

PETITIONS: none

ORAL COMMUNICATIONS:

Judge Hackenberg/Judge Bishop/Clerk of Courts Eigel – Safe Surrender Day

Judge Hackenberg is before City Council to discuss Safe Surrender Day. The Court concluded their sixth (6th) annual Safe Surrender event last Thursday. It was a very big success. Councilman Russel expressed an interest in how it went and thought it would be advisable to come to Council and let Council know how it went. He turned the podium/microphone over to Clerk of Courts Eigel to provide additional information on how successful of a day it was.

Clerk of Courts Eigel informed Council that on April 27, 2023, the Court conducted their sixth (6th) annual Safe Surrender event. Safe Surrender is when someone has an active bench warrant in Findlay Municipal Court (FMC) and they can come in on a Safe Surrender Day, no questions asked, where FMC will take care of the warrant(s) with no fear of incarceration for the defendants. Last week's event was another highly successful event for the Court this year. Over the last six (6) years, four hundred fifty-six (456) individuals were addressed and five hundred forty-nine (549) warrants were resolved. This year, seventy-three (73) defendants came in between 9:00am-4:00pm resolving ninety-four (94) warrants in just one day. The Municipal Court staff was very busy that day. This event provide the City of Findlay and Hancock County approximately fifty-five thousand dollars (\$55,000.00) in jail housing costs which was at least five hundred fifteen (515) days in jail. That is a big savings to the City and County, as well as to the defendants. Three (3) of those seventy (70) individuals traveled from Michigan, Arizona, and Dutch Harbor Alaska to take care of their warrants. There were twenty-one (21) pre-conviction warrants heard by the courts that the Hancock County Public Defender's Office and the City Law Director's Office assisted with developing those cases. There were seventy-three (73) post-conviction warrants, all with counseling or community service requirements, who all re-engaged with their counseling programs and community service. They also provided status conference warrants (fines and cost reviews) with all of them entering into new payment plans and were set up with new court dates. The Court recalled forty-five (45) warrants from the Findlay Police Department, forty-eight (48) warrants from the Hancock County Sheriff's Office, and one warrant from the Ohio State Highway Patrol. Nine hundred ninety-nine (999) text messages were sent out to anyone who had an active warrant that was issued in the last year (April 2022-April 2023), of which sixty-two (62) appeared. A Facebook ad was ran for twelve (12) days that reached thirteen thousand eight hundred three (13,803) social media users in northwest Ohio with the post being shared one hundred twenty-six (126) times, receiving three (3) very positive comments who were happy about the program or had taken part in the program in previous years. It meant a lot to see that the community appreciated it. She thanked the Hancock County Public Defenders Office, City Law Director's Office, Hancock County Sheriff's Office, City of Findlay Police Department, and the State Highway Patrol for their assistance. The Judges were on WFIN/WKXA Monday morning, and Channel 13 interviewed Judge Hackenberg. She thanked community agencies such as Welcome To A New Life, the Family Resource Center, Crime Stoppers, and Focus for their help. Some think the Safe Surrender event is a trap or that it is fake, but there are many who have been happy with the program, especially those that traveled from out of state.

Discussion:

Councilman Russel asked if this program has been replicated by any other Municipal Courts in Ohio. Judge Hackenberg replied that he is aware of it being done in other jurisdictions throughout the state, but not necessarily locally. The Judge from the Municipal Court in Upper Sandusky attended Findlay's Safe Surrender event this year with one of his staff members who had a very positive take away from it and are sending a team up here in the next few weeks to meet with Findlay's team to see how to implement and roll it out in their community. This is not unique to Ohio, but there are not a lot of courts in this jurisdiction that have a Safe Surrender program like Findlay's.

Councilman Russel asked if ninety-four (94) warrants were resolved and asked how many bench warrants are outstanding. Clerk of Courts Eigel replied there are two thousand eight hundred forty-eight (2,848) warrants as of today with a large stack on her desk that she just issued. Councilman Russel asked if there is a reason why some do not take advantage of the program or if they do not know they have a warrant. Judge Bishop replied that there is a multitude or reasons: some do not want to deal with the issue, some put it off thinking it is just going to go away, but that it does catch up with them and causes more of an impact on their life than if they had just dealt with it to begin with. Some claim they do not know they have a bench warrant sometimes because they have moved away and have forgotten about the issue. Judge Hackenberg added that when COVID hit and the jail went into COVID protocols and the Justice Center had staffing issues and could not keep fully operational, FMC Court warrants were low priority. When Council authorized the use of funds for outside housing, FMC was able to start holding defendants accountable again and then the jail was opened back up again where defendants went back to jail for warrants that they were to go to jail for, but then weren't for a period of time. A lot of those factors came into play with pre-COVID turnout numbers in 2023 versus in 2021 or 2022. Councilman Russel asked if there will be another event next year and if so, when. Judge Hackenberg replied that it has been in late summer/early fall in the past, but Welcome To A New Life asked if they would move it up in 2022 with April being second chance month in which FMC is happy to go along with their request as they are very supportive of FMCs programs and that FMC is very supportive of them and moved the program to April which was part of the issue when the numbers were down. It is an annual program. FMC also runs a DUS day that moved from the springtime to fall, with the goal to get drivers licensed again in the State of Ohio. The two (2) programs (Safe Surrender Day and the DUS Day) essentially switched timeframes.

Councilwoman Frische feels Safe Surrender Day is a great program and that Judge Bishop is right that a lot do not know about the program, so she shares it when it is posted. Many have stated that they appreciate the kindness extended to them and treating them like a human. She had someone from Chicago contact her via social media telling her that he did not know he had a warrant and went to get his license renewed, but was not able to because of the warrant. FMC was able to work with him being as he was not able to travel. FMC treats everyone with respect which she appreciates. Judge Hackenberg replied that FMC appreciates those comments as they are an institute of accountability who tries to do as much as they can to work with defendants to help them out, as everyone this day and age, needs help. He thanked Council and the Administration for their support to be able to do these types of programs.

Councilman Hellmann asked if the Safe Surrender Program deals with jail time, fines, or both. Judge Bishop replied it deals with any type of warrant that is issued. If an individual doesn't report to jail, a warrant is issued. They can come in on Safe Surrender Day and reschedule their jail date and have their warrants recalled. They can plan their jail dates around other obligations (work, kids, etc.). They can deal with any status conference hearings that they did not show up for and have the warrant recalled. If they failed to engage in treatment, they can come in and re-engage in that treatment and get the warrant recalled. Councilman Hellmann asked if the jail time is forgiven. Judge Bishop replied no. No sentences are modified and just get a reset jail time. Judge Bishop replied that no sentences are modified or if they have not been sentenced yet, if they fail to appear for an arraignment with the Public Defender's Office or the Prosecutor's Office, or fail to appear for presentencing hearing. Filed.

WRITTEN COMMUNICATIONS: none

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Board of Zoning Appeals minutes – March 16, 2023. Filed.

Treasurer's Reconciliation Report – March 31, 2023. Filed.

City Engineer Kalb – Parking Enforcement Vehicle replacement

As discussed in the Capital Plan meetings, the City of Findlay Parking Enforcement Department will be replacing the vehicle for the Parking Enforcement Officer. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to enter into contracts, as well as appropriate and transfer funds is requested. Ordinance No. 2023-048 was created.

| | | |
|-------|-----------------------------------------------------|--------------|
| FROM: | CIT Funds – Capital Improvements Restricted Account | \$ 36,000.00 |
| TO:: | Parking Enforcement #25075000-other | \$ 36,000.00 |

Discussion:

Councilman Slough asked how many miles were on the car. City Engineer Kalb replied that the employee is using a secondary vehicle because his primary vehicle is inoperable and is using one of the Ford Escapes (from one of the Courts). He is unsure of the number of miles because he is not using a primary vehicle. Mayor Muryn added that this is a different vehicle than cruisers. The Administration gets a lot of questions about the Police cruisers that the follow best practices on. City cars typically only last five (5) years or one hundred thousand (100,000) miles because they are running constantly and that a certain number of them have to be in reserve, getting maintenance, etc. The Capital book shows when a vehicle is getting replaced what year it is replacing. There are some older vehicles in City fleets. Filed.

City Engineer Kalb – Harrison Street Waterline Replacement #35720200

As authorized by Ordinance No. 2022-004, a bid opening was held for this project on March 28, 2023. Bids were received from two (2) potential contractors with the bid amounts ranging from fifty-three thousand six hundred fifteen dollars to fifty-nine thousand one hundred sixty-five dollars (\$53,615.00-\$59,165.00). The lowest and best bid was received from Rocky Edge Excavating LLC of Findlay, Ohio. Five thousand dollars (\$5,000.00) was appropriated to the project for design and advertising. An additional appropriation of funds is now needed to cover the City's portion of the construction cost and provide a contingency for the project. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to enter into contracts, as well as appropriate and transfer funds is requested. Ordinance No. 2023-049 was created.

| | | |
|-------|-------------------------------------------------------------------|--------------|
| FROM: | Water Fund | \$ 66,000.00 |
| TO: | Harrison Street Waterline Replacement <i>Project No. 35720200</i> | \$ 66,000.00 |

Discussion:

Councilman Russel pointed out that this has been part of the Capital Plan and that this project will provide immediate benefits for the area when it is completed. He asked if Rocky Edge Excavating LLC is ready to go if this is passed tonight. City Engineering Kalb replied that yes, they are ready to start when the funds are ready. He had a meeting with them to go through the project. They understand that this is pretty much rock that they will have to be hammering into. Before anything is signed and progressed forward, the City will sit down with them and ensure that they know what they are getting into. As soon as the funds are available, they will start on this. Councilman Russel asked what the length of the project is. City Engineer Kalb replied it is about a two to three (2-3) week project from beginning to end. Logan Avenue has a dead end line that a loop system will be created for better water quality and pressure for that area.

Councilwoman Frische asked if Harrison Street has sewer. City Engineer Kalb replied this project is for Logan Avenue and Byal Avenue and will loop it from Harrison Street because it runs parallel with Harrison and is creating a loop with the waterline from Logan Avenue to Byal Avenue. It will run straight down to Byal Avenue. It is just a waterline as they already have a sewer line. Filed.

City Engineer Kalb – CR 212/CR 236 Road Widening #32864600

As authorized by Ordinance No. 2022-025, a bid opening was held for this project on December 13, 2022. Bids were received from five (5) potential contractors with bid amounts ranging from three million three hundred thirteen thousand two hundred forty-eight dollars and ninety-eight cents to four million twenty-nine thousand one hundred eighty-one dollars and thirty cents (\$3,313,248.98-\$4,029,181.30). The lowest and best bid was received from Hohenbrink Excavating Inc. of Findlay, Ohio. This project has been in the books since 2016 and is in the final stages of approval and is ready for construction. The roadway is going through the annexation process and is scheduled for a hearing with the County Commissioners on May 30, 2023.

A request to appropriate funds is being requested now in order to start construction as soon as the annexation is complete. One hundred forty thousand dollars (\$140,000.00) was previously appropriated to the project for design and advertising. An additional appropriation of funds is now needed to cover the City's portion of the construction cost and provide a contingency for the project. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to enter into contracts, as well as appropriate and transfer funds is requested. Ordinance No. 2023-050 was created.

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|-------|-----------------------------------------------------|-----------------|
| FROM: | CIT Funds – Capital Improvements Restricted Account | \$ 1,540,000.00 |
| TO: | CR 212/CR 236 Road Widening #32864600 | \$ 1,540,000.00 |
| FROM: | Sewer Fund-Stormwater Restricted Account | \$ 650,000.00 |
| TO: | CR 212/CR 236 Road Widening #32864600 | \$ 650,000.00 |
| FROM: | Ohio 629 Roadwork Development Grant | \$ 1,237,500.00 |
| TO: | CR 212/CR 236 Road Widening #328764600 | \$ 1,237,500.00 |

Discussion:

Councilwoman Frische asked what exactly is being annexed and who owns it. She asked if it is an intersection or lots. City Engineer Kalb replied this annexation is just the roadway. In out of City limit areas, the property owners own to the middle of the roadway. In this case, part is owned by the County Commissioners and part by private entities. This will be within the right-of-way and will be just annexing the roadway, so the City can do the work for CR 212 and CR 236. It will go from Hamlet Drive to State Route 12 where it will tie back into City corporation limits. The southwest corner of 212 and 236 are already within the City corporation limits. This project will extend it another one hundred twenty feet (120 ft) to the north side of the right-of-way so that the City can do this work. Councilwoman Frische asked if it will be contiguous. City Engineer Kalb replied it currently is right now. This puts the roadway within the City corporation limits. Councilwoman Frische asked why the County Commissioners are not handling this. City Engineer Kalb replied that this started back in 2016 because the City was receiving 629 money for development that was in the City of Findlay. In order to use the 629 money, a project has to be designated, so this project qualifies. In order for the City to work on the project, it has to be within the City corporation limits and cannot work on a roadway outside City corporation limits. The City will expand on this because of the 629 money and other grant funds that can be used for this. Councilwoman Frische asked if this was agreed to back in 2016 and are now moving on it. City Engineer Kalb replied that is correct. It is a long on-going process that is to the final stage.

Councilman Bauman asked if this is to create a safe passage for semi and commercial traffic that are trying to access the factories and warehouses on CR 212 or CR 99 . City Engineer Kalb replied that is correct. Right now, it is a 2-lane roadway. This project will turn into a 4-lane roadway. Currently, eighty percent (80%) of heavy use traffic are making a ninety degree (90^o) turn which is a super elevation turn within that area. This project will provide a business route so that they do not have to try to navigate through a downtown area. Filed.

City Engineer Kalb – Insurance Reimbursement for Trenton Avenue and Blanchard

A control cabinet for the intersection of Trenton Avenue and Blanchard Street was damaged beyond repair from a traffic accident on January 23, 2023 and needs replaced. The City of Findlay Traffic Department has a spare cabinet readily available for the repair, but a new cabinet will need to be purchased to replace the cabinet that was used for the repair. Funds received from the insurance company will be covering the cost of the new cabinet, therefore, funds need to be appropriated int the Traffic Department budget. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to enter into a contract(s), as well as appropriate funds is requested. Ordinance No. 2023-051 was created.

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|-------|-----------------------------------|--------------|
| FROM: | SCM&R (Insurance Proceeds) | \$ 13,431.13 |
| TO: | Traffic Signals #2204320000-other | \$ 13,431.13 |

Filed.

City Planning Commission agenda – May 11, 2023. Filed.

Hancock Regional Planning Commission Director Cordonnier – amendment to the Findlay Zoning Code

The Hancock Regional Planning Commission (HRPC) is providing amendments to the City of Findlay Zoning Code for Council's consideration. HRPC has been compiling adjustments to the code over the last several years. Due to many changes that occur throughout the document, legislation to repeal and replace the code is being requested. The last complete repeal and replace of the zoning code occurred in 2017. A four (4) page summary of the proposed changes are included. The Planning and Zoning Committee has been reviewing the document since late last winter in which their review was not part of the official adoption process, but was an opportunity to review and discuss the various issues. A digital redline version of the code is available on the City website. Legislation is desired to be created after the City Planning Commission and the Planning & Zoning Committee provide their recommendations after their meetings. Referred to the City Planning Commission and also the Planning & Zoning Committee. Filed.

Service-Safety Director Martin – sale of Fire Department pickup truck via GovDeals

The City of Findlay recently used the GovDeals auction site to auction off an old Findlay Fire Department (FFD) command vehicle, a 2008 Ford F250 SD pickup. The selling price was nine thousand five hundred seventy-five dollars and no cents (\$9,575.00). In recent months, the FFD has experienced significant unexpected vehicle repairs resulting in transfers already into this line item. Funds from the proceeds of this vehicle sale to FFD vehicle Repair & Maintenance line item once the transaction is completed, is requested which will allow the FFD to continue with necessary R&M on apparatus without undue burden in the General Fund. Legislation to appropriate funds is requested. Ordinance No. 2023-052 was created.

FROM: General Fund (FFD GovDeals Auction proceeds) \$ 9,575.00
TO: Fire Department #21014000-other \$ 9,575.00

Filed.

City Engineer Kalb – advertisement and bid of Main Street and West Main Cross Street intersection upgrades

The City is currently wrapping up the design on four (4) intersection upgrades within the downtown area and are preparing the documents for advertising and bidding. Funds have already been approved to advertise for bids, but require Council’s approval to publicly bid the project. Advertising and bidding of the following intersections for necessary upgrades are requested:

- South Main Street/Hardin Street intersection #32823100
- South Main Street/Crawford Street intersection #32823200
- West Main Cross Street/Cory Street intersection #32823400
- West Main Cross Street/South West Street intersection #32831600

Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to advertise for bids and enter into contracts for construction is requested. Ordinance No. 2023-053 was created. Filed.

City Engineer Kalb – Temporary Salt Structure #31932000

The City of Findlay experience a mild winter with very little snowfall which resulted in less salt usage. Even though this can be a good thing, finding a storage location for all the road salt that the City has purchased for the season is difficult. There currently is on thousand fifty (1,050) tons of salt that needs to be delivered prior to July 1st or the City will be charged twenty-three thousand one hundred dollars (\$23,100.00) per month for storage of the salt until the city can accept the final allotment. All of the City’s salt barns are at max capacity and there is no additional storage available in any of the Ohio Department of Transportation’s or the County’s salt barns as they are experiencing the same problem. To avoid paying the twenty-three thousand one hundred dollars (\$23,100.00) per month in storage fees, a temporary salt barn will be constructed on the Street Department property to store the one thousand fifty (1,050) tons. The temporary structure will be constructed of concrete blocks for the walls and a vinyl quonset for the roof covering. Due to the lead time on the blocks and vinyl quonset, the requested funds will need to be approved at the May 3, 2023 City Council meeting so that the structure can be purchased, delivered, and constructed prior to the July 1, 2023 delivery date. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to enter into contracts and to appropriate and transfer funds is requested. Ordinance No. 2023-054 was created.

FROM: CIT Funds – Capital Improvements Restricted Account \$ 90,000.00
TO: Temporary Salt Structure #31932000 \$ 90,000.00

Discussion:

Councilwoman Frische moved to read the letter in its entirety, seconded by Councilman Wobser. All were in favor. The Council Clerk read the letter in its entirety.

Councilman Russel asked for the timeline of this and if the Ordinance needs to be passed tonight. City Engineer Kalb replied that by May 1st of every year, the City signs a contract of how much salt is needed each year. In a normal winter, the City uses approximately four thousand five hundred (4,500) tons of salt each winter. This past winter the City only used nine hundred fifty (950) tons. The City likes to keep around four thousand five hundred to five thousand (4,500-5,000) tons of salt readily available because if it runs out, the City has to pay triple the price to get back to that amount. With the contract and because the City is currently at max capacity, there is around a thousand (1,000) ton that still needs to come to the City’s site. Deliver is scheduled for July 1, 2023 with the City having to house it instead of paying the twenty-three thousand one hundred dollars (\$23,100.00) per month storage fee. This requested temporary structure is the last resort. He called Counties, Townships and ODOT trying to find a place to house the extra salt, but that they did not have the capacity to store the City’s salt, so the City then had to figure out where to build the structure, how to build it, what size it needs to be, etc. The temporary structure will be made out of concrete roadway blocks that are six feet (6 ft) long with knots on top similar to a Lego look, and have a vinyl quonset on top for the roof structure that will be purchased through two (2) different vendors. The City Street Department will pour a concrete floor so that when the scoops are used to scoop up salt into City trucks, they are not scooping stone or dirt. A strong base under the salt is needed because it is one thousand pounds (1,000 lbs) of deadload on top of the concrete. The City will build a concrete curb on the outside to ensure the concrete blocks do not move. This ninety thousand dollars (\$90,000) request includes the concrete blocks, the quonset and the concrete for the City’s Street Department to put it together. He contacted numerous companies about this with one company able to get the quonset on time, but that they could not provide the concrete blocks. One company couldn’t get either in time. One company was able to provide everything on time, but did not get their quote back until Thursday afternoon, so since Council packets were already done by then, this was an add-on. The vendor that can provide everything, can deliver everything in early June which gives the City enough time to get the concrete in and the quonset up with everything finished before the July 1st salt delivery date.

Councilman Hellmann asked if there will be a use for the temporary storage structure (concrete blocks, quonset, and concrete pad) after the salt is removed. City Engineer Kalb replied yes. It can be used as a top soil bay to store top soil equipment. With it having a concrete base, it opens up uses for it. It could be used as a movable structure as an outpost in different locations so that City trucks are not traveling back to the center of town. It will be used for something after the salt is removed. It will not sit empty.

Councilwoman Frische asked how long the plastic (quonset) will last. City Engineer Kalb replied that they usually last fifteen to twenty (15-20) years, but that it depends on the company and the make. The one he is getting has a twenty (20) year warranty that is designed for wind. Prevailing winds were taken into consideration when they were deciding where to place it. Councilwoman Frische asked if any of this needs to go out to bid since its over the fifty thousand dollars (\$50,000.00) threshold. City Engineer Kalb replied that the quonset was bought from one vendor for around forty-four thousand dollars (\$44,000.00), the concrete blocks from a different vendors for twenty-two thousand dollars (\$22,000.00) with twenty-five thousand dollars (\$25,000.00) left in concrete work that the City will be providing themselves. Councilwoman Frische asked if the City is constructing it. City Engineer Kalb replied the City will put the concrete in and probably the blocks, but the quonset has to be built by someone else to ensure the warranty. Councilwoman Frische asked if there is anything that can be done to not be charged the twenty-three thousand one hundred dollars (\$23,100.00) per month storage fee and asked who the City gets their salt from. She asked if it is from the State or a private vendor. City Engineer Kalb replied it comes from a private company, but through a State bid contract. If it is contracted to purchase two thousand five hundred (2,500) tons of salt, then that is the amount that is taken. ODOT and the County all have the same requirement. The City only signed on for one thousand five hundred (1,500) tons, but if the full allotment is not taken, then the City is charged twenty-two dollars a ton per month (\$22.00/ton/month) until the allotment is taken.

Mayor Muryn added that this is happening to everyone. Those entities also have to be able to continue to produce and store their supplies that they can turn around and sell later in the year because when there is a bad winter, salt is then in demand. The City just became aware of this two (2) weeks ago. The City does not like to have add-ons, but had to contact vendors to address this problem and determined that the temporary salt structure is the best solution and most cost effective to provide additional benefit to the City long-term given that it is a structure that can be relocated if appropriate. Councilwoman Frische asked if American Rescue Plan Act (ARPA) dollars could be used for this. Mayor Muryn replied that the ARPA dollars have all been put in as revenue replacement, so there is no point in doing a specific line item as all the dollars have been allocated to projects except for the ARPA demolition funds. It is not worth going through that process when there are funds available in capital. City Engineer Kalb added that he chose to take this out of the Capital Fund because of where it currently sits and what projects are out of the Capital Funds, what revenues are coming in and working with the City Auditor's Office, so he is comfortable with this coming out of Capital Funds instead of the General Fund.

Councilman Bauman pointed out that the alternatives are to leave it outside and every time it rains, a percentage of the salt is lost that the City paid for, or that the City could pay for storage. It makes the most sense for the City to build the structure. City Engineer Kalb replied that leaving the salt outside is an option, but that he wouldn't want to entertain it because it would involve an environmental issue. The best two (2) options are to store it with the supplier or the City build the structure. Councilman Bauman pointed out that if the City were to pay to store the salt, the cost would have exhausted the price tag of building the storage structure. City Engineer Kalb replied that is correct.

Councilwoman Frische asked if there is pricing available for the contract coming up. City Engineer Kalb replied yes. That price was determined when the City had to make the purchase by May 1, 2023. The City purchased one thousand five hundred (1,500) tons this year to account for the thousand (1,000) that the City already has in excess. Filed.

COMMITTEE REPORTS:

The **STRATEGIC PLANNING COMMITTEE** met on April 18, 2023 to continue the Strategic Planning process.

We recommend to continue building the strategic plan document and process.

Councilman Wobser moved to adopt the committee report, seconded by Councilwoman Warnecke. All were in favor. Filed.

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 012-2023 (CR 212/236 annexation – services the City will provide if annexed in) **requires three (3) readings** **second reading**

A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN MARION AND CASS TOWNSHIPS, COUNTY OF HANCOCK, STATE OF OHIO, BEING A PART OF THE SOUTH HALF OF SECTION 33, AND PART OF THE SOUTHWEST QUARTER OF SECTION 34, T2N, R11E, CASS TOWNSHIP, ALSO BEING PART OF THE NORTHWEST QUARTER, PART OF THE NORTHEAST QUARTER, AND PART OF THE SOUTHEAST QUARTER OF SECTION 4, MARION TOWNSHIP, T1N, R11E, ALSO BEING PART OF THE NORTHWEST QUARTER, AND PART OF THE SOUTHWEST QUARTER OF SECTION 3, MARION TOWNSHIP, T1N, R11E, COUNTY OF HANCOCK, STATE OF OHIO, A TRACT OF LAND CONSISTING OF 15.043 ACRES OF LAND, MORE OR LESS.

Second reading of the Resolution.

RESOLUTION NO. 013-2023 (Carolyn Chase retirement resolution)

see page 1 (**RECOGNITION/RETIREMENT RESOLUTIONS** section)

RESOLUTION NO. 014-2023 (no PO) requires one (1) reading

first reading - adopted

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).

Councilman Russel moved to adopt the Resolution, seconded by Councilman Bauman.

Discussion:

Councilwoman Frische asked for details of what the twenty-five thousand dollars (\$25,000.00) is for. City Engineer Kalb replied that there is an administrative fee for Community Development Block Grant (CDBG) opportunities. In this case, a purchase order was not created in time before receiving their first invoice. The money was already set aside for it and just did not have the purchase order in time.

Ayes: Frische, Hellmann, Niemeyer, Palmer, Russel, Slough, Warnecke, Wobser, Bauman. The Resolution was declared adopted and is recorded in Resolution Volume XXXV, and is hereby made a part of the record.

ORDINANCES:

ORDINANCE NO. 2023-036 (amendment to salary ordinance) requires three (3) readings

third reading - adopted

AN ORDINANCE AMENDING ONE (1) SECTION OF CODIFIED ORDINANCE NO. 2022-81, AS AMENDED, KNOWN AS THE SALARY ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

Councilman Slough moved to adopt the Ordinance, seconded by Councilman Palmer. Ayes: Hellmann, Niemeyer, Palmer, Russel, Slough, Warnecke, Wobser, Bauman, Frische. The Ordinance was declared adopted and is recorded in Ordinance Volume XXIII, Page 2023-036 and is hereby made a part of the record.

ORDINANCE NO. 2023-040 requires three (3) readings

third reading - adopted

(contract extension with ACP GREENE & ASSOCIATES, LLC dba Planning NEXT)

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT OR CONTRACT EXTENSION WITH ACP GREENE & ASSOCIATES, LLC DBA PLANNING NEXT TO PROVIDE CONSULTING SERVICES AND IMPLEMENTING A STRATEGIC PLAN FOR THE CITY OF FINDLAY, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

Councilman Hellmann moved to adopt the Ordinance, seconded by Councilman Wobser. Ayes: Palmer, Russel, Slough, Warnecke, Wobser, Bauman, Hellmann. Nays: Niemeyer, Frische. The Ordinance was declared adopted and is recorded in Ordinance Volume XXIII, Page 2023-040 and is hereby made a part of the record.

ORDINANCE NO. 2023-041 (Maumee Watershed Conservancy District MOA) requires three (3) readings

second reading

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE MAUMEE WATERSHED CONSERVANCY DISTRICT AND THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR CONTINUED FLOOD MITIGATION IMPROVEMENTS IN AND NEAR THE CITY OF FINDLAY, AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2023-042 (retirement settlements) requires three (3) readings

second reading

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

Second reading of the Ordinance.

ORDINANCE NO. 2023-043 (Phase 2 benching project) requires three (3) readings

second reading

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ACCEPT PERMANENT OWNERSHIP OF PROPERTIES IN ORDER FOR THE BOARD OF COMMISSIONERS OF HANCOCK COUNTY, OHIO, TO TRANSFER THE PARCELS LISTED ON THE ATTACHED EXHIBIT TO THE CITY OF FINDLAY, OHIO AND DECLARING AN EMERGENCY.

Discussion:

Councilman Bauman asked if there is a timeline on transferring these properties. Mayor Muryn replied no and that she is still working on some follow up items from the Commissioners related to some concerns the Auditor had, and wanted some documentation on the environment. This does not need passed tonight.

Second reading of the Ordinance.

ORDINANCE NO. 2023-046 (315 N Blanchard St rezone) requires three (3) readings

first reading

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 315 NORTH BLANCHARD STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R-3 SMALL LOT RESIDENTIAL" TO "C-1 LOCAL COMMERCIAL".

First reading of the Ordinance.

ORDINANCE NO. 2023-047 (*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 WORKERS' COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

ORDINANCE NO. 2023-048 (*replacement Parking Enforcement vehicle*) **requires three (3) readings** **first reading**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT(S) FOR THE PURCHASE OF A REPLACEMENT VEHICLE FOR THE CITY OF FINDLAY PARKING ENFORCEMENT DEPARTMENT, APPROPRIATING AND TRANSFERRING FUNDS THERETO, AND DECLARING AN EMERGENCY.

Councilman Bauman moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Slough. Ayes: Slough, Bauman, Niemeyer. Nays: Palmer, Russel, Warnecke, Wobser, Frische, Hellmann. Motion fails.

First reading of the Ordinance.

ORDINANCE NO. 2023-049 (*Harrison St waterline replacement*) **requires three (3) readings** **first reading**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT(S) FOR THE HARRISON STREET WATERLINE REPLACEMENT PROJECT NO. 35720200, APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

Discussion:

Councilman Russel noted that looping waterlines provides an immediate benefit, and being that this is a 3-week project that has been in the Capital Plan, delaying it 2 more weeks to give it its second reading at the next City Council meeting, which is almost the entire length of the project, seems unnecessary.

Councilman Russel moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Niemeyer. Ayes: Russel, Slough, Warnecke, Bauman, Niemeyer, Palmer. Nays: Wobser, Frische, Hellmann. Motion fails.

First reading of the Ordinance.

ORDINANCE NO. 2023-050 (*CR 212/CR 236 road widening*) **requires three (3) readings** **first reading**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT(S) WITH HOHENBRINK EXCAVATING, INC. FOR THE COUNTY ROAD 212/COUNTY ROAD 236 ROAD WIDENING PROJECT NO. 32864600, APPROPRIATING AND TRANSFERRING FUNDS THERETO, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

ORDINANCE NO. 2023-051 (*insurance reimbursement for Trenton Ave & Blanchard St*) **requires three (3) readings** **first reading - adopted**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT FOR THE PURCHASE OF A REPLACEMENT CONTROL CABINET, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

Discussion:

Councilman Palmer pointed out that this is a reimbursement and not an allocation of new funds.

Councilman Palmer moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Bauman. Ayes: Slough, Warnecke, Wobser, Bauman, Frische, Hellmann, Niemeyer, Palmer, Russel. The Ordinance received its second and third readings. Councilman Wobser moved to adopt the Ordinance, seconded by Councilman Hellmann. Ayes: Warnecke, Wobser, Bauman, Frische, Hellmann, Niemeyer, Palmer, Russel, Slough. The Ordinance was declared adopted and is recorded in Ordinance Volume XXIII, Page 2023-051 and is hereby made a part of the record.

ORDINANCE NO. 2023-052 (*sale of FFD pickup via GovDeals*) **requires three (3) readings** **first reading - adopted**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilman Russel moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Palmer. Ayes: Wobser, Bauman, Frische, Hellmann, Niemeyer, Palmer, Russel, Slough, Warnecke. The Ordinance received its second and third readings. Councilman Wobser moved to adopt the Ordinance, seconded by Councilman Palmer. Ayes: Bauman, Frische, Hellmann, Niemeyer, Palmer, Russel, Slough, Warnecke, Wobser. The Ordinance was declared adopted and is recorded in Ordinance Volume XXIII, Page 2023-052 and is hereby made a part of the record.

ORDINANCE NO. 2023-053 (*S Main St/W Main Cross St intersection upgrades*) **requires three (3) readings** **first reading - adopted**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS FOR THE CONSTRUCTION OF INTERSECTION UPGRADES WITHIN THE CITY OF FINDLAY, DECLARING AN EMERGENCY.

Discussion:

Councilman Russel pointed out that this is a request to advertise for bids. It has been a project that has been in the works for a couple of years. There have been some issues getting the supplies for this, so he will move to get this moving tonight since it is just advertising for bids.

Councilman Russel moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Slough. Ayes: Niemeyer, Palmer, Russel, Slough, Warnecke, Wobser, Bauman. Nays: Frische, Hellmann. The Ordinance received its second and third readings. Councilman Russel moved to adopt the Ordinance, seconded by Councilman Palmer.

Discussion:

Councilman Hellmann noted that City Engineer Kalb mentioned that this request is for advertising of bids, however, the Ordinance reads that it is for advertising of bids and to enter into contracts and construction and asked for clarification. City Engineer Kalb replied that there are not enough funds to cover construction. All of the available funds right now are for advertising. The language in the Ordinance to enter into contracts for construction is standard language. As soon as he receives bids back, he will request an appropriation of funds with the contractor who is selected. This request is to advertise to get it out to bid. The funds are not available yet for construction. The materials are already bought and the money is set aside for advertising. He will come back to Council for funds for the construction.

Ayes: Hellmann, Niemeyer, Palmer, Russel, Slough, Warnecke, Wobser, Bauman, Frische. The Ordinance was declared adopted and is recorded in Ordinance Volume XXIII, Page 2023-053 and is hereby made a part of the record.

ORDINANCE NO. 2023-054 (*Temporary Salt Structure*) **requires three (3) readings** ***first reading - adopted***
AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT(S) FOR THE CONSTRUCTION OF A TEMPORARY SALT BARN STORAGE STRUCTURE, APPROPRIATING AND TRANSFERRING FUNDS THERETO, AND DECLARING AN EMERGENCY.

Discussion:

Councilwoman Frische noted that because there was good communication on this, she will move to suspend rules and give the Ordinance all three (3) readings tonight.

Councilwoman Frische moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Niemeyer. Ayes: Niemeyer, Palmer, Russel, Slough, Warnecke, Wobser, Bauman, Frische, Hellmann. The Ordinance received its second and third readings. Councilman Palmer moved to adopt the Ordinance, seconded by Councilwoman Frische. Ayes: Palmer, Russel, Slough, Warnecke, Wobser, Bauman, Frische, Hellmann, Niemeyer. The Ordinance was declared adopted and is recorded in Ordinance Volume XXIII, Page 2023-054 and is hereby made a part of the record.

UNFINISHED BUSINESS:

OLD BUSINESS: none

NEW BUSINESS:

Councilman Russel pointed out that there is no PLANNING & ZONING COMMITTEE meeting in May due to lack of agenda items.

Mayor Muryn thanked Water Distribution, Public Works, Sewer Maintenance for their work on Center Street. It was a coordinated effort of twenty (20) different line replacements within a four (4) day period in order to get the road repaved and reopened. It is a huge thoroughfare. She also thanked Service-Safety Director Martin and City Engineer Kalb for working with the teams to coordinate it.

Mayor Muryn invited Council to attend the top micropolitan city presentation on Friday, May 5, 2023 at 12:45pm in the first floor Council Chambers. Lieutenant Governor Husted will be in attendance to present a proclamation and recognition.

Mayor Muryn continues to work with the Maumee Watershed Conservancy District and different entities to gather requested information for the benching properties and the basin properties.

Mayor Muryn informed Council that through the careful management of the City's Workers Compensation program, not only has there been a decrease in lost days, Workers Comp claims and work injuries, over one million dollars (\$1,000,000.00) has been returned to the City over the last five (5) years because of that performance. Over the last five (5) years, the City received two million five hundred thousand dollars (\$2,500,000.00) in refunds, approximately one million dollars (\$1,000,000.00) of that was part of the State-wide Bureau of Workers Compensation, because of the careful management, and because of a safety culture with the team. It is great to see everyone working together to keep each other safe, and to see the financial benefit of it. HR Director Essex has been leading the charge in that. Safety trainings for employees related to "run, hide, fight" has been conducted, as well as, tornado drills and fire drills will be done. Training on Automated External Defibrillator (AED)s and Cardiopulmonary Resuscitation (CPR) will also be available.

Councilman Bauman moved to adjourn City Council at 7:02pm, seconded by Councilman Palmer. All were in favor.

CLERK OF COUNCIL

COUNCIL PRESIDENT