaza will eventually continue all the way over to the intersection of Cory Street and Main Cross Street. Mayor Mihalik added that this would be a phase II or phase III part of the project and would probably be about ten (10) years from now. It has been talked about for the past two (2) years. As a group, they have drawn an invisible line that helps them focus on what needs to get done now while the County figures out what they need to do with security. Discussions have gone on for a long time about the parking lot, what the entrance to the courthouse will look like, and what potential synergizes exist. The City is in a different spot than the County is on being ready to go. The City wants to take care of what can be taken care of now and also take advantage of the generous contribution from the Community Foundation in honor of Dale Dorney to get this project done.

Councilman Russel asked if it is known what utilities are currently underneath Dorney Plaza. Service-Safety Director Schmelzer replied that the bigger issues are the drainage around the courthouse. It is a shallow excavation. Pavers will be removed and drainage will be installed. In the grand scheme of things, the underground is of little concern to him. Mr. Murray added that they know where the underground utilities are. The next phase will involve that to make sure they are in the right place. They will most likely have to do some rerouting of electrical work. Sewers and water suppliers know there is a major telecommunication line going underneath connecting the Municipal Building to Main Street. As they get into that phase of the project, they will do some investigation and determine if any lines need repairs and deal with it then.

Councilwoman Frische noted that part of the hold up for the last two (2) years has been a security issue. She asked if the Sheriff's Office, Police and the Courts are okay with the proposed landscaping. Mr. Murray replied that they met with the Judges and the Sheriff today before tonight's meeting and are in agreement with what their wishes are. They did make some revisions to add a fence on the south side of the Courthouse to keep the pedestrians from the Magistrate's courtrooms. Before, they had no pedestrian egress back in that area. There is a consensus with the court security employees that this is definitely an improvement over what is there today. Councilwoman Frische asked if there will be any external security cameras. Mr. Murray replied they discussed that with the Sheriff's Office. The poles that support the festival lighting and some lighting in other locations will allow for cameras to be installed up high or behind the fencing, or installed to view up and down the promenade and the Municipal Building. They also discussed what the illumination level is for the lights to make sure the cameras work at night to see from wherever they are viewed (Municipal Building, Dispatch, etc.) to see what is happening outside. Councilwoman Frische asked if it was budgeted in the first phase of the project. Mr. Murray replied it should be taken care of with security issues and not the budget for this project.

Councilman Russel asked what the timing is on the courthouse drainage project. Service-Safety Director Schmelzer replied it will be bid in January. Start date is early spring. Discussions were to possibly tie the two (2) projects together because right now in the scope of work is restoration which includes putting sidewalk and concrete back where it currently calls for landscaping. If the two (2) projects can be tied together, there will be some savings on the County's restoration that they could instead be put towards the Dorney Plaza project. Essentially, both projects need to start in the spring to be wrapped up in the fall. Mr. Murray added that they hope to have the plans drawn, developed, and bid in March, and after an appropriation, start in the early part of April with an October celebration.

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

**Findlay Police Department Activities Report – November 2016.** Filed.

**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 November 30, 2016
- Open Projects Report as of November 30, 2016
- Cash & Investments as of November 30, 2016
- Financial Snapshot as November 30, 2016

Filed.

**City Auditor Jim Staschiak – year-end transfer/appropriations**

The following accounts require an appropriation or a transfer for this budget year.

**Appropriation Ordinance**

FROM: City Income Tax Fund	\$ 709,830.00
TO: City Income Tax #27047000-other	\$ 709,830.00

REASON: based on current projections, the actual income tax collections will be more than the original estimate. The tax is allocated to CIT Capital Improvements and General Fund based on actual collections. We will be able to transfer more money than originally budgeted and need the appropriation increased by this amount in order to complete the transfer to General Fund. Also includes 2015 receipts that could not be transferred until 2016.

FROM: Energy Bonds Series B #23056100	\$ 17,192.25
TO: CIT Capital Improvements	\$ 17,192.25

FROM: Energy Bonds Series A #23056000	\$ 5.24
TO: CIT Capital Improvements	\$ 5.24

REASON: the City had to appropriate the entire amount of the interest payment for the Energy Bonds for the 2016 debt payments. However, the Series B bonds are federally subsidized and we did receive a portion of our subsidy payment. Due to the federal mandated sequester, we did not receive the entire subsidy. Also, the amount that was due on the Series A bonds ended up being less than was shown on the amortization schedule and was originally budgeted. These transactions return the fronted appropriation to Capital Improvements.

FROM: Police Pension Fund \$ 7,753.47  
TO: Police Pension #27078000 \$ 7,753.47

FROM: Fire Pension Fund \$ 7,753.47  
TO: Fire Pension #27079000 \$ 7,753.47

REASON: a portion of the amount received from the assorted property taxes from the county tax settlements is deposited into Police and Fire Pension Funds by law. The cash balance is then transferred to the General Fund at the end of the year. Although the revenue budgets for 2016 were estimated very closely for the transfer into the General Fund, the transfers out of these funds were budgeted low. The County revises their revenue estimates after adoption of our annual appropriation ordinance, and in order to avoid potentially over-budgeting the fund on the certificate filing, the transfer out is budgeted lower than expected.

FROM: Cemetery Trust Fund \$ 5,652.73  
TO: Cemetery Trust #27086000-other \$ 5,652.73

REASON: the amount of interest earned on the Cemetery Trust investment has come in higher than the original budgeted estimate. This appropriation allows for the total amount of interest earned to be transferred to the General Fund.

FROM: Severance Payout Reserve Fund \$ 50,000.00  
TO: Severance Payout Reserve #22090000-personal services \$ 50,000.00

REASON: the retirement settlements for 2016 will exceed the currently appropriated amount for the year by approximately \$50,000.00. This appropriation allows the retirement settlements to be made.

FROM: General Fund \$ 200,000.00  
TO: Self Insurance Fund \$ 200,000.00

REASON: the Self Insurance Fund earns interest that is supposed to pay for the expenses related to the fund; however, the expenses are larger than what we are able to earn as interest. In order to pay the expenses of this fund, we have had to use part of the principal of the fund. This fund should always have an ending fund balance of at least \$1 million. The appropriation above allows for this to occur.

Legislation to adopt on an emergency for the above listed items is requested. Ordinance No. 2016-118 was created.

Discussion:  
Councilman Staschiak noted that in the past, there has been just one very long year-end wrap up appropriation ordinance that Council typically passes the last or second to last City Council meeting of the year once the budgets are complete. Each one of these entries generate another twenty to thirty (20-30) entries that his office has to do in various systems and various accounting processes, so they divided it in half this year. Council already passed the first half and this is the second half. By Council already passing the first half, it took a lot of the burden off his staff. If this is passed tonight, it will allow his office to clean up the books by the end of the year. Filed.

**Findlay W.O.R.C. Financial Analysis Report – January 1, 2016 through November 30, 2016. Filed.**

**Findlay Municipal Court Activities Report – November 2016. Filed.**

**Board of Zoning Appeals Minutes – October 13, 2016.**

Discussion:  
Councilman Russel noted that the City has some responsibility in this case that is going to be resolved. He asked if the City crews fixed this or if they used their contractor and the City reimbursed them. Service-Safety Director Schmelzer replied that the contractor that built the fence will relocate it and the City will pay them. He will have to verify that because this has happened three (3) or four (4) times and not just during the last couple of years when a mistake was discovered instead of just permitting it and ignoring it. It was fixed. In some instances, the Street Department has relocated fences so that the integrity of the right-of-way could be maintain as closely as possible. Because of the nature of this fence, the contractor will just relocate it. The cost will be approximately around one thousand dollars (\$1,000). Filed.

**City Auditor Jim Staschiak – Tyler Cashiering System**

There is a need at the Recreation Department to keep up with the continual updates to the MUNIS financial system and to address an identified need to move forward on a point of sale solution to receipting the daily cash sales. The Account Receivables Department has determined that the Tyler Cashiering System is the best solution for moving forward. Once fully implemented, the system will allow for seamless integration of the City's current financial system by entering the sales receipts directly to the City's inventory tracking. This solution is long overdue and addresses many of the management comments made by the State Audit staff as part of the City's 2015 (and prior) audit process. The department is budgeted to have revenues of \$660,000 in 2017.

Using the updated Tyler Cashiering System to address the financial processes of this department will go far to solve many of the City's reoccurring challenges going back several years. There are funds remaining in an existing project as part of the system migration to the current platform. Legislation transfer funds is requested. Resolution No. 042-2016 was created.

FROM: HP3000 Migration #31926300 \$ 38,500.00  
TO: Tyler Cashiering Implementation #31966700 \$38,500.00

Discussion:  
Councilman Monday requested this letter be read. The Council Clerk read the letter in its entirety. Filed.

Councilman Russel noted that on the open projects report within the finance packet the City Auditor provided (first line item), it states that currently, there is only one thousand fifty-seven dollars (\$1,057) and there is forty thousand dollars (\$40,000) left in the account, so he is unsure how the thirty-eight thousand five hundred dollars (\$38,500) quote came about. City Auditor Staschiak replied that there are more than adequate funds there to move this money over. There are projects all the time where a purchase order is set up from appropriated funds and the final project ends up being less with funds left over. It is all part of the same MUNIS project when they migrated from the HP system to the Windows-based system, and ultimately to what we have now. We have been able to utilize those funds, change how they are directed, but all have been within the original scope. The project was initially budgeted several years ago for one million dollars (\$1,000,000) and they have not had to come back and budget additional funds. Both the Tyler team and Deputy Auditor Sampson were the spearheads for that.

Amy Baird contacted Tyler one last time to make sure that we were completely accurate on the pricing. They have provided end of the year incentives if we provide them with a purchase order before the end of this year, in which they will deduct five thousand dollars (\$5,000) off the project price which would pay for all of the customization we are requesting to make running our operations smoother. Councilman Russel asked if thirty-three thousand dollars (\$33,000) should be appropriated instead of the requested thirty-eight thousand five hundred (\$38,500). City Auditor Staschiak replied that can be done, but he recommended leaving some funds in for contingency. Deputy Auditor Sampson budgets pretty tight. She does not budget the typical ten percent (10%) contingency. After all is said and done, additional equipment may need to be purchased. If all the funds are not spent, they will be de-appropriated them back to the General Fund or the original Capital Fund (wherever it came from). Filed.

#### **Findlay Fire Department Activities Report – November 2016.**

##### **Discussion:**

Councilman Hellmann noticed there are a lot of false alarms and asked if that is normal and if they are repeat calls to the same business or residence. He asked if they are alarms that go off but should not be going off. Fire Chief Eberle from the audience replied they usually are not repeats. After three (3) false alarms in a certain amount of time, they are charged if the Fire Department responds to them. They can encompass anything from pulled fire alarm to power surges. The number of false alarms indicated on this report are not out of the norm. Filed.

## **COMMITTEE REPORTS: - none.**

## **LEGISLATION:**

### **RESOLUTIONS**

#### **RESOLUTION NO. 042-2016 (Tyler Cashiering System)**

**first reading**

**adopted**

A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

Councilman Monday moved to suspend the statutory rules and give the Resolution its second and third readings. Seconded by Councilman Russel. Ayes: Frische, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser. The Resolution received its second and third readings. Councilman Shindledecker moved to adopt the Resolution, seconded by Councilman Hellmann. Ayes: Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische. The Resolution was declared adopted and is recorded in Resolution Volume XXXIII, and is hereby made a part of the record.

### **ORDINANCES**

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

**third reading**

**adopted**

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".

Councilman Russel moved to adopt the Ordinance, seconded by Councilman Wobser. Ayes: Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische, Hellmann. The Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2016-112 and is hereby made a part of the record.

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

**third reading**

**adopted**

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".

Councilman Russel moved to adopt the Ordinance, seconded by Councilman Shindledecker. Ayes: Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische, Hellmann, Klein. The Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2016-113 and is hereby made a part of the record.

#### **ORDINANCE NO. 2016-114 (zoning fees)**

**third reading**

**adopted**

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

Councilman Hellmann moved to adopt the Ordinance, seconded by Councilman Russel. Ayes: Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische, Hellmann, Klein, Monday. The Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2016-114 and is hereby made a part of the record.

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

second reading

adopted

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.

Councilwoman Frische moved to suspend the statutory rules and give the ordinance its third reading. Councilman Monday seconded the motion. Ayes: Russel, Shindledecker, Watson, Wobser, Frische, Hellmann, Klein, Monday, Niemeyer. The ordinance received its third reading. Councilwoman Frische moved to adopt the ordinance, seconded by Councilman Watson. Ayes: Shindledecker, Watson, Wobser, Frische, Hellmann, Klein, Monday, Niemeyer, Russel. The ordinance was declared adopted and is recorded in Ordinance volume VV, Page 2016-116 and is hereby made a part of the record.

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

second reading

adopted

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

Councilwoman Frische moved to suspend the statutory rules and give the ordinance its third reading. Councilman Russel seconded the motion. Ayes: Watson, Wobser, Frische, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker. The ordinance received its third reading. Councilman Russel moved to adopt the ordinance, seconded by Councilman Wobser. Ayes: Wobser, Frische, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson. The ordinance was declared adopted and is recorded in Ordinance volume VV, Page 2016-117 and is hereby made a part of the record.

**ORDINANCE NO. 2016-118** (year-end appropriations)

first reading

adopted

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilwoman Frische moved to suspend the statutory rules and give the ordinance its second and third readings. Councilman Niemeyer seconded the motion. Ayes: Frische, Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser. The ordinance received its second and third readings. Councilwoman Frische moved to adopt the ordinance, seconded by Councilman Hellmann. Ayes: Hellmann, Klein, Monday, Niemeyer, Russel, Shindledecker, Watson, Wobser, Frische. The ordinance was declared adopted and is recorded in Ordinance volume VV, Page 2016-118 and is hereby made a part of the record.

## UNFINISHED BUSINESS:

### OLD BUSINESS:

City Auditor Staschiak thanked those who had questions during the budget hearings. It is the one time of year that department heads get to meet with Council about their budgets. He thanked his staff, the Administration, and their departments on the hard work that they did in putting it together. A lot of time, effort, and energy goes into preparing it. If Council has any more questions or concerns to let him know. His office received a few changes to it. Those changes total just over sixty thousand dollars (\$60,000). He will send out a review of what they were prior to the first meeting in January so that everyone is on the same page. There are no big surprises. Those changes were expected from the meeting (i.e. hotel/motel tax, etc.).

### NEW BUSINESS:

Councilman Shindledecker made a motion to excuse the absence of Councilman Harrington. Seconded by Councilman Hellmann. All were in favor. Filed.

Councilman Niemeyer: **SHADE TREE COMMISSION** meeting on January 3, 2017 at 4:00pm in the third floor conference room behind the break room (CR2).

Councilwoman Frische thanked the City Street Department for their efforts on salting city streets. She had two (2) incidences, one in her ward and one downtown for salting requests. That department took care of those two (2) requests very quickly. She appreciated it and knows our citizens appreciate it when they react so quickly.

President J. Slough adjourned Council at 8:18pm.

  
CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL