

# FINDLAY CITY COUNCIL AGENDA

**REGULAR SESSION**

**April 18, 2017**

**COUNCIL CHAMBERS**

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

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

Acceptance or changes to the April 4, 2017 Regular Session City Council meeting minutes.

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

**PROCLAMATIONS:** - none.

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

### **PETITIONS:**

#### **Zoning amendment request – 1907 Brookside Drive**

Wendy McCormick, on behalf of Habitat for Humanity would like to change the zoning to R2 single family, medium density. It currently is zoned R1 single family, low density. Needs to be referred to City Planning Commission and Planning & Zoning Committee.

#### **Zoning amendment request – 607 Central Avenue**

Wendy McCormick, on behalf of Habitat for Humanity would like to change the zoning to R3 single family, high density. It currently is zoned C2 General Commercial. Needs to be referred to City Planning Commission and Planning & Zoning Committee.

**WRITTEN COMMUNICATIONS:** - none

### **ORAL COMMUNICATIONS:**

George Walton

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

City Income Tax Monthly Collection Report – March 2017.

Findlay Municipal Court Activities Report – March 2017.

Findlay Police Department Activities Report - March 2017.

#### **Mayor Lydia Mihalik – Appointment to Blanchard Valley Port Authority**

Request for confirmation for reappointment of Craig Anderson to the Blanchard Valley Port Authority through June 30, 2021. He has served as a joint City of Findlay appointment to the Port Authority since its inception in 2007. This requires Council's confirmation.

#### **City Engineer Brian Thomas – S Main St/Heather Dr/Woodside Dr/Davis St/Vincent St waterline projects**

By authorization of Ordinance No. 2017-006, a bid opening was held for these projects on March 28, 2017. These projects are included in the 2017 Capital Improvements Plan and the Engineer's estimated cost of construction was \$990,380. The lowest and best bid of \$772,525 was received from Helms and Sons Excavating of Findlay, Ohio for Vincent Street, and Hohenbrink Excavating of Findlay, Ohio for the other four (4) projects. Previously, \$20,000 was appropriated to each of the projects for design and startup. At this time, an appropriation is needed for construction, inspection and contingency to complete the project. Legislation to appropriate funds is requested. Ordinance No. 2017-035 was created.

FROM:	Water Fund	\$ 803,790
TO:	S Main St Waterline <i>Project No. 35773500</i>	\$ 178,140
	Heather Dr Waterline <i>Project No. 35773700</i>	\$ 88,130
	Woodside Dr Waterline <i>Project No. 35773800</i>	\$ 76,000
	Davis St Waterline <i>Project No. 35773600</i>	\$ 90,100
	Vincent St Waterline <i>Project No. 35774000</i>	\$ 371,420

Findlay Fire Department Activities Report – March 2017.

Precipitation and Reservoir levels report – January – March 2017.

Findlay W.O.R.C. Financial Analysis Report – January 1, 2017 through March 31 2017.

**City Engineer Brian Thomas – Brandman Sewer Diversion & CSO Removal, Project No. 35641900**

The contractor started construction on the project and has run into some issues related to the elevation of bedrock and the elevation of the river bottom. To remedy the solution, the sewer will need to be lowered which will result in it being bored through bedrock. The additional cost for lowering the sewer and boring through bedrock is \$135,000. This project will result in the elimination of a Combined Sewer Overflow (CSO). As part of the City’s CSO Long-Term Control Plan, the City is required to eliminate CSOs when possible. Legislation to appropriate funds is requested. Ordinance No. 2017-036 was created. If Council would like to further discuss this, please refer it to the Appropriations Committee.

FROM: Sewer Fund \$ 135,000  
TO: Brandman Sewer Diversion & CSO Removal, Project No. 35641900 \$ 135,000

**Treasurer’s Reconciliation Report – March 31, 2017.**

**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 March 31, 2017
- Financial Snapshot for General Fund as of March 31 2017
- Open Projects Report as of March 31, 2017
- Cash & Investments as of March 31, 2017

**Fire Chief Josh Eberle – BWC Safety Intervention Grant**

The City of Findlay Fire Department has been awarded a BWC Safety Intervention Grant to purchase a complete set of hydraulic extrication tools. For the past few years the city Safety Committee has pursued various Safety Intervention Grants without success, and this award was similarly denied on the initial application. After submitting a BWC appeal, however, the grant was awarded. The amount of the grant is \$19,354.50, requiring local matching funds of \$6,451.50.

These tools will greatly enhance their response capability on vehicle accident scenes and result in better patient care and increased safety for our firefighters. The hydraulic tool set consists of several individual tools: a spreader, cutter, ram, and confined-space cutter, along with the hydraulic power unit and associated hoses and fittings. The deployment of these tools will be on Engine 2, which is routinely called upon to respond to vehicle accidents along the I-75 corridor.

He would like to thank HR Director Don Essex and our BWC representative Mona Weiss for all their work on this application, which began in the fall of 2016. Without their diligence and persistence, this appeal would not have been approved.

While the local match funds of \$6,451.50 was not a budgeted item for 2017 and feel at this time they can absorb that cost from the existing Fire Department budget. As always, they will continue to monitor their budget throughout the year, but with this expense, there may be a need for a transfer from the general fund in the latter part of 2017.

**COMMITTEE REPORTS:**

An **AD HOC COMMITTEE** met on March 21, 2017 to continue discussions on the bed tax distribution. *We recommend to continue discussions at the next scheduled meeting on April 4, 2017 at 4:00pm.*

An **AD HOC COMMITTEE** met on April 4, 2017 to continue discussions on the bed tax distribution. *We recommend continued discussions. Next meeting scheduled for April 18, 2017 at 5:30pm.*

The **WATER AND SEWER COMMITTEE** to whom was referred a request from Daniel Stone, Van Horn, Hoover & Associates, Inc. to construct either a sixteen-inch (16”) or eight-inch (8”) plastic water line along Williams Road and Olive Street in the Deer Landing Subdivision. *We recommend that we will pay for the difference between an 8” cost and 16” line up to \$132,475 based on the previous policy.*

**LEGISLATION:**

**RESOLUTIONS**

**RESOLUTION NO. 010-2017** (ADAMHS Board renewal) **tabled**  
A RESOLUTION OF THE FINDLAY CITY COUNCIL SUPPORTING THE POSITION STATEMENT PREPARED BY THE OPIATE TASK FORCE THROUGH THE ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES (ADAMHS).

**RESOLUTION NO. 011-2017** (over PO) **first reading**  
A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

**ORDINANCES**

**ORDINANCE NO. 2017-019** (*Lippincott Ave alley vacation*) **third reading**  
AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS LIPPINCOTT AVENUE ALLEY VACATION) IN THE CITY OF FINDLAY, OHIO.

**ORDINANCE NO. 2017-020** (*Lippincott Ave street vacation*) **third reading**  
AN ORDINANCE VACATING A CERTAIN STREET (HEREINAFTER REFERED TO AS LIPPINCOTT AVENUE STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

**ORDINANCE NO. 2017-021** (*bicycle riding in Downtown Business District*) **third reading**  
AN ORDINANCE AMENDING SECTION 373.11(a)(2) OF CHAPTER 373 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

**ORDINANCE NO. 2017-024** (*Rowmark Rd Improvements (Ohio 629) – City’s share*) **third reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-025** (*2<sup>nd</sup> qtr appropriations*) **third reading**  
AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS WHERE REQUIRED AND ENTER INTO A CONTRACT OR CONTRACTS FOR CONSTRUCTION OF VARIOUS PROJECTS IN ACCORDINANCE WITH THE 2017 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. 2017-028** (*2016 Codified Ordinances updates*) **third reading**  
AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-034** (*2017 Capital Improvements*) **second reading**  
AN ORDINANCE TRANSFERRING AND APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-035** (*S Main St/Heather Dr/Woodside Dr/Davis St/Vincent St waterline projects*) **first reading**  
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-036** (*Brandman Sewer Diversion & CSO Removal*) **first reading**  
AN ORDINANCE APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-037** (*wireless communications facilities*) **first reading**  
AN ORDINANCE ESTABLISHING CHAPTER 939 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, ENTITLED “WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY,” TO PROVIDE WIRELESS COMMUNICATIONS COMPANIES AND THEIR CUSTOMERS WITH ACCESS TO THE RIGHT OF WAY, IN ORDER OT COMPLY WITH FEDERAL LAW AND FEDERAL COMMUNICATIONS COMMISSION REGULATIONS REGARDING WIRELESS FACILITIES, TO ESTABLISH CLEAR RULES FOR THE SITING OF WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY, AND TO PROTECT THE CITY’S INTERESTS IN PRESERVING THE RIGHT OF WAY AESTHETICALLY AND AS A PEDESTRIAN-FRIENDSLY THOROUGHFARE, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-038** (*salary ordinance*) **first reading**  
AN ORDINANCE AMENDING SECTIONS 5, 8 AND 20 OF CODIFIED ORDINANCE NO. 2016-108, KNOWN AS THE SALARY ORDINANCE, OF THE CITY OF FINDLAY, OHIO AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

**ORDINANCE NO. 2017-039** (*zoning code*) **first reading**  
AN ORDINANCE REPEALING THE CURRENT ZONING CODE, CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO; TO BE KNOWN AS “CITY OF FINDLAY ZONING ORDINANCE”; ADOPTING, APPROVING, AND INCORPORATING THE CURRENT ZONING MAP, ALONG WITH THE ENTIRE TEXT OF NEW CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO AS IF FULLY REWRITTEN HEREIN.

**UNFINISHED BUSINESS:**

- OLD BUSINESS**
- NEW BUSINESS**

PETITION FOR ZONING AMENDMENT

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

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

ADDRESS O Brookside Dr. SUBDIVISION Longview ADD  
LOT No.(s) 103 Parcel 580000082780

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

SIGNATURE                      SUBDIVISION                      LOT NO.                      STREET FRONTAGE

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

IF NOT LOCATED IN A RECORDED SUBDIVISION, ATTACH LEGAL DESCRIPTION

EXISTING USE Vacant Land

PRESENT ZONING DISTRICT R1

PROPOSED ZONING DISTRICT ~~R1~~ R2

ATTACH:

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

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

**OF THIS PETITION.**

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

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

Name of Contact Person Wendy ~~Mc~~ McCormick/Habitat for Humanity  
Findlay/Hancock Co.

Mailing Address 2042 Tiffin Ave. Findlay, OH 45840

Phone No. (Home) 419-722-9333 (Business) 419-425-3900

10/7/14  
Date

Signature of contact Person

**OFFICE USE ONLY**

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

Date Petition Submitted to City Council \_\_\_\_\_

Referral to Planning Commission \_\_\_\_\_ Referral to Planning & Zoning \_\_\_\_\_

Planning Commission \_\_\_\_\_ Disposition \_\_\_\_\_

Planning & Zoning \_\_\_\_\_ Disposition \_\_\_\_\_

Public Hearing Date Set By Council \_\_\_\_\_

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

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

Referred for Legislation: \_\_\_\_\_

Date of Readings by Council:

First \_\_\_\_\_ Second \_\_\_\_\_ Third \_\_\_\_\_

Action by Council: \_\_\_\_\_ Ordinance No. \_\_\_\_\_



	<b>Parcel (Click to View Data)</b>	<b>Owner</b>	<b>Address</b>
<a href="#">Zoom To</a>	<a href="#">580000082870</a>	REICHERT CATHY S	1920 WESTVIEW DR FINDLAY OH 45840
<a href="#">Zoom To</a>	<a href="#">580000082800</a>	FOSTER WILLIAM M, FOSTER ZEDA KARON	1921 BROOKSIDE DR FINDLAY OH 45840
<a href="#">Zoom To</a>	<a href="#">580000082880</a>	SPITLER DENISE M, SPITLER TODD W	1912 WESTVIEW DR FINDLAY OH 45840
<a href="#">Zoom To</a>	<a href="#">580000082790</a>	GUPTA SANJAY K	1915 BROOKSIDE DR FINDLAY OH 45840
<a href="#">Zoom To</a>	<a href="#">580000082890</a>	KIN JULIE L	1906 WESTVIEW DR FINDLAY OH 45840
<a href="#">Zoom To</a>	<a href="#">580000082780</a>	HABITAT FOR HUMANITY FINDLAY/HANCOCK CO	0 BROOKSIDE DR FINDLAY OH 45840
<a href="#">Zoom To</a>	<a href="#">580000082770</a>	KRESSER JAYME L	1901 BROOKSIDE DR FINDLAY OH 45840



PETITION FOR ZONING AMENDMENT

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

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

ADDRESS 0 Central Ave. SUBDIVISION DUNN ADD  
LOT No.(s) 3092 Parcel 570000202220

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

SIGNATURE                      SUBDIVISION                      LOT NO.                      STREET FRONTAGE

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

IF NOT LOCATED IN A RECORDED SUBDIVISION, ATTACH LEGAL DESCRIPTION

EXISTING USE Vacant Land

PRESENT ZONING DISTRICT C2

PROPOSED ZONING DISTRICT R3

ATTACH:

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

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

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Name of Contact Person Wendy Mc Cormick/Habitat For Humanity of Findlay/Hancock Co

Mailing Address 2042 Tiffin Ave. Findlay, OH 45840

Phone No. (Home) 419-722-9333 (Business) 419-425-3900

10/7/14  
Date

Wendy McCormick  
Signature of contact Person

**OFFICE USE ONLY**

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

Date Petition Submitted to City Council \_\_\_\_\_

Referral to Planning Commission \_\_\_\_\_ Referral to Planning & Zoning \_\_\_\_\_

Planning Commission \_\_\_\_\_ Disposition \_\_\_\_\_

Planning & Zoning \_\_\_\_\_ Disposition \_\_\_\_\_

Public Hearing Date Set By Council \_\_\_\_\_

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

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(Must be mailed at least 20 days prior to Hearing)

Referred for Legislation: \_\_\_\_\_

Date of Readings by Council:

First \_\_\_\_\_ Second \_\_\_\_\_ Third \_\_\_\_\_

Action by Council: \_\_\_\_\_ Ordinance No. \_\_\_\_\_

[Print](#) | [Back](#)

### Hancock County GIS



Notes

	<b>Parcel (Click to View Data)</b>	<b>Owner</b>	<b>Address</b>
<a href="#">Zoom To</a>	570000202230	FARTHING WAYNE W	804 TIFFIN AVE FINDLAY OH 45840
<a href="#">Zoom To</a>	570000201750	BISH LEOMA J, BISH RANDY A	600 CENTRAL AVE FINDLAY OH 45840
<a href="#">Zoom To</a>	570000202260	GILLEY MCARTHUR, GILLEY RITA A	812 TIFFIN AVE FINDLAY OH 45840
<a href="#">Zoom To</a>	570000202250	GILLEY RITA A, GILLEY MCARTHUR	810 TIFFIN AVE FINDLAY OH 45840
<a href="#">Zoom To</a>	570000202240	FARTHING WAYNE W	0 CENTRAL AVE FINDLAY OH 45840
<a href="#">Zoom To</a>	570000201790	OMEGA RENTALS LLC	602 CENTRAL AVE FINDLAY OH 45840

# City of Findlay

## Income Tax Department

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

Lydia L. Mihalik  
Mayor

Andrew Thomas  
Tax Administrator

### Monthly Collection Report to Findlay Council

March 2017

Total collections for March 2017: \$1,850,828.87

	<u>2017</u> <u>Year-to-date</u>	<u>2016</u> <u>Year-to-date</u>	<u>Variance</u>
Withholders	4,392,157.55	4,551,797.61	-159,640.06
Individuals	483,675.61	514,636.38	-30,960.77
Businesses	<u>607,681.09</u>	<u>978,632.45</u>	<u>-370,951.36</u>
<b>Totals</b>	<b>5,483,514.25</b>	<b>6,045,066.44</b>	<b>-561,552.19</b> <b>-9.29%</b>

#### Actual & Estimated Past-due Taxes

Withholders	637,457.15
Individuals	1,612,977.77
Businesses	<u>134,090.55</u>
<b>Total</b>	<b>2,384,525.47</b>

#### Actual and Projected Revenue

	<u>2017</u> <u>Actual</u> <u>Year-to-date</u>	<u>Percentage</u> <u>of Projection</u> <u>Collected</u>	<u>Amount</u> <u>to Meet</u> <u>Projection</u>	<u>Percentage</u> <u>to Meet</u> <u>Projection</u>	<u>2017</u> <u>Projected</u> <u>Year End</u>
Withholders	4,392,157.55	23.53%	14,273,142.45	76.47%	18,665,300.00
Individuals	483,675.61	19.77%	1,963,324.39	80.23%	2,447,000.00
Businesses	<u>607,681.09</u>	20.33%	<u>2,381,518.91</u>	79.67%	<u>2,989,200.00</u>
<b>Totals</b>	<b>5,483,514.25</b>	<b>22.75%</b>	<b>18,617,985.75</b>	<b>77.25%</b>	<b>24,101,500.00</b>

**Refunds Paid**

	Month-to-date <u>Quantity</u>	Year-to-date <u>Quantity</u>	Month-to-date <u>Amount</u>	Year-to-date <u>Amount</u>
Withholders	14	16	1,528.91	1,728.32
Individuals	198	385	65,692.59	115,142.03
Businesses	<u>11</u>	<u>28</u>	<u>2,364.00</u>	<u>8,142.02</u>
<b>Totals</b>	<b>223</b>	<b>429</b>	<b>69,585.50</b>	<b>125,012.37</b>

**Transfers of Overpayments**

	Month-to-date <u>Quantity</u>	Year-to-date <u>Quantity</u>	Month-to-date <u>Amount</u>	Year-to-date <u>Amount</u>
Withholders	1	1	16.00	16.00
Individuals	135	195	19,712.52	23,264.06
Businesses	<u>92</u>	<u>164</u>	<u>50,578.39</u>	<u>75,619.84</u>
<b>Totals</b>	<b>228</b>	<b>360</b>	<b>70,306.91</b>	<b>98,899.90</b>



Andrew Thomas, Administrator

4-3-17

Date

# Findlay Income Tax Department

## Monthly Collections Report

Monday, April 3, 2017

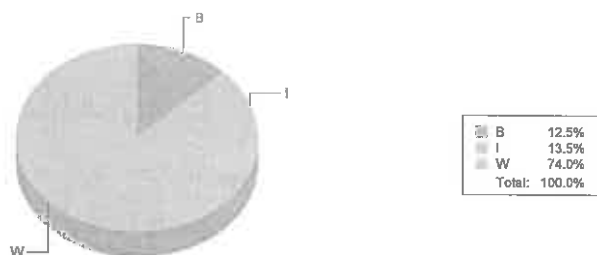
8:53:19AM

For Period March 1, 2017 through March 31, 2017

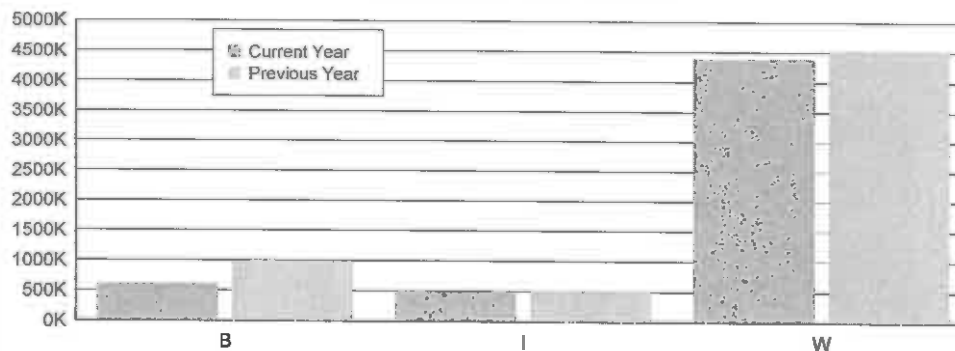
### City of Findlay

Account Type	Monthly Total	2017 Year to Date	2016 Year to Date	Increase (Decrease)	% Change	2017 Month to Date	Previous Year(s) Month to Date
W	1,369,807.04	4,392,157.55	4,551,797.61	-159,640.06	-3.51	1,359,518.74	10,288.30
I	250,121.06	483,675.61	514,636.38	-30,960.77	-6.02	52,587.65	197,533.41
B	230,900.77	607,681.09	978,632.45	-370,951.36	-37.91	57,751.56	173,149.21
<b>Totals:</b>	<b>1,850,828.87</b>	<b>5,483,514.25</b>	<b>6,045,066.44</b>	<b>-561,552.19</b>	<b>-9.29</b>	<b>1,469,857.95</b>	<b>380,970.92</b>

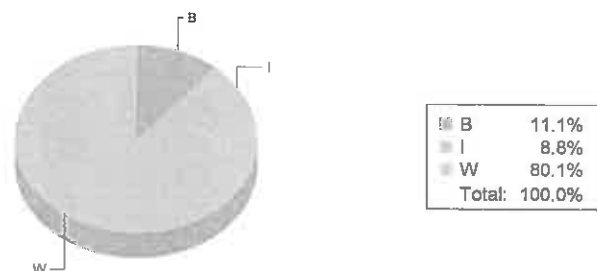
Monthly Collections by Account Type



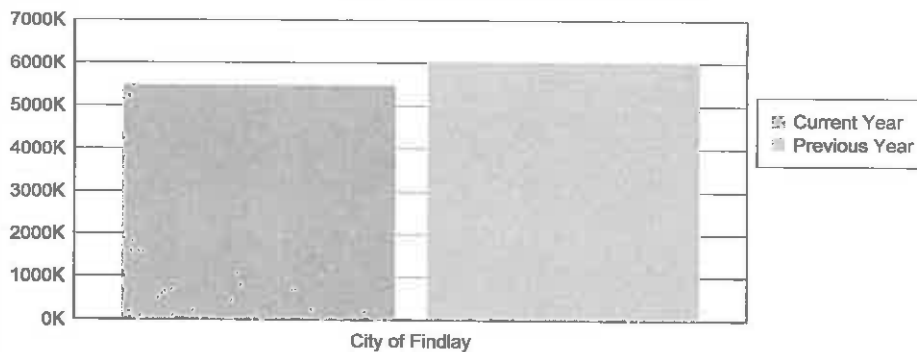
Collections Year to Date



YTD Collections by Account Type



Year to Date Total Collections









# City of Findlay Income Tax Department

Post Office Box 862 Findlay, Ohio 45839-0862  
Telephone: 419-424-7133 • Fax: 419-424-7410  
findlaytaxforms.com

Lydia L. Mihalik  
Mayor

## Monthly Collection Report to City Council

For the Month of March 2017

Resolution 36-2009 and Chapter 194 Section 7(F)(1) Addendum

	<u>Individuals</u>	<u>Businesses</u>
A. Month-to-date quantity:	<u>0</u>	<u>0</u>
B. Cumulative quantity:	<u>2</u>	<u>81</u>
C. Cumulative quantity with no filing obligations:	<u>    </u>	<u>10</u>
D. Cumulative quantity with no tax liabilities:	<u>    </u>	<u>14</u>
E. Cumulative quantity remaining (B – C – D):	<u>2</u>	<u>57</u>

For the remaining 2 individual and 57 business taxpayers (E), the aggregate reported estimate declarations, primarily for tax year 2016, amount to \$1,082,537

Pursuant to Resolution Number 36-2009 and/or Section 7(F)(1) of Chapter 194 of the Codified Ordinances, the Tax Department has informed the cumulative quantities of individual and business taxpayers that the Tax Department would not be enforcing the estimate payment provisions delineated in Section 7 of Ordinance Number 1976-106, as amended or in Section 7 of Chapter 194 of the Codified Ordinances. The Tax Department has informed these individual and business taxpayers that the annual income taxes on net profits attributable to the City should be paid when the annual income tax returns are filed by the original or by the legitimately-extended due date, when each amount of annual tax liability can be certified as due by each taxpayer, or be paid by prearranged installment due dates of February 15, May 15, July 15, and October 15 after the tax year.

  
Andrew Thomas, Tax Administrator

4-3-17

Date

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

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

RECEIPTS DEPOSITED:

ALCOHOL MONITORING	\$4,422.00	\$11,774.00	\$5,714.20	\$15,069.20
BOND FEES	\$800.00	\$1,750.00	\$975.00	\$1,950.00
CIVIL DEPOSIT TENDERS	\$2,180.00	\$3,015.00	\$439.14	\$4,464.81
COURT COST	\$90,166.10	\$222,321.17	\$71,301.95	\$176,592.41
DUI ENFORCEMENT	\$5,348.88	\$14,179.18	\$4,527.78	\$11,781.70
ELECTRONIC IMAGING	\$6,828.50	\$17,143.00	\$5,354.40	\$13,701.90
FINES & FORFEITURES	232,725.45	\$608,790.47	195,646.88	\$484,701.79
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$684.20	\$2,218.10	\$918.00	\$2,402.05
INMATE MEDICAL EXPENSE	\$0.00	\$56.00	\$0.00	\$0.00
INTEREST	\$0.00	\$34.47	\$0.00	\$28.36
JAIL HOUSING	\$13,077.70	\$38,513.96	\$10,557.00	\$21,684.89
JAIL REIMBURSEMENT	\$552.10	\$1,055.10	\$677.75	\$1,175.75
LEGAL RESEARCH	\$6.00	\$9.00	\$3.50	\$10.50
MEDIATION	\$2,169.10	\$5,405.10	\$1,687.11	\$4,310.61
MISCELLANEOUS	\$43,333.98	\$118,603.30	\$37,518.64	\$94,211.91
MUNI COURT COMPUTERIZATION	\$6,856.95	\$17,110.39	\$5,384.30	\$13,772.56
MUNI COURT IMPROVEMENT	\$21,856.70	\$54,306.60	\$15,512.91	\$36,216.86
RESTITUTION	\$425.00	\$1,193.67	\$1,097.45	\$4,379.59
SPECIAL PROJECTS	\$35,662.62	\$89,057.69	\$26,884.83	\$66,903.28
STATE PATROL	\$38,025.80	\$102,594.92	\$25,302.45	\$72,857.85
TRAFFIC/CRIMINAL BONDS	\$1,716.17	\$31,912.19	\$22,360.74	\$42,135.74

506,837.25      \$1,341,043.31      431,864.03      \$1,068,351.76

DISTRIBUTIONS:

ALCOHOL MONITORING	\$4,422.00	\$11,774.00	\$5,714.20	\$15,069.20
BOND FEES	\$800.00	\$1,750.00	\$975.00	\$1,950.00
CIVIL DEPOSIT TENDERS		\$835.00	\$3,202.60	\$4,625.67
COURT COST	\$90,166.10	\$222,216.10	\$71,295.34	\$176,585.80
DUI ENFORCEMENT	\$5,348.88	\$14,175.79	\$4,527.78	\$11,781.70
ELECTRONIC IMAGING	\$6,828.50	\$17,137.00	\$5,354.40	\$13,701.90
FINES & FORFEITURES	228,313.55	\$605,340.51	192,223.17	\$481,236.42
FUND REIMBURSEMENT				
INDIGENT DRIVER ALCOHOL	\$684.20	\$2,218.10	\$918.00	\$2,402.05
INMATE MEDICAL EXPENSE		\$56.00		
INTEREST		\$34.47		\$28.36
JAIL HOUSING	\$13,077.70	\$38,513.96	\$10,557.00	\$21,684.89
JAIL REIMBURSEMENT	\$552.10	\$1,055.10	\$677.75	\$1,175.75
LEGAL RESEARCH	\$6.00	\$9.00	\$3.50	\$10.50
MEDIATION	\$2,169.10	\$5,403.10	\$1,687.11	\$4,310.61
MISCELLANEOUS	\$56,173.89	\$142,582.91	\$46,899.55	\$136,394.28
MUNI COURT COMPUTERIZATION	\$6,856.95	\$17,104.39	\$5,384.30	\$13,772.56
MUNI COURT IMPROVEMENT	\$21,856.70	\$54,293.60	\$15,512.91	\$36,216.86
RESTITUTION	\$375.00	\$1,020.07	\$1,137.45	\$3,944.59
SPECIAL PROJECTS	\$35,662.62	\$89,034.69	\$26,884.83	\$66,903.28
STATE PATROL	\$38,025.80	\$102,594.92	\$25,302.45	\$72,857.85

511,319.09      \$1,327,148.71      418,257.34      \$1,064,652.27

DISTRIBUTED TO:

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

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

CITY OF FINDLAY	239,806.04	\$618,353.89	192,334.72	\$485,690.31
HANCOCK COUNTY	\$38,563.23	\$94,668.42	\$28,319.51	\$69,736.86
OTHERS	144,882.20	\$389,554.99	132,818.32	\$334,153.65
STATE OF OHIO	101,836.20	\$263,567.81	\$75,260.38	\$201,441.61
	<u>525,087.67</u>	<u>\$1,366,145.11</u>	<u>428,732.93</u>	<u>\$1,091,022.43</u>

*Mark C. Miller*

MARK C. MILLER, JUDGE

~~JONATHAN P. STARN, JUDGE~~

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

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

Court: **FINDLAY MUNICIPAL COURT** Judge: **MARK C MILLER**

Report for the month of: **March 2017**

	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	128	20	395	8	333	57	0	186	1128
New cases filed	2	161	70	1311	1	154	17	2	71	1799
Cases transferred in, reactivated or redesignated	3	17	0	71	0	2	0	0	1	91
<b>TOTAL (Add lines 1-3)</b>	4	306	90	1777	9	489	74	2	258	3018
Trial/Hearing by judge (include bindover by preliminary hearing, guilty or no contest pleas and defaults	5	41	14	76	2	101	23	0	2	259
Hearing by Magistrate (Include guilty or no contest pleas and defaults	6	1	0	34	0	0	0	0	73	108
Transfer (Include waivers of preliminary hearing and individual judge assignments	7	126	62	84	1	5	1	2	0	282
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	8	0	0	0	0	12	2	0	0	14
Other dismissals (Include dismissals at preliminary hearing)	9	0	0	2	0	24	12	0	41	87
Violations Bureau	10	0		917						917
Unavailability of party for trial or sentencing	11	25	1	76	0	0	0	0	0	102
Bankruptcy stay or interlocutory appeal	12	0	0	0	0	1	0	0	0	1
Other terminations	13	30	1	264	0	0	0	0	0	295
<b>TOTAL (Add lines 5-13)</b>	14	223	78	1453	3	143	38	2	116	2065
Pending end of period (Subtract line 14 from line 4)	15	83	12	324	6	346	36	0	142	953
Cases pending beyond time guideline	16	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

FTP  
4/3/2017

**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

\_\_\_\_\_  
**MARK C MILLER** Date \_\_\_\_\_

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

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

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

Date of completion of most recent physical inventory

02/11/2016

Report for the month of: **March 2017**

	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	217	87	157	2	20	0	0	483	0
New cases filed	2	59	34	49	1	1	0	0	144	0
Cases transferred in, reactivated or redesignated	3	8	0	1	0	0	0	0	9	0
<b>TOTAL (Add lines 1-3)</b>	4	284	121	207	3	21	0	0	636	0
Jury trial	5	0	0	0	0	0	0	0	0	0
Court trial	6	1	0	5	0	0	0	0	6	6
Default	7				0	0	0	0	0	0
Guilty or no contest plea to original charge	8	25	9	32				66	35	
Guilty or no contest plea to reduced charge	9	3	0	3				6	1	
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	10	0	0	0	0	0	0	0	0	
Other Dismissals	11	17	3	8	0	6	0	34	6	
Transfer to another judge or court	12	0	0	0	0	0	0	0	0	
Referral to private judge	13				0	0	0	0	0	
Unavailability of party for trial or sentencing	14	12	2	3	0	0	0	17	1	
Bankruptcy stay or interlocutory appeal	15	0	0	0	0	0	0	0	0	
Other terminations	16	1	1	5	0	0	0	7	4	
<b>TOTAL (Add lines 5-16)</b>	17	59	15	56	0	6	0	136	0	
Pending end of period (Subtract line 17 from line 4)	18	225	106	151	3	15	0	500	0	
Cases pending beyond time guideline	19	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	
Cases submitted awaiting sentencing or judgment beyond time guideline	21	0	0	0	0	0	0	0	0	

FTP 4/3/2017

**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

\_\_\_\_\_  
 MARK C MILLER Date

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

Court: **FINDLAY MUNICIPAL COURT** Judge: **MARK C MILLER**

Report for the month of: **March 2017**

Date of completion of most recent physical inventory  
**12/16/2016**

	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	239	92	116	0	19	1	0	467	0
New cases filed	2	67	28	34	0	4	1	2	136	0
Cases transferred in, reactivated or redesignated	3	11	0	2	0	0	0	0	13	0
<b>TOTAL (Add lines 1-3)</b>	4	317	120	152	0	23	2	2	616	0
Jury trial	5	0	0	0	0	0	0	0	0	0
Court trial	6	1	0	2	0	0	0	0	3	0
Default	7			0	0	0	0	0	0	0
Guilty or no contest plea to original charge	8	18	16	27				61	0	
Guilty or no contest plea to reduced charge	9	7	0	2				9	0	
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	10	0	0	0	0	0	0	0	0	
Other Dismissals	11	22	0	10	0	3	0	0	35	1
Transfer to another judge or court	12	0	0	0	0	1	0	0	1	0
Referral to private judge	13			0	0	0	0	0	0	0
Unavailability of party for trial or sentencing	14	14	0	1	0	0	0	0	15	0
Bankruptcy stay or interlocutory appeal	15	0	0	0	0	1	0	0	1	0
Other terminations	16	1	0	1	0	1	0	0	3	0
<b>TOTAL (Add lines 5-16)</b>	17	63	16	43	0	6	0	0	128	0
Pending end of period (Subtract line 17 from line 4)	18	254	104	109	0	17	2	2	488	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 4/3/2017

**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

\_\_\_\_\_  
MARK C MILLER Date

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

\_\_\_\_\_  
MARK C MILLER Date



# City of Findlay

Lydia Mihalik, Mayor

## POLICE DEPARTMENT

John E. Dunbar, Acting Chief of Police  
318 Dorney Plaza, Room 116 • Findlay, OH 45840  
Phone: 419-424-7194 • Fax: 419-424-7296  
www.findlayohio.com

April 6, 2017

Honorable Council:

Attached are the Findlay Police Department activity stats for March 2017.

Sincerely,



John E. Dunbar  
Acting Chief of Police



# 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

April 5, 2017

Honorable City Council  
City of Findlay, Ohio

RE: Appointment to Blanchard Valley Port Authority

Dear Council Members:

This letter will serve as my request for your confirmation of reappointment of Craig Anderson to the Blanchard Valley Port Authority. Mr. Anderson has served as a joint City of Findlay appointment to the Port Authority since its inception in 2007.

Mr. Anderson has expressed a desire and willingness to continue to serve the community as a member of the Blanchard Valley Port Authority. This reappointment will be effective through June 30, 2021.

I trust that you will concur with my choice and confirm my appointment. Thank you for your consideration.

Sincerely,



Lydia L. Mihalik  
Mayor

cc: Craig Anderson  
Donald J. Rasmussen, Director of Law

# 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

April 5, 2017

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

Honorable City Council  
Findlay, OH 45840

RE: S.Main St Waterline, Project No. 35773500  
Heather Dr Waterline, Project No. 35773700  
Woodside Dr Waterline, Project No. 35773800  
Davis St Waterline, Project No. 35773600  
Vincent St Waterline, Project No. 35774000

Dear Council Members:

By authorization of Ordinance No. 2017-06, a bid opening was held for the above-referenced projects on March 28, 2017. The projects are included in the 2017 Capital Improvements Plan and the Engineer's estimated cost of construction was \$990,380. The lowest and best bid was \$772,525.00, received from Helms and Sons Excavating of Findlay, Ohio for Vincent Street and Hohenbrink Excavating of Findlay, Ohio for the other four (4) projects.

Previously, an amount of \$20,000 was appropriated to each of the projects for design and startup. At this time, an appropriation for construction, inspection and a contingency is needed to complete the project.

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

FROM:	Water Fund	\$803,790	
TO:	S.Main St Waterline, Project No. 35773500		\$178,140
	Heather Dr Waterline, Project No. 35773700		\$ 88,130
	Woodside Dr Waterline, Project No. 35773800		\$ 76,000
	Davis St Waterline, Project No. 35773600		\$ 90,100
	Vincent St. Waterline, Project No. 35774000		\$371,420

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

**Findlay Fire Department**  
**Monthly Activities Report - 2017**  
 Submitted By: Joshua S. Eberle, Fire Chief

Fire Statistics	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Fires	4	9	11									
Assist Other Agency	1	2	4									
Emergency Medical Service (EMS)	161	115	133									
Car Accidents	19	9	21									
Rescues (Extrication, Water, Elevator)	1	1	1									
Hazmat	17	4	13									
Good Intent	3	3	7									
Burning Complaints	0	3	2									
False Alarms	23	26	31									
<b>Totals</b>	<b>229</b>	<b>172</b>	<b>223</b>	<b>0</b>	<b>0</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)	66	53	72									
Station 2 - (North Main St)	63	44	56									
Station 3 - (Tiffin Ave)	46	44	46									
Station 4 - (CR 236)	54	31	48									
<b>Totals</b>	<b>229</b>	<b>172</b>	<b>222</b>	<b>0</b>	<b>0</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	60	84	64									
Fire Formal	148	269	140									
Fire Informal	1682	1363	2063									
<b>Totals</b>	<b>1889</b>	<b>1716</b>	<b>2267</b>	<b>0</b>	<b>0</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	3	2	4									
Inspections	1		5									
Plan Reviews	1	10	15									
System Acceptance Tests		1	7									
<b>Totals</b>	<b>5</b>	<b>13</b>	<b>31</b>	<b>0</b>	<b>0</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	8	7	6									
Inspections	12	7	14									
Plan Reviews	7	11	15									
System Acceptance Tests	1	1	3									
<b>Totals</b>	<b>28</b>	<b>26</b>	<b>38</b>	<b>0</b>	<b>0</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	2	2	1									
Undetermined		1										
Incendiary			1									
Fire Investigation Activities												
Follow-up	7	15	2									
Interviews	7	23	15									
Assists												
<b>Totals</b>	<b>19</b>	<b>41</b>	<b>19</b>	<b>0</b>	<b>0</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	11	7	28									
Business	18		11									
Education K-12			1									
Education Pre-School												
Factory	1		3									
Mercantile			11									
Hazardous / Fireworks												
Institutional	4											
Mercantile												
Residential												
Adoption / Foster Care	1	1	1									
Storage / Mixed Use	2		1									
Utility Mobile Food Vendors												
Utility Outbuildings												
Vacant Structures												
<b>Totals</b>	<b>37</b>	<b>8</b>	<b>54</b>	<b>0</b>	<b>0</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	11	19	18									
Complaints	5	4	1									
Fireworks Exhibitions / Events	7		1									
Knox Box Consults/Maint.	7	2	6									
Other	3	1										
Fire Plan Updates	3		2									
Pre-Fire Plan	3											
Property Research	2	4	2									
Safety Presentations	3	2	1									
Re-inspections	77	102	58									
Background Checks		1										
<b>Totals</b>	<b>122</b>	<b>135</b>	<b>89</b>	<b>0</b>	<b>0</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	0	3										
Truck Visits	0	0										
Meetings Attended	8	4	3									
School / Seminars Attended	6	9	11									
<b>Totals</b>	<b>14</b>	<b>16</b>	<b>14</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

# City of Findlay

Lydia L. Mihalik, Mayor

WATER TREATMENT DEPARTMENT  
Jeff Newcomer, Superintendent  
110 North Blanchard Street • Findlay, OH 45840  
Phone: 419-424-7193 • Fax: 419-424-7892  
www.findlayohio.com

APRIL 6, 2017

## NEWS RELEASE

### PRECIPITATION & RESERVOIR LEVELS

Total precipitation recorded at the City of Findlay Water Pollution Control Center was 8.06 inches of rain and 6.40 inches of snow for the first quarter (Jan-March) of 2017.

At the end of March, the Findlay reservoirs stood at 99% of capacity. This reservoir level represents a 1108 day water supply at the city's current usage rate.

Water treated at the plant totaled 515.77 million gallons for the first quarter (Jan-March) of 2017. Water treated per day at the City of Findlay Water Treatment Plant averaged 5.73 million gallons (MG).

Thank you,



Jeff Newcomer  
Superintendent  
Water Treatment Plant

EC: City Council  
Department Supervisors  
File

# FINDLAY WORC STATS SUMMARY SHEET - 2017

UPDATED: 4/12/2017

NOTE: THE WORC CLOSINGS (\*) = 7 DAYS EACH WEEK FOR 6 DIFFERENT WEEKS = 42 DAYS.

COURT	CATEGORY	JAN	* FEB.	(FEMALES) MARCH	* APRIL	MAY	* JUNE	JULY	* AUG.	SEPT.	(FEMALES) OCT.	* NOV.	* DEC.	Y.T.D. TOTALS	
Findlay Muni. Court	CITY OF FINDLAY ORDINANCE CASES - DAYS SERVED (COD)	70	109	100										279	
	STATE CODE CASES - DAYS SERVED (ORC)	85	126	180										391	
	TOTAL DAYS SERVED (FIMC) (COD + ORC)	155	235	280	0	0	0	0	0	0	0	0	0	670	
	NO - SHOWS	2	3	11											16
	DECLINED	1	0	1											2
	RESCHEDULED	5	2	13											20
	RELEASED: SUCCESSFUL / TIME COMPLETED	3	15	15											33
	RELEASED: UNSUCCESSFUL / FAILED	0	0	3											3
	RELEASED: SUCCESSFUL / EARLY RELEASED BY COURT	1	3	0											4
	RELEASED: FURLOUGHED	0	0	2											2
Hancock Co.	STATE CODE CASES - DAYS SERVED (ORC)	47	54	0										101	
	TOTAL DAYS SERVED (HCCP) (COD + ORC)	47	54	0										101	
Common Pleas Court	NO - SHOWS	0	0	0										0	
	DECLINED	1	0	0										1	
	RESCHEDULED	0	0	0										0	
	RELEASED: SUCCESSFUL / TIME COMPLETED	1	2	0										3	
	RELEASED: UNSUCCESSFUL / FAILED	0	0	0										0	
	RELEASED: SUCCESSFUL / EARLY RELEASED BY COURT	0	1	0										1	
OTHER - Upper Sandusky Muni. Court	STATE CODE CASES - DAYS SERVED (ORC)	10	10	10										30	
	TOTAL DAYS SERVED (OTHER) (COD + ORC)	10	10	10										30	
Sandusky Muni. Court	NO - SHOWS	0	0	0										0	
	DECLINED	0	0	1										1	
	RESCHEDULED	0	0	0										0	
	RELEASED: SUCCESSFUL / TIME COMPLETED	1	1	1										3	
	RELEASED: UNSUCCESSFUL / FAILED	0	0	0										0	
	RELEASED: SUCCESSFUL / EARLY RELEASED BY COURT	0	0	0										0	
<b>TOTALS (ALL COURTS COMBINED)</b>															
TOTAL DAYS SERVED (ALL COURTS)		212	299	290										801	
TOTAL RESIDENTS BOOKED IN (TO START SERVING TIME)		16	13	20										49	
TOTAL NO - SHOWS (ALL COURTS)		2	3	11										16	
TOTAL DECLINED (ALL COURTS)		2	0	2										4	
TOTAL RESCHEDULED (ALL COURTS)		5	2	13										20	
TOTAL # OF RELEASES:		6	22	20										48	
TOTAL RELEASED: SUCCESSFUL/TIME COMPLETED (ALL COURTS)		5	18	16										39	
TOTAL RELEASED: UNSUCCESSFUL / FAILED (ALL COURTS)		0	0	3										3	
TOTAL RELEASED: SUCCESSFUL/EARLY RELEASE (ALL COURTS)		1	4	0										5	
TOTAL RELEASED: FURLOUGHED (ALL COURTS)		0	0	2										2	
AVERAGE DAILY COUNT		7.16	10.93	11.48										9.17	
<b>FINANCIALS</b>															
EXPENSES (FROM OTHER SHEET)		\$15,806.90	\$22,744.62	\$6,482.45	APRIL WILL HAVE REMAINDER OF EXPENSES DUE TO OUTSTANDING INVOICES.									\$45,033.97	
CHARGE STATISTICS		\$9,680.00	\$2,683.00	\$8,025.00										\$20,388.00	
PAYMENT STATISTICS		\$6,210.00	\$6,108.00	\$8,460.00										\$20,778.00	
SECURUS PAY PHONE COMMISSIONS		\$14.40	\$4.80	\$19.20										\$38.40	
OUTSTANDING ACCOUNTS		\$2,693.00	\$2,583.00	\$2,583.00										\$2,583.00	
NOTE: THE WORC CLOSED THE DOORS PERMANENTLY ON MARCH 31, 2017 AT 8:00 PM.															



# FINDLAY WORC FINANCIAL ANALYSIS

**JANUARY 01, 2017 THRU MARCH 31, 2017**

**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=	279
FIMC cases	State Code cases, days served =	391
FIMC cases	Total days served (combined City and State) =	670

<u>Other Courts using WORC</u>	<u>Days Served</u>	<u>Additional Income to date</u>
Hancock County Common Pleas Court	101	\$2,525.00
Upper Sandusky Municipal Court	30	\$750.00

Other Courts Usage Total Days:	131	Total Additional Income:	\$3,275.00
-----------------------------------	-----	--------------------------------	------------

Hancock Co. Justice Center Cost: 279 City Ordinance case days served x \$86.50 / day saved  
by not serving time at the Justice Center \$24,133.50

Total fees collected at \$25 / day from all residents = \$20,025.00

Outstanding fees = \$2,583.00 (16 accounts)

Expenses = \$45,033.97

Charge Statistics = \$20,388.00 ( 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 = \$20,778.00 ( 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 = \$24,255.97  
(Expenses - Payments)

Program Savings: Net vs. Justice Center cost = (\$122.47) \*  
(Justice Center Cost - Net Expense)

Commissions Received from Securus Pay Phones = \$38.40

\*\*\* 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.

# 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

April 12, 2017

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

Honorable City Council  
Findlay, OH 45840

RE: Brandman Sewer Diversion & CSO Removal, Project No. 35641900

Dear Council Members:

The Contractor started construction on the project and has run into some issues related to the elevation of bedrock and the elevation of the river bottom. To remedy the solution, the sewer will need to be lowered which will result in it being bored through bedrock. The additional cost for lowering the sewer and boring through bedrock is \$135,000.

As a reminder, this project will result in the elimination of a Combined Sewer Overflow (CSO). As part of the City's CSO Long-Term Control Plan, the City is required to eliminate CSOs when possible.

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

FROM:	Sewer Fund	\$135,000
TO:	Brandman Sewer Diversion & CSO Removal, Project No. 35641900	\$135,000

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

Thank you for your consideration in this matter.

Sincerely,



Brian Thomas  
City Engineer

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



## TREASURER'S OFFICE

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

SUSAN JO HITE  
CITY TREASURER

### Treasurer's Reconciliation for March 31, 2017

#### TREASURER

Fifth Third Initial Balance	5,042,362.79
- Withdrawals ()	(8,093,106.01)
+ Deposits	7,547,635.68
<b>Ending Balance</b>	<b>4,496,892.46</b>

( - Outstanding checks ) (446,081.29)

Deposit in Transit 136.75

---

Treasurer's Checking Bal 4,050,947.92

Investment Principal 53,525,188.48  
Accrued Bond Interest 484.02

Treasurer's Total Cash  
and Investments 57,576,620.42

#### AUDITOR

Auditor's Checking Bal 4,050,947.92

Auditor's Total Cash  
and Investments 57,576,620.42

Respectfully submitted,



Susan Jo Hite  
Treasurer



# 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

Thursday, April 13, 2017

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 March 31<sup>st</sup>, 2017  
Financial Snapshot for General Fund as of March 31<sup>st</sup>, 2017  
Open Projects Report as of March 31<sup>st</sup>, 2017  
Cash & Investments as of March 31<sup>st</sup>, 2017

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Jim Staschiak II", written over a horizontal line.

Jim Staschiak II  
City Auditor

**CITY OF FINDLAY**  
**SUMMARY OF YEAR-TO-DATE INFORMATION AS OF MARCH 31, 2017**

	EXPENDITURE BUDGET	Y-T-D EXPENSED	Y-T-D %	ANNUAL REVENUE BUDGET	Y-T-D RECEIVED	Y-T-D %
COUNCIL	156,437	40,369		3,100	500	
MAYOR'S OFFICE	328,026	60,731		4,600	1,645	
AUDITOR'S OFFICE	667,043	121,065		397,510	285	
TREASURER'S OFFICE	16,282	2,029		-	-	
LAW DIRECTOR	614,556	145,938		100,800	50,880	
MUNICIPAL COURT	2,016,802	404,011		1,334,600	471,662	
CIVIL SERVICE OFFICE	127,145	21,462		49,500	29,419	
PLANNING & ZONING	153,627	68,262		-	-	
COMPUTER SERVICES	366,643	56,481		346,499	25,000	
GENERAL EXPENSE	3,227,616	662,336		-	-	
GENERAL REVENUE	-	-		22,562,513	4,627,075	
POLICE DEPARTMENT	7,571,192	1,458,849		591,972	267,352	
DISASTER SERVICES	51,343	25,684		-	-	
FIRE DEPARTMENT	7,560,674	1,608,391		256,800	32,237	
DISPATCH CENTER	1,181,649	219,234		-	-	
N.E.A.T.	104,840	16,736		1,500	3,455	
HUMAN RESOURCES	165,874	40,420		-	-	
W.O.R.C.	363,429	45,034		65,100	19,861	
SERVICE SAFETY DIRECTOR	255,007	52,385		-	-	
ENGINEERING OFFICE	803,809	160,700		175,600	103,073	
PUBLIC BUILDING	428,145	58,714		7,500	485	
ZONING	195,694	34,658		59,700	10,725	
PARK MAINTENANCE	649,017	98,955		90,300	57,088	
RESERVOIR RECREATION	5,066	1,103		-	-	
RECREATION MAINTENANCE	165,980	18,155		-	-	
RECREATION FUNCTIONS	857,221	139,597		687,350	227,393	
CEMETERY DEPARTMENT	391,856	113,888		170,700	81,923	
<b>TOTAL GENERAL FUND</b>	<b>28,424,973</b>	<b>5,675,187</b>	<b>20.0%</b>	<b>26,905,644</b>	<b>6,010,057</b>	<b>22.3%</b>

CONTINUED ON REVERSE

	EXPENDITURE BUDGET	Y-T-D EXPENSED	Y-T-D %	ANNUAL REVENUE BUDGET	Y-T-D RECEIVED	Y-T-D %
SCM&R STREETS	3,120,139	536,050		2,965,035	903,267	
TRAFFIC-SIGNALS	356,896	54,917		75,000	76,176	
<b>TOTAL SCM&amp;R FUND</b>	<b>3,477,035</b>	<b>590,966</b>	<b>17.0%</b>	<b>3,040,035</b>	<b>979,443</b>	<b>32.2%</b>
SCM&R HIWAYS	167,481	14,547		138,162	35,222	
<b>TOTAL SCM&amp;R HIWAYS FUND</b>	<b>167,481</b>	<b>14,547</b>	<b>8.7%</b>	<b>138,162</b>	<b>35,222</b>	<b>25.5%</b>
AIRPORT OPERATIONS	1,174,042	191,854		1,012,430	184,389	
<b>TOTAL AIRPORT FUND</b>	<b>1,174,042</b>	<b>191,854</b>	<b>16.3%</b>	<b>1,012,430</b>	<b>184,389</b>	<b>18.2%</b>
WATER TREATMENT	2,223,287	431,570		33,000	2,114	
WATER DISTRIBUTION	1,708,129	302,354		96,000	23,082	
UTILITY BILLING	1,076,207	189,296		8,145,272	1,800,799	
SUPPLY RESERVOIR	441,953	74,271		23,083	1,950	
<b>TOTAL WATER FUND</b>	<b>5,449,576</b>	<b>997,491</b>	<b>18.3%</b>	<b>8,297,355</b>	<b>1,827,945</b>	<b>22.0%</b>
SANITARY SEWER MAINT	1,067,741	178,080		3,050	293	
STORMWATER MAINT	265,019	43,832		770,500	194,183	
WATER POLLUTION CONTROL	3,067,258	398,301		8,762,175	2,203,783	
<b>TOTAL SEWER FUND</b>	<b>4,400,018</b>	<b>620,213</b>	<b>14.1%</b>	<b>9,535,725</b>	<b>2,398,259</b>	<b>25.2%</b>
PARKING	104,479	26,207		80,900	16,871	
<b>TOTAL PARKING FUND</b>	<b>104,479</b>	<b>26,207</b>	<b>25.1%</b>	<b>80,900</b>	<b>16,871</b>	<b>20.9%</b>
SWIMMING POOL	86,326	366		78,000	-	
<b>TOTAL SWIMMING POOL FUND</b>	<b>86,326</b>	<b>366</b>	<b>0.4%</b>	<b>78,000</b>	<b>-</b>	<b>0.0%</b>
CIT ADMINISTRATION	19,786,163	3,247,117		24,112,500	5,483,074	
<b>TOTAL CIT FUND</b>	<b>19,786,163</b>	<b>3,247,117</b>	<b>16.4%</b>	<b>24,112,500</b>	<b>5,483,074</b>	<b>22.7%</b>

**SNAPSHOT \$ FINANCIAL: GENERAL FUND**

2017

Revenues/Expenditures & Key Balances Snapshot as of :

Projected

3/31/2017

**GENERAL FUND REVENUES & EXPENSES**

Prior Year Ending Cash Balance – Unappropriated \$ 13,490,333

Revenue and Receipts Projection General Fund \$ 27,090,644

Expenses Appropriated General Fund (assumes \$0.00 returned by departments) \$ (28,341,167)

**OPERATIONAL SURPLUS/(DEFICIT) (\$1,250,523)**

**PROJECTED UNENCUMBERED YEAR END GF CASH BALANCE**

**\$ 12,239,810**

**FINANCIAL POLICY AMOUNTS**

	Minimum	Proj. Balance	Over/(Short)
Minimum Reserve Balance GF (Resolution 002-2014 16.7% of Budget Expenses)	\$ 4,618,373	\$ 12,239,810	\$7,621,437
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	\$ 886,176	(\$113,824)

**MONITORING INTANGIBLE / ANTICIPATED ITEMS**

**LIKELY**

**POSSIBLE**

**GENERAL FUND**

Revenue Differential + / (-) (\$400,000.00)

Expense Differential + / (-) (\$1,500,000.00)

Fund Subsidies + / (-)

Unbudgeted Projects

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

2017

**\$ 10,339,810**

**CITY OF FINDLAY  
OPEN PROJECTS AS OF MARCH 31, 2017**

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED INCEPTION TO DATE	EXPENSED INCEPTION TO DATE	PENDING PURCHASE ORDERS	AVAILABLE TO SPEND
31926300	HP 3000 MIGRATION	1,020,650	1,018,507	1,363	781
31942400	DOWNTOWN REVITALIZATION	940,000	808,131	131,260	609
31948000	OHIO 629 - MCLANE	637,345	534,637	-	102,708
31948200	OHIO 629 - MARATHON	250,000	-	-	250,000
31949800	MUNI COURT EXPANSION	550,000	500,895	45,276	3,829
31950800	MUNI BLDG NETWORK REWIRING	140,000	86,016	16,327	37,657
31951800	SWALE BALL FIELD IMPROVEMENTS	20,000	18,255	1,745	-
31952600	SPRUCE DRIVE LANDSCAPE REHAB	62,000	44,480	-	17,520
31953200	MANLEY BLDG IMPROVEMENTS	68,000	67,875	125	-
31954800	BLANCHARD RIVER SEDIMENT REMOVAL	14,750	9,976	-	4,774
31955300	ROWMARK 629 ROADWORK	75,000	-	3,750	71,250
31960100	CITY FIBER LOOP INSTALLATION	150,000	83,284	9,410	57,306
31960400	2016 FFD #1 IMPROVEMENTS	61,000	61,000	-	-
31961700	WOOD SHOP ROOF REPLACEMENT	20,000	-	-	20,000
31961900	2016 EMORY ADAMS IMPROVEMENTS	20,000	15,132	4,868	-
31962100	RIVERSIDE PARKING & TENNIS COURTS	25,000	24,895	-	105
31962700	2016 RAWSON PARK IMPROVEMENTS	10,000	8,423	1,577	-
31962900	CUBE ICE EXPANSION FEASIBILITY STUDY	25,000	-	-	25,000
31963500	2016 CEMETERY ROAD RECONSTRUCTION	20,000	-	-	20,000
31964100	2016 CEMETERY FOUNDATIONS	15,000	3,247	1,753	10,000
31964300	2016 CEMETERY LIGHTING	5,000	-	5,000	-
31964700	2016 STREET DEPT LIGHTING	20,000	5,935	14,062	3
31964800	DORNEY PLAZA REVITALIZATION	35,000	3,200	25,000	6,800
31965000	VOIP PHONE SYSTEM	65,000	-	-	65,000
31965800	SILT COLLECTOR @ RESERVOIR	355,000	355,000	-	-
31966400	RIVERSIDE SHELTER ROOFS 2017	5,000	4,220	780	-
31966700	TYLER CASHIERING IMPLEMENTATION	38,500	-	38,385	115
31966800	2017 ORC PD REQUIRED TRAINING	14,740	-	-	14,740
31970400	FF CANCER PREC PLAN PH 1	40,000	1,113	38,059	828
31971800	2017 EDE PARK IMPROVEMENTS	10,000	-	-	10,000
31972300	2017 CUBE BLDG & GROUNDS UPGR	30,000	-	9,000	21,000
31972900	SALT BARN STRUCTURE	30,000	-	-	30,000
31980800	ORC PD REQUIRED TRAINING	29,320	25,298	680	3,342
<b>GENERAL FUND PROJECTS</b>		<b>4,801,305</b>	<b>3,679,519</b>	<b>348,419</b>	<b>773,367</b>
32542200	DALZELL DITCH CLEANING	20,000	-	-	20,000
32542300	OIL DITCH CLEANING	20,000	-	-	20,000
32542700	W HARDIN SEWER SEPARATION	220,000	48,841	104,151	67,008
32549500	HOWARD RUN DITCH CLEANING	2,000	-	750	1,250
32556000	B4 & B6 SEWER SEPARATION PH 1	20,000	11,410	7,540	1,050
32556100	B4 & B6 SEWER SEPARATION PH 2	129,000	-	25,800	103,200



PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED	EXPENSED	PENDING	AVAILABLE
		INCEPTION TO DATE	INCEPTION TO DATE	PURCHASE ORDERS	TO SPEND
32556200	CENTRAL & DAYTON SEWER SEPARATION	425,000	17,177	349,312	58,511
32563600	MCMANNESS/MCCONNELL SWR SEP	20,000	5,912	235	13,853
32593600	FOSTORIA AVE DRAINAGE PH 2	535,000	436,301	3,796	94,903
32840800	LIMA/S WEST INTERSECTION	110,000	92,654	-	17,346
32842500	BLANCHARD/6TH TRAN ALT PLAN	25,000	9,500	-	15,500
32852700	W SANDUSKY/WESTERN AVENUE	190,000	4,471	12,068	173,461
32852800	E SANDUSKY/BLANCHARD INTERSECTION	20,000	-	-	20,000
32852900	LIMA/WESTERN INTERSECCION	185,000	35,480	15,178	134,342
32860200	ODOT CR 99 BRIDGE STUDY	50,000	50,000	-	-
32860600	ODOT FY17 RESURFACING	851,000	274	742,300	108,425
32862500	2016 STREET PREV MAINT PROGRAM	450,000	439,713	10,229	58
32863400	W BIGELOW/NORTHGATE INTERSECTION	125,000	2,607	-	122,393
32863700	TIFFIN TRAFFIC POLES PH 1	75,000	1,317	-	73,683
32864500	MAIN ST ALLEY RECONSTRUCTION	447,000	53,200	368,142	25,658
32864600	CR212/CR236 WIDENING	140,000	52,023	83,419	4,558
32865900	ODOT US 224/SR12/37/568 RESURF	266,742	266,742	-	-
32870500	CITYWIDE PAVEMENT ASSESSMENT	99,000	2,256	91,306	5,438
32870800	17 STREET PREV MAINTENANCE	250,000	-	53,000	197,000
32872100	S MAIN/LINCOLN INTERSECTION	125,000	-	-	125,000
32872800	S MAIN/MAIN CROSS INTERSECTION	125,000	-	-	125,000
32873100	S MAIN/ SANDUSKY INTERSECTION	125,000	-	-	125,000
32875600	2017 STREET RESURFACING	20,000	1,309	400	18,291
32875900	PARK STREET REHAB	20,000	-	13,840	6,160
32876200	TRENTON/MAIN CROSS CURB	20,000	866	200	18,934
<b>SCM&amp;R FUND PROJECTS</b>		<b>5,109,742</b>	<b>1,532,054</b>	<b>1,881,666</b>	<b>1,696,021</b>
35250600	AIRPORT DRAINAGE IMPROVEMENTS	10,000	-	8,200	1,800
35264900	AIP-26 RUNWAY REHAB	2,228,169	3,706	2,219,674	4,790
35273200	TERMINAL BLDG IMPROVEMENTS	25,000	-	-	25,000
35276800	AIRPORT LAND PURCHASE 2017	4,530	4,470	-	60
<b>AIRPORT FUND PROJECTS</b>		<b>2,267,699</b>	<b>8,176</b>	<b>2,227,874</b>	<b>31,650</b>
35574600	2017 STORMWATER MGT	25,000	-	-	25,000
35574800	2017 ANNUAL DITCH MAINTENANCE	25,000	-	-	25,000
35575100	CR300 DRAINAGE	20,000	-	7,800	12,200
35641900	BRANDMAN SEWER & CSO	200,000	9,886	142,450	47,664
35649300	I75 SANITARY SEWER RELOCATION	340,000	114,725	221,891	3,384
35654000	SEWER MAINT COLD STORAGE BLDG	185,000	130,622	50,230	4,148
35661100	WPC OXIDATION DITCH 1 CONCRETE	25,000	18,630	-	6,370

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED INCEPTION TO DATE	EXPENSED INCEPTION TO DATE	PENDING PURCHASE ORDERS	AVAILABLE TO SPEND
35662200	WPC SCADA SYSTEM UPGRADE	150,000	1,393	-	148,607
35674400	2017 SEWER LINING & MANHOLE	65,000	-	45,000	20,000
35674500	2017 ANNUAL CSO LTC	200,000	-	-	200,000
35675000	SANITARY SEWER CR 212	45,000	-	8,000	37,000
35675200	HIGH ST SEWER REPLACEMENT	20,000	17	6,000	13,983
25675300	EAST & FRONT CSO ELIMINATION	20,000	-	-	20,000
35675400	SEWER FLAP GATE PROJECT	20,000	-	-	20,000
25675500	DISTRIBUTION DR SAN SEWER	20,000	-	-	20,000
<b>SEWER FUND PROJECTS</b>		<b>1,360,000</b>	<b>275,273</b>	<b>481,371</b>	<b>603,357</b>
35710800	WATERLINE EXT TO LANDFILL	80,000	77,407	-	2,593
35741400	BLANCHARD RVR/STANFORD WL	25,000	10,861	1,130	13,009
35754100	RAW WATERLINE/TRANSFER STATION	210,000	1,367	201,000	7,633
35756300	WTP RETAINING WALL	-	1,051	-	(1,051)
35760300	2016 SMALL WATERLINES	150,000	96,370	-	53,630
35761400	W SANDUSKY ST WATERLINE	30,000	892	17,075	12,033
35762600	WESTMOOR RD WATERLINE REPLACE	20,000	14,877	235	4,888
37563100	BLISS/ELYRIA WL CONNECTION	70,000	46,849	17,491	5,661
35766100	TR 94 WATERLINE OVERSIZE	9,320	9,320	-	-
35773300	2017 PAINTING @ PUMP STATION	25,000	-	23,380	1,620
35773500	S MAIN WL REPLACE	20,000	948	50	19,002
35773600	DAVIS W REPLACE	20,000	10	50	19,940
35773700	HEATHER WL REPLACE	20,000	10	50	19,940
35773800	WOODSIDE DR WL REPLACE	20,000	10	50	19,940
35773900	VINCENT & MILTON	50,000	10	-	49,990
25774000	VINCENT WL REPLACEMENT	30,000	-	50	29,950
25774100	RESURFACE WD FLOORS	46,000	-	46,000	-
25774200	DISTRIB BLDG ROOF REPAIR	8,500	3,848	-	4,652
35774300	TR215 WATERLINE EXTENSION	30,000	-	-	30,000
35774700	W DIST SYS ANALYSIS ASSESSMENT	20,000	-	-	20,000
35775800	RESERVOIR 1 RAMP REPAVING	20,000	-	-	20,000
35776100	WTP UNER ITILITY CAPACITY	20,000	-	5,000	15,000
<b>WATER FUND PROJECTS</b>		<b>923,820</b>	<b>263,830</b>	<b>311,561</b>	<b>348,430</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>

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CITY OF FINDLAY  
CASH & INVESTMENTS AS OF MARCH 31, 2017

<u>AMOUNT</u>	<u>DESCRIPTION AND RATE</u>	<u>BANK/FIRM</u>
\$ 1,060,000.00	STAR OHIO @ 0.78%	
121,347.00	STAR OHIO @ 0.78%	
15,003,500.00	STAR OHIO @ 0.78%	
1,376,476.75	STAR OHIO @ 0.78%	
1,000,000.00	STAR PLUS @ 0.35%	
12,005,000.00	SAVINGS ACCOUNT	FIFTH THIRD 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
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
1,994,121.55	FHLMC @ 0.750%	HUNTINGTON BANK
998,710.00	FFCB @ 0.800%	FIFTH THIRD BANK
999,485.95	FHLMC @ 0.850%	D A DAVIDSON
998,600.00	FHLMC @ 0.850%	HUNTINGTON BANK
1,002,320.00	FNMA @ 1.020%	KEY BANK
996,130.00	FFCB @ 0.890%	FIFTH THIRD BANK
999,580.00	US TREASURY @ 1.250%	KEY BANK
1,000,625.00	US TREASURY @ 1.250%	PNC BANK
1,000,300.00	FFCB @ 1.300%	HUNTINGTON BANK
995,429.69	US TREASURY @ 1.237%	HUNTINGTON BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 1.100%	WATERFORD BANK
<hr/>		
\$ 53,525,188.48	INVESTMENT TOTAL	
4,050,947.92	5/3 BANK ACCOUNT BALANCE	
484.02	ACCRUED INVESTMENT INTEREST	
<hr/>		
<b>\$ 57,576,620.42</b>	<b>TOTAL CASH &amp; INVESTMENTS</b>	

CITY OF FINDLAY  
**BREAKDOWN OF TOTAL CASH & INVESTMENTS BY FUND AS OF MARCH 31, 2017**

\$16,154,125.81	General Fund
1,000,000.00	General Fund Restricted Rainy Day
955,570.71	General Fund Projects
1,308,729.59	SCM&R Fund
1,745,922.96	SCM&R Fund Projects
-	County Permissive License Fund
264,066.12	State Highway Fund
589.57	Law Enforcement Trust Fund
37.00	Drug Law Enforcement Trust Fund
250,905.07	ID Alcohol Treatment Fund
56,120.00	Enforcement & Education Fund
281,134.38	Court Special Projects Fund
122,430.63	Court Computerization Fund
3,609.56	METRICH Drug Law Enforcement Trust Fund
115,324.28	Alcohol Monitoring Fund
87,269.51	Mediation Fund
135,444.67	Electronic Imaging Fund
20,377.39	Legal Research Fund
535,465.40	Severance Payout Fund
614,626.65	Debt Service Fund
27,342.00	CR 236 TIF Fund
272,287.96	Municipal Court Improvement Fund
331,987.04	Airport Fund
147,504.83	Airport Fund Projects
10,956,538.89	Water Fund
796,246.09	Water Fund Restricted
558,266.27	Water Fund Projects
6,118,401.52	Sewer Fund
4,891,386.65	Sewer Fund Restricted
1,083,447.46	Sewer Fund Projects
21,760.70	Parking Fund
-	Parking Fund Projects
12,500.99	Swimming Pool Fund
-	Swimming Pool Fund Projects
31,369.36	Internal Service Central Stores Fund
787,401.02	Internal Service Workers Comp Fund
1,074,338.13	Internal Service Self Insurance Fund
2,013,631.90	CIT Fund
2,617,634.44	CIT Fund- Restricted Capital Improvements
-	CIT Fund-Restricted Flood Mitigation
136,026.88	Police Pension Fund
136,026.88	Fire Pension Fund
2,208.24	Unclaimed Monies Fund
43,102.58	Tax Collection Agency Fund
1,388,416.31	Cemetery Trust Fund
157,195.07	Private Trust Fund
305,507.29	Guaranteed Deposits
-	Special Assessments Pavements Fund
880.69	Special Assessments Sidewalks Fund
82.82	Special Assessments Sidewalks Fund Projects
13,379.11	Special Assessments Storm Fund
<u>\$57,576,620.42</u>	<b>TOTAL CASH &amp; INVESTMENTS</b>



# Findlay Fire Department

Joshua S. Eberle, Chief

720 South Main Street  
Findlay, OH 45840

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



April 11, 2017

Findlay City Council,

The City of Findlay Fire Department has been awarded a BWC Safety Intervention Grant to purchase a complete set of hydraulic extrication tools. For the past few years the city Safety Committee has pursued various Safety Intervention Grants without success, and this award was similarly denied on the initial application. After submitting a BWC appeal, however, the grant was awarded. The amount of the grant is \$19,354.50, requiring local matching funds of \$6,451.50.

These tools will greatly enhance our response capability on vehicle accident scenes and result in better patient care and increased safety for our firefighters. The hydraulic tool set consists of several individual tools: a spreader, cutter, ram, and confined-space cutter, along with the hydraulic power unit and associated hoses & fittings. The deployment of these tools will be on Engine 2, which is routinely called upon to respond to vehicle accidents along the I-75 corridor.

I would like to thank HR Director Don Essex and our BWC representative Mona Weiss for all their work on this application, which began in the fall of 2016. Without their diligence and persistence this appeal would not have been approved.

While the local match funds of \$6,451.50 was not a budgeted item for 2017, I feel at this time we can absorb that cost from the existing fire department budget. As always we will continue to monitor our budget throughout the year, but with this expense there may be a need for a transfer from the general fund in the latter part of 2017.

Thank you for your time.

Joshua S. Eberle, Chief  
Findlay Fire Department

# COMMITTEE REPORT

## THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

An AD HOC COMMITTEE met on March 21, 2017 to continue discussions on the bed tax distribution.

We recommend: *to continue discussions at the next scheduled meeting on April 4, 2017 at 4:00pm*

Aye  Nay *Grant Russel*  
Grant Russel, Chair

Aye  Nay *Dennis Hellmann*  
Dennis Hellmann

Aye  Nay *Tom Klein*  
Tom Klein

Aye  Nay *Tim Watson*  
Tim Watson

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

DATE: March 21, 2017

COMMITTEE: AD HOC

**COMMITTEE REPORT**

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

An **AD HOC COMMITTEE** met on April 4, 2017 to continue discussions on the bed tax distribution.

*We recommend:*

- CONTINUED DISCUSSION
- Next meeting scheduled for April 18 @ 5:30 PM

Aye  Nay

  
Grant Russel, Chair

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

Aye  Nay

  
Dennis Hellmann

**DATE:** April 4, 2017

Aye  Nay

  
Tom Klein

**COMMITTEE:** AD HOC

Aye  Nay

  
Tim Watson



# Ad-hoc Committee on Bed Tax Distribution

---

Meeting Date: April 4, 2017

Start Time: 5:00 p.m.

End Time:

## **In Attendance:**

### **Ad-Hoc Committee:**

- Grant Russel, Chairman
- Dennis Hellmann
- Tom Klein
- Tim Watson

### **Potential Guests:**

- Don Rasmussen, City of Findlay Law Director
- Alissa Preston, Convention & Visitors Bureau
- John Haywood, Findlay-Hancock County Alliance
- Sarah Sisser, Hancock Historical Museum
- Alex Parker, WFIN

## **Agenda Items:**

1. Approve February 14, 2017 Meeting Minutes
2. Discussion with City Law Director - funding for secular events held at churches
3. Discussion with Convention & Visitors Bureau

## **Outstanding Items:**

1. Discussion with City Law Director (this meeting)
2. Convention & Visitors Bureau (this meeting)
3. Recommendation to full City Council

# Ad-hoc Committee on Bed Tax Distribution

---

## **Objective:**

To enhance the quality of life of the citizens of Findlay by encouraging, promoting and supporting art, cultural and recreational projects and events..

## **Eligible Organizations:**

- 501(c)(3) non-profits
- Private organizations
- Churches (to be determined)
  - o Note: while religious programming is not eligible, public events held at church facilities are potentially eligible
- Located or have a strong presence in Findlay

## **Non-eligible Organizations:**

- For Profit organizations
- Public entities / agencies; units of other governments
- Organizations not in "good standing" with the City of Findlay. "Good Standing" is defined in the Zoning Code (1165.11 E):
  - o **GOOD STANDING CLAUSE.** Applications for any permit, review or other action as provided for in this Zoning Ordinance may be denied due to the applicant's lack of good standing with the City of Findlay. Good standing means there are **no pending citations, violations, delinquencies, or matters pending before the municipal court against the applicant.** All City services and agencies are **within the scope** of the Good Standing Clause, including but not limited to **Zoning, Engineering, Water & Utility Billing, Income Tax Department, Police Department, Neighborhood Enhancement & Abatement Team (NEAT),** etc. The Zoning Administrator shall not refuse to issue a Permit when issues are not related to the public, such as disputes stemming from interpretations of covenants or private agreements between landowners.
- Organizations that support political parties, candidates or philosophies or whose purpose is to influence, promote or initiate governmental legislation or regulations at any political level
- Endowments

## **Eligible Events / Projects:**

- Have a wide appeal for a significant portion of the community
- Promote and enrich the cultural life of the community
- Encourage support and patronage of businesses, restaurants and attractions located in Findlay
- Emphasis on cultural arts, including art exhibits, plays, concerts and recreational events
- Events that attract multiples sources of funding and support
- Events that promote & encourage tourism are encouraged, but tourism is of secondary importance

## **Non-Eligible Events / Projects:**

- Projects for basic operating & maintenance activities (i.e. organizational overhead) or elimination of existing debt

- Capital projects/expenditures
- Religious programming
- Political or advocacy activities
- Events/Projects where a significant portion is held outside of the City of Findlay
- *Fundraisers or events where the net proceeds and/or profits are donated to another organization or individual (still under consideration)*
- Not open to the general public
- Previously completed events
- Events where the City is the sole source of funding

## **Proposed Grant Making Process Timeline:**

### **1. September:**

- Prior to the Pre-Budget meeting, Managing Organization provides interim report on current year's activity & fund balances to City Council
- During the Pre-Budget meeting, City Council uses this information to establish initial funding estimate for XYZ Fund from bed-tax revenues
- Note: Unspent funds from the current year will be rolled-over to the next year in order to eliminate a "use it or lose it" mentality. The potential carryover amount should be considered by Council during the budgeting process.

### **2. December:**

- City Council proposes funding level for XYZ Fund from bed-tax revenues

### **3. January:**

- City Council passes annual General Fund budget including annual funding for XYZ Fund
- Managing Organization provides a report on the previous year's activity including:
  - i. total number of requests for funding received
  - ii. total number of requests granted
  - iii. total dollar amount of funding requested
  - iv. total dollar amount of funding granted

The report will also include the following details for each funded event (project):

- i. Event Sponsor
- ii. brief description of the event (project)
- iii. the date(s) of the event (project)
- iv. the amount of funding

### **4. January through December**

- a. Managing Organization accepts applications for grant funding
- b. Managing Organization reviews applications & awards grant funding
- c. Event (project) occurs
- d. post-event wrap-up between Managing Organization & Event Sponsor
- e. Upon satisfaction of all Managing Organization's requirements, Managing Organization transmits reimbursement request to the City Auditor office
- f. ? - Council approves reimbursement.
- g. City Auditor office reimburses Event Sponsor

**COMMITTEE REPORT**

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

The **WATER AND SEWER COMMITTEE** to whom was referred a request from Daniel Stone, Van Horn, Hoover & Associates, Inc. to construct either a sixteen-inch (16") or eight-inch (8") plastic water line along Williams Road and Olive Street in the Deer Landing Subdivision.

We recommend

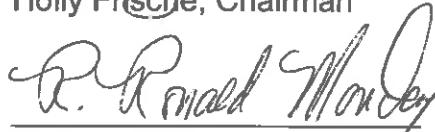
We will pay for difference between 8" cost & 16" Line up to \$32,475 based on previous policy

Aye  Nay

  
\_\_\_\_\_  
Holly Frische, Chairman

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

1st  Aye  Nay

  
\_\_\_\_\_  
R. Ronald Monday

**DATED:** April 12, 2017

2nd  Aye  Nay

  
\_\_\_\_\_  
Tim Watson

**COMMITTEE:**  
**WATER & SEWER**



Van Horn, Hoover  
& Associates, Inc.

Charlotte, NC

P.O. Box 621524  
Charlotte, NC 28262  
Phone: 704.604.4124  
Fax: 419.423.5772

Findlay, OH

3200 N. Main St.  
Findlay, OH 45840  
Phone: 419.423.5630  
Fax: 419.423.5772

March 21, 2017

City of Findlay  
318 Dorney Plaza  
Findlay, Ohio 45840  
Attn: Mr. Paul Schmelzer, P.E., P.S.

Re: Deer Landing Subdivision  
Water Extension

Dear Paul:

On behalf of our client, this letter is to serve as a formal submittal to you and to City Council for a request for cost participation for the above project. We have obtained formal bid numbers for the construction from JDR Excavating.

We have worked with JDR to provide numbers break down the costs associated with the offsite waterline construction. The City has requested that the waterline along Williams Road and Olive Street be constructed as a 16" plastic waterline. Based on the discussions with the City, the numbers provided are based on the difference between the 16" required and an 8" plastic line.

Based on the numbers provided by JDR, the following is a breakdown of the costs for the options listed above.

<u>Utility:</u>	<u>16" Cost:</u>	<u>8" Cost:</u>	<u>Difference:</u>
Waterline	\$ 348,575	\$ 216,100	\$ 132,475

Based on the above numbers, the increased cost for the water installation will be \$ 132,475. The developer is requesting the City participate for the increase in construction cost for the upsizing of the utilities based on half of the construction costs of the 16" waterline extension. Therefore we are respectfully requesting the City consider contributing \$ **174,237.50**. This would be an increase of \$41,812.50 over the difference in the costs.

If you have any questions, please feel free to contact myself or Roger Best at (419) 306-6471.

Sincerely,

Daniel R. Stone, P.E., P.S. - President  
Van Horn, Hoover & Associates, Inc.

Cc: Roger Best

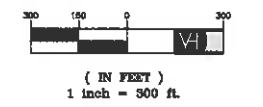


**Van Horn  
Hoover**  
& Associates, Inc.

- SURVEYING —
- CIVIL ENGINEERING —
- LAND USE PLANNING —
- GPS/GIS CONSULTANTS —

3200 N. MAIN ST.  
FINDLAY, OH 45840  
(419) 423-5630

www.VanHornHoover.com  
E-Mail:  
info@VanHornHoover.com



PREPARED FOR:  
**BEST  
CONSTRUCTION**

**DEER LANDING  
WATERLINE  
EXTENSION**

**WATERLINE EXTENSION  
EXHIBIT FOR WATER &  
SEWER COMMITTEE**

REVISIONS		
MARK	DATE	DESCRIPTION

PLOTS SCALE: 1:1

DRAWN: **DRS** CHECKED: **DRS**

DRAWING SCALE: 1"=300'

DATE: 3/21/17

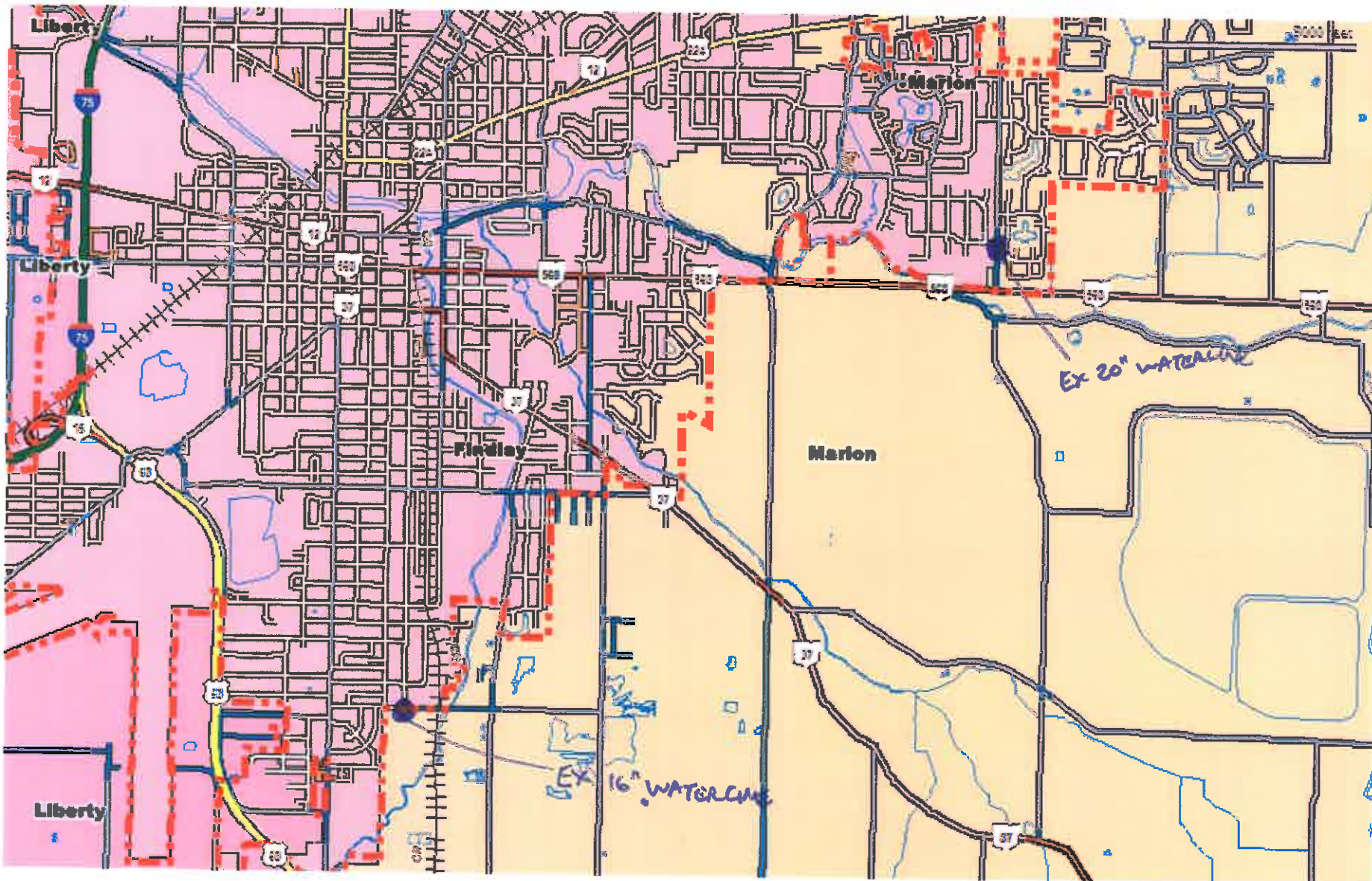
JOB NUMBER: z:\projects\15618  
water exhibit.dwg

SHEET NUMBER: **WL1**



NORTH

FINDLAY ENGINEERING DEPT GIS



**FINDLAY CITY COUNCIL  
CARRY-OVER LEGISLATION  
April 18, 2017**

**RESOLUTION NO. 010-2017** *(ADAMHS Board renewal)*

A RESOLUTION OF THE FINDLAY CITY COUNCIL SUPPORTING THE POSITION STATEMENT PREPARED BY THE OPIATE TASK FORCE THROUGH THE ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES (ADAMHS). **tabled**

**ORDINANCE NO. 2017-019** *(Lippincott Ave alley vacation)*

AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS LIPPINCOTT AVENUE ALLEY VACATION) IN THE CITY OF FINDLAY, OHIO. **third reading**

**ORDINANCE NO. 2017-020** *(Lippincott Ave street vacation)*

AN ORDINANCE VACATING A CERTAIN STREET (HEREINAFTER REFERED TO AS LIPPINCOTT AVENUE STREET VACATION) IN THE CITY OF FINDLAY, OHIO. **third reading**

**ORDINANCE NO. 2017-021** *(bicycle riding in Downtown Business District)*

AN ORDINANCE AMENDING SECTION 373.11(a)(2) OF CHAPTER 373 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO. **third reading**

**ORDINANCE NO. 2017-024** *(Rowmark Rd Improvements (Ohio 629) – City's share)*

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

**ORDINANCE NO. 2017-025** *(2<sup>nd</sup> qtr appropriations)*

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 ACCORDINANCE WITH THE 2017 DEPARTMENT EQUIPMENT LIST WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT A, APPROPRIATING FUNDS FOR SAID CAPITAL EXPENDITURES, AND DECLARING AN EMERGENCY. **third reading**

**ORDINANCE NO. 2017-028** *(2016 Codified Ordinances updates)*

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY. **third reading**

**ORDINANCE NO. 2017-034** *(2017 Capital Improvements)*

AN ORDINANCE TRANSFERRING AND 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

APRIL 18, 2017

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, APRIL 18, 2017 MEETING.

### **RESOLUTIONS**

011-2017 A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

### **ORDINANCES**

- 2017-035 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2017-036 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2017-037 AN ORDINANCE ESTABLISHING CHAPTER 939 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, ENTITLED "WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY," TO PROVIDE WIRELESS COMMUNICATIONS COMPANIES AND THEIR CUSTOMERS WITH ACCESS TO THE RIGHT OF WAY, IN ORDER TO COMPLY WITH FEDERAL LAW AND FEDERAL COMMUNICATIONS COMMISSION REGULATIONS REGARDING WIRELESS FACILITIES, TO ESTABLISH CLEAR RULES FOR THE SITING OF WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY, AND TO PROTECT THE CITY'S INTERESTS IN PRESERVING THE RIGHT OF WAY AESTHETICALLY AND AS A PEDESTRIAN-FRIENDLY THOROUGHFARE, AND DECLARING AN EMERGENCY.
- 2017-038 AN ORDINANCE AMENDING SECTIONS 5, 8 AND 20 OF CODIFIED ORDINANCE NO. 2016-108, KNOWN AS THE SALARY ORDINANCE, OF THE CITY OF FINDLAY, OHIO AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.
- 2017-039 AN ORDINANCE REPEALING THE CURRENT ZONING CODE, CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO; TO BE KNOWN AS "CITY OF FINDLAY ZONING ORDINANCE"; ADOPTING, APPROVING, AND INCORPORATING THE CURRENT ZONING MAP, ALONG WITH THE ENTIRE TEXT OF NEW CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO AS IF FULLY REWRITTEN HEREIN.

**RESOLUTION NO. 011-2017**

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

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

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

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

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

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

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

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

APPROVED \_\_\_\_\_

**OVER PURCHASE ORDER/NO PURCHASE ORDER - COUNCIL AUTHORIZATION**

VENDOR	VOUCHER	ACCOUNT	DEPARTMENT NAME	AMOUNT	REASON FOR EXPENSE	WHY
ALCOHOL MONITORING SYSTEMS INC	168545	22082000-332100	MUNI COURT	11,083.50	MONITORING BRACELETS	INVOICED PRIOR TO PO CREATION
TREASURER, STATE OF OHIO	168591	VARIOUS	VARIOUS	8,700.00	2ND QTR MARCS SERVICES	INVOICED PRIOR TO PO APPROVED

**ORDINANCE NO. 2017-035**

**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:	Water Fund	\$ 803,790.00
TO:	S. Main St Waterline <i>Project No. 35773500</i>	\$ 178,140.00
	Heather Dr Waterline <i>Project No. 35773700</i>	\$ 88,130.00
	Woodside Dr Waterline <i>Project No. 35773800</i>	\$ 76,000.00
	Davis St Waterline <i>Project No. 35773600</i>	\$ 90,100.00
	Vincent St Waterline <i>Project No. 35774000</i>	\$ 371,420.00

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 funds so that said project may proceed expeditiously.

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

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

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

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

APPROVED \_\_\_\_\_

**ORDINANCE NO. 2017-036**

**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	\$ 135,000.00
TO:	Brandman Sewer Diversion & CSO Removal <i>Project No. 35641900</i>	\$ 135,000.00

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 funds so that this project may continue expeditiously.

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

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

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

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

APPROVED \_\_\_\_\_

## ORDINANCE NO. 2017-037

**AN ORDINANCE ESTABLISHING CHAPTER 939 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, ENTITLED "WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY," TO PROVIDE WIRELESS COMMUNICATIONS COMPANIES AND THEIR CUSTOMERS WITH ACCESS TO THE RIGHT OF WAY, IN ORDER TO COMPLY WITH FEDERAL LAW AND FEDERAL COMMUNICATIONS COMMISSION REGULATIONS REGARDING WIRELESS FACILITIES, TO ESTABLISH CLEAR RULES FOR THE SITING OF WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY, AND TO PROTECT THE CITY'S INTERESTS IN PRESERVING THE RIGHT OF WAY AESTHETICALLY AND AS A PEDESTRIAN-FRIENDLY THOROUGHFARE, AND DECLARING AN EMERGENCY.**

**WHEREAS**, wireless carriers and companies that build infrastructure to support wireless communications equipment, or wireless communications facilities, have sought and are seeking to install wireless communications facilities in the right of way, whether by attaching to existing structures or, more commonly, by installing new structures; and

**WHEREAS**, federal law authorizes the Federal Communications Commission (FCC) to establish rules related to installing, or siting, wireless communications facilities, the FCC has promulgated such rules, and the rules are applicable to local governments nationwide; and

**WHEREAS**, Council desires to create rules and regulations governing the placement of wireless communications facilities in the right of way to address the increasing demand to install structures in the right of way in a manner that complies with the FCC requirements, treats applicants equally, clearly communicates the standards for the City's decisions regarding applications, and ensures that wireless carriers can provide coverage to customers in the City; and

**WHEREAS**, Council desires that the rules governing the receipt of and response to applications to locate facilities in the right of way also preserve the character and aesthetic appeal of the City's neighborhoods and avoid excessive structures in the right of way that could create safety hazards or impede the comfortable flow of pedestrian traffic; and

**WHEREAS**, establishing rules and processes for wireless communications facilities is in accordance with the guiding policy principle to preserve our resources and facilitate sustainable growth, preserve our natural and built environment and promote enduring stewardship dedicated to service and safety for citizens, promoting Findlay as the premier place for opportunity and growth; and

**WHEREAS**, Council finds it appropriate to ordain a new system of rules to govern wireless communications facilities in the right of way and to provide for the public health, safety, morals, and general welfare of the City.

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

SECTION 1: That Chapter 939 of the Codified Ordinances of the City of Findlay, entitled "wireless communications facilities in the right of way", be and is hereby ordained to read as follows:

**CHAPTER 939 WIRELESS COMMUNICATIONS FACILITIES IN THE RIGHT OF WAY**

**939.01 Purpose and Goals.**

The purpose of this chapter is to establish general procedures and standards, consistent with all applicable federal and state laws, for the siting, construction, installation, collocation, modification, operation, and removal of wireless communications facilities in the right of way. The goals of this chapter are to:

- (a) Provide standards for the siting, construction, installation, collocation, modification, operation, and removal of wireless communications facilities in the city's right of way and for payment of fees and charges to be uniformly applied to all applicants and owners of wireless communications facilities or support structures for such facilities.
- (b) Establish basic criteria for applications to site wireless communications facilities in the right of way and authorize the director of the department of transportation and engineering to develop, publish, and from time to time amend applications and other associated materials to provide clear guidance to applicants.
- (c) Ensure that wireless communications facilities will conform to all applicable health and safety regulations and will blend into their environment to the greatest extent possible.
- (d) Enhance the ability of wireless communications carriers to deploy wireless infrastructure in the city quickly, effectively, and efficiently so that residents, businesses, and visitors benefit from ubiquitous and robust wireless service availability.
- (e) Preserve the character of the city's neighborhoods and historic districts.
- (f) Comply with, and not conflict with or preempt, all applicable state and federal laws, including without limitation Section 101(a) and Section 704 of the Telecommunications Act, Pub. L. 104-104, 101 Stats. 56, 70 (Feb. 8, 1996) (codified as 47 U.S.C. §§ 253(a), 332(c)(7)), as may be amended or superseded, and Section 6409(a) of the Middle Class Tax Relief and Job Creation Act, Pub. L. 112-96, 126 Stat. 156 (Feb. 22, 2012) (codified as 47 U.S.C. § 1455(a)), as may be amended or superseded, and all FCC rules and regulations to interpret and implement applicable federal statutes.

**939.02 Applicability.**

- (a) *Existing wireless communications facilities.* Wireless communications facilities for which a permit has been issued prior to the effective date of this chapter shall not be required to meet the requirements of this chapter, except as set forth in Section 939.15, Nonconforming Wireless Communications Facilities.
- (b) *Exclusion for amateur radio facilities.* This chapter shall not govern the installation of any amateur radio facility that is owned or operated by a federally licensed amateur radio station operator or is used exclusively for receive-only antennas.
- (c) *Exclusion for certain over-the-air receiving devices.* This chapter shall not govern the installation of any OTARD antennas covered under FCC regulations codified in 47 C.F.R. §§ 1.4000 *et seq.*, as may be amended or superseded. OTARD antennas include, without limitation, direct-to-home satellite dish antennas less than one meter in diameter, television antennas and wireless cable antennas.
- (d) *Exclusion for handsets and user equipment.* This chapter shall not govern the use of personal wireless devices (e.g., cell phones) or other consumer-grade mobile user equipment used in the public right-of-way.
- (e) *Relationship to other chapters.* This chapter shall supersede all conflicting requirements of other titles and chapters of this Code regarding the locating and permitting of wireless communications facilities in the right of way.

**939.03 General Definitions.**

For the purposes of this Chapter 939 and except where expressly provided in Section 939.04, "Definitions Applicable to Type I Applications for Minor Modifications," the following words and phrases used in this Chapter 939 shall have the meanings ascribed to them in this Section 939.03, regardless of whether or not the words and phrases are capitalized.

**939.03.1 Antenna.**

"Antenna" means any apparatus designed for the purpose of the transmission and/or reception of radio frequency ("RF") radiation, to be operated or operating from a fixed location to facilitate wireless communications services including but not limited to the transmission of writings, signs, signals, data, images, pictures, and sounds of all kinds.

**939.03.2 Applicant.**

"Applicant" means any person that submits an application to the city to site, install, construct, collocate, modify, and/or operate a Wireless Communications Facility in the right of way.



**939.03.3 Base Station.**

"Base Station" means the same as defined by the FCC in 47 C.F.R. § 1.40001(b)(1), as may be amended and interpreted by the FCC and any other authority with competent jurisdiction, which defines that term as follows:

A structure or equipment at a fixed location that enables FCC-licensed or authorized wireless communications between user equipment and a communications network. The term does not encompass a Tower as defined in 47 C.F.R. § 1.40001(b)(9) or any equipment associated with a Tower.

- (i) The term includes, but is not limited to, equipment associated with wireless communications services such as private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.
- (ii) The term includes, but is not limited to, radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration (including Distributed Antenna Systems and small-cell networks).
- (iii) The term includes any structure other than a Tower that, at the time the relevant application is filed with the State or local government under this section, supports or houses equipment described in paragraphs (b)(1)(i) through (ii) of this section that has been reviewed and approved under the applicable zoning or siting process, or under another State or local regulatory review process, even if the structure was not built for the sole or primary purpose of providing such support.
- (iv) The term does not include any structure that, at the time the relevant application is filed with the State or local government under this section, does not support or house equipment described in paragraphs (b)(1)(i)–(ii) of this section.

As an illustration and not a limitation, the FCC's definition refers to any structure that actually supports wireless equipment even though it was not originally intended for that purpose. Examples include, but are not limited to, wireless facilities mounted on utility poles and other structures in the right of way, light standards, or traffic signals when such structure is approved by the city as an appropriate support for wireless transmission equipment. An existing structure without wireless equipment replaced with a new one designed to bear the additional weight from wireless equipment constitutes a base station.

**939.03.4 Collocation.**

“Collocation” means the mounting or installation of a Wireless Communications Facility on an existing Eligible Support Structure or Potential Support Structure for the purpose of transmitting and/or receiving radio frequency signals for communications purposes, as more specifically defined by the FCC in 47 C.F.R. § 1.40001(b)(2), as may be amended or superseded.

**939.03.5 Design Guidelines.**

“Design Guidelines” means those detailed design guidelines and examples promulgated by the department of transportation and engineering for the design and installation of structures supporting wireless communications facilities in the right of way, which are effective insofar as they do not conflict with FCC rules and regulations or the design standards established in section 939.08 of this chapter.

**939.03.6 Design Standards.**

“Design Standards” means those standards established in section 939.08 of this chapter, approved by the city planning commission and adopted by city council, for the design, construction, and installation of wireless communications facilities in the right of way, which are supplemented by Design Guidelines, and which are effective insofar as they do not conflict with state or federal law, including without limitation any applicable FCC rules and regulations.

**939.03.7 Eligible Support Structure.**

“Eligible Support Structure” means the same as defined by the FCC in 47 C.F.R. § 1.40001(b)(4), as may be amended, which defines that term as “[a]ny tower or base station as defined in this section, provided that it is existing at the time the relevant application is filed with the State or local government under this section.”

**939.03.8 Potential Support Structure.**

“Potential Support Structure” means an existing building or structure, other than a Tower as defined in this section, that may be transformed into a base station through the mounting or installation of an antenna or transmission equipment after that city approves it as a support structure and the permittee installs transmission equipment pursuant to such approval; Potential Support Structures include but are not limited to buildings, steeples, water towers, utility poles, light poles, City-owned structures in the right of way, and outdoor advertising signs.

**939.03.9 Person.**

“Person” means, without limitation, a natural person, a corporation, whether nonprofit or for profit, a partnership, a limited liability company, an unincorporated society or association, and two or more persons having a joint or common interest.

**939.03.10 Right of Way.**

“Right of Way” means real property for or devoted to (1) public transportation purposes; or (2) the placement of the city’s municipal utility easements and other traditional uses along a transportation route, whether by dedication, prescription, or otherwise, as well as the spaces above and below. In addition to the foregoing, the definition of right of way includes, without limitation, public highways, streets, avenues, alleys, sidewalks, bridges, aqueducts, and viaducts within the city.

**939.03.11 Substantial Change.**

“Substantial change” means the same as defined by the FCC in 47 C.F.R. § 1.40001(b)(7), as may be amended, and as applicable to facilities in the public right-of-way, which defines that term as a collocation or modification that:

- (a) increases the overall height more than 10% or 10 feet (whichever is greater);
- (b) increases the width more than 6 feet from the edge of the wireless tower or base station;
- (c) involves the installation of any new equipment cabinets on the ground when there are no existing ground-mounted equipment cabinets;
- (d) involves the installation of any new ground-mounted equipment cabinets that are ten percent (10%) larger in height or volume than any existing ground-mounted equipment cabinets;
- (e) involves excavation or deployment of equipment outside the area in proximity to the structure and other transmission equipment already deployed on the ground;
- (f) would defeat the existing concealment elements of the support structure as determined by the Department; or
- (g) violates a prior condition of approval, provided however that the collocation need not comply with any prior condition of approval related to height, width, equipment cabinets or excavation that is inconsistent with the thresholds for a substantial change.

**Note:** For clarity, the definition in this Chapter includes only the definition of a substantial change as it applies to facilities in the public right-of-way. The thresholds for a substantial change outlined above are disjunctive. The failure to meet any one or more of the applicable thresholds means that a substantial change would occur. The thresholds for height increases are cumulative limits. For sites with horizontally separated deployments, the cumulative limit is measured from the originally-permitted support structure without regard to any increases in size due to wireless equipment not included in the original design. For sites with vertically separated deployments, the cumulative limit is measured from the permitted site dimensions as they existed on February 22, 2012, the date that Congress passed Section 6409(a) of the Middle Class Tax Relief and Job Creation Act.

**939.03.12 Tower.**

"Tower" means any structure built for the sole or primary purpose of supporting any FCC-licensed or authorized antennas and their associated facilities, that are constructed for wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul, and the associated site, as more specifically defined by the FCC in 47 C.F.R. § 1.40001(b)(9), as may be amended or superseded.

**939.03.13 Transmission Equipment.**

"Transmission Equipment" means any equipment that facilitates transmission of any FCC licensed or authorized wireless communications service, including but not limited to radio transceivers, and other relevant equipment associated with and necessary to their operation, including coaxial or fiber-optic cable, and regular and backup power supply, as more specifically defined by the FCC in 47 C.F.R. § 1.40001(b)(8). This definition includes equipment in any technological configuration associated with any FCC authorized wireless transmission, licensed or unlicensed, commercial mobile, private mobile, fixed wireless microwave backhaul, and fixed broadband.

**939.03.14 Wireless Communications Facility.**

"Wireless Communications Facility" means any unstaffed installation for the transmission and/or reception of radio frequency signals for wireless communications services, typically consisting of a tower or base station, transmission equipment, equipment cabinets, and all materials or techniques used to conceal the installation.

**939.03.15 Wireless Communications Service.**

"Wireless Communications Service" means any FCC-licensed or authorized wireless communication service including, without limitation, any personal wireless services, as defined in 47 U.S.C. § 332(c)(7)(D).

**939.03.16 Wireless ROW Permit.**

"Wireless ROW Permit" means a wireless facility right-of-way occupancy permit as further defined in Section 939.09(c).

**939.03.17 Definitions Applicable to Type I Applications for Minor Modifications.**

For Type I applications for minor modifications, the following words and phrases shall have the meanings ascribed to them below, regardless of whether or not the words and phrases are capitalized. In the event that any defined term conflicts with any applicable federal law or regulation, the federal law or regulation shall control.

**939.03.18 Eligible Support Structure Request.**

"Eligible Support Structure Request" means the same as defined by the FCC in 47 C.F.R. § 1.40001(b)(3), as may be amended, which defines that term as "[a]ny request for modification of an existing tower or base station that does not substantially change the physical dimensions of such tower or base station, involving: (i) [c]ollocation of new transmission equipment; (ii) [r]emoval of transmission equipment; or (iii) [r]eplacement of transmission equipment."

**939.03.19 Existing.**

"Existing" means the same as defined by the FCC in 47 C.F.R. § 1.40001(b)(4), as may be amended, which provides that "[a] constructed tower or base station is existing for purposes of [the FCC's Section 6409(a) regulations] if it has been reviewed and approved under the applicable zoning or siting process, or under another State or local regulatory review process, provided that a tower that has not been reviewed and approved because it was not in a zoned area when it was built, but was lawfully constructed, is existing for purposes of this definition."

**939.03.20 Site.**

"Site" means the same as defined by the FCC in 47 C.F.R. § 1.40001(b)(6), as may be amended, which provides that "[f]or towers other than towers in the public right-of-way, the current boundaries of the leased or owned property surrounding the tower and any access or utility easements currently related to the site, and, for other eligible support structures, further restricted to that area in proximity to the structure and to other transmission equipment already deployed on the ground."

**939.04 Applications.**

- (a) *Requirement.* Anyone seeking to site a Wireless Communications Facility in the right of way shall first duly file a written application with the City of Findlay Engineering Department in accordance with the requirements in this section and the application requirements set forth in the Design Guidelines as modified from time to time by the City of Findlay Engineering Department by the authority granted in Section 939.08
- (b) *Single facility per application.* A single application shall propose modification of no more than one existing Eligible Support Structure, installation on a Potential Support Structure, or construction of a new tower or base station.
- (c) *Recovery of additional costs incurred in processing application.* The City of Findlay Engineering Department is authorized to charge the applicant for recovery of additional, reasonable costs incurred in its analysis, evaluation, and response to an application under this chapter if the actual costs of review exceed the application fee. Nothing in the reasonableness limitation on additional costs shall be construed to bar or limit the city's authority to incur costs it deems necessary or appropriate in connection with the application. Additional costs may include unforeseen City staff review costs and the costs of third-party technical experts hired to assist with review application. No City construction or ROW wireless permits shall issue until and unless the applicant pays the application fee and such additional costs as are authorized to be recovered under this paragraph.

1. *Authorization to retain independent consultants.* The City of Findlay Engineering Department may, in their discretion, and at any time in the review process, select and retain an independent consultant with expertise in telecommunications satisfactory to the City of Findlay Engineering Department in connection with any permit application. In the event that the City of Findlay Engineering Department decides to retain an independent consultant for technical review, it shall send written notice to the applicant including a nonbinding estimate of the cost for such review. The applicant shall have five business days from the date of mailing of notice to elect to withdraw the application without any liability for any costs or expenses in connection with the independent technical review.
2. *Scope.* The City of Findlay Engineering Department may request independent consultant review on any issue that involves specialized or expert knowledge in connection with the permit application. Technical review issues may include, but are not limited to:
  - i. permit application completeness or accuracy;
  - ii. planned compliance with applicable RF exposure standards;
  - iii. whether and where a significant gap exists or may exist, and whether such a gap relates to service coverage or service capacity;
  - iv. the applicability, reliability, and/or sufficiency of analyses or methodologies used by the applicant to reach conclusions about any issue within this scope; and
  - v. any other issue that requires expert or specialized knowledge identified by the department of transportation and engineering.
3. *No permit until payment.* The applicant must pay for the cost of consultant technical review and for the technical consultant's testimony in any hearing as requested by the department of transportation and engineering. No permit shall issue to an applicant where that applicant has not timely paid any fee required under the Municipal Code or if the applicant owes payment on outstanding invoices for costs recoverable by the City under this Chapter 939.

#### **939.05 Categories of Applications.**

In accordance with FCC regulations, the department of transportation and engineering shall classify every application to locate a Wireless Communications Facility in the right of way as one of the following three types:

- (a) A Type I application is for a minor modification that:
  1. involves collocation, removal or replacement of transmission equipment on an existing wireless tower or base station; and
  2. does not substantially change the physical dimensions of the existing wireless tower or base station.
- (b) A Type II application is for a modification that:
  1. involves collocation, removal or replacement of transmission equipment on an existing wireless tower or base station; and
  2. substantially changes the physical dimensions of the existing wireless tower or base station or does not qualify for approval pursuant to 47 U.S.C. § 1455(a) for any lawful reason.
- (c) A Type III application is one that proposes:
  1. siting new transmission equipment on a Potential Support Structure in the right of way that does not already support transmission equipment; or
  2. siting a new wireless communication facility on a new tower or other support structure in the right of way.

**939.06 Application Review and Wireless Facility Right-of-Way Occupancy Permit.**

- (a) *General standard of review for wireless communications facilities.* All wireless communications facilities in the right of way shall conform to the provisions of this chapter and to the Design Guidelines as modified from time to time by the City of Findlay Engineering Department. The City of Findlay Engineering Department shall review and consider each application according to the application classifications, review processes, and deployment standards described in the Design Guidelines.
- (b) *Notice to residents.* Within 10 days of filing a Type II or Type III application, the applicant shall provide the City of Findlay Engineering Department with proof of notice to the owners of all real property located within a 200-foot radius of the site of the proposed Wireless Communications Facility as well as notice to the corresponding community council(s). The notice shall inform interested persons of the opportunity to file written comments to be submitted to the City of Findlay Engineering Department, which comments should address whether the application conforms to the provisions of this chapter. The applicant shall provide the City of Findlay Engineering Department with proof that the notice required under this section has been given, including a mailing list for all recipients and a copy of the mailed notice. Notwithstanding the above, City of Findlay Engineering Department at its discretion, may provide additional public notice if it determines such notice is in the best interests of the public. Notice shall not be required for Type I applications.

- (c) *Written decision.* Within five working days after the City of Findlay Engineering Department renders a decision on an application, it shall send written notice to the applicant. Any denial shall include the reasons for the denial and information regarding the process for an administrative appeal under Section 939.06.
- (d) *Approval.* Approval of an application shall include the following permissions:
1. *Permit to construct.* A permit to construct the approved wireless communications facility, subject to any conditions established by the City of Findlay Engineering Department to carry out the purposes and intent of this chapter and the Cincinnati Municipal Code.
  2. *Wireless facility right-of-way occupancy permit.* A wireless right-of-way occupancy permit ("Wireless ROW Permit") granting the applicant permission to occupy the right of way at the proposed site and subject to (a) the standard conditions required by Section 939.07 and (b) any additional conditions required by the City of Findlay Engineering Department to carry out the purposes and intent of this chapter and the Findlay Municipal Code. The Wireless ROW Permit shall not convey title, equitable or legal, in the right of way.
- (e) *Restrictions on Wireless ROW Permits.* A Wireless ROW Permit may be transferred upon notification to the city and acceptance by the transferee to allow the transferee to site wireless facilities in the same location on the same supporting structure as the transferor. Such a transfer may be made only to a provider who possesses a current Wireless ROW Permit from the city for siting wireless facilities elsewhere in the right of way.
- (f) *Denial.* The city reserves the right to deny an application if any one of the following conditions exist:
1. The applicant has not demonstrated that its application conforms to the provisions of this chapter and the Findlay Municipal Code, including the Design Guidelines established pursuant to this chapter;
  2. The applicant is not authorized to conduct business in the State of Ohio;
  3. For any Type I application, the applicant has failed to show that the project qualifies for approval pursuant to 47 U.S.C. § 1455(a) and the related FCC regulations at 47 C.F.R. § 1.40001 *et seq.*;
  4. For any Type II or Type III application, the applicant has failed within the prior three years to comply or is presently not in full compliance with the requirements of this chapter with regard to another Wireless Communications Facility that is not the subject of the application in question;



5. The applicant is in default of its obligation to pay to the city fees imposed by this chapter;
  6. The design or location does not comply with the relevant standards promulgated by the American Association of State Highway and Transportation Officials (AASHTO) and utilized by the department of transportation of engineering for construction in the right of way;
  7. The design or location does not comply with current or proposed Americans with Disabilities Act Accessibility Guidelines (ADAAG) promulgated by the United State Access Board.
- (g) *Appeal of denial on the merits.* Upon denial of an application for failure to meet the requirements of this chapter, the applicant may appeal the decision to the Public Service Director for reconsideration. The appeal must be in writing and delivered to the director no later than 5:00 P.M. (EST) on the tenth business day after written notification by the city of denial of the permit. An appeal must provide a detailed explanation, in writing, of the reasons the applicant contends the proposed wireless facility satisfies the requirements of Chapter 939 (including if the application qualifies for a limited exemption for personal wireless service facilities under Section 939.06(h)). The appeal should include supporting documentation. The director shall review the written appeal together with other evidence in the record and grant the permit if the director determines that, based on substantial evidence in the application record, the permit complies with the requirements of Chapter 939. The director shall issue a written decision within ten (business days of the filing of the appeal. Failure by applicant to appeal and request reconsideration under this section shall constitute a failure to exhaust administrative remedies for purposes of any subsequent appeal in a court of law.
- (h) *Limited exemption for personal wireless service facilities.* Federal law prohibits a permit denial when it would effectively prohibit the provision of personal wireless services. Due to wide variation among wireless facilities and technical service objectives, and due to changed circumstances over time, a limited exemption for proposals in which strict compliance with this chapter would effectively prohibit personal wireless services serves the public interest. Circumstances in which an effective prohibition may occur are extremely difficult to discern, and specified findings to guide the analysis promotes clarity and the City's legitimate interest in well-planned wireless facilities deployment. Therefore, in the event that any applicant asserts that strict compliance with any provision in this chapter, as applied to a specific proposed wireless communications facility, would effectively prohibit the provision of personal wireless services, the Public Service Director may grant a limited, one-time exemption from strict compliance, subject to the following provisions:

1. *Required findings.* The director of the department of transportation and engineering shall not grant any exemption unless the applicant provides each of the following:
  - i. Evidence that the proposed wireless facility qualifies as a “personal wireless services facility” as defined in 47 U.S.C. § 332(c)(7)(C)(ii);
  - ii. A clearly defined and reasonable technical service objective and a clearly defined potential site search area; and
  - iii. A meaningful comparative analysis that includes the factual reasons why (1) any alternative location(s) or design(s) suggested by the City or otherwise identified in the administrative record are not technically feasible and (2) the proposed location and design deviation is the least noncompliant location and design necessary to reasonably achieve the applicant’s technical service objective.
2. *Scope of exemption.* The Public Service Director shall limit the exemption to the extent to which the applicant demonstrates such exemption is necessary to reasonably achieve its reasonable technical service objectives. The City of Findlay Engineering Department may adopt conditions of approval specific to a permit issued as a limited exemption pursuant to this section, as reasonably necessary to promote the purposes in this chapter and protect the public health, safety, and welfare.

**939.07 Standard Conditions of Permit Approval.**

- (a) *Standard conditions of approval.* Permission to site wireless communications facilities in the right of way shall be conditioned on compliance with the standard conditions of approval provided in this Section 939.07. The City of Findlay Engineering Department may add or modify conditions of approval as necessary or appropriate to protect and promote the public health, safety, and welfare.
- (b) *Wireless ROW Permit duration.* For Type II and Type III permits, the Wireless ROW Permit will automatically expire one year from the date of issuance, except when federal or state law authorizes the City to issue a permit with a shorter term. Any request for a permit renewal shall be reviewed as request for a new permit subject to all applicable procedures and standards in effect at the time the request is received.
- (c) *Standard conditions of approval for Type I permits.* Any Type I permit approved or deemed granted by the operation of law shall be automatically subject to the following conditions of approval:

1. *Permit duration.* The city's grant or grant by operation of law of a Type I permit constitutes a federally-mandated modification to the underlying permit or approval of the subject tower and/or base station. The City's grant or grant by operation of law of a Type I permit will not extend the permit term for any underlying permit or other regulatory approval, and its term shall be coterminous with the underlying permit or other regulatory approval for the subject tower or base station.
  2. *Accelerated permit terms due to invalidation.* In the event that any court of competent jurisdiction invalidates any portion of 47 U.S.C. § 1455(a) or any FCC rule that interprets 47 U.S.C. § 1455(a) such that federal law would not mandate approval of any Type I permit, such permit shall automatically expire one year from the effective date of the judicial order, unless the decision specifically does not authorize accelerated termination of previously approved Type I permits. A permittee shall not be required to remove its improvements approved under the invalidated Type I permit if it submits an application for a Type II or Type III permit for those improvements before the one-year period ends. The City of Findlay Engineering Department may extend beyond one-year the time in which a permittee may apply for a Type II or Type III permit for an invalidated Type I permit.
  3. *No waiver of standing.* The City's grant or grant by operation of law of a Type I permit does not waive, and shall not be construed to waive, any standing by the City to challenge 47 U.S.C. § 1455(a), any FCC rules that interpret 47 U.S.C. § 1455(a), or any particular Type I permit.
- (d) *Standard conditions of approval for all Wireless ROW permits.* All applications for Type I, II, and III permits shall be subject to the following standard conditions of approval by operation of law:
1. *Compliance with all applicable laws.* Permittee shall at all times maintain compliance with all applicable federal, state and local laws, regulations, ordinances, or other rules.
  2. *Inspections; emergencies.* The City or its designee may inspect a Wireless Communications Facility in the right of way upon reasonable notice to the permittee. The permittee shall cooperate with all inspections. The City reserves the right to support, repair, disable, or remove any elements of the facility in emergencies or when the facility threatens imminent harm to persons or property.
  3. *Contact information for responsible parties.* Permittee shall at all times maintain accurate contact information for all parties responsible for the facility, which shall include a phone number, street mailing address, and email address for at least one natural person. All such contact information for responsible parties shall be provided to the City of Findlay Engineering Department.

4. *Indemnities.* The permittee and, if applicable, the non-government owner of a Wireless Communications Facility shall defend, indemnify, and hold harmless the City and its agents, officers, officials, and employees from:
  - i. Any and all damages, liabilities, injuries, losses, costs, and expenses arising out of any claims, demands, lawsuits, writs of mandamus, or other actions or proceedings brought against the City to challenge, attack, seek to modify, set aside, void, or annul the City's approval of the applicable Wireless ROW Permit; and
  - ii. Any and all damages, liabilities, injuries, losses, costs, and expenses and any claims, demands, lawsuits, or other actions or proceedings of any kind, whether for personal injury, death, or property damage, arising out of or in connection with the activities or performance of the permittee or its agents, employees, licensees, contractors, subcontractors, or independent contractors.
  - iii. In the event the City becomes aware of any such actions or claims, the City shall promptly notify the permittee and shall reasonably cooperate in the defense. It is expressly agreed that the City shall have the right to approve, which approval shall not be unreasonably withheld, the legal counsel providing the City's defense, and the permittee (as applicable) shall reimburse City for any costs and expenses directly and necessarily incurred by the City in the course of the defense.
5. *Interference with public safety radio services.* In the event that the City has reason to believe that permittee's radio communications operations are causing interference with the City's radio communications operations, then the permittee shall, at its cost, immediately cooperate with the City to either rule out permittee as the interference source or eliminate the interference. Cooperation with the City may include, but shall not be limited to, temporarily switching the transmission equipment on and off for testing.
6. *Adverse impacts on adjacent properties.* Permittee shall undertake all reasonable efforts to avoid undue adverse impacts to adjacent properties and/or uses that may arise from the construction, operation, maintenance, modification, or removal of the facility.
7. *General maintenance.* The site and the facility, including but not limited to all landscaping, fencing, and related transmission equipment, must be maintained in a neat and clean manner and in accordance with all approved plans and conditions of approval.

8. *Good condition required.* Wireless communications facilities shall at all times be kept and maintained in good condition, order, and repair by qualified maintenance and construction personnel, so that the same shall not menace or endanger the life or property of any person.
9. *Graffiti abatement.* Permittee shall remove any graffiti on the wireless facility at permittee's sole expense.
10. *RF exposure compliance.* All facilities must comply with all standards and regulations of the FCC and any other state or federal government agency with the authority to regulate RF exposure standards.
11. *Relocation for public improvement projects.* Permittee shall remove and relocate the permitted Wireless Communications Facility at permittee's sole expense to accommodate construction of a public improvement project by the City of Findlay.
12. *Removal if discontinued use.* In the event that the use of a Wireless Communications Facility is discontinued, the owner shall provide written notice to the city of its intent to discontinue use and the date when the use shall be discontinued. If a Wireless Communications Facility is not removed within ninety (90) days of discontinued use, the city may remove it at the owner's expense irrespective of the notice requirement under this section.
13. *Taxes and assessments.* To the extent taxes or other assessments are imposed by taxing authorities on the use of city property as a result of an applicant's use or occupation of the right of way, the applicant shall be responsible for payment of such taxes, payable annually unless otherwise required by the taxing authority.

### **939.08 Design Standards and Siting Preferences.**

*General design principles.* Every Type II and Type III Wireless Communications Facility must conform to the following design principles:

1. The proposed wireless facility, its support structure, equipment and all associated improvements, shall be designed and sited in a manner that is sympathetic to the particular architectural character of the buildings and compatible with the streetscape in the vicinity of the proposed project site;
2. Design elements of the proposed wireless facility, its support structure, equipment and all associated improvements, shall be sensitively selected to reflect the detailing and materials associated with the buildings and streetscape in the vicinity of the proposed project site;

3. The proposed wireless facility, its support structure, equipment and all associated improvements, shall be designed and sited in a manner that does not adversely impact right-of-way circulation, accessibility, or obstruct existing or planned-future uses of the right-of-way; and
  4. The proposed wireless facility shall comply with all applicable design, construction and location provisions in the Design Guidelines.
- (a) *Design guidelines.* The City of Findlay Engineering Department shall promulgate additional detailed Design Guidelines for the design and installation of wireless communications facilities in the right of way, which the City of Findlay Engineering Department shall consider in reviewing an application. The Design Guidelines will accord with this section but will provide greater detail, description, and examples of acceptable wireless facilities including visual depictions. In addition, the Design Guidelines shall provide administrative and procedural guidance to applicants such as, for example, a list of minimum application requirements. The provisions in this section shall not limit or prohibit the department's discretion to promulgate and make publicly available other information, materials or requirements in addition to, and separate from, the Design Guidelines.
- (b) The Design Guidelines shall be reviewed and approved by the City Planning Commission before being finalized. The City of Findlay Engineering Department shall have authority to update or supplement the Design Guidelines to address relevant changes in law, technology, or administrative processes. Any revisions to the Design Guidelines that would materially modify the physical design requirements for wireless facilities to make them more obtrusive or materially modify the standard and minor review locations for wireless facilities shall be presented to the City Planning Commission for review and recommendation at a duly-noticed hearing prior to adoption by the director. The notice shall be transmitted, at minimum, to all community councils and any person holding a Wireless ROW Permit under Chapter 939 or having an active permit application for the same. In the event of any conflict between the Design Guidelines and the standards articulated in this chapter of the Findlay Codified Ordinances, the language of this chapter takes precedence over the language of the Design Guidelines.
- (c) For revisions to the Design Guidelines required to be presented to the city planning commission under Section 939.08(c), the city shall provide notice of the proposed revisions to all community councils and any person who holds a permit under this Chapter 939, and shall provide reasonable time (not less than 14 days) for those persons to review and comment on the proposed modifications.

**939.09 Safety Requirements.**

- (a) *Prevention of failures and accidents.* Any person who owns a Wireless Communications Facility sited in the right of way shall at all times employ ordinary and reasonable care and install and maintain in use nothing less than the best available technology for preventing failures and accidents which are likely to cause damage, injury, or nuisance to the public.
- (b) *Compliance with fire safety and FCC regulations.* Wireless communications facilities, wires, cables, fixtures, and other equipment shall be installed and maintained in substantial compliance with the requirements of the National Electric Code, all FCC, state, and local regulations, and in such manner that will not interfere with the use of other property.
- (c) *Surety bond or equivalent financial tool for cost of removal.* All owners must procure and provide to the city a bond, or must provide proof of an equivalent financial mechanism, to ensure compliance with all provisions of this section. The bond or equivalent financial method must specifically cover the cost of removal of each Wireless Communications Facility which the owner installs in the right of way in case the city has to remove or pay for removal of the wireless facility. Two acceptable alternatives to a bond include a funds set-aside and a letter of credit.

**939.10 Nonconforming Wireless Communications Facilities.**

- (a) Any Wireless Communications Facility sited in the right of way that is legally in existence on the date of the adoption of this chapter but that does not comply with the requirements of this chapter shall be permitted to remain in the right of way but shall be considered a nonconforming Wireless Communications Facility.
- (b) As of the effective date of the ordinance establishing this chapter, the owner of the nonconforming facility and the facility itself are subject to the standard conditions found in Section 939.07 and the maintenance requirements found in Section 939.09 of this Chapter.
- (c) If a nonconforming Wireless Communications Facility is hereafter damaged or destroyed beyond repair, any replacement facility must be designed in accordance with all provisions of this chapter of the Findlay Codified Ordinances and the Design Guidelines.
- (d) The provisions in this section shall not be applied to prohibit or deny any collocation or modification pursuant to a Type I application, as required by FCC regulations.

**939.11 Severability.**

The provisions of any part of this chapter are severable. If any provision or subsection, or the application of any provision or subsection to any person or circumstances, is held invalid, the remaining provisions, subsection, and applications of such ordinance to other persons or circumstances shall not be made invalid as well. It is declared to be the intent of this section that the remaining provisions would have been adopted had such invalid provisions not been included in this chapter when originally adopted by Council.

**939.12 Penalties.**

- (a) Any person who shall erect, construct, reconstruct, alter, repair, convert, attach, or maintain any Wireless Communications Facility in violation of any of the terms of this chapter, or who, being the owner or agent of the owner of any lot, tract, or parcel of land, shall suffer or permit another to erect, construct, reconstruct, alter, repair, convert, attach, or maintain any such facility, shall be deemed to have violated the provisions hereof and shall be guilty of a misdemeanor of the first degree. Each day that the violation continues is a separate and distinct offense.
- (b) If any Wireless Communications Facility is erected, constructed, reconstructed, altered, repaired, converted, attached, or maintained in violation of this chapter or of any regulations made pursuant hereto, the proper officer of the city, in addition to other remedies, may institute in the name of the city any appropriate action or proceeding, whether by legal process or otherwise, to prevent such unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, attachment, or use, to restrain, correct, or abate such violation, to prevent the use of such facility, and/or to prevent any illegal act, conduct, business, or use in or about such facility.
- (c) The department of transportation and engineering is authorized to make requests and to issue orders regarding wireless communications facilities in the right of way for the purpose of public safety and compliance with this chapter of the Findlay Municipal Code. The City of Findlay Engineering Department is also authorized to conduct visual and external inspections of wireless communications facilities and support structures in the right of way at any time and shall make efforts to coordinate with the provider responsible for a Wireless Communications Facility for any internal inspection of the relevant equipment.

SECTION 2. The reason for the emergency is the need to implement the new regulations and standards so that applicants and relevant City departments can take action to address pending requests in accordance with the new design and location standards as soon as possible.

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 funds so that this project may continue expeditiously.



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

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

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

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

APPROVED \_\_\_\_\_

**ORDINANCE NO. 2017-038**

**AN ORDINANCE AMENDING SECTIONS 5, 8 AND 20 OF CODIFIED ORDINANCE NO. 2016-108, KNOWN AS THE SALARY ORDINANCE, OF THE CITY OF FINDLAY, OHIO AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.**

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 Section 5 of Codified Ordinance No. 2016-108 of the City of Findlay, Ohio be amended to include the following additional classification:

<u>JOB CLASSIFICATION</u>	<u>BIWEEKLY PAY</u>	
	<u>MINIMUM</u>	<u>MAXIMUM</u>
Director of Public Service	\$2,626.40	\$4,080.00
Director of Public Safety	\$2,303.20	\$3,846.15

SECTION 2: That Section 8 of Codified Ordinance No. 2016-108 of the City of Findlay, Ohio be amended to include the following additional classification:

<u>JOB CLASSIFICATION</u>	<u>PAY RANGE</u>	
Public Works Foreman I	0170	9170
Public Works Foreman II	0180	9180
Public Works Foreman III	0190	9190

SECTION 3: That Section 20 of Codified Ordinance No. 2016-108 of the City of Findlay, Ohio which reads as follows:

REGULAR VACATION/HOLIVAC AND ACCRUAL SERVICE YEARS

- K. A person employed with the City on or after March 15, 2011, other than as an elected officer, who was previously employed by the State or any political subdivision of the State earning vacation credits is entitled to have his or her prior service with any of these employers counted as service with the City of Findlay for the purpose of computing the amount of the employee's vacation/holivac leave, and their anniversary date. Said employee may transfer the accrued and unused vacation leave from the State or any political subdivision of the State. The hours to be transferred cannot exceed two years accrual.

Be and the same is hereby amended to read as follows:

REGULAR VACATION/HOLIVAC AND ACCRUAL SERVICE YEARS

- K. A person employed with the City on or after March 15, 2011, other than as an elected officer, who was previously employed by the State or any political subdivision of the State earning vacation credits is entitled to have his or her prior service with any of these employers counted as service with the City of Findlay for the purpose of computing the amount of the employee's vacation/holivac leave, and their anniversary date. Upon approval of the Mayor, a candidate seeking a position with the City may be permitted to transfer their accrued but unused vacation leave from a State employer or any political subdivision of the State. The hours to be transferred cannot exceed two years of accrual.

SECTION 4: 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 make said changes so that management is afforded more flexibility in hiring, promotion and recruitment and also that job classifications are in alignment Ohio Revised Code 705.82 and 705.83.

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. 2017-039**

**AN ORDINANCE REPEALING THE CURRENT ZONING CODE, CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO; TO BE KNOWN AS "CITY OF FINDLAY ZONING ORDINANCE"; ADOPTING, APPROVING, AND INCORPORATING THE CURRENT ZONING MAP, ALONG WITH THE ENTIRE TEXT OF NEW CHAPTER 1101 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO AS IF FULLY REWRITTEN HEREIN.**

WHEREAS, The City of Findlay Zoning Department in cooperation with the Hancock Regional Planning Commission, City Planning Commission, and the Planning and Zoning Committee of council has completed the tedious task of reviewing and updating the zoning code ordinance for the City of Findlay; and,

WHEREAS, the parties have identified regulations that do not work as originally intended or were too restrictive by their operation; and,

WHEREAS, the update provides balance and clarification to the zoning code, and;

WHEREAS, this Council does deem it prudent and necessary to totally update the zoning code for the City of Findlay, Ohio.

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

SECTION 1: That the current Chapter 1101 et seq of the codified ordinances of the City of Findlay, Ohio, be and the same is hereby repealed, and in its place a new Chapter 1101 et seq of the codified ordinances of the City of Findlay, Ohio is hereby enacted to be known as "City of Findlay Zoning Ordinance" which also adopts, approves, and incorporates the zoning map, along with the entire text of new Chapter 1101 et seq of the codified ordinances of the City of Findlay, Ohio as if fully rewritten herein.

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

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

\_\_\_\_\_  
MAYOR

PASSED \_\_\_\_\_

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

APPROVED \_\_\_\_\_