

FINDLAY CITY COUNCIL MEETING AGENDA

REGULAR SESSION

MAY 3, 2022

COUNCIL CHAMBERS

ROLL CALL of 2022-2023 Councilmembers
PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

ACCEPTANCE/CHANGES TO PREVIOUS PUBLIC HEARING MINUTES/CITY COUNCIL MINUTES:
Acceptance or changes to the April 19, 2022 Regular Session City Council meeting minutes.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA: none
PROCLAMATIONS: none
RECOGNITION/RETIREMENT RESOLUTIONS: none
PETITIONS: none
ORAL COMMUNICATIONS: none
WRITTEN COMMUNICATIONS: none

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for Bakers Café LLC, 408 South Main Street, Suite B, Findlay, Ohio for a D2 liquor permit. This requires a vote of Council.

Robert K. Ring, Chief of Police – Bakers Café LLC, 408 South Main Street, Suite B, Findlay, Ohio. A check of the records shows no current criminal record on the following:

Lisa M. Allen

Board of Zoning Appeals minutes – February 10, 2022.

Traffic Commission minutes –April 18, 2022.

2022 Annual Street Resurfacing/Curb Repairs, Contract B (asphalt), Project No. 32820500

Ordinance No. 2022-004 authorized a bid opening that was held for this project on March 16, 2022. Bids were received from three (3) potential contractors with bid amounts ranging from \$564,305.00 to \$695,638.25. The lowest and best bid was received from M&B Asphalt Co., Inc. of Tiffin, Ohio. This is the asphalt portion of the annual street resurfacing that the City of Findlay bids out annually. The concrete portion of the work has already been appropriated and the work is currently underway. An appropriation of funds is now needed for construction, inspection and contingency in order to complete the project. Legislation to appropriate and transfer funds is requested. Ordinance No. 2022-036 was created.

Table with 3 columns: FROM, TO, and amount. FROM: CIT Fund – Capital Improvements Restricted Account \$ 548,000.00; TO: 2022 Annual Street Resurfacing/Curb Repairs, Project No. 32820500 \$ 548,000.00

City Engineer Kalb – West Lincoln Street Storm Sewer (35521700) & Washington Street Storm Sewer (35512100) Funding Source Correction

Money was appropriated into two (2) separate projects from the Sewer Fund instead of the Stormwater Restricted account via Ordinance No. 2022-025. Since both of these projects are storm sewer projects, the appropriated money will need to come from the Stormwater Restricted Account. To ensure the correct funds are being used, the previous money will need to be de-appropriated back into the Sewer Fund and new funds will need to be appropriated into these projects from the Stormwater Restricted Account. Legislation to de-appropriate, appropriate and transfer funds is requested. Ordinance No. 2022-037 was created.

de-appropriation:

Table with 3 columns: FROM, TO, and amount. FROM: West Lincoln Street Storm Sewer, Project No. 35521700 \$ 20,000.00; TO: Sewer Fund \$ 20,000.00

Table with 3 columns: FROM, TO, and amount. FROM: Washington Street Storm Sewer Upgrades, Project No. 35512100 \$ 20,000.00; TO: Sewer Fund \$ 20,000.00

appropriation and transfer:

Table with 3 columns: FROM, TO, and amount. FROM: Sewer Fund – Stormwater Restricted Account \$ 40,000.00; TO: West Lincoln Street Storm Sewer, Project No. 35521700 \$ 20,000.00; TO: Washington Street Storm Sewer Upgrades, Project No. 35512100 \$ 20,000.00

City Planning Commission agenda – May 11, 2022

COMMITTEE REPORTS: none

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 013-2022 (*no PO*) **requires one (1) reading**

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. 2022-026 (*utility location pickup replacement*) **requires three (3) readings**

third reading

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2022-034 (*McLane Dr ROW vacation*) **requires three (3) readings**

second reading

AN ORDINANCE VACATING A CERTAIN PORTION OF AN EXISTING ROAD RIGHT-OF-WAY OF MCLANE DRIVE, THE VERY SOUTHERN END OF THE ROADWAY IN THE CUL-DE-SAC AREA (HEREINAFTER REFERED TO AS THE MCLANE DRIVE RIGHT-OF-WAY VACATION) IN THE CITY OF FINDLAY, OHIO.

ORDINANCE NO. 2022-035 (*continue Workers Compensation programs*) **requires three (3) readings**

first reading

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2022-036 (*2022 annual street resurfacing/curb repairs*) **requires three (3) readings**

first reading

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2022-037

first reading

(*W Lincoln St Storm Sewer & Washington St Storm Sewer Funding Source correction*) **requires three (3) readings**

AN ORDINANCE DE-APPROPRIATING, APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS:

OLD BUSINESS

NEW BUSINESS

City of Findlay

Christina M. Muryn, Mayor

POLICE DEPARTMENT

Robert K. Ring, Chief of Police
318 Dorney Plaza, Room 116 • Findlay, OH 45840
Phone: 419-424-7194 • Fax: 419-424-7296
www.findlayohio.com

April 26, 2022

The Honorable Council:

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

Lisa M. Allen

Bakers Cafe LLC, 408 S. Main St. Suite B, Findlay, OH
45840

Sincerely,



Robert K. Ring
Chief of Police

**NOTICE TO LEGISLATIVE
AUTHORITY**

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

TO

0396257		N		BAKERS CAFE LLC 408 S MAIN ST SUITE B FINDLAY OH 45840
PERMIT NUMBER		TYPE		
ISSUE DATE				
03 31 2021				
FILING DATE				
D2				<p style="color: red; font-size: 24px; text-align: center;">RECEIVED</p> <p style="color: red; font-size: 18px; text-align: center;">APR 18 2022</p> <p style="color: red; font-size: 24px; text-align: center;">MAYOR'S OFFICE</p>
PERMIT CLASSES				
32	044	A	C93270	
TAX DISTRICT		RECEIPT NO.		

FROM 04/11/2022

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



MAILED 04/11/2022

RESPONSES MUST BE POSTMARKED NO LATER THAN.

05/12/2022

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

A N

0396257

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

CLERK OF FINDLAY CITY COUNCIL
MUNICIPAL BLDG RM 114
318 DORNEY PLAZA
FINDLAY OHIO 45840-3346

Board of Zoning Appeals

February 10, 2022

Members present Chairman, Phil Rooney; Kerry Trombley; Blaine Wells; and Scott Brecheisen.

Mr. Rooney called the meeting to order at 6:00 p.m. and the general rules were reviewed.

The following was introduced by Mr. Erik Adkins:

The following was introduced by Mr. Erik Adkins:

Case Number: BZA-01-2022-62506

Address: 1501 N. Main Street

Zone: C-2 General Commercial

Filed by Rite Aid, regarding a variance from section 1161.12.12(A)(3) of the City of Findlay Zoning Ordinance for a new (EMC) electronic message center on an existing pylon sign at 1501 N. Main Street. The applicant is proposing to replace an existing static reader-board with a new EMC of the same size, on a pylon sign that is 29-feet tall. This section limits a signs maximum height of 15-feet in order to have an EMC attached to the sign.

The owner is proposing to convert a static message reader into an EMC, but the sign is considered non-conforming, when the requirements are applied. The sign does meet the required setback and the allowable sign area; however, it exceeds the maximum height allowed for a sign with an EMC center. Being that the sign is existing, a whole new sign would need to be constructed in order to meet the requirement. Additionally, the applicant can replace the existing cabinet with a sign with the same footprint, but it would require a fixed message of 15 minutes.

Mr. Rooney asked for clarification, if they kept the EMC at 15 minutes, would they be good?

Mr. Adkins stated they could just switch it out as is.

Mr. Trombley asked for clarification that the EMC cannot exceed 25% of the total sign area; do they meet that?

Mr. Adkins stated it should be 25% of the total sign area.

Mr. Brian Chase, 5924 American Road E, Toledo, Ohio, was sworn in. He stated the sign is a little bit smaller than what is there now. He stated its not an issue to leave the message however long is required but it will dress it up a little more and will be able to communicate with the public better about what is going on.

Mr. Wells commented on Mr. Chase's comment acknowledging the message can stay on the board for 15 minutes, so no variance is needed.

Mr. Chase stated they would like to be able to use it for less than 15 minutes.

Mr. Adkins informed the Board Members that they can set a time on it.

Mr. Wells asked if the sole purpose of the sign is to advertise items sold within Rite Aid?

Mr. Chase informed the Board it is for Covid, shots, etc... If limited to 15 minutes, they can't put out as much message.

Discussion took place in regards to the 25% sign area between Mr. Trombley and Mr. Adkins (inaudible).

Mr. Trombley asked what the hardship is that they should get the variance?

Mr. Chase stated that Rite Aid has a lot of information to put out there and that is why they are updating signs all over Northwest Ohio right now. There is an added need right now to communicate to the public on shots, times, when people can come in, and what's going on. There is a lot of traffic going through there and this would allow a lot better communication with the public. If they have to leave a stagnant message up there for 15 minutes, he is not sure they will get all the information out there. If they have to fill the whole area to put all of the information on it, it is not going to be big enough for people to see.

Mr. Trombley asked, what is the hardship that is unique to this property? What other options could they look at to meet the code?

Mr. Chase stated that they currently have a little bit bigger sign up there right now, and the new sign would be nicer, cleaner, the message would be communicated a lot better.

Mr. Trombley stated he needed to meet all seven (7) criteria and there is a couple that he is struggling with.

Mr. Brecheisen asked if this is the sign on Main Street or on Trenton Avenue? Is there a message board on both signs?

Mr. Chase stated he did not know.

Mr. Adkins stated that whomever he spoke to, they stated they were only switching out the one on North Main Street.

Mr. Rooney asked if there were any communications on this case?

Mr. Adkins stated there were no communications on this case.

Additional conversation between the Board Members took place that was inaudible.

Mr. Wells made a motion to approve the requested variance as requested for ONLY the sign on North Main Street, subject to obtaining the required permit within 60 days.

Mr. Trombley stated that their roll is to apply the code as written and he doesn't think this property is unique. There are no conditions or circumstances which makes this one unique verses every other non-conforming sign. If we want to change to code to allow non-conforming signs to change out reader boards into new EMC's, they certainly can change code to do that, but that's not what the Planning Commission of the City has asked them to do. They've asked us to apply the code they've written. It's a small sign and probably will make it a littler nicer, but is this something

that we'll be saying every single sign in town can do this, regardless of what code says, and he doesn't think that is the right thing to do?

Mr. Rooney confirms that Mr. Wells' motion is to grant the variance for the one sign with no limitation on message changes?

Mr. Wells stated that is correct.

Mr. Adkins stated that it still can't animate, blink or flash. It can only move message to message with no scrolling, just so he understands that's how the definition is written in our code book.

Mr. Rooney seconded the motion.

Motion to approve the requested variance as requested for ONLY the sign on North Main Street, subject to obtaining the required permit within 60 days, 2-2.

(Mr. Rooney and Mr. Wells voted to approve the requested variance; Mr. Trombley and Mr. Brecheisen opposed the requested variance).

The case will be held over until the March 10, 2022 BZA meeting.

Mr. Adkins stated we will make sure if one of the Board Members are absent, that we have an alternate Board Member present so we have a five (5) member quorum.

Mr. Rooney asked if anyone would be interested in giving him a different time on the message?

Mr. Brecheisen confirmed that right now it is unlimited?

Mr. Adkins stated the sign standard is 8 seconds.

Mr. Brecheisen stated he agrees with Mr. Trombley. They keep getting put in a situation where they are choosing how long it is and are continuously making up their own rules depending on the situation and not setting a standard. How long does that go on?

Mr. Rooney stated that yes, their position is to enforce the code, but it is also to look at circumstances. He thinks the circumstances could be argued...

Additional conversation took place between Board Members and Mr. Chase about going ahead and getting the permit to install the sign at the required 15 minutes, then just amending the permit and changing the time length if the variance gets granted.

The case is held over until the March 10, 2022 BZA meeting.

The December 09, 2021 meeting minutes were approved.

The meeting was adjourned.



Chairman



Secretary

TRAFFIC COMMISSION

City of Findlay
April 18, 2022

MINUTES

ATTENDANCE:

MEMBERS PRESENT: Service-Safety Director Rob Martin, City Engineer Jeremy Kalb, Police Chief Robert Ring, Fire Chief Josh Eberle, Councilman Jim Slough.

STAFF PRESENT: Matt Stoffel, Public Works Superintendent; Kathy Launder, City Clerk.

GUESTS PRESENT: Dave Honse, Public Works Supervisor.

OLD BUSINESS

1. Request for review of the Center Street corridor as it relates to traffic flow, speed, barriers for safety as well as sound, and pedestrian crossings.

11/15/2021

Director Martin stated that a group of residents of the Center Street corridor requested a review of the corridor as it relates to traffic flow, speed, barriers for safety as well as sound, and pedestrian crossings.

Kalb stated that he has traffic counts from Ohio Department of Transportation (ODOT) for Center Street from railroad tracks to Main Street and Tiffin Avenue from Blanchard Street to the split. Currently getting counts for Center Street. Director Martin stated the plan is to get traffic counts and analyze the data. Then discuss what next steps are. Are there things we can do or do we hire an outside source to do a traffic study? Kalb stated that looking at traffic counts from ODOT, on Tiffin Avenue east of Blanchard Street was 18,000 cars per day, on Center Street between the railroad tracks and Main Street was 8,000 cars per day. Kalb is working on ideas, but waiting for traffic counts to come in first. Director Martin stated that the recommendation is to table the request until we are able to get the traffic counts in and analyze the data.

Motion to table request, by Councilman Slough, second by Kalb. Motion passed 5-0.

12/20/2021

Motion to lift item from table, by Councilman Slough, second by Kalb. Motion passed 4-0.

Kalb stated that traffic counts on Center Street from Tiffin Ave. to Blanchard Street westbound was 300 vehicles and eastbound was 800 vehicles. Looking at the safety of those travelling eastbound from S. Main St. and speeding over the railroad tracks to go straight to this area of Center St. Kalb drew up a sketch of what it would look like if a 90° turn was put in to enter onto Center Street at Tiffin Avenue rather than being able to drive straight through. There are no barriers available to slow people down in the area of the railroad tracks. The only thing to really do is to have a safety study done that will cost about \$100,000. Chief Ring suggested we try something more simple with signage that there is a curve ahead especially westbound. Kalb stated that traffic counts at Blanchard and Tiffin Avenue has 18,000 vehicles, and the railroad tracks to Main Street has 8000 vehicles. Director Martin asked if we should look at some signage before we make any significant changes. Kalb stated that in order to get any funding from the State to make changes, a safety study would have to be conducted.

Chief Ring stated that changing Center Street to a 90° turn will slow eastbound traffic, but will do nothing for westbound traffic where most of the issues occur with vehicles running into houses. Rayle asked if raising the pavement on the other side of the railroad tracks to make less of an incline over the tracks would help. Kalb stated that there is a lot of coordination with the railroad company that would need to be done. Kalb further stated that if that comes up in the safety study there is the potential to secure safety funds to pay for it. Director Martin stated that it all comes back around to a safety study. Kalb stated that it is a lot of money, but we collect a lot of data and are then eligible for safety funds.

Signage suggestions: dangerous curve sign with 25 MPH speed designation, chevrons on guardrails or reflectors.

Motion to install dangerous curve signs with railroad and a 25 MPH designation for both directions on either side of the railroad tracks on Center Street and to install chevrons on guardrails on Center Street near railroad tracks, by Chief Ring, second by Kalb. Motion passed 4-0.

Motion to table Center Street corridor discussion, by Chief Ring, second by Kalb. Motion passed 4-0.

2/22/2022

No action taken

3/21/2022

Kalb stated that a safety study is budgeted this year. The study is scheduled to be performed this fall.

4/18/2022

No action taken.

NEW BUSINESS

1. Request of Becca Jones to make the intersection of Washington Avenue and Fairlawn Place a three-way stop for the safety of pedestrians using the existing crosswalk on the north side of the intersection.

Director Martin stated that he drove this stretch of Washington Avenue several different times and did not notice any heavy pedestrian traffic. There may be heavy pedestrian traffic in the morning and afternoon when school lets out. If this intersection is made a 3-way stop, it would actually increase the potential of high speeds of vehicles due to the extra time needing to stop, would increase the likelihood of motorists speeding up in between stop signs to make up time. Engineer Kalb stated that this intersection does not meet the criteria for a 3-way stop per the Safe Routes to School guide and the Ohio Manual of Uniform Traffic Code. Putting in a 3-way stop would create more of a safety hazard.

Chief Ring stated that the Police Department monitored this area 21 different times over the last few weeks at different times of the day and night. There were four speed citations issued and a stop sign violation citation issued. The highest speed as 41 MPH (in a 25 MPH zone).

Engineer Kalb suggested a different design for the crosswalk, using a piano keys design for higher visibility.

Motion to deny request to make the intersection of Washington Avenue and Fairlawn Place a 3-way stop; and paint the existing crosswalk on the north side of the intersection with a piano keys design for higher visibility, by Engineer Kalb, second by Chief Eberle. Motion passed 5-0.

2. Request of Dave Honse, Street Department Supervisor, to make the west side of Linden Avenue between Second Street and Third Street No Parking Any Time.

Honse stated that there are parking issues at 1120 Linden Avenue and 1121 Linden Avenue. There is a curbed and paved area in front of 1120 Linden Avenue for drainage purposes. The resident at 1120 Linden Avenue is requesting that there be No Parking Any Time in front of the house due to issues arising with the neighbor at 1121 Linden Avenue. Honse talked with both neighbors regarding the issue. After this conversation the neighbor at 1121 Linden Avenue stopped parking in the paved area in front of 1120 Linden Avenue. The resident at 1120 Linden Avenue stated that the request for No Parking Any Time on the west side of Linden Avenue between Second Street and Third Street can be withdrawn stating that the parking situation is no longer an issue.

Motion to deny request to make the west side of Linden Avenue between Second Street and Third Street No Parking Any Time, by Chief Eberle, second by Chief Ring. Motion passed 5-0.

With no further business to discuss, the meeting adjourned. The next meeting of the City of Findlay Traffic Commission will be held on April 18, 2022, at 2:30 p.m. in the third floor conference room of the Municipal Building.

Respectfully submitted,



Kathy K. Launder
City Clerk



CHRISTINA M. MURYN, MAYOR

**ENGINEERING
DEPARTMENT**

JEREMY D. KALB, PE
CITY ENGINEER

Honorable City Council
Findlay, OH 45840

April 26, 2022

RE: 2022 Annual Street Resurfacing/Curb Repairs, Contract B (Asphalt)
Project No. 32820500

Dear Council Members:

By authorization of Ordinance No. 2022-004, a bid opening was held for the above-referenced projects on March 16, 2022. Bids were received from three (3) potential contractors with bid amounts ranging from \$564,305.00 to \$695,638.25. The lowest and best bid was received from M&B Asphalt Co., Inc of Tiffin, Ohio.

This is the asphalt portion of the annual street resurfacing that the City bids out annually. The concrete portion of the work has already been appropriated and the work is currently underway. At this time, an appropriation for construction, inspection and contingency is needed to complete the project.

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

FROM: CIT Fund – Capital Improvements Restricted Account \$548,000

TO: 2022 Annual Street Resurfacing/Curb Repairs
Project No. 32820500 \$548,000

If you have any questions, please feel free to contact me.

Sincerely,

Jeremy Kalb
City Engineer

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



CHRISTINA M. MURYN, MAYOR

ENGINEERING DEPARTMENT

Jeremy D. Kalb, PE
City Engineer

Honorable City Council
Findlay, OH 45840

April 27, 2022

RE: W. Lincoln Street Storm Sewer (35521700) & Washington St. Storm Sewer (35512100)
Funding Source Correction

Dear Council Members,

As part of Ordinance 2022-025 money was appropriated into two separate projects from the Sewer Funds instead of the Stormwater Restricted account. Since both of these projects are storm sewer projects the appropriated money will need to come from the Stormwater Restricted account. To ensure that the correct funds are being used, the previous money will need to be deappropriated back into the Sewer Fund and new funds will need to be appropriated into the projects from the Stormwater Restricted account.

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

FROM: W. Lincoln Street Storm Sewer, Project No. 35521700	\$ 20,000
TO: Sewer Fund	\$ 20,000
FROM: Washington St. Storm Sewer Upgrades, Project No. 35512100	\$ 20,000
TO: Sewer Fund	\$ 20,000
FROM: Sewer Fund-Stormwater Restricted Account	\$ 40,000
TO: W. Lincoln Street Storm Sewer, Project No. 35521700	\$ 20,000
TO: Washington St. Storm Sewer Upgrades, Project No. 35512100	\$ 20,000

If you have any questions, please feel free to contact myself or the Mayor.

Sincerely,

Jeremy Kalb
City Engineer

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

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
Wednesday, May 11, 2022 - 2:00 PM

AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

NEW ITEMS

1. **APPLICATION FOR CONDITIONAL USE #CU-04-2022** filed by the Protech Rental Properties, 330 W. Main Cross Street, Findlay, Ohio, to convert 119 Madison Avenue into a duplex.
2. **APPLICATION FOR SITE PLAN REVIEW #SP-07-2022** filed by Midwest Appraisal, for a new 1728 square foot storage building/office to be constructed at their site at 1600 S. Blanchard Street.
3. **APPLICATION FOR FINAL PLAT #FP-01-2022** filed by InSite Development Services, LLC., 1400 16th Street, Oak Brook, Illinois; for replatting lots 6144-6149, 6177-6181, and part of lots 6143 and 6182; of the Howard Addition located at 508 W. Trenton Avenue.
4. **APPLICATION FOR SITE PLAN REVIEW #SP-08-2022** filed by InSite Development Services, LLC., 1400 16th Street, Oak Brook, Illinois; for a new drive-thru restaurant to be located at 508 W. Trenton Avenue.
5. **APPLICATION FOR SITE PLAN REVIEW #SP-09-2022** filed by Ed's 24 Hour Service Inc, for a 3200 square foot storage building at 3800 Ventura Drive.
6. **APPLICATION FOR ZONING AMENDMENT #ZA-02-2022** filed by Mardic Investments, Inc, 5800 Monroe Street, Sylvania, OH 43560, for rezoning Findlay Crossing, located at Lot 11 of the Findlay Commerce Park and part of the NW Corner of Section 6 Allen Township, from C-2 General Commercial to M-2 Multi-Family High Density.

7. **APPLICATION FOR SITE PLAN REVIEW #SP-10-2022** filed by Mardic Investments, Inc, 5800 Monroe Street, Sylvania, OH 43560, for Findlay Crossing, located at Lot 11 of the Findlay Commerce Park and part of the NW Corner of Section 6 Allen Township.

ADMINISTRATIVE APPROVALS

1. **APPLICATION FOR SITE PLAN REVIEW #SP-11-2022** filed by Northern Lofts, for a parking lot expansion at 3150 N. Main Street.

ADJOURNMENT

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
MAY 3, 2022**

ORDINANCE NO. 2022-026 (*utility location pickup replacement*) **requires three (3) readings**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

third reading

ORDINANCE NO. 2022-034 (*McLane Dr ROW vacation*) **requires three (3) readings**
AN ORDINANCE VACATING A CERTAIN PORTION OF AN EXISTING ROAD RIGHT-OF-WAY OF MCLANE DRIVE, THE VERY SOUTHERN END OF THE ROADWAY IN THE CUL-DE-SAC AREA (HEREINAFTER REFERED TO AS THE MCLANE DRIVE RIGHT-OF-WAY VACATION) IN THE CITY OF FINDLAY, OHIO.

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

MAY 3, 2022

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, MAY 3, 2022 MEETING.

RESOLUTIONS

013-2022 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

2022-035 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

2022-036 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

2022-037 AN ORDINANCE DE-APPROPRIATING, APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 013-2022

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 _____

VENDOR	VOUCHER	ACCOUNT	DEPARTMENT NAME	AMOUNT	REASON FOR EXPENSE	WHY
ROBISON, CURPHEY, & O'CONNELL, LLC	238735	21005000-441402	LAW DIRECTOR	\$ 11,365.09	LEGAL COUNSEL	NO PURCHASE ORDER PREPARED

ORDINANCE NO. 2022-035

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, it has become apparent to the Mayor of the City of Findlay, Ohio that the City can eliminate substantial workers compensation liability and costs by enrolling in the Group Retrospective Rating Plan, and it is this Council's intent to give the Mayor of the City of Findlay, Ohio the authority to execute said agreement.

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

SECTION 1: That the Mayor of the City of Findlay, Ohio, Hancock County, State of Ohio be, and she is hereby authorized to, enroll the City of Findlay in the Ohio Association of Public Treasurer's Retrospective Rating Plan approved by the Ohio Bureau of Workers Compensation, commencing January 1, 2023.

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 authorize said agreement so that the new rating plan is in effect January 1, 2023.

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 _____



March 22, 2022

GROUP RETRO

DON ESSEX
CITY OF FINDLAY
318 DORNEY PLZ STE 313
FINDLAY, OH 45840

Re: 2023 Group Retrospective Rating Re-Enrollment for Policy # 33205102

We are pleased to announce that your organization has qualified for re-enrollment in the 2023 Ohio SchoolComp group retro program.

2023 Group Retrospective Rating projection:

Target Refund %	42%
Target Refund \$*	\$ 90,373

*Refund is based on estimated standard premium of \$215,175.

Our group retrospective programs are successful and consistently generate significant refunds because of our focus on safety best practices, client education, and aggressive claims management.

To re-enroll, simply sign and return the enclosed U-153 enrollment form with invoice and payment, or enroll online at www.sedgwick.com/ohiotpa/enroll.

Join our program and receive these services:

- Claims Management
- Hearing Representation
- Review of BWC Rates and Invoices
- Online Account Access
- Educational Opportunities
- BWC Updates

To discuss our Group Retrospective Rating Program or related services, please contact **Joe Miller** at **(800) 825-6755 ext. 65586** or **Joseph.Miller@sedgwick.com**.

As a reminder, when enrolling in a group retrospective rating program, BWC does not allow the stacking of discounts with any of the following programs: \$15k Medical Deductible, Drug Free Safety, Industry Specific Safety, Transitional Work Bonus and One Claim. However, Group Retro has the potential to provide **significant refunds** in comparison to these other alternative rating programs.

ORDINANCE NO. 2022-036

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

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

SECTION 1: That the following sums be and the same are hereby appropriated:

FROM:	CIT Fund – Capital Improvements Restricted Account	\$ 548,000.00
TO:	2022 Annual Street Resurfacing/Curb Repairs	\$ 548,000.00
	<i>Project No. 32820500</i>	

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 and transfer said funds so that the 2022 Annual Street Resurfacing/Curb Repairs, Contract B (Asphalt) project may proceed.

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. 2022-037

AN ORDINANCE DE-APPROPRIATING, APPROPRIATING AND TRANSFERRING 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 de-appropriated:

FROM:	W. Lincoln Street Storm Sewer, <i>Project No. 35521700</i>	\$ 20,000.00
TO:	Sewer Fund	\$ 20,000.00
FROM:	Washington Street Storm Sewer Upgrades <i>Project No. 35521700</i>	\$ 20,000.00
TO:	Sewer Fund	\$ 20,000.00

SECTION 2: That the following sums be and the same are hereby appropriated and transferred:

FROM:	Sewer Fund – Stormwater Restricted Account	\$ 40,000.00
TO:	W. Lincoln Street Storm Sewer, <i>Project No. 35521700</i>	\$ 20,000.00
TO:	Washington Street Storm Sewer Upgrades, <i>Project No. 35512100</i>	\$ 20,000.00

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to de-appropriate, appropriate and transfer said funds so that said funds may be available for the aforementioned projects.

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 _____