

FINDLAY CITY COUNCIL MEETING AGENDA

REGULAR SESSION

OCTOBER 3, 2023

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 September 19, 2023 Regular Session City Council meeting minutes.

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

PROCLAMATION: none

RECOGNITION/RETIREMENT RESOLUTIONS: none

PETITIONS:

Petition for Annexation – CR 230/212 (aka Hat Trick aka Buchanan aka Sheetz) annexation

A petition for annexation to the City of Findlay filed by Philip Rooney, agent for the petitioners on September 11, 2023. A legal description for said property is attached with the petition. The property requested (parcel no. 020001030154) to be annexed are currently in Allen Township, Hancock County. Referred to Law Director for Resolution of Services legislation. Resolution No. 024-2023 was created.

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 Ralphs Appliance Inc. dba Ralphs Joy of Living, 1926 Tiffin Avenue, Findlay, Ohio for D5 and D6 liquor permits. This requires a vote of Council.

James H. Mathias, Chief of Police – Ralphs Appliance Inc. dba Ralphs Joy of Living, 1926 Tiffin Avenue, Findlay, Ohio. A check of the records shows no criminal record on the following:

Ralph C. Smother II

Julie Anne Smothers

Board of Zoning Appeals minutes –August 10, 2023.

- Status of BZA case # BZA-25-2022-63427 for 526 South Main Street (parcel #600000318290): 12/8/22 BZA approved this on the condition the required permits be obtained within 180 days giving a deadline date of 6/6/23. On 6/7/23, a 30-day extension was given on the deadline date making the new deadline date 7/6/23. The 7/6/23 BZA variance approval deadline date has passed with no permits obtained; therefore, the approval has expired and is no longer valid.
- Status of BZA case #BZA-10-2022-63665 for 3012 Goldenrod Lane: 4/13/2023, BZA approved this on the condition the required permits be obtained within 60 days giving a deadline of 6/12/23. The BZA variance approval deadline date has passed with no permits obtained; therefore, the approval has expired and is no longer valid.

Findlay Police Department Activities Report – August 2023.

Design Review Board minutes - September 13, 2023.

Service-Safety Director Martin – Keep Active, Keep Healthy Project donation

The City of Findlay received a one thousand dollar (\$1,000) donation from the Flag City 5K event sponsored by Dave's Running that has already been deposited into the General Fund. This donation will go toward the Keep Active, Keep Healthy Project. Legislation to transfer this donation from the General Fund to the Keep Active, Keep Healthy Project is requested. Ordinance No. 2023-101 was created.

FROM:	General Fund	\$ 1,000.00
TO:	Keep Active #31993600-other	\$ 1,000.00

Treasurer's Reconciliation Report – August 31, 2023.

Mayor Muryn – Indigent Defense Services renewal agreement 2023-2025

In December 2022, the Hancock County Commissioners forwarded a renewal agreement between the City of Findlay, Hancock County Public Defenders Commission, and Hancock County Commissioners for Indigent Defense Services in Findlay Municipal Court for the term of three (3) years from January 1, 2023 through December 31, 2025 to provide legal representation in Findlay Municipal Court for this three (3) year term with various details of the agreement needing to be discussed and negotiated causing a delay in the execution of the agreement. After reviewing the current agreement, Law Director Rasmussen has found it to be acceptable by all parties. This agreement will be retroactive to January 1, 2023. The annual fee of ninety-five thousand dollars (\$95,000) will be paid on a quarterly basis. This sum is a portion of the County's cost to employee attorneys and support staff for the term of the agreement which represents an average cost per case less than the cap adopted under Ohio Revised Code §120.33. This amount has been budgeted for 2023. The County will reimburse the City any dollars received as reimbursement from the State and will be paid to the City at the end of the calendar year. Legislation authorizing the Mayor to enter into a renewal agreement with the Hancock County Public Defenders Commission, and the Hancock County Commissioners is requested. Ordinance No. 2023-106 was created.

City Engineer Kalb - HAN-Interstate and FHS Trails PID115232 (32821400)

This project is for an extension of a ten foot (10') multi-use trail along Howard Street and Broad Avenue. The City of Findlay Engineering Department is currently working with a consultant on the design of the trail. Through the design process, it was found that additional right-of-way plans will need to be developed per the Ohio Department of Transportation's (ODOT) manual. Due to some of the existing grades along the proposed path, temporary easements are needed for construction. Additional funds are needed to compensate the consultant for the additional right-of-way plans that are required for this project. Legislation to appropriate and transfer funds is requested. Ordinance No. 2023-108 was created.

FROM:	CIT Fund – Capital Improvements Restricted Account	\$ 40,000.00
TO:	HAN-Interstate and FHS Trail PID115232, Project No. 32821400	\$ 40,000.00

City Engineer Kalb – Findlay Airport Rehab of Runway 7/25 Design

The City of Findlay Airport is preparing to start the design work for the rehabilitation of Runway 7/25. This project has already received a grant from the Federal Aviation Administration (FAA) that will cover ninety percent (90%) or two hundred sixty-eight thousand two hundred dollars (\$268,200) of the design work. The project is also eligible to receive grant funds from ODOT Aviation that will cover an additional five percent (5%) or fourteen thousand nine hundred dollars (\$14,900). The grant funds already received from the FAA, along with the amount of funds anticipated from the ODOT Aviation, the City will be responsible for fourteen thousand nine hundred dollars (\$14,900) as a local match. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to apply for grant funding from ODOT Aviation, as well as enter into a grant agreement with ODOT Aviation is requested. Ordinance No. 2023-109 was created.

Mayor Muryr – Blanchard Valley Port Authority appointment

Mayor Muryr is requesting Garry Peiffer to be reappointed to the Blanchard Valley Port Authority, term will expire on June 30, 2027. Mr. Peiffer has served as a City of Findlay appointment to the Port Authority since its inception in 2007 and brings a vast history of economic development, community leadership, and business experience. Mr. Peiffer is the retired President of MPLX GP LLC and retired Executive Vice President of Corporate Planning and Investor and Government Relations of Marathon Petroleum Corporation. He currently serves as a Director of MPLX GP LLC. Mr. Peiffer began his career with Marathon in 1974. During his career, he held a variety of management positions with increasing responsibilities. These responsibilities included Supervisor of Employees Savings and Retirement Plans, Controller of Speedway Petroleum Corporation and numerous other marketing and logistics positions. In 1987, Mr. Peiffer was appointed to the President's Commission on Executive Exchange serving for a year in the Pentagon as Special Assistant to the Assistant Secretary of Defense for Production and Logistics. In 1988, Mr. Peiffer returned to Marathon Oil and was named Vice President of Finance and Administration for Emro Marketing Company. He served as Assistant Controller, Refining, Marketing and Transportation beginning in 1992. He was named Senior Vice President of Finance and Commercial Services for Marathon Ashland Petroleum LLC in 1998, Executive Vice President of Marathon Petroleum Corporation in 2011, and President of MPLX GP LLC in 2012 until his retirement in 2014. Mr. Peiffer is a member of the Board of Directors of the Roppe Corporation. He is also a member of The Findlay-Hancock County Community Foundation's Finance and Investment Committee and serves on the Catholic Community Foundation-Ohio. This appointment requires Council's confirmation.

City Engineer Kalb – Water Meter System Replacement, Project No. 35783300

City Engineer Kalb is requesting to appropriate the remaining funds into the Water Meter Replacement Project to cover the cost of the final transmitters and materials for the project. The transmitter project started early in 2022 and was scheduled to be a 5-year project. Water Superintendent Phillips warned during the planning phase of this project that the City lost the ability to remove meter read in December 2022. The issues being experienced estimating water bills were concerning, so the Administration felt this was not a sustainable practice for the duration of the 5-year project in that the Administration recommended to the APPROPRIATIONS COMMITTEE to expedite the 5-year transmitter project and complete it as soon as the vendor could supply the materials. The APPROPRIATIONS COMMITTEE supported the recommendation and the project was accelerated. The transmitter portion of the project is complete and the vendor will be sending additional transmitters and equipment to the Water Treatment Plant. Once all equipment is received, the vendor will be preparing the final invoicing. Legislation to appropriate and transfer funds is requested. Ordinance no. 2023-110 was created.

FROM:	Sewer Fund	\$ 1,315,500
TO:	Water Meter System Replacement, Project No. 35783300	\$ 1,315,500
FROM:	Water Fund	\$ 1,315,500
TO:	Water Meter System Replacement, Project No. 35783300	\$ 1,315,500

Service-Safety Director Martin – insurance reimbursement for destroyed traffic signal cabinet

The City of Findlay received payment for the replacement of a traffic signal cabinet that was destroyed from a vehicle accident from the insurance company in the amount of eight thousand eight hundred two dollars and sixty cents (\$8,802.60). Legislation to appropriate funds for the replacement of the traffic sign cabinet is requested. Ordinance No. 2023-111 was created.

FROM:	SCM&R Fund (insurance proceeds)	\$ 8,802.60
TO:	Traffic Signal Department #22043200-other	\$ 8,802.60

Mayor Muryn – update on Project Hat Trick (Sheetz)

Mayor Muryn is providing an update on Project Hat Trick (Sheetz). As the City of Findlay team continues to work with Economic Development to move Project Hat Trick (Sheetz) forward, she is providing an update and is making a request. First, she wanted to inform Council that proof of the executed JobsOhio Incentive Agreement has been received in compliance with Ordinance No. 2023-058 AS AMENDED. In May 2023, the Administration requested Council to authorize support towards Project Hat Trick, the Sheetz Food Production and Distribution Facility. As presented in Executive Session, funds will support improvements to Distribution Drive and Township Road 99, along with water and sewer extensions to provide services to parcel #020001030154 which is the parcel immediately east of Lowes Distribution north of County Road 212 and south of Township Road 99. In discussions with County Engineer Cade, Economic Development and the Allen Township Trustees it has been determined that the most expedient way to address these infrastructure projects will be to have the County Engineer manage the roadway improvements to Distribution Drive and Township Road 99. For the time being, this roadway will remain in the township. The property which Sheetz will be operational on is in the process of being annexed to the City of Findlay. In order to meet the timeline requested by all parties, a Memorandum of Understanding to allow for the Hancock County Engineer to complete the roadway improvements in coordination with City Engineer Kalb and that the seven hundred thousand dollars (\$700,000) of General Fund dollars that were earmarked for roadway improvements be transferred to Allen Township is needed. The Economic Development and the City Administration have also confirmed that they funds that were authorized through the Ohio Department of Transportation and JobsOhio for the roadwork can be transferred to the Township. The City of Findlay will continue to be the lead entity and fiscal steward for the water, stormwater, and sewer infrastructure. There is no change to the projected financial benefit to the City of Findlay through this change in project management. Legislation authorizing the Service-Safety Director, Mayor, and/or City Engineer to enter into a Memorandum of Understanding is requested. Ordinance No. 2023-112 was created.

Police Captain Hendren – State of Ohio Body-Worn Camera Grant Program

The Office of Criminal Justice Services announced a third round of grant funding for the State of Ohio Body-Worn Camera Grant Program. The Findlay Police Department has only recently been made aware of this grant opportunity. The application deadline for this grant is Thursday, October 5, 2023 at 5:00pm. There is no funding cap on this grant, nor a grant match. The purpose of this grant application is to secure additional funding to support the salary of the recently created full-time position with the Police Department that is tasked with the redaction of body-worn camera videos and FOIA requests. Additionally, funding is also being requested to secure additional software to support the Findlay Police Department Body-Worn Camera Program. Legislation authorizing to apply for this grant, waving statutory rules and giving the ordinance all three (3) readings at the October 3, 2023 City Council meeting in order to meet the October 5, 2023 deadline is requested. Legislation to appropriate funds will be provided at a future date if the notice of award for this grant is received. Ordinance No. 2023-113 was created.

Traffic Commission minutes – September 18, 2023.

Note: item #2 on pg 2 is for the jake braking and noise pollution via Ordinance No. 2023-087 that City Council referred to the Traffic Commission during the September 19, 2023 City Council meeting (after the second reading of the Ordinance).

COMMITTEE REPORTS:

The **APPROPRIATIONS COMMITTEE** to whom was referred a request to discuss the proposed budget schedule.

We recommend keeping the Capital allocation at twenty percent (20%) for 2024 and 2025. Ordinance No. 2023-107 was created.

The **APPROPRIATIONS COMMITTEE** to whom was referred a request to discuss the proposed salary ordinance via Ordinance No. 2023-097.

We recommend to approve the salary ordinance as proposed. Ordinance No. 2023-097 received its first reading during the 9/19/23 City Council meeting.

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 021-2023 (bulk trash and tire drop off event) **requires three (3) readings** **third reading**

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

RESOLUTION NO. 023-2023 (transfer funds from SSD budget to Law Director budget) **requires three (3) readings** **second reading**

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

RESOLUTION NO. 024-2023 (CR 230/212 aka Hat Trick aka Buchanan annexation aka Sheetz) **requires three (3) readings** **first 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 ALLEN TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO, AND BEING A PART OF THE SOUTHWEST QUARTER OF SECTION 32, T2N, R11E, A TRACT OF LAND CONSISTING OF 77.808 ACRES OF LAND, MORE OR LESS (HEREINAFTER REFERRED TO AS THE CR 230/212 (HAT TRICK AKA SHEETZ ANNEXATION).

ORDINANCES:

ORDINANCE NO. 2023-043 (Phase 2 benching project) **requires three (3) readings** **tabled after third reading on 5/16/23**

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.

ORDINANCE NO. 2023-071 (Downtown Recreation Area – design & engineering) **requires three (3) readings** **tabled after third reading on 8/15/23**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT WITH STRAND & ASSOCIATES, INC. TO PROVIDE DESIGN AND ENGINEERING SERVICES OF THE DOWNTOWN RECREATION AREA PHASE II BENCHING OF THE BLANCHARD RIVER, PROJECT NO. 31913700, APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-071 (Downtown Recreation Area – design & engineering) **requires three (3) readings** **tabled after third reading on 8/15/23**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT WITH STRAND & ASSOCIATES, INC. TO PROVIDE DESIGN AND ENGINEERING SERVICES OF THE DOWNTOWN RECREATION AREA PHASE II BENCHING OF THE BLANCHARD RIVER, PROJECT NO. 31913700, APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-084 (200 W Lincoln St rezone) **requires three (3) readings** **third 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 200 WEST LINCOLN STREET REZONE) WHICH PREVIOUSLY WAS ZONED “R-3 SMALL LOT RESIDENTIAL” TO “C-3 DOWNTOWN COMMERCIAL”.

ORDINANCE NO. 2023-087 (jake braking and noise pollution) **requires three (3) readings** **third reading**

AN ORDINANCE DECLARING THE PRACTICE OF ENGINE BRAKING, OTHERWISE KNOWN AS “JAKE BRAKING”, TO BE PROHIBITED WITHIN THE CORPORATE LIMITS OF THE CITY OF FINDLAY, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-088 (DFID MOU) **requires three (3) readings** **third reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-089 (solar eclipse event) **requires three (3) readings** **third reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-091 (Laurel Lane waterline replacement) **requires three (3) readings** **third reading**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO CONTRACTS WITH HELMS & SONS EXCAVATING, INC. FOR A REPLACEMENT WATERLINE ON LAUREL LANE, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-096 (WTP CO₂ Tanks Replacement) **requires three (3) readings** **third reading**

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO CONTRACTS WITH KIRK BROTHERS CONSTRUCTION, INC. FOR THE REPLACEMENT OF CO₂ TANKS AT THE CITY OF FINDLAY WATER TREATMENT PLANT, PROJECT NO. 35790800, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-097 (salary ordinance) **requires three (3) readings** **second reading**

AN ORDINANCE ESTABLISHING JOB CLASSIFICATIONS, PAY RANGES, SALARY SCHEDULES AND OTHER MATTERS THAT MAY AFFECT PAY, FOR ALL NON-ELECTED OFFICERS AND EMPLOYEES OF THE CITY OF FINDLAY, OHIO, AND REPEALING ORDINANCE NO. 2022-081, ORDINANCE NO. 2022-012, ORDINANCE NO. 2023-036 AND ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-099 (City employee retirement payouts) **requires three (3) readings** **first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY

ORDINANCE NO. 2023-100 (Community Foundation grant agreement - FFD) **requires three (3) readings** **first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Letter to City Council on this was on the 9/15/23 agenda.

ORDINANCE NO. 2023-101 (Keep Active, Keep Healthy Project donation) **requires three (3) readings** **first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-102 (CR 99 annexation – accept & approve) **requires three (3) readings** **first reading**

AN ORDINANCE ACCEPTING AND APPROVING AN APPLICATION FOR ANNEXATION OF TERRITORY SITUATED IN THE TOWNSHIP OF ALLEN, COUNTY OF HANCOCK, STATE OF OHIO, CONSISTING OF TWELVE (12) PARCELS TOTALING 57.691 ACRES OF LAND, MORE OR LESS (HEREINAFTER REFERRED TO AS THE COUNTY ROAD 99 (RACETRAC) ANNEXATION).

ORDINANCE NO. 2023-103 (*CR 99 annexation zoning*) **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 ZONING THE FOLLOWING DESCRIBED PROPERTY AS BOTH I-1 LIGHT INDUSTRIAL AND C-2 GENERAL COMMERCIAL AS OUTLINED BELOW. SAID ANNEXATION OF TERRITORY SITUATED IN THE TOWNSHIP OF ALLEN, COUNTY OF HANCOCK, STATE OF OHIO, CONSISTS OF TWELVE (12) PARCELS TOTALING 57.691 ACRES (HEREINAFTER REFERRED TO AS THE COUNTY ROAD 99 (RACETRAC) ANNEXATION).

ORDINANCE NO. 2023-104 (*1700 Fostoria Ave 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 1700 FOSTORIA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "I-1 LIGHT INDUSTRIAL".

ORDINANCE NO. 2023-105 (*315 Walnut 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 WALNUT STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R-3 SMALL LOT RESIDENTIAL" TO "C-1 LOCAL COMMERCIAL".

ORDINANCE NO. 2023-106 (*Indigent Defense Services renewal agreement 2023-2025*) **requires three (3) readings** *first reading*
AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT FOR CALENDAR YEARS 2023 THROUGH 2025 WITH THE HANCOCK COUNTY PUBLIC DEFENDER COMMISSION, AND THE HANCOCK COUNTY COMMISSIONERS FOR A TOTAL OF NINETY-FIVE THOUSAND DOLLARS (\$95,000.00) PER YEAR FOR SAID CALENDAR YEARS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-107 (*Capital Improvement Flood Mitigation*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-108 (*HAN-Interstate and FHS Trails PID115232*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-109 (*Findlay Airport rehabilitation of Runway 7/25*) **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 APPLY FOR GRANT FUNDS AND ENTER INTO AN AGREEMENT AND/OR RELATED DOCUMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION OFFICE OF AVIATION FOR THE DESIGN OF THE REHABILITATION OF RUNWAY 7/25 LOCATED AT THE CITY OF FINDLAY AIRPORT, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-110 (*Water Meter System Replacement*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-111 (*insurance reimbursement for destroyed traffic signal cabinet*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-112 (*Project Hat Trick (Sheetz) MOU*) **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 MEMORANDUM OF UNDERSTANDING WITH THE NECESSARY PARTIES, INCLUDING, BUT NOT LIMITED TO THE HANCOCK COUNTY ENGINEER AND THE ALLEN TOWNSHIP TRUSTEES TO ASSIST WITH ROADWAY IMPROVEMENTS TO DISTRIBUTION DRIVE NORTH OF COUNTY ROAD 212 AND TOWNSHIP ROAD FROM DISTRIBUTION DRIVE EAST TO TOWNSHIP ROAD 230.

ORDINANCE NO. 2023-113 (*State of Ohio Body-Worn Camera Grant Program*) **requires three (3) readings** *first reading*
AN ORDINANCE AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO APPLY FOR GRANT FUNDING AND ENTER INTO AN AGREEMENT AND/OR RELATED DOCUMENTS WITH THE OFFICE OF CRIMINAL JUSTICE SERVICES (OCJS), FOR THE STATE OF OHIO BODY-WORN CAMERA GRANT PROGRAM TO SECURE ADDITIONAL FUNDING TO SUPPORT THE SALARY OF THE RECENTLY CREATED FULL-TIME POSITION WITHIN THE FINDLAY POLICE DEPARTMENT, AS WELL AS SECURE ADDITIONAL SOFTWARE TO SUPPORT THE FINDLAY POLICE DEPARTMENT BODY-WORN CAMERA PROGRAM, AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS:
OLD BUSINESS
NEW BUSINESS



RECEIVED
SEP 15 2023
MAYOR'S OFFICE

Philip L. Rooney
Christie L. Ranzau

rooney & ranzau, ltd.
attorneys at law
320 s. main st.
findlay, ohio 45840
419-425-3821
flagcitylaw.com

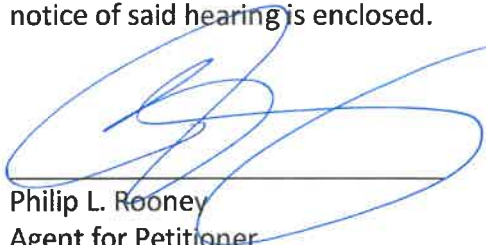
NOTICE OF FILING OF PETITION FOR ANNEXATION
Ohio Revised Code §709.02

September 15, 2023

Denise DeVore
Clerk of Council
318 Dorney Plaza
Findlay, Ohio 45840

Mark Schimmoeller
Allen Twp. Fiscal Officer
1186 Twp. Road 14
Van Buren, Ohio 45889

You are advised that on September 11, 2023, there was filed with the Board of Commissioners of Hancock County, Ohio, a Petition for Annexation of certain territory in Allen Township, Hancock County, Ohio, and located North and East of the City of Findlay, Ohio, and owned by Stella Buchanan. A copy of said petition is attached hereto and made a part hereof along with the attachments to said petition. A hearing on said petition has been set by the Board of County Commissioners of Hancock County, Ohio on November 16, 2023 at 11:00 AM in the Commissioner's Conference Room, 514 South Main Street, Findlay, Ohio 45840. A copy of the notice of said hearing is enclosed.



Philip L. Rooney
Agent for Petitioner
320 South Main Street
Findlay, Ohio 45840
(419) 425-3821



PETITION FOR ANNEXATION
Non-expedited

To the Board of Commissioners of Hancock County, State of Ohio:

The undersigned, being the owner of the real estate within the Township of Allen, County of Hancock and contiguous to the City of Findlay, and more particularly described in Exhibit "A" attached hereto, said real estate further described by the plat attached hereto as Exhibit "B", respectfully petitions that the above-described real estate be annexed to the City of Findlay.

Philip L. Rooney, 320 South Main Street, Findlay, Ohio 45840, is hereby authorized to act as agent for the Petitioner in securing such annexation.

The number of owners of real estate sought to be annexed is one (1).

The undersigned is the sole owner of the real property within the parcel of property to be annexed:

September 8, 2023



Stella Buchanan

ENGINEERING • SURVEYING • GPS/GIS CONSULTING
 Findlay, OH • 3200 N. Main Street • 419-423-5630

VAN HORN



HOOVER

LEGAL DESCRIPTION

Pt. of the SW1/4, Section 32, T2N, R11E,
 Allen Township, Hancock County,
 State of Ohio

Buchanan Annexation**77.808 Acres**

Situated in Allen Township, County of Hancock State of Ohio and being a part of the Southwest Quarter of Section 32, Township 2 North, Range 11 East, a Parcel of Land bounded and described as follows:

Beginning at a Railroad Spike found marking the northwest corner of the east half of the Southwest Quarter of Section 32, and being the PRINCIPAL POINT OF BEGINNING of said Parcel to be herein described;

Thence along the north line of said Southwest Quarter, also being the centerline of Township Road 99 (Variable R/W), S 88°36'07" E, a distance of 898.44 feet to a point marking the northwest corner of a Parcel of Land previously conveyed to John A. Heurman, as per OR 2565, Page 5782 of the Hancock County deed records;

Thence along the west line of said Heurman Parcel, S 00°54'35" W, a distance of 208.72 feet to the southwest corner of said Heurman Parcel;

Thence along the south line of said Heurman Parcel and as extended easterly, S 88°36'07" E, a distance of 417.44 feet to a point on the east line of the Southwest Quarter of said Section 32 and marking the southeast corner of a Parcel of Land previously conveyed to Jason W. and Amy S. Niese, as per OR 2597, Page 3196 of the Hancock County deed records;

Thence along the east line of said Southwest Quarter, also being the centerline of Township Road 230 (Variable R/W), S 00°54'35" W, a distance of 2435.64 feet to a point marking the southeast corner of the Southwest Quarter of said Section 32 and being on the City of Findlay Corporation Line;

Thence along the south line of the Southwest Quarter of said section 32, and along said Corporation Line, N 88°17'26" W, a distance of 1317.20 feet to a point;

Thence crossing County Road 212 and along the east line of a Parcel of Land previously conveyed to Wells Fargo Bank Northwest, National Association, as per OR 2108, Page 559 of the Hancock County deed records, N 00°56'12" E, a distance of 2637.19 feet to the PRINCIPAL POINT OF BEGINNING,

Containing 77.808 Acres of land, more or less, all being subject to any prior easements of record or otherwise.

Bearings are based on the Ohio North 3401 State Plane Coordinate System, NAD 83 (2011). Distances referenced are ground distances.



ENGINEERING ♦ SURVEYING ♦ GPS/GIS CONSULTING
Findlay, OH • 3200 N. Main Street • 419-423-5630

LEGAL DESCRIPTION

Pt. of the SW1/4, Section 32, T2N, R11E,
Allen Township, Hancock County,
State of Ohio

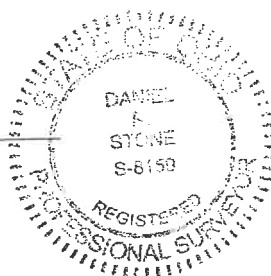
77.808 Acres

Buchanan Annexation

(Cont.)

This description was prepared in accordance with a Field Survey performed in June 2023 and prepared by Daniel R. Stone, Registered Surveyor #8159, 3200 N. Main Street, Findlay, Ohio, 45840.

Date: 31. Aug. 2023



Survey and Legal Description by:

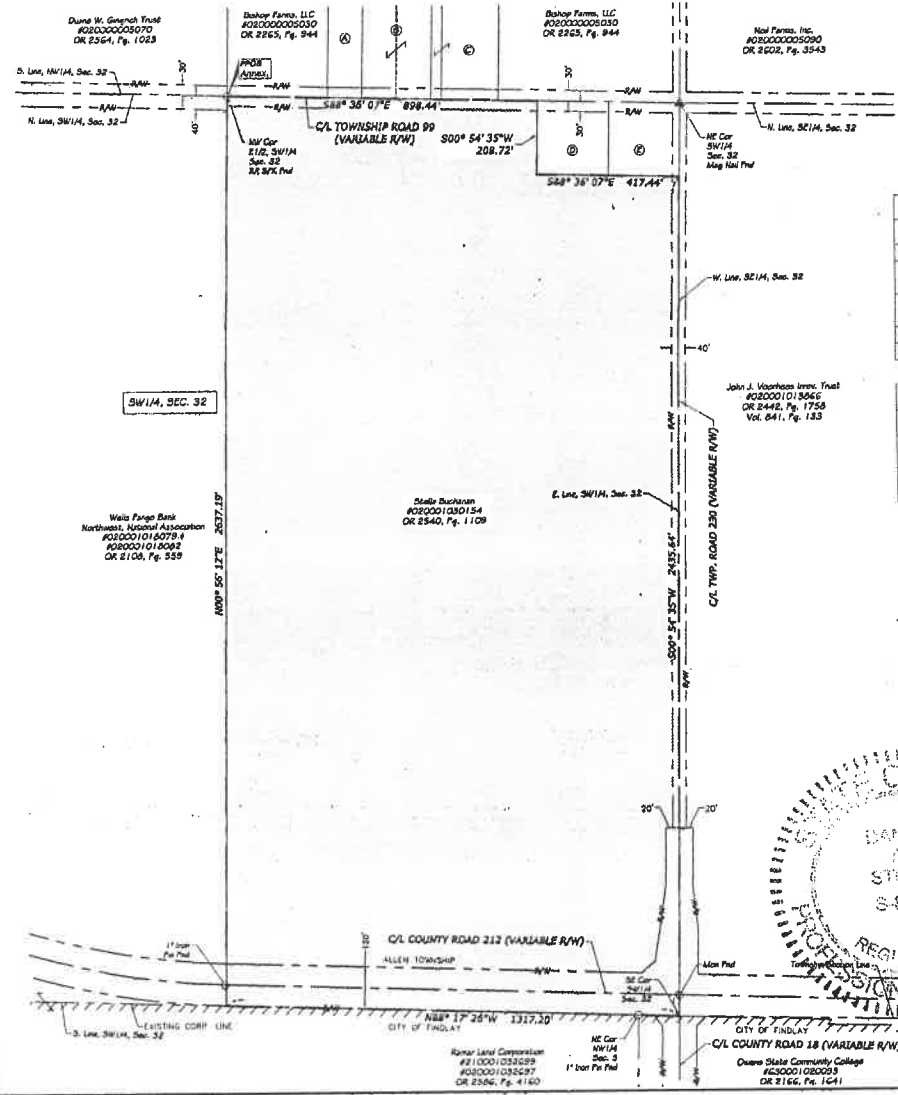
Daniel Stone

Daniel R. Stone, P.E., P.S.
Ohio Registered Surveyor #8159

EXHIBIT "B"

BUCHANAN ANNEXATION

Being a part of the Southwest Quarter of Section 32, T2N, R11E,
Allen Township, County of Hancock, State of Ohio
77.608 Acres



OWNER	DEED BOOK/PAGE	PARCEL #
A) 3 in 4 Investment, LLC	OR 2602, Pg. 2496	020000005040
B) Sharon L. Gray Rev. Trust	OR 2146, Pg. 875	020000005050
C) Lairy C. Yentle	Vol. 1832, Pg. 263	020001009737
D) John A. Newaman	OR 2565, Pg. 5782	020000004990
E) Jason W. & Amy S. Niese	OR 2597, Pg. 3196	020000005010

OWNER	PARCEL #	ANNEX ACRES	REMAINING ACRES
Stella Buchanan	020001030154	73.664	0.000
COUNTY ACQUIRED ROAD RIGHT-OF-WAY		4.144	N/A
TOTAL		77.808	N/A

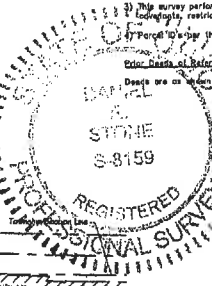
THE ACREAGE SHOWN ON THE SURVEY REFLECT THE SURVEYED ACRES,
NOT THE RECORDED/DEED ACRES.

ANNEXATION AREA = 77.808 ACRES

- Surveyor's Note:**
- This survey performed using a Trimble R2 GPS unit, connected to the Ohio VRS/COORS GPS Network, collecting data in the Ohio North 3401 State Plane Coordinate System, NAD 83 (2011), and converted to Ground Coordinates. Distances shown are GROUND DISTANCES, unless shown otherwise (SL, DL, etc.).
 - Bearings are based on the Ohio North, 3401 State Plane Coordinate System, NAD 83 (2011).
 - This survey performed without the benefit of a Title Report, and may not show all recorded easements, including restrictions of others, if any. Field work performed in June 2023.
 - Parcel to be by the Hancock County Auditors website, at the time of this survey.

Deeds of Interest:
Deeds are on file in the plot of survey.

I certify that on 31.AUG.2023
this survey was performed and completed by myself or under
my direct supervision.
Camel Stone
Camel Stone, P.E., P.S. Registered Surveyor #8159
A Legal Description has been prepared in accordance with this Survey.



✱	Section Corner, as described	POC	Point of Commencement
PPCB	Principal Point of Beginning	R/W	Road Right-of-Way
(S)	Prior Survey(s) of Record	(R)	Prior Record(s) of Reference
(D)	Dimension Leader	---	Land Hook
---	Break in Line	⊥	Properly Line
⊥	Dead distance	(D)	Dead distance

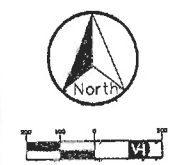


**Van Horn
Hoover**
& Associates, Inc.

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:
**The City
of Findlay**

Pt. SW1/4,
Section 32, T2N, R11E,
Allen Township,
County of Hancock,
State of Ohio

Township Road 230 and
County Road 212

MARK	DATE	DESCRIPTION

PLOTS/BLK:	111
GRAPH:	PCE ORS
DRAWING SCALE:	1"=200'
DATE:	August 31, 2023
JOB NUMBER:	23jtrjohia20208
SHEET NUMBER:	20208-Buchanan annex.dwg
	Sheet 1 of 1

15: 15/08/2023 10:20:00 - Buchanan Annex.dwg - Plot - Survey - Aug 01, 2023 - 11:11 AM

Attachment A
Owners of Property in Annexation Area
Buchanan Annexation

Stella Buchanan
1324 Countryside Drive
Findlay, Ohio 45840
Parcel No. 0200010130154

**Attachment B
Owners of Property Adjacent Annexation Area
Buchanan Annexation**

Maureen Voorhees, Trustee
3964 Waldenwood Drive
Ann Arbor, MI 48105
Parcel No. 020001013886

Owens State Community College
P.O. Box 10000
Toledo, OH 43699
Parcel No. 630001020093

Ramar Land Corporation
600 Gillam Road
Wilmington, OH 45177
Parcel Nos. 230001014891 & 210001032699

Wells Fargo Bank Northwest
c/o Lowes Home Centers, Inc.
1000 Lowes Blvd
Mooresville, NC 28117
Parcel No. 020001018082

John A. Heuerman
13429 Twp. Road 99
Findlay, Ohio 45840
Parcel No. 020000004990

Jason W. Niese
Amy S. Niese
7848 Road E
Leipsic, Ohio 45856
Parcel No. 020000005010

Bishop Farms, LLC
3475 County Road 139
McComb, Ohio 45858
Parcel No. 020000005030

Larry C. Yantis
13368 Township Road 99
Findlay, Ohio 45840
Parcel No. 020001009737

J. Chalmers Croy, Lori K. Faeth & Cathy
L. Dannemiller, Co-Trustee
2221 Honeytree Court
Findlay, Ohio 45840
Parcel Nos. 020000005050 &
020000005060

3 In 1 Investments LLC
8768 Township Road 255
Findlay, Ohio 45840
Parcel No. 020000005040

David P. Kuenzli, Trustee
301 South Main Street
Findlay, Ohio 45840
Parcel No. 020000005070

Hancock



the signature county of Ohio

*William L. Bateson
Timothy K. Bechtol
Michael W. Pepple*

Lynn Taylor, Clerk

300 South Main Street, Findlay OH 45840 | Phone (419) 424-7044 | Fax (419) 424-7828

September 12, 2023

Philip L. Rooney
320 South Main Street
Findlay, OH 45840

Re: City of Findlay, Township Road 230 & County Road 212 Annexation

Dear Mr. Rooney:

Enclosed is a Petition for Annexation and map filed in our office on September 11, 2023. Please review and let me know if everything looks in order. The annexation hearing has been scheduled at 11:00 a.m. on Thursday, November 16, 2023 in the commissioner's conference room.

If you have any questions, please contact me.

Sincerely,

Alec Helms, Assistant Clerk
Hancock County Commissioners

September 25, 2023

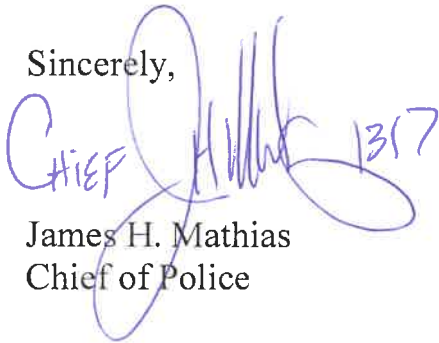
The Honorable Council:

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

Ralph C. Smother II
Julie Anne Smothers

Ralph's Appliance Inc., DBA Ralph's Joy of Living, 1926 Tiffin Ave., Findlay, OH 45840

Sincerely,

 1317

James H. Mathias
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

7162044		TFOL	RALPHS APPLICANCE INC DBA RALPHS JOY OF LIVING 1914 TIFFIN AVE FINDLAY OH 45840
PERMIT NUMBER		TYPE	
06 01	2023		
ISSUE DATE			
09 06	2023		
FILING DATE			
D5 D6	PERMIT CLASSES		
32	044	A	F30071
TAX DISTRICT			RECEIPT NO.

FROM **09/18/2023**

2716880			FINDLAYS FINEST LLC SUITE A & PATIO 1926 TIFFIN AV FINDLAY OH 45840
PERMIT NUMBER		TYPE	
06 01	2023		
ISSUE DATE			
09 06	2023		
FILING DATE			
D5 D6	PERMIT CLASSES		
32	044		
TAX DISTRICT			RECEIPT NO.



MAILED **09/18/2023**

RESPONSES MUST BE POSTMARKED NO LATER THAN. **10/19/2023**

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 TFOL 7162044

(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

August 10, 2023

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

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:

Case Number: BZA-23-2023-64153
Address: 1800 Tiffin Avenue (Address TBD)
Zone: C-2 General Commercial

Filed by Rocky Three Investments LLC, regarding a variance from section 1161.11.4(A)(2) of the City of Findlay Zoning Ordinance for a new development at the southeast corner of 1800 Tiffin Avenue. The applicant is proposing to construct a new parking lot which is 7-feet from the right-of-way. This section requires the parking lot to be a minimum of 10-feet from the right-of-way. This project already went through City Planning Commission in May, and received conditional approval based off the outcome of the variance request.

The mall has a sea of pavement and any improvement to the front is good for the area. The owner originally proposed little to no green space in front, but has since been able to gain 7-feet of green area, which will include landscaping to beautify the area.

The city does not see an issue with this request due to the improvement to the impervious area that currently exist.

Mr. Jamie Wells, 1062 Ridge Street, Columbus, Ohio 43215, was sworn in. He stated do to the access drive with Get Go, which will be next to them, they cannot meet the 10 feet front setback requirement, so they are asking for a variance for 7 feet.

Mr. Trombley asked for Mr. Wells to further explain why the neighboring drive isle prevents them from meeting the 10 feet.

Mr. Wells stated they would have to re-do the entire site to get it to the 10 feet drive isle. They tried but it doesn't line up with Get Go and doesn't make it a clear access drive.

Mr. Rooney stated there is a limit on how far the sites can go back without infringing upon the parking of the existing structures.

Mr. Trombley asked what the landscaping plan looks like?

Mr. Wells stated he does not have the plans with him but they are usually very diverse with it.

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

Mr. Adkins stated there was one communication, from the neighboring mall owner about curb lines and they are going to reach out to Raising Cain's; but nothing for or against this case.

Mr. Wells made a motion to approve the requested variance of a 7 feet front setback for the parking lot instead of the required 10 feet setback with the stipulation that the required permits are obtained within 60 days.

Mr. Brecheisen seconded the motion.

Motion to approve the requested variance of a 7 feet front setback for the parking lot instead of the required 10 feet setback with the stipulation that the required permits are obtained within 60 days, 5-0.

The following was introduced by Mr. Erik Adkins:

Case Number: BZA-24-2023-64158

Address: 508 Trenton Avenue

Zone: C-2 General Commercial

Filed by Findlay OH 508 W Trenton LLC, regarding a variance from section 1161.12.8(C)(1) of the City of Findlay Zoning Ordinance for monument sign at 508 W. Trenton Avenue. The applicant constructed a monument sign that is 9.2-feet from the front property line. This section requires the monument sign is 10-feet from the front property line.

Once the property was fully constructed, the owner had an Alta survey completed, at that point it was discovered that the sign was .4-feet and .8-feet from the property line. This is not a substantial request.

The city will not oppose the decision the board makes.

Mr. Landon Thomas, Insite Real Estate, Oakbrook, Illinois, was sworn in. He stated the sign was constructed in good faith.

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

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

Mr. Trombley made a motion to approve the requested variance on the condition that if the sign is ever modified or moved, it must be moved back to meet the required setback.

Mr. Brecheisen seconded the motion.

Motion to approve the requested variance on the condition that if the sign is ever modified or moved, it must be moved back to meet the required setback, 5-0.

The following was introduced by Mr. Erik Adkins:

Case Number: BZA-25-2023-64159

Address: 2908 N. Main Street

Zone: R-2 Medium Lot Residential

Filed by Michael Patterson, regarding a variance from section 1163.12(A)(1) of the City of Findlay Zoning Ordinance for a new swimming pool at 2908 N. Main Street. The applicant is proposing to construct a new swimming pool which is 7-feet from the Waddle Street right-of-way. This section does not allow swimming pools to be located within the required front yard setback.

The owner is looking to replace the existing swimming pool with a slightly bigger swimming pool in the same location. Being that the swimming pool is going back into the same location in which a swimming pool already exist, this request is minimal.

The city will not oppose the decision the board makes.

Mr. Michael Patterson, 2908 N. Main Street, was sworn in.

Mr. Brecheisen asked Mr. Patterson what is directly behind the pool, toward the house, on the drawing?

Mr. Patterson stated it is a concrete basketball court.

Mr. Trombley asked if the new pool is bigger than the current one?

Mr. Patterson stated he removed the old pool because the legs were rotting and it was becoming unsafe. He stated it's a soft sided pool. The bottom ring is closer to 21 feet and the top ring is 20 feet. He stated it is the exact same size of the old pool.

Ms. Tinamarie Bloomfield, owner of 104 Waddle Street, was sworn in. She asked to see the photo of what Mr. Patterson is asking to do. She approached the Board Members and looked at the overhead view photo. (Discussion was not audible).

Ms. Bloomfield stated her concern is the variance, if allowed, is going to continue an unsafe condition that already exists. She stated back in 2020, a fence variance was granted and her tenant cannot even see when she is backing out. She is against the pool variance because it will continue to create a problem when backing out, just like the fence does. She asked what variance was given for the fence in 2020?

Mr. Rooney asked if the fence was built per the variance?

Mr. Adkins stated that Mr. Patterson can come up and speak on that.

Mr. Brecheisen asked if the variance on the fence will still be in place if the fence was replaced?

Mr. Adkins stated the variance would have to be re-applied for if the fence were removed.

Ms. Bloomfield stated that first it was the fence, now the pool – both make her tenant unable to see down the road and it makes it unsafe.

Ms. Bloomfield again approached the board to show them photos and the discussion was again inaudible.

Mr. Wells asked Ms. Bloomfield if she feels the obstruction is caused by the fence?

Addition discussion took place between Ms. Bloomfield and the Board Members.

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

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

Mr. Yingling asked Mr. Patterson if there were any alternatives for the pool to be moved in the back yard?

Mr. Patterson stated there are two big maple trees and at least one would have to be cut down if they had to relocate the pool. He stated that would be the only place in the back yard, besides the basketball court, that gets sun. He explained the variance that was granted for the fence in 2020.

Mr. Trombley stated it seems that the concern is the fence, not the pool.

Mr. Wells made a motion to approve the requested variance on the condition that the required permits be obtained within 60 days.

Mr. Trombley seconded the motion.

Motion to approve the requested variance on the condition that the required permits be obtained within 60 days, 5-0.

The following was introduced by Mr. Erik Adkins:

Case Number: BZA-26-2023-64162
Address: 904 S. Main Street
Zone: R-2 Medium Lot Residential

Filed by Patrick Calvelage, regarding a variance from section 1122.08(A) of the City of Findlay Zoning Ordinance for the construction of a historical turret on the existing dwelling at 904 S. Main Street. The applicant is proposing to reconstruct a historical turret that will be 62.8-feet from the grade. This section allows for a maximum height of a dwelling to be 40-feet from grade.

The historical turret existed until a fire happened at the property. At that time there was not a rebuild of the turret, leaving it as a flat platform. The current owner wants to complete the restoration of the turret at its original height. With the restoration returning the dwelling back to its original state, the request to substantially go over the allowed height for this district is substantial, but, it is returning the dwelling to its historical state.

The city will not oppose the decision the board makes.

Mr. Patrick Calvelage, 904 S. Main Street, was sworn in. He stated they want to rebuild it as it originally was constructed in the late 1800's. He stated that, from research, they believe that portion of the structure burnt sometime between 1905 – 1915. He stated the Historical Society has been very influential with the restoration of the house.

Mr. Wells asked if the house is on the Historical Registry? Is there any intention of doing that?

Mr. Calvelage stated it is not currently. Their intent is to get it on the registry, they just haven't got there yet.

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

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

Mr. Trombley made a motion to approve the requested variance contingent upon obtaining the required permits within 60 days.

Mr. Brecheisen seconded the motion.

Motion to approve the requested variance to construct a historical turret that will be 62.8 feet high (instead of the maximum allowed height of 40 feet), contingent upon obtaining the required permits within 60 days, 4-0 (Mr. Rooney abstained from voting).

Mr. Rooney explained to the audience that the Board only has the authority to vote on the variances that were applied for, for the next case: 24 units instead of the maximum of 16 units and 41 parking spaces instead of the required 53 parking spaces. He instructed the audience to limit their comments to the number of units and the parking spaces.

Mr. Rooney stated that he will run the meeting because he always runs the meeting; however, he and Mr. Wells will abstain from voting because they have done work for Mr. Yates in the past. There will only be three (3) Board Members voting on this case.

The following was introduced by Mr. Erik Adkins:

Case Number: BZA-27-2023-64163
Address: 411 W. McPherson Avenue
Zone: M-2 Multi-Family, High Density

Filed by Cascade Heights LLC, regarding a variance from section 1126.05(A) and 1161.11.6 of the City of Findlay Zoning Ordinance for the construction of a new apartment building at 411 W. McPherson Avenue. The applicant is proposing to construct a 24 unit building which will have 41 parking spaces. Section 1126.05(A) allows for a maximum of 16 units, and section 1161.11.6 requires a total 53 parking spaces.

If the proposed site was constructed as a 16-unit property, the parking requirement would be 32 parking spaces. With this request, the owner is proposing an average of 1.7 parking spaces per unit, to service 24-units.

This property has sat vacant for many years, and just recently received an M-2, Multi-Family, High Density zoning classification from O-1, Office/Institution. Under the old classification, a 4-story office building could have been constructed as a permitted structure with no conditions, pending the use. The proposal of 24-units makes it a 3-story structure, which is less intrusive than what a 4-story structure would have been.

This property has been through City Planning Commission, Planning and Zoning Committee, and City Council, all of which have given their approval to move forward with the project. The approval from City Planning Commission was given with conditions that the two variances were needed for site plan approval.

The integrity of the zoning should be upheld, however, if the board votes to approve the request, the city will respect that decision.

Mr. Trombley asked if the variances are together?

Mr. Adkins stated, Yes, the variances are being done together as one (1) case.

Mr. Andrew Yates, applicant for 411 W. McPherson Avenue, was sworn in. He handed out a presentation to the Board Members. (Zoning did not receive the handout). He stated he acquired an apartment building from the YMCA that they were going to demolish. He stated there is a high demand for one (1) bedroom apartments in Findlay. The variance request is for both density and parking.

Mr. Yates feels the code is inconsistent between different bedroom units. He stated the code is contradictory and negatively affects development in regards to parking for one (1) bedroom apartments. The code is based on lot size of 3500 square feet. The code calls for 2 parking spaces per unit and does not differentiate between 1 and 3-bedroom apartments. He discussed a chart he had done for different years and different apartment units of information he pulled from the Hancock County website.

Mr. Yates stated, the variances he is requesting will have the maximum population density at half of what the current code would permit. He will also provide 8 more parking spaces than would be required at half that same population density.

Mr. Yates discussed a chart he created of different cities density codes and different cities parking requirements.

Mr. Yates is proposing 24 one- bedroom units. Each bedroom, per fair housing, has to allow 2 people per unit. $24 \text{ units} \times 2 \text{ people per room}$ with a maximum population density on site of 48 people. The current zoning would allow him to built $16 \text{ three-bedroom units} \times 3 = 48 \text{ rooms} \times 2 \text{ people per room} = 96 \text{ people}$. He stated he could have double the population than he is proposing.

Mr. Yates is proposing 41 parking spaces with 24 one-bedroom apartments. The current Zoning code would be $16 \text{ 3- bedrooms} \times 2 \text{ parking spots} = 32 \text{ spaces}$. He stated he could have double the amount of people living on site and nearly half the parking. He stated this is an example of how the Zoning code is contradictory.

Mr. Yates discussed a variance that was approved December 2015, at Senior Homes of Findlay. They requested 96 parking spaces because the code required him to have 186. The board suggested banking the parking.

Mr. Yates is proposing to have bank parking with an easement that is recorded that nothing can go on it so at any point in the future the city can require him to add more parking if there are complaints, etc.... He stated the reason he does not want to do it now is because he would have to cut down all of the trees.

Mr. Yates stated that this would be in harmony with the neighborhood. It has substation, radio tower, church, school, commercial building, senior living (to the south), in a predominantly, but not all residential area.

Mr. Trombley asked what options Mr. Yates looked at to meet the code? He asked about adding a third story, with 8 units on each story?

Mr. Yates stated that is correct. They are moving the building and they are 1-bedroom apartments. It is 2-story and they will be adding a third story. They will be making it nice for the tenants and for area with vaulted ceiling, washer and dryer, bike paths, balconies, dog park, garden, and higher finishes.

Mr. Trombley asked if there will be 8 units on each floor?

Mr. Yates stated that is correct.

Mr. Trombley asked what Mr. Yates plan is if he can't move the building? (Further comments/questions inaudible).

Mr. Yates stated he does not anticipate that happening.

Mr. Adkins received several communications on this case. The following is who the emails are from and whether they are for or against the requested variances:

- 1.) John Van Der Molen, (letter read into record) 311 Stadium Drive – Against the variance request;
- 2.) Jackson Betscher, (letter summarized and reviewed) 1120 Hurd Avenue – Against the variance request;
- 3.) Debra Kennedy, (letter summarized and reviewed) Glendale Avenue – Against the variance request;
- 4.) Don Emmert, (letter read into record) 1322 Hurd Avenue – Against the variance request;
- 5.) Pat Smith, (letter summarized and reviewed) 1530 S. Main Street – Against the variance request;
- 6.) Dan Sheaffer, (letter read into record) unknown address – In Favor of the variance request;
- 7.) Dana Emmert, (letter read, summarized and reviewed) 1322 Hurd Avenue – Against the variance request; and
- 8.) Laura Betscher, 1120 Hurd Avenue – Against the variance request.

Audience attendees that spoke and whether they are for or against the requested variance:

- 1.) Loveda Watts, 1024 Breezewood Court – Against the variance request;
- 2.) Tom Bowman, 330 W. McPherson Avenue – Against the variance request;
- 3.) Debra Pregibon, 1124 Hurd Avenue – Against the variance request;
- 4.) Brooks Bosse, 210 E. McPherson Avenue – Against the variance request;
- 5.) Tom Romick, 320 W. McPherson Avenue – Against the variance request;
- 6.) Jack Raymond, 1330 S. Main Street – Against the variance request;
- 7.) Dana Emmert, 1322 Hurd Avenue (also sent email) - Against the variance request; and
- 8.) Ruth Allen, 319 W. Yates Avenue – Against the variance request.

Mr. Yates reiterated his points about population density and the parking bank for the future. He stated the city should look at the number of bedrooms vs. the number of units.

Mr. Trombley stated he is failing to see a hardship for higher density than the code allows on this lot. He is struggling to see the hardship that should allow this variance for the density.

Mr. Brecheisen (inaudible).

Mr. Trombley stated this site will be developed. He does not think the parking is a significant issue... (inaudible).

Mr. Yingling asked Mr. Yates what was his initial original intent for the lot?

Mr. Yates stated in working with the YMCA to move the building on this lot with the density. He feels this was a reasonable request specifically with the population density verses the number of units. He feels the code needs amended.

Mr. Trombley stated their job is to apply the code as it is written. He feels they should keep the density as is allowed by code. (Inaudible)...

Mr. Trombley made a motion to deny the requested variance.

Mr. Yingling seconded the motion.

Motion to deny the requested variance, 2-1. (Mr. Brecheisen nay; Mr. Rooney and Mr. Wells abstained from voting).

The July 13, 2023 meeting minutes were approved.

The meeting was adjourned.



Chairman



Secretary



**ZONING
DEPARTMENT**

Erik R.D. Adkins, CFM
Zoning Administrator

CHRISTINA M. MURYN, MAYOR

September 18, 2023

Trivium Argyle, LLC
210 North Lazelle St.
Columbus, OH 43215

Re: Board of Zoning Appeals Variance Approval for 526 S. Main St., Findlay, OH. (parcel: #600000318290)

To Whom It May Concern;

On December 08, 2022, the City of Findlay Board of Zoning Appeals approved case # BZA-25-2022-63427, on the condition the required permits be obtained within 180 days, giving a deadline date of June 06, 2023. On June 07, 2023, a 30-day extension was given on this deadline date, making the new deadline date July 06, 2023.

The Board of Zoning Appeals variance approval deadline date has passed with no permits obtained; therefore, the approval has expired and is no longer valid. You may re-apply to the Board of Zoning Appeals, if you so desire.

If you have any questions or need any further assistance, please do not hesitate to contact me at 419-424-7110.

Sincerely,

Erik Adkins, CFM
Floodplain / Zoning Administrator

Cc: Address file



**ZONING
DEPARTMENT**

Erik R.D. Adkins, CFM
Zoning Administrator

CHRISTINA M. MURYN, MAYOR

September 18, 2023

Sergio & Laura Rodriguez
3012 Goldenrod Lane
Findlay, OH 45840

Re: Board of Zoning Appeals Variance Approval for 3012 Goldenrod Lane., Findlay, OH. 45840

To Mr. and Mrs. Rodriguez;

On April 13, 2023, the City of Findlay Board of Zoning Appeals approved case # BZA-10-2022-63665, on the condition the required permits be obtained within 60 days, giving a deadline date of June 12, 2023.

The Board of Zoning Appeals variance approval deadline date has passed with no permits obtained; therefore, the approval has expired and is no longer valid. You may re-apply to the Board of Zoning Appeals, if you so desire.

If you have any questions or need any further assistance, please do not hesitate to contact me at 419-424-7110.

Sincerely,

Erik Adkins, CFM
Floodplain / Zoning Administrator

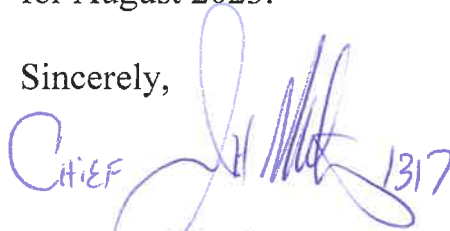
Cc: Address file

September 15, 2023

Honorable Council:

Attached are the Findlay Police Department activity stats
for August 2023.

Sincerely,

 CHIEF 1317

James H. Mathias
Chief of Police

City of Findlay Design Review Board

Third Floor Conference Room, Municipal Building
Wednesday, September 13, 2023– 6:00 p.m.

Minutes

Members Present:

Heather Clow
Brian Hurt
Brad Wagner
Charles Gerringer
Jeff Fort
Josette Brinkman

Members Absent:

Tim Mayle
Eric Van Renterghem

Staff Attending:

Matt Cordonnier, HRPC Director
Laura Ewing, HRPC Staff

CALL TO ORDER

Matt Cordonnier called meeting to order at 6:00 pm.

ROLL CALL

The following members were present: Brian Hurt, Heather Clow, Brad Wagner, Charles Gerringer, Josette Brinkman, and Jeff Fort.

NEW ITEMS

1. Petition for Certificate of Appropriateness #CA-16-2023 filed by Midstream 3 to approve signage at 520 S. Main Street. • The applicant wishes to install a rectangle shaped white sign with black lettering. Measurement is 56” x 31”. The sign is 12 ft.². The sign space allowed for that area is 30 ft.². The lighting will be the same as the Roo Barb lighting that is being installed. The building owner is the petitioner.

The proposal is using an appropriate sized sign as well as appropriate coloring. The designer is the same that was used for the Roo Barb sign.

The subject property is located at 520 S. Main Street, Urban Market.

HRPC Staff recommends approval of CA-16-2023 at 520 S. Main St.



**OFFICE OF
THE MAYOR
CHRISTINA M. MURYN**

**Rob Martin BSN, MBA
Service-Safety Director**

September 18, 2023

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The City of Findlay received a donation of \$1000.00 from the Flag City 5k event sponsored by Dave's Running to go toward the Keep Active, Keep Healthy project. The funds have been deposited in the General Fund.

An appropriation is respectfully requested as follows:

FROM:	General Fund	\$1,000.00
TO:	Keep Active 31993600-other	\$1,000.00

By copy of this letter, I am requesting the Director of Law prepare the necessary legislation.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Rob Martin', written over a blue circular stamp or seal.

**Rob Martin BSN, MBA
Service-Safety Director**

cc: Donald J. Rasmussen, Director of Law
Jim Staschiak II, City Auditor
Recreation Department



TREASURER'S OFFICE

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

Treasurer's Reconciliation for August 31, 2023

Susan Jo Hite Findlay City Treasurer

Fifth Third Initial Balance	6,476,716.34		
- Withdrawals ()	(9,053,903.33)		
+ Deposits	7,572,098.88		
	4,994,911.89		
(-Outstanding Checks)	(841,244.45)		
Deposit in Transit	1,058.63		
Deposit in Transit	1,300.00		
Deposit in Transit	1,060,046.64		
Deposit in Transit	55.00		
Correction Pending	(566.25)		
Treasurer's Checking Bal	5,215,561.46	Auditor's Checking Bal	5,215,561.46
Investment Principal	93,252,956.92		
Accrued Interest			
Treasurer's Total Cash and Investments	98,468,518.38	Auditor's Total Cash and Investments	98,468,518.38

Respectfully submitted,

Susan Jo Hite
Treasurer



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin, BSN, MBA
Service-Safety Director

September 21, 2023

RE: Public Defender Services Contract

Dear Honorable Council:

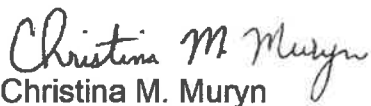
As you may recall, in December of 2022, the Hancock County Commissioners forwarded a renewal agreement between the City of Findlay, Hancock County Public Defenders Commission, and Hancock County Commissioners for Indigent Defense Services in Findlay Municipal Court for the term of three years from January 1, 2023, through December 31, 2025. Said agreement is to provide legal representation in Findlay Municipal Court for the three-year term. There were various details of the agreement that needed to be discussed and negotiated which caused a delay in the execution of the agreement. The current agreement has been reviewed by the Law Director and has been found to be acceptable by all parties. This agreement will be retroactive to January 1, 2023.

The annual fee of \$95,000 will be paid out on a quarterly basis. This sum is a portion of the County's cost to employee attorneys and support staff for the above-mentioned term and represents an average cost per case less than the cap adopted under Ohio Revised Code §120.33. This amount has been budgeted for 2023. The County will reimburse the City any dollars received as reimbursement from the state and said dollars will be paid to the City at the end of the calendar year.

By copy of this letter, I am requesting the Director of Law to prepare the necessary legislation.

Thank you for your consideration of this matter.

Sincerely,


Christina M. Muryn
Mayor

cc: Donald J. Rasmussen, Director of Law
Jim Staschiak II, City Auditor
Heather Eigel, Clerk of Courts

Honorable City Council
Findlay, OH 45840

September 26, 2023

RE: HAN-Interstate and FHS Trails PID115232 (32821400)

Dear Council Members:

The above mentioned project is for an extension of a ten (10) foot multi-use trail along Howard Street and Broad Avenue. The Engineering Department is currently working with a consultant on the design of the trail and through the design process it was found that additional right of way plans will need to be developed per ODOT's Manual. Due to some of the existing grades along the proposed path, temporary easements are needed for construction.

At this time it is desired to appropriate additional funds to compensate our consultant for the additional right of way plans that are required for 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	\$ 40,000
TO: HAN-Interstate and FHS Trails PID115232, Project No. 32821400	\$ 40,000

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

September 26, 2023

RE: Findlay Airport Rehab of Runway 7/25-Design

Dear Council Members:

The City of Findlay Airport is currently preparing to start the design work for the rehabilitation of Runway 7/25. This project has already received a grant from the FAA that will cover 90% (\$268,200) of the design work and the project is also eligible to receive grant funds from ODOT Aviation that will cover an additional 5% (\$14,900). With the grant funds that were received from the FAA and what we are expecting from ODOT Aviation, the City will only be responsible for \$14,900 as a local match.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to allow the Mayor, Service Safety Director, and/or City Engineer to apply for grant funding from ODOT Aviation and to enter into a grant agreement with ODOT Aviation.

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

Sincerely,

Jeremy Kalb, P.E.
City Engineer

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



**OFFICE OF
THE MAYOR
CHRISTINA M. MURYN**

Rob Martin BSN, MBA
Service-Safety Director

September 26, 2023

Dear Honorable Council:

This letter will serve as my request for your confirmation of reappointment of Garry Peiffer to the Blanchard Valley Port Authority. Mr. Peiffer has served as a City of Findlay appointment to the Port Authority since its inception in 2007 and brings a vast history of economic development, community leadership, and business experience. This reappointment will be effective through June 30, 2027.


Mr. Peiffer is the retired president of MPLX GP LLC and retired executive vice president, Corporate Planning and Investor and Government Relations of Marathon Petroleum Corporation. He currently serves as a Director of MPLX GP LLC. Mr. Peiffer began his career with Marathon in 1974. During his career, he held a variety of management positions with increasing responsibilities. These responsibilities included supervisor of employee savings and retirement plans, controller of Speedway Petroleum Corporation and numerous other marketing and logistics positions.

In 1987, Mr. Peiffer was appointed to the President's Commission on Executive Exchange serving for a year in the Pentagon as special assistant to the Assistant Secretary of Defense for Production and Logistics. In 1988, he returned to Marathon Oil and was named vice president of Finance and Administration for Emro Marketing Company. He served as assistant controller, Refining, Marketing and Transportation beginning in 1992. Mr. Peiffer was named senior vice president of Finance and Commercial Services for Marathon Ashland Petroleum LLC in 1998, executive vice president of Marathon Petroleum Corporation in 2011 and president of MPLX GP LLC in 2012 until his retirement in 2014.

Mr. Peiffer is a member of the board of directors of the Roppe Corporation. He is also a member of The Findlay-Hancock County Community Foundation's Finance and Investment Committee and serves on the Catholic Community Foundation-Ohio.

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

Sincerely,


Christina M. Muryn
Mayor

cc: Garry Peiffer
Blanchard Valley Port Authority
Donald J. Rasmussen, Director of Law



CHRISTINA M. MURYN, MAYOR

**ENGINEERING
DEPARTMENT**

JEREMY D. KALB, PE
City Engineer

Honorable City Council
Findlay, OH 45840

September 26, 2023

RE: Water Meter System Replacement, Project No. 35783300

Dear Council Members:

At this time I would like to appropriate the remaining funds into the Water Meter Replacement Project to cover the cost of the final transmitters and materials for the project.

If you recall, the transmitter project started early in 2022 and was scheduled to be a 5-year project. As the Water Superintendent warned during the planning phase of this project, the City lost the ability to remote meter read in December of 2022. The issues being experienced estimating water bills were concerning and Administration felt this was not a sustainable practice for the duration of the 5-year project. With that, Administration recommended to the Appropriations Committee to expedite the 5-year transmitter project and complete it as soon as the vendor could supply the materials. The Appropriation Committee supported the recommendation and the project was accelerated. The transmitter portion of the project is complete and the vendor will be sending additional transmitters and equipment to WTP, once all equipment is received the vendor will be preparing the final invoicing.

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

FROM: Sewer Fund	\$1,315,500
TO: Water Meter System Replacement, Project No. 35783300	\$1,315,500
FROM: Water Fund	\$1,315,500
TO: Water Meter System Replacement, Project No. 35783300	\$1,315,500

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



**OFFICE OF
THE MAYOR**
CHRISTINA M. MURYN

Rob Martin BSN, MBA
Service-Safety Director

September 25, 2023

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The City has received payment for the replacement of a traffic signal cabinet that was destroyed from a vehicle accident from the insurance company in the amount of \$8,802.60. It has been deposited in the SCM&R Fund.

An appropriation is respectfully requested as follows for the replacement of the traffic signal cabinet:

FROM:	SCM&R Fund (insurance proceeds)	\$8,802.60
TO:	Traffic Signal Department 22043200-other	\$8,802.60

By copy of this letter, I am requesting the Director of Law prepare the necessary legislation.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Rob Martin'.

Rob Martin
Service-Safety Director

cc: Donald J. Rasmussen, Director of Law
Jim Staschiak II, City Auditor
Jason Rayle, Traffic Signal Department



**OFFICE OF
THE MAYOR
CHRISTINA M. MURYN**

Rob Martin, BSN, MBA
Service-Safety Director

September 26, 2023

RE: Update on Project Hat Trick (Sheetz)

Dear Honorable Council,

As the City of Findlay team continues to work with Economic Development to move Project Hat Trick (Sheetz) forward I wanted to provide an update and make a request.

First, I wanted to inform Council that proof of the executed JobsOhio incentive agreement has been received in compliance with Ordinance 2023-058 As Amended.

As you are aware, in May 2023 the administration requested council to authorize support towards Project Hat Trick, the Sheetz food production and distribution facility.

As presented in executive session, the funds will support improvements to Distribution Drive and Township Road 99, along with water and sewer extensions to provide services to parcel #020001030154 which is the parcel immediately east of Lowes Distribution North of County Road 212 and South of Township Road 99.

In discussions with County Engineer Cade, Economic Development and the Allen Township Trustees it has been determined that the most expedient way to address these infrastructure projects will be to have the County Engineer manage the roadway improvements to Distribution Drive and Township Road 99. For the time being this roadway will remain in the township. The property which Sheetz will be operational on is in the process of being annexed to the City of Findlay.

To meet the timeline requested by all parties, I am asking that Council authorize the administration to enter into a Memorandum of Understanding to allow for the Hancock County Engineer to complete the roadway improvements in coordination with Engineer Kalb and that the \$700,000 of General Fund dollars which were earmarked for roadway improvements be transferred to Allen Township. Economic Development and the City Administration have also confirmed that the funds that were authorized through Ohio Department of Transportation and JobsOhio for the roadwork, can be transferred to the Township as well.

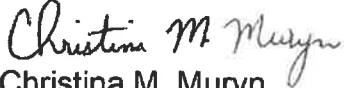
The City of Findlay will continue to be the lead entity and fiscal steward for the water, stormwater, and sewer infrastructure.

Please note that there is no change to the projected financial benefit to the City of Findlay through this change in project management. Thank you for your continued

support of this project and ensuring it continues to move forward as previously presented.

By way of this letter I have requested Law Director Rasmussen to prepare the necessary legislation.

Sincerely,


Christina M. Muryn
Mayor

City of Findlay

Christina M. Murn, Mayor

POLICE DEPARTMENT

James Mathias, Chief of Police

318 Dorney Plaza, Room 116 • Findlay, OH 45840

Phone: 419-424-7194 • Fax: 419-424-7296

www.findlayohio.com

September 28, 2023

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The Office of Criminal Justice Services announced a third round of grant funding for the State of Ohio Body-Worn Camera Grant Program. The Findlay Police Department has only recently been made aware of this grant opportunity. The application deadline for this grant is Thursday, October 5, 2023, at 5:00 p.m.

There is no funding cap on this grant, nor a grant match. The purpose of this grant application is to secure additional funding to support the salary of the recently created full-time position with the police department that is tasked with the redaction of body-worn camera videos, and FOIA requests. Additionally, funding is also being requested to secure additional software to support the Findlay Police Department body-worn camera program.

Therefore, I am requesting that the Council approve legislation authorizing the application of this grant at your October 3, 2023 meeting in order to meet the October 5th deadline. An appropriation request would follow at a future date if we receive notice of award of this grant.

Thank you for your consideration.

Respectfully,



Justin Hendren
Police Captain

TRAFFIC COMMISSION

City of Findlay

September 18, 2023

MINUTES

ATTENDANCE:

MEMBERS PRESENT: Service-Safety Director Rob Martin, City Engineer Jeremy Kalb, Police Chief James Mathias, Fire Chief Josh Eberle

STAFF PRESENT: Dave Honse, Public Works Superintendent; Jason Rayle, Traffic Signal Supervisor; Don Rasmussen, Law Director; Kathy Launder, City Clerk.

GUESTS PRESENT: Alyson Rivers.

OLD BUSINESS

1. Request of Lakeview Park Homeowners Association to discuss further safety measures for the intersection of County Road 236 and Lakeview Parkway with consideration of a four-way stop, street lights, or some other method to increase safety of the intersection.

8/21/2023

John Selick, member of the Lakeview Park Homeowners Association, stated that the flashing crosswalk sign at the crosswalk at County Road 236 and Lakeview Parkway/Foxtail Drive has actually worsened safety concerns. Pedestrians feel a false sense of security. Drivers don't pay attention to the sign because it is flashing all the time and are oblivious to pedestrians using the crosswalk. Have seen children on bicycles waiting to cross and no drivers are stopping. Councilman Slough asked if a red light would help. Nigel Snelling stated that it would or a four way stop. Councilman Slough stated that in his travels on County Road 236 he has seen various rates of speed, but no pedestrians crossing or attempting to cross. Mr. Snelling stated that it would be less dangerous to remove the crosswalk because if there were no crosswalk, pedestrians would have to be more conscious about crossing County Road 236. Kalb stated that any improvements we make at this intersection will be based on traffic and pedestrian counts for signalization options per the Ohio Manual of Uniform Traffic Control Devices for streets and highways. Director Martin stated that making this intersection a four-way stop would only increase speed in the area due to motorists taking off from the stop sign at a higher rate of acceleration. The law is that the motorists have to stop for pedestrians in a crosswalk. Kalb stated that we will need to come up with a solution that does not give the pedestrian a false sense of security. Chief Mathias will schedule some targeted enforcement by police officers in the area. Selick suggested to put the speed radar signs. Honse stated that he can post the speed radar devices out there to track the speed for a couple weeks. Chief Eberle suggested posting additional signs to draw attention to crosswalk approaching. Kalb stated that he will do more research and talk with Ohio Department of Transportation and other areas to see what they recommend.

Motion to table request and keep in communication with Matt Cordonnier, representative of Lakeview Park Homeowners Association, by Kalb, second by Councilman Slough. Motion passed 5-0.

9/18/2023

Item remains tabled.

NEW BUSINESS

1. Request of Findlay City Schools for the removal of the speed radar signs at Findlay High School and Glenwood Middle School.

In his letter, Dennis Doolittle, Director of Operations for Findlay City Schools, stated that the radar indicated speed signs by Findlay High School and Glenwood Middle School need to be replaced. He further stated that they determined that the speed signs had very little impact on speed control and were not worth the investment to

replace the signs with new equipment. Findlay City Schools owns these speed radar signs. He requests that the signs be removed. Motion to approve request to permanently remove the speed radar signs at Findlay High School and Glenwood Middle School by Chief Eberle, second by Kalb. Motion passed 4-0.

2. Request referred from City Council to discuss an ordinance prohibiting engine braking in the corporation limits.

Chief Eberle stated that many communities in the area have no engine brake ordinances. Kalb stated he would check the regulations on signage required. Discussion regarding amount of use of engine brakes. Drivers shouldn't be traveling at a speed through the corporation limits that would warrant using the engine brake. Motion to recommend City Council proceed with approval of Ordinance 2023-087 as presented, by Director Martin, second by Chief Eberle. Motion passed 4-0. If City Council passes Ordinance 2023-087, City Engineer Kalb will follow guidelines in the Ohio Manual of Uniform Traffic Control Devices for design and placement of no engine brake signs.

3. Request of Alyson Rivers, 710 Central Avenue, Findlay, Ohio, for a four-way stop at Central Avenue and McConnell Street due to excessive speed of motorists.

Ms. Rivers stated that there are numerous motorists that are speeding through this area at all times of day and night. She is requesting a four-way stop to help slow traffic down. Kalb stated that stop signs cannot be used as speed control devices. Studies have been done that show that it actually increases speed between stop signs. There are not a lot of speed limit signs in that area. Kalb stated that we can look at adding signage and following up with enforcement in the area. Rayle stated that we can place the speed radar trailers in the area to potentially modify behavior and to gather data. Motion to place speed sign trailers on Central Avenue and evaluate data to see if alternative action is needed, by Kalb, second by Chief Eberle. Motion passed 4-0.

With no further business to discuss, the meeting adjourned. The next meeting of the City of Findlay Traffic Commission will be held on October 16, 2023 at 2:30 p.m. in the third floor conference room of the Municipal Building.

Respectfully submitted,


Kathy K. Launder
City Clerk

Committee Members:

- Jeff Wobser, at large – Committee Chair
- Randy Greeno, at-Large
- Jim Niemeyer, Ward 6
- Josh Palmer, Ward 7
- Beth Warnecke, Ward 3

Staff:

- James Staschiak, City Auditor
- Christina Muryn, Mayor
- Rob Martin, Service-Safety Director
- Donald Rasmussen, Law Director
-

Meeting Start Time: 5:00 PM

Meeting End Time: _____

Guests: Dennis Hellman,
Holly Frische, Brian Bauman

Agenda:

Call to Order

Roll Call

Approval of Minutes

New Items

1. Proposed budget schedule

Adjournment



Jeff Wobser, Appropriations Committee Chair

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **APPROPRIATIONS COMMITTEE** to whom was referred a request to discuss the proposed budget schedule.

We recommend

*Keeping capital allocation at 20%
for 2024 and 2025.*

*Allocate \$2.5MM to Flood mitigation
fund for basin maintenance and railroad
bridge renovation expenses.*


Aye Nay


Jeff Wobser, Chairman


Aye Nay


Randy Greeno

Aye Nay


Jim Niemeyer

Aye Nay


Josh Palmer

Aye Nay


Beth Warnecke

APPROPRIATIONS COMMITTEE

DATE: September 19, 2023

LEGISLATION _____



Committee Members:

- Jeff Wobser, at large – Committee Chair
- Randy Greeno, at-Large
- Jim Niemeyer, Ward 6
- Josh Palmer, Ward 7
- Beth Warnecke, Ward 3

Staff:

- James Staschiak, City Auditor
- Christina Muryn, Mayor
- Rob Martin, Service-Safety Director
- Donald Rasmussen, Law Director
-

Meeting Start Time: 4:17 PM EST

Meeting End Time: _____

Guests: Don Essex - HR Director
Terra Cramer - Auditors Office
Ginger Sampson - Deputy City Auditor

Agenda:

Call to Order

Roll Call

Approval of Minutes

New Items

1. Salary Ordinance No. 2023-097

Adjournment

Jeff Wobser, Appropriations Committee Chair

- Table of Contents added
- Section 9 - Increase range of Asst. Rec Supervisor

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **APPROPRIATIONS COMMITTEE** to whom was referred a request to discuss the proposed salary ordinance via Ordinance No. 2023-097.

We recommend *TO approve salary ordinance as proposed.*

Aye Nay *J. Wob*
Jeff Wobser, Chairman

Aye Nay *Absent*
Randy Greeno

Aye Nay *Jim Niemeyer*
Jim Niemeyer

Aye Nay *Josh Palmer (Motion)*
Josh Palmer

Aye Nay *Beth Warnecke (Second)*
Beth Warnecke

APPROPRIATIONS COMMITTEE

DATE: September 26, 2023

LEGISLATION _____

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
OCTOBER 3, 2023**

RESOLUTION NO. 021-2023 (*bulk trash and tire drop off event*) **requires three (3) readings** *third reading*
A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 023-2023 (*transfer funds from SSD budget to Law Director budget*) **requires three (3) readings** *second reading*
A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-043 (*Phase 2 benching project*) **requires three (3) readings** *tabled after third reading on 5/16/23*
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.

ORDINANCE NO. 2023-071 (*Downtown Recreation Area – design & engineering*) **requires three (3) readings** *tabled after third reading on 8/15/23*
AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT WITH STRAND & ASSOCIATES, INC. TO PROVIDE DESIGN AND ENGINEERING SERVICES OF THE DOWNTOWN RECREATION AREA PHASE II BENCHING OF THE BLANCHARD RIVER, PROJECT NO. 31913700, APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-084 (*200 W Lincoln St rezone*) **requires three (3) readings** *third 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 200 WEST LINCOLN STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R-3 SMALL LOT RESIDENTIAL" TO "C-3 DOWNTOWN COMMERCIAL".

ORDINANCE NO. 2023-087 (*jake braking and noise pollution*) **requires three (3) readings** *third reading*
AN ORDINANCE DECLARING THE PRACTICE OF ENGINE BRAKING, OTHERWISE KNOWN AS "JAKE BRAKING", TO BE PROHIBITED WITHIN THE CORPORATE LIMITS OF THE CITY OF FINDLAY, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-088 (*DFID MOU*) **requires three (3) readings** *third reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-089 (*solar eclipse event*) **requires three (3) readings** *third reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-091 (*Laurel Lane waterline replacement*) **requires three (3) readings** *third reading*
AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO CONTRACTS WITH HELMS & SONS EXCAVATING, INC. FOR A REPLACEMENT WATERLINE ON LAUREL LANE, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-096 (*WTP CO₂ Tanks Replacement*) **requires three (3) readings** *third reading*
AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO CONTRACTS WITH KIRK BROTHERS CONSTRUCTION, INC. FOR THE REPLACEMENT OF CO₂ TANKS AT THE CITY OF FINDLAY WATER TREATMENT PLANT, PROJECT NO. 35790800, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-097 (*salary ordinance*) **requires three (3) readings** *second reading*
AN ORDINANCE ESTABLISHING JOB CLASSIFICATIONS, PAY RANGES, SALARY SCHEDULES AND OTHER MATTERS THAT MAY AFFECT PAY, FOR ALL NON-ELECTED OFFICERS AND EMPLOYEES OF THE CITY OF FINDLAY, OHIO, AND REPEALING ORDINANCE NO. 2022-081, ORDINANCE NO. 2022-012, ORDINANCE NO. 2023-036 AND ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 021-2023

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

NOW, THEREFORE, BE IT RESOLVED 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 Auditor of the City of Findlay, Ohio is hereby authorized to transfer the following sums to the following accounts and/or projects:

FROM:	Demolition Program, <i>Project No. #31925800-other</i>	\$ 20,000.00
TO:	Bulk Trash & Tire Drop Off, <i>Project No. #31934300-other</i>	\$ 20,000.00

SECTION 2: That this Resolution 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 transfer of funds so that costs associated with an additional bulk trash and tire drop off event may be paid.

WHEREFORE, this Resolution 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 _____

RESOLUTION NO. 023-2023

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

NOW, THEREFORE, BE IT RESOLVED 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 Auditor of the City of Findlay, Ohio is hereby authorized to transfer the following sums to the following accounts and/or projects:

FROM:	Service-Safety Director #21020000-other	\$ 20,000.00
TO:	Law Director #21005000-other	\$ 20,000.00

SECTION 2: That this Resolution 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 transfer of funds so that costs associated with an additional legal fees may be paid.

WHEREFORE, this Resolution 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. 2023-043

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.

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 be and she is hereby authorized to execute any and all documents as necessary to accept ownership from the Board of Commissioners of Hancock County, Ohio to transfer the parcels listed on the attached Exhibit to the City of Findlay, Ohio.

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 that it is immediately necessary to authorize the said signing of a contract or contract so that the listed parcels may be transferred to the City of Findlay.

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 _____

TRANSFER TO CITY FOR ADD'L BENCH

PROPERTY ADDRESS

PARCEL NO.

PURCHASED THROUGH FEMA GRANTS

130 MAIN STREET NORTH	570000200100
139 MAIN STREET NORTH	560000190510
321 CLINTON CT	560000171290
321 CLINTON CT	560000171300
321 CLINTON CT	560000191170
321 CLINTON CT	560001018760
321 CLINTON CT	210001028375

OTHER PURCHASES

108 JEFFERSON ST	210001028374
108 JEFFERSON ST	210001028376
127 TAYLOR ST	210001028864
127 TAYLOR ST	210001028865
131 MAIN ST NORTH	560000190490
133 MAIN ST NORTH	560000190500
122 JEFFERSON ST	560000191050
122 JEFFERSON ST	560000191110
117 TAYLOR ST	560000191120
122 JEFFERSON ST	560001008066
204 MAIN STREET NORTH	570000200060
202 MAIN STREET NORTH	570000200070
136 MAIN STREET NORTH	570000200080
0 MAIN ST NORTH	570000200090
129 MAIN ST NORTH	570000200110
0 MAIN ST NORTH	570000200120
0 MAIN ST NORTH	570000200130
0 MAIN ST NORTH	570000200140
0 MAIN ST NORTH	570000200150
0 MAIN ST NORTH	570000200160
0 MAIN ST NORTH	570000200170
131 CORY ST NORTH	570000200180
137 MEEKS AVE	570000200230
201 MEEKS CT	570000200240
206 MEEKS CT	570000200250
210 MEEKS CT	570000200260
0 MEEKS CT	570000200280
141 MEEKS AVE	570000200290
202 CORY ST NORTH	570000200310

TRANSFER TO CITY FOR ADD'L BENCH

<u>PROPERTY ADDRESS</u>	<u>PARCEL NO.</u>
200 CORY ST NORTH	570000200320
121 CLINTON CT	580000243220
123 CLINTON CT	580000243230
125 CLINTON CT	580000243240
133 CLINTON CT	580000243260
135 CLINTON CT	580000243270
201 CLINTON CT	580000243280
203 CLINTON CT	580000243290
207 CLINTON CT	580000243310
211 CLINTON CT	580000243320
215 CLINTON CT	580000243330
125 MAIN ST NORTH	590000280320
123 MAIN ST NORTH	590000280330
121 MAIN ST NORTH	590000280340
119 MAIN ST NORTH	590000280350
117 MAIN ST NORTH	590000280360
115 MAIN ST NORTH	590000280370
0 MAIN ST NORTH	590000280400
0 MAIN ST NORTH	590000280410
0 MAIN ST NORTH	590000923230
120 MAIN ST NORTH	590001021127
125 R N MAIN ST	610000340930
221 CLINTON CT	610000341270
122 TAYLOR ST	610000341280
219 CLINTON CT	610000341680
126 TAYLOR ST	610000342170
217 CLINTON CT	610000342380
123 R N MAIN ST	610000342510
117 R N MAIN ST	610000350000
0 MAIN ST NORTH	610000926450
115 R N MAIN ST	610000926891
0 CLINTON CT	610001000364
121 R N MAIN ST	610001000371
119 R N MAIN ST	610001000372
0 MAIN ST NORTH	610001013284

ORDINANCE NO. 2023-071

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT WITH STRAND & ASSOCIATES, INC. TO PROVIDE DESIGN AND ENGINEERING SERVICES OF THE DOWNTOWN RECREATION AREA PHASE II BENCHING OF THE BLANCHARD RIVER, PROJECT NO. 31913700, APPROPRIATING FUNDS, 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 the following sums be and the same are hereby appropriated:

FROM:	General Fund	\$ 1,500,000.00
TO:	Downtown Recreation Area, <i>Project No. 31913700</i>	\$ 1,500,000.00

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 authorize said entering into a contract with Strand & Associates, Inc., and to appropriate said funds so that design and engineering services of the Downtown Recreation Area Phase II Benching of the Blanchard River project may begin,

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. 2023-084

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 200 WEST LINCOLN STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R-3 SMALL LOT RESIDENTIAL" TO "C-3 DOWNTOWN COMMERCIAL".

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

SECTION 1: That the following described parcel:

Situated in the City of Findlay, County of Hancock, State of Ohio:

Being in the Vance and Cory's Addition Add Lots # 271-274 and the 200 feet and alley.

Be and the same is hereby rezoned from its respective zoning classifications to C-3 Downtown Commercial.

SECTION 2: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to C-3 Downtown Commercial regulations.

SECTION 3: This Ordinance shall be in full force and effect from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-087

AN ORDINANCE DECLARING THE PRACTICE OF ENGINE BRAKING, OTHERWISE KNOWN AS "JAKE BRAKING", TO BE PROHIBITED WITHIN THE CORPORATE LIMITS OF THE CITY OF FINDLAY, 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 Council for the City of Findlay desires to control noise pollution and unnecessary traffic noise.

SECTION 2: *Definitions:* **Engine-Braking**, commonly known as **Jake-Braking**, shall mean the use or operation of any mechanical exhaust device designed to aid in the braking, decompression or deceleration of any motor vehicle which results in excessive, loud, unusual or explosive noise from such vehicle.

SECTION 3: *Prohibited Acts:* It shall be unlawful for the driver of any motor vehicle to use, or to operate or to be caused to be used or operated, at any time and on any street or road over which the City of Findlay has jurisdiction, any mechanical exhaust or decompression device which results in the practice known as "engine-braking" or commonly known as "jake-braking".

SECTION 4: *Exemptions:* The provisions of this Ordinance shall not apply to any motor vehicle responding to a bona fide emergency or avoiding a traffic accident.

SECTION 5: *Posting of Signs:* The City of Findlay Safety-Service Director or his/her designee is hereby authorized and directed to post, at reasonable locations within the City of Findlay or outside the corporate limits of the City of Findlay with ODOT approval, signs indicating the prohibitions set forth herein

SECTION 6: *Penalty:* Whoever violates this section is guilty of an unclassified misdemeanor offense and shall be fined up to \$100.00 for the first offense, up to \$250.00 for a second offense within two years of the first offense and up to \$500.00 for a third or subsequent offense within two years of the first offense.

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. 2023-088

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:	General Fund	\$ 40,000.00
TO:	General Expense #21010000-other	\$ 40,000.00

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 expenses incurred by the City of Findlay based upon the Memorandum of Understanding for services provided to the Downtown Findlay Improvement District may be paid.

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. 2023-089

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:	General Fund	\$ 20,000.00
TO:	Solar Eclipse 2024, <i>Project No. 31934000-other</i>	\$ 20,000.00

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 costs associated with the solar eclipse event may be paid.

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. 2023-091

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO CONTRACTS WITH HELMS & SONS EXCAVATING, INC. FOR A REPLACEMENT WATERLINE ON LAUREL LANE, APPROPRIATING FUNDS THERETO, 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 are hereby appropriated as follows:

FROM:	Water Fund	\$ 125,000.00
TO:	Laurel Lane Waterline Replacement, <i>Project No. 35730800</i>	\$ 125,000.00

SECTION 2: That the Mayor, Service-Safety Director, and/or City Engineering of the City of Findlay, Ohio be and they are hereby authorized to enter into contracts with Helms & Sons Excavating, Inc. for a replacement waterline on Laurel Lane.

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 authorize entering into said contracts with Helms & Sons Excavating, Inc., as well as appropriate funds so that construction costs and contingency for the aforementioned project may be paid.

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. 2023-096

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO CONTRACTS WITH KIRK BROTHERS CONSTRUCTION, INC. FOR THE REPLACEMENT OF CO₂ TANKS AT THE CITY OF FINDLAY WATER TREATMENT PLANT, PROJECT NO. 35790800, APPROPRIATING FUNDS THERETO, 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 are hereby appropriated as follows:

FROM:	Water Fund	\$ 800,000.00
TO:	WTP CO ₂ Tanks Replacement, <i>Project No. 35790800</i>	\$ 800,000.00

SECTION 2: That the Mayor, Service-Safety Director, and/or City Engineering of the City of Findlay, Ohio be and they are hereby authorized to enter into contracts with Kirk Brothers Construction, Inc. for the replacement of CO₂ tanks at the City of Findlay Water Treatment Plant, Project No. 35790800.

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 authorize entering into said contracts with Kirk Brothers Construction, Inc., as well as appropriate funds so that construction costs and contingency for the aforementioned project may be paid.

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. 2023-097

AN ORDINANCE ESTABLISHING JOB CLASSIFICATIONS, PAY RANGES, SALARY SCHEDULES AND OTHER MATTERS THAT MAY AFFECT PAY, FOR ALL NON-ELECTED OFFICERS AND EMPLOYEES OF THE CITY OF FINDLAY, OHIO, AND REPEALING ORDINANCE NO. 2022-081, ORDINANCE NO. 2022-012, ORDINANCE 2023-036 AND ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HERewith, 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:

TABLE OF CONTENTS

SECTION	SUBJECT	PAGE
1	Repeal	2
2	Unclassified Service of Civil Service	2
3	Classified Service of Civil Service	2
4	Residency Provision	2
5	Promotional Policy	3
6	Executive, Administrative, Professional, and Computer Job Classifications and Biweekly Salary Ranges	3
7	Excepted Pay Ranges	4
8	Overtime Eligible Employee Classifications Paid Within a Range of Hourly Rates	4
9	Hourly Job Classifications and Pay Ranges	4
10	License Stipends/Shift Differential/Emergency Contact Pay	8
11	Cell Phone and Uniform Allowances	9
12	Pay Ranges	9
13	Steps	11
14	Definitions	11
15	Compensation for Acting Positions	12
16	Longevity Pay Effective As of 01/06/22 Paydate	12
17	Overtime Pay Effective January 3, 2016	13
18	Call Back/Call-In Pay Effective January 7, 2024	13
19	Discretionary Leave Effective January 8, 2023	13
20	Paid Leaves	14
21	Sick Leave Payment; Unused Sick Leave Payment	14
22	Donated Leave Policy	14
23	Medical Insurance	16
24	Life Insurance	17
25	Regular Vacation/Holovac and Accrual Service Years Effective January 8, 2023	17
26	Holidays	19
27	Mileage Reimbursement	20
28	Bereavement Leave	20
29	Tax Deferral Plan for Employee Pension Contributions	20

30	Union Contracts	21
31	Exclusion of Employees of Findlay Municipal Court	21
32	Military Leave	21
33	Direct Deposit	22
34	Bond	22
35	Discharge of an Employee; Payment	22
36	Effective Date	23

SECTION 1: REPEAL

That Ordinance No. 2022-081, Ordinance No. 2022-112, Ordinance No. 2023-036, and all other Ordinances and/or parts of Ordinances in conflict herewith be repealed and Ordinance No. 2023-097 is hereby enacted establishing Job Classifications, Pay Ranges, Salary Schedules and other matters that may affect pay for all non-elected officers and employees of the City of Findlay, Ohio.

SECTION 2: UNCLASSIFIED SERVICE OF CIVIL SERVICE

The unclassified service of the civil service of the City shall include:

- A. All officers elected by the people.
- B. All directors or heads of departments.
- C. All officers and members of boards and commissions whose appointment is subject to concurrence by Council.
- D. One administrative assistant to each elective officer, one assistant to the Deputy Auditor and one assistant to the various directors or heads of departments, and one secretary and one assistant or clerk for each board or commission appointed by the Mayor.
- E. The City Clerk.
- F. The legal assistants to the Law Director.
- G. Four clerical/administrative support employees for the City Auditor, per ORC Section 124.11 (A)(8).
- H. Bailiffs, constables, clerks of court and deputy clerks of court, official stenographers, and other employees of courts.
- I. Physicians, nurses, engineers, veterinarians, and surveyors, or other comparable professions that require licensing under the laws of the State of Ohio.
- J. Those employees whose job duties require, as essential qualifications over and above technical competency requirements, a high degree of trust, confidence, reliance, integrity or fidelity and who perform non-ministerial, discretionary duties in the department heads place and stead.

SECTION 3: CLASSIFIED SERVICE OF CIVIL SERVICE

- A. The classified service shall comprise all positions not specifically included in Section 2, above

SECTION 4: RESIDENCY PROVISION

- A. Pursuant to Ohio Revised Code 9.481(B) (1), no political subdivision shall require any of its employees, as a condition of employment, to reside in any specific area of the State of Ohio. The only exceptions to

this residency requirement are elected officials who are required to live in the City of Findlay, as well as those employees appointed under the provisions of the Ohio Revised Code, which require residency in the City.

SECTION 5: PROMOTIONAL POLICY

Effective March 1, 2016, an employee who is promoted to or hired into a job classification that is in the "Administrative," "Professional," "Executive," or "Computer" job classifications outlined in Section 6 of this ordinance, will be assigned a biweekly amount within the allowed range. Once the employee is assigned an amount within the range, future increases in the biweekly salary amount shall not exceed eight percent (8%) in any calendar year unless authorized by Council legislation.

SECTION 6: EXECUTIVE, ADMINISTRATIVE, PROFESSIONAL, AND COMPUTER JOB CLASSIFICATIONS AND BIWEEKLY SALARY RANGES

Effective January 7, 2024, the following job classifications of the various non-elected officers and employees of the City of Findlay, Ohio shall be declared as Executive, Administrative, Professional or Computer positions under provisions of the Fair Labor Standards Act and guidelines provided by the U.S. Department of Labor. These job classifications shall be exempted from the payment of overtime and shall be paid a bi-weekly salary as provided by law. These job classifications and biweekly pay amounts are to be used by full-time employees only, as defined in Section 13.

BIWEEKLY PAY AS OF 01/07/2024		
JOB CLASSIFICATION	MINIMUM	MAXIMUM
Airport Director/Supervisor	\$2,472.00	\$3,932.80
Assistant City Engineer	\$2,718.40	\$4,065.60
Assistant Fire Chief	\$2,651.20	\$4,222.40
Assistant City Income Tax Administrator	\$2,180.00	\$3,750.40
City Clerk/Chief Assistant/Mayor's Office	\$2,203.20	\$3,773.60
City Engineer	\$3,046.40	\$4,516.80
Clerk of Municipal Court	\$2,203.20	\$4,222.40
Deputy City Auditor	\$2,670.40	\$5,006.40
Director of Public Safety	\$3,046.40	\$5,006.40
Director of Public Service	\$2,670.40	\$5,006.40
Engineer (EI)	\$2,118.40	\$3,680.00
Engineer Project Manager	\$2,118.40	\$3,643.20
Fire Chief	\$3,046.40	\$4,646.40
Flood Plain/Zoning Administrator	\$2,472.00	\$3,932.80
Human Resources Director	\$2,670.40	\$5,006.40
Income Tax Administrator	\$2,651.20	\$4,222.40
Information Systems Manager	\$2,783.20	\$4,516.80
Police Captain	\$2,651.20	\$4,222.40
Police Chief	\$3,046.40	\$4,646.40
Professional Civil Engineer	\$2,484.80	\$3,668.80
Professional Surveyor	\$2,156.00	\$3,387.20
Project Coordinator	\$2,118.40	\$3,535.20
Project Manager	\$2,180.00	\$3,739.20
Public Works Superintendent	\$2,651.20	\$4,222.40
Public Works Supervisor	\$2,118.40	\$3,643.20
Recreation Manager	\$2,472.00	\$3,932.80
Service-Safety Director	\$3,445.60	\$7,508.00
Sewer Maintenance Supervisor	\$2,118.40	\$3,643.20
Software Developer	\$2,118.40	\$3,643.20

Traffic Signal Supervisor	\$2,118.40	\$3,643.20
Utilities Billing Supervisor	\$2,118.40	\$3,643.20
Wastewater Treatment Supervisor	\$2,118.40	\$3,643.20
Water Distribution Supervisor	\$2,118.40	\$3,643.20
Water Pollution Control Supt	\$2,651.20	\$4,222.40
Water Treatment Plant Supt	\$2,651.20	\$4,222.40
Water Treatment Supervisor	\$2,118.40	\$3,643.20

SECTION 7: EXCEPTED PAY RANGES

That from and after January 7, 2024 the following job classifications and salaries are hereby established exempt and as an exception to all other pay ranges outlined in this ordinance.

JOB CLASSIFICATION	BIWEEKLY PAY AS OF 01/07/2024
Assistant Director of Law I	\$2,456.86
Assistant Director of Law II	\$2,263.86
Assistant Director of Law III	\$2,079.39
Assistant Director of Law IV	\$1,887.90
Member – Civil Service Commission	\$229.05

SECTION 8: OVERTIME ELIGIBLE EMPLOYEE CLASSIFICATIONS PAID WITHIN A RANGE OF HOURLY RATES

Effective January 7, 2024 the following job classifications of the various non-elected officers and employees of the City of Findlay, Ohio, shall be declared as non-exempt and overtime eligible positions pursuant to Section 16 herein. These job classifications are to be used for part-time and full-time employees as defined in Section 13 or as noted below.

JOB CLASSIFICATION	HOURLY PAY RATE AS OF 01/07/2024	
	MINIMUM	MAXIMUM
Computer Support Technician	12.76	23.12
Network Administrator	23.94	41.84
Senior Network Administrator	25.09	45.91
Code Enforcement Officer I	22.31	29.89
Code Enforcement Officer II	28.54	37.01
Fire Inspector/Part Time	28.54	35.17
Mechanic – Fire Department	18.56	33.78
Operations Coordinator	22.82	31.96
Assistant to Director of Law/Council Clerk	22.04	32.90
Auditor Staff Accountant	24.69	45.18

SECTION 9: HOURLY JOB CLASSIFICATIONS AND PAY RANGES

Effective January 7, 2024 the following non-exempt and overtime eligible hourly job classifications and pay ranges of the various non-elected officers and employees of the City of Findlay, Ohio, shall be as follows:

Employees hired on or before August 21, 2003 shall be placed in a pay range which begins with a zero (0). Those

hired after August 21, 2003 shall be placed in a pay range that begins with a nine (9). Seasonal employees will be placed in a pay range that begins with an eight (8).

These job classifications and pay ranges are to be used for full-time, part-time and temporary employees as defined in Section 13. The employees in these classifications shall be paid on an hourly basis as provided by law and shall be non- exempt and eligible for overtime pursuant to Section 16 herein.

JOB CLASSIFICATIONS	PAY	RANGES
Administrative Assistant I	0120	9120
Administrative Assistant II	0130	9130
Administrative Assistant III	0140	9140
Administrative Assistant IV	0150	9150
Administrative Assistant V	0160	9160
Administrative Assistant VI	0170	9170
Administrative Assistant VII	0180	9180
Administrative Assistant VIII	0190	9190
Administrative Assistant IX	0200	9200
Airport Line Service Technician	0130	9130
Airport Lead Line Service Technician	0140	9140
Airport Senior Lead Line Service Technician	0160	9160
Assistant Recreation Supervisor	0170-0200	9170-9200
Assistant Utilities Billing Supervisor	0170-0200	9170-9200
Building & Grounds Maintenance Tech	0160-0190	9160-9190
Building Maintenance Tech	0150	9150
Clerk I	0080	9080
Clerk II	0110	9110
Clerk III	0120	9120
Clerk IV	0140	9140
Chief Construction Inspector	0190	9190
Construction Inspector I	0160	9160
Construction Inspector II	0170	9170
Construction Inspector III	0180	9180
Engineer Graduate	0170	9170
Engineering Technician	0180	9180
Engineering - CAD I	0110	9110
Engineering - CAD II	0130	9130
Engineering Tech I	0150	9150
Engineering Tech II	0170	9170
Firefighter (Part-Time Only)	N/A	9080,9090,9100,9100,9110
Fleet Maintenance Manager	0120	9120
Groundskeeper	0030-0140	9030-9140
Lab Technician I – Class II License	0182	N/A
Lab Technician I – Class III License	0183	N/A
Lab Technician I – Class IV License	0184	N/A
Lab Technician I	N/A	9200
Lab Technician II – Class II License	0192	N/A

Lab Technician II – Class III License	0193	N/A
Lab Technician II – Class IV License	0194	N/A
Lab Technician II	N/A	9210
MS4 Coordinator	0170	9170
Operations/Scheduler	0160	9160
Public Maintenance Mechanic I	0160	9160
Public Maintenance Mechanic II	0170	9170
Public Maintenance Mechanic III	0180	9180
Public Works Maintenance Worker I	0110	9110
Public Works Maintenance Worker II	0120	9120
Public Works Maintenance Worker III	0130	9130
Public Works Maintenance Worker IV	0140	9140
Public Works Maintenance Worker V	0150	9150
Public Works Maintenance Worker VI	0160	9160
Public Works Cemetery Foreman	0170	9170
Public Works Foreman I	0170	9170
Public Works Foreman II	0180	9180
Public Works Foreman III	0190	9190
Public Works Foreman IV	0200	9200
Public Works Foreman V	0210	9210
Parking Enforcement Officer	0110	9110
Secretary I	0120	9120
Secretary II	0140	9140
Secretary III	0150	9150
Sewer Maintenance Worker I	N/A	9120
Sewer Maintenance Worker II	N/A	9130
Sewer Maintenance Worker III – No License	0160	N/A
Sewer Maintenance Worker III – Class I License	0161	N/A
Sewer Maintenance Worker III – Class II License	0162	N/A
Sewer Maintenance Worker III	N/A	9140
Sewer Maintenance Worker IV	0150	9150
Sewer Maintenance Worker V	0160	9160
Sewer Maintenance Worker VI	0170	9170
Sewer Maintenance Foreman I	0180	9180
Sewer Maintenance Foreman II	0190	9190
Sewer Maintenance Foreman III	N/A	9200
Sewer Maintenance Foreman IV	N/A	9210
Tax Administrator Agent I	0120	9120
Tax Administrator Agent II	0130	9130
Traffic Signal Electrician I	0160	9160
Traffic Signal Electrician II	0180	9180
Traffic Signal Electrician III	0190	9190
Traffic Signal Electrician Assistant I	0120	9120
Traffic Signal Electrician Assistant II	0140	9140
Truck Driver I	0110	9110

Truck Driver II	0120	9120
Utilities Billing Clerk I	0110	9110
Utilities Billing Clerk II	0120	9120
Utilities Billing Clerk III	0130	9130
Utilities Billing Clerk IV	0140	9140
Utility Grounds Maintenance Worker I	0110	9110
Utility Grounds Maintenance Worker II	0120	9120
Utility Grounds Maintenance Worker III	0130	9130
Utility Grounds Maintenance Worker IV	0140	9140
Utility Grounds Maintenance Worker V	0150	9150
Utility Grounds Maintenance Worker VI	0160	9160
Utility Maintenance Mechanic I	0140	9140
Utility Maintenance Mechanic II	0150	9150
Utility Maintenance Mechanic III	0160	9160
Utility Maintenance Mechanic IV	0170	9170
Utility Maintenance Mechanic V	0180	9180
Utility Maintenance Mechanic VI	0190	9190
Water Meter Maintenance Worker	0130	9130
Water Meter Technician I	0120	9120
Water Meter Technician II	0140	9140
Water Meter Technician III	0150	9150
Waterline Maintenance Technician Assistant	N/A	9150
Waterline Maintenance Technician	N/A	9160
Waterline Maintenance Worker I	N/A	9120
Waterline Maintenance Worker II	N/A	9130
Waterline Maintenance Worker III – No License	0160	N/A
Waterline Maintenance Worker III – Class I License	0161	N/A
Waterline Maintenance Worker III – Class II License	0162	N/A
Waterline Maintenance Worker III	N/A	9140
Waterline Maintenance Worker IV	0150	9150
Waterline Maintenance Worker V	0160	9160
Waterline Maintenance Worker VI	0170	9170
Waterline Maintenance Foreman I	0180	9180
Waterline Maintenance Foreman II	0190	9190
Waterline Maintenance Foreman III	N/A	9200
Waterline Maintenance Foreman IV	N/A	9210
Water Treatment Plant Operator Assistant	N/A	9140
Water Treatment Plant Operator – No License/OIT	0160	9160
Water Treatment Plant Operator - Class I License	0161	9170
Water Treatment Plant Operator – Class II License	0162	9180
Water Treatment Plant Operator – Class III License	0163	9190
W/W Treatment Plant Operator Assistant - No License	0140	N/A
W/W Treatment Plant Operator Assistant – Class I License	0141	N/A
W/W Treatment Plant Operator Assistant – Class II License	0142	N/A
W/W Treatment Plant Operator Assistant - Class III License	0143	N/A

W/W Treatment Plant Operator Assistant	N/A	9140
W/W Treatment Plant Operator – No License/OIT	0160	9160
W/W Treatment Plant Operator - Class I License	0161	9170
W/W Treatment Plant Operator – Class II License	0162	9180
W/W Treatment Plant Operator – Class III License	0163	9190

SEASONAL JOB CLASSIFICATIONS

Effective January 7, 2024, the following job classifications and pay ranges are to be used for seasonal employees as defined in Section 13. Overtime eligibility shall be determined pursuant to Section 16 of this ordinance and under the applicable provisions of the Fair Labor Standards Act.

PAY RANGES

Seasonal Support Staff.....8010 – 8160

HOURLY PAY RATE AS OF 01/07/2024

JOB CLASSIFICATION	MINIMUM	MAXIMUM
Learn to Skate Instructor	11.42	34.25

SECTION 10: LICENSE STIPENDS/SHIFT DIFFERENTIAL/EMERGENCY CONTACT PAY

- A. Effective January 7, 2024 employees who are in the following classifications shall be paid an annual license stipend upon providing proof of the license level obtained: Sewer Maintenance Supervisor, Water Treatment Superintendent, Water Pollution Control Superintendent, Water Distribution Supervisor, Water Treatment Supervisor, Wastewater Treatment Supervisor, Waterline Maintenance Foreman I and II and Sewer Maintenance Foreman I and II.

Effective January 7, 2024, employees hired after August 21, 2003 and who are in the following classifications will be paid an annual license stipend upon providing proof of the license level obtained: Sewer Maintenance Foreman I, II, III and IV, Waterline Maintenance Foreman I, II, III and IV, Waterline Maintenance Technician Assistant, and Waterline Maintenance Technician.

The license stipends will be paid on the first payday in July of each year to active employees:

Class I License	\$ 250.00
Class II License	\$ 500.00
Class III License	\$ 750.00
Class IV License	\$ 1,000.00

- B. Effective January 8, 2023, employees of the Water Distribution Department who are required to carry a cell phone designated for emergency contact and who must be available to co-ordinate response to an emergency situation will receive twenty dollars (\$20.00) per day for each day that they serve in the capacity as the department's emergency contact.
- C. Effective May 8, 2023, employees with the titles of Water Treatment Plant Operator, Water Treatment Plant Operator Assistant, Lab Technician I and II, Wastewater Treatment Plant Operator and Wastewater Treatment Plant Operator Assistant shall be paid an hourly shift differential during the afternoon and overnight shifts.

Eligible employees shall receive one dollar forty cents (\$1.40) per hour for each complete hour worked between 4 p.m. and midnight, and they shall receive (\$1.00) per hour for each complete hour worked between midnight and 8 a.m. These amounts shall be prorated and rounded to each quarter of an hour during the hours named above.

When an eligible employee works between the hours of 4 p.m. and 8 a.m. on the holidays outlined in Section

23, Paragraph D, or when an operator is working overtime during the hours of 4 p.m. through 8 a.m., appropriate shift differential will be paid at the same factoring rate as the base wage.

- D. Effective May 14, 2023, an employee of the Water Treatment Plant who is assigned the duty of gathering water samples for testing shall be granted one-half hour (thirty minutes) of paid time for completing that task.
- E. Effective May 14, 2023, an employee who is assigned the duty of opening and/or closing the Findlay Maple Grove Cemetery gates on days scheduled by the Public Works Superintendent or the Public Works Supervisor shall receive ¾ hour (45 minutes) for each instance of opening or closing the gates. If the employee is eligible for overtime, the Public Works Superintendent or Public Works Supervisor may mandate upon acceptance of the gate opening/closing duty that the time received be converted to compensatory time and be subject to the rules of the compensatory time accruals.

SECTION 11: CELL PHONE AND UNIFORM ALLOWANCES

- A. Uniform Allowances are to be paid twice per year, on the first pays of January and July. All forms must be received in the Auditor’s office by the deadline for the associated payrolls listed on the pay outline. No proration or retroactive payment will be issued. Refer to policy for details of allowance amount and criteria.
- B. Cell Phone Allowances are paid once per month on the first pay of the month. No proration or retroactive payment will be issued. Refer to policy for details of allowance amount and criteria.

SECTION 12: PAY RANGES

- A. As of January 7, 2024, the following pay ranges are hereby established for the non-elected officials and employees of the City of Findlay, Ohio, and all of said non-elected officials and employees shall be non-exempt and paid hourly on a bi-weekly basis, as provided by law, except as noted in Sections 6, 7 and 8.

Completed Years of Service		0	1-2	3-4	5-6	7	8
Pay Range	Step	A	B	C	D	E	F
0030		12.61	13.91	14.54	15.26	15.90	16.73
0050		15.20	16.66	17.37	18.21	19.02	19.83
0060		15.85	17.37	18.21	19.02	19.83	20.79
0070		16.55	18.21	19.02	19.83	20.79	21.67
0080		17.35	19.02	19.83	20.79	21.67	22.61
0090		18.12	19.83	20.79	21.67	22.61	23.76
0100		18.89	20.79	21.67	22.61	23.76	24.75
0110		19.79	21.67	22.61	23.76	24.75	25.91
0120		20.59	22.61	23.76	24.75	25.91	27.08
0125		21.05	23.19	24.18	25.36	26.50	27.70
0130		21.52	23.76	24.75	25.91	27.08	28.38
0140		22.59	24.75	25.91	27.08	28.38	29.68
0141		23.54	25.91	27.08	28.38	29.68	29.68
0142		24.65	27.08	28.38	29.68	29.68	29.68
0143		25.81	28.38	29.68	29.68	29.68	29.68
0150		23.54	25.91	27.08	28.38	29.68	31.09
0151		24.65	27.08	28.38	29.68	31.09	31.09
0160		24.65	27.08	28.38	29.68	31.09	32.60
0161		25.81	28.38	29.68	31.09	32.60	33.22
0162		27.02	29.68	31.09	32.60	33.22	33.83

0163		28.27	31.09	32.60	33.22	33.83	34.54
0170		25.81	28.38	29.68	31.09	32.60	34.17
0171		27.02	29.68	31.09	32.60	34.17	34.17
0172		28.27	31.09	32.60	34.17	34.17	34.17
0173		29.62	32.60	34.17	34.17	34.17	34.83
0174		31.05	34.17	34.17	34.17	34.17	34.83
0180		27.02	29.68	31.09	32.60	34.17	35.69
0181		28.27	31.09	32.60	34.17	35.69	35.69
0182		29.62	32.60	34.17	35.69	35.69	35.69
0183		31.05	34.17	35.69	35.69	35.69	35.69
0184		34.17	35.69	35.69	35.69	35.69	35.69
0190		28.27	31.09	32.60	34.17	35.69	37.41
0191		29.62	32.60	34.17	35.69	37.41	37.41
0192		31.05	34.17	35.69	37.41	37.41	37.41
0193		32.52	35.69	37.41	37.41	37.41	37.41
0194		35.69	37.41	37.41	37.41	37.41	37.41
0200		29.61	32.60	34.17	35.69	37.41	39.20
9030		12.61	13.25	13.63	14.04	14.32	14.64
9050		15.20	15.92	16.39	16.89	17.27	17.62
9060		15.85	16.64	17.15	17.65	17.99	18.34
9070		16.55	17.35	17.86	18.40	18.79	19.16
9080		17.35	18.24	18.77	19.35	19.73	20.12
9090		18.12	19.00	19.57	20.17	20.56	21.00
9100		18.89	19.82	20.41	21.04	21.46	21.90
9110		19.79	20.80	21.42	22.05	22.50	22.94
9120		20.59	21.61	22.28	22.93	23.40	23.89
9130		21.52	22.60	23.28	23.99	24.48	24.94
9140		22.59	23.71	24.42	25.13	25.67	26.19
9150		23.54	24.75	25.49	26.25	26.77	27.31
9160		24.65	25.86	26.66	27.46	28.03	28.59
9170		25.81	27.12	27.93	28.76	29.36	29.94
9180		27.02	28.36	29.24	30.10	30.71	31.31
9190		28.27	29.65	30.58	31.48	32.10	32.75
9200		29.59	31.07	32.01	32.96	33.95	34.97
9210		30.96	32.52	33.49	34.50	35.54	36.60

ALL SEASONAL EMPLOYMENT POSITIONS PAY AT STEP A

Rates outlined below for seasonal employees shall be changed at the beginning of the first full pay period which includes federal and/or state effective dates for the minimum wage rate.

- 8010 Minimum Wage
- 8020 5% over Minimum Wage
- 8030 5% over Pay Range Directly Above
- 8040 5% over Pay Range Directly Above
- 8050 5% over Pay Range Directly Above

8060	5% over Pay Range Directly Above
8070	5% over Pay Range Directly Above
8080	5% over Pay Range Directly Above
8090	5% over Pay Range Directly Above
8100	5% over Pay Range Directly Above
8110	5% over Pay Range Directly Above
8120	5% over Pay Range Directly Above
8130	5% over Pay Range Directly Above
8140	5% over Pay Range Directly Above
8150	5% over Pay Range Directly Above
8160	5% over Pay Range Directly Above

SECTION 13: STEPS

- A. The pay ranges established in Section 11 above establish six (6) steps, and each step within each pay range states the hourly rate. Advancement from Step A shall be based upon the individual employee's completed years of service with the City of Findlay, Ohio on the following schedule:

<u>Completed Years of Service</u>	<u>Step</u>
0	A (0)
1, 2	B (1, 2)
3, 4	C (3, 4)
5, 6	D (5, 6)
7	E (7)
8 or more	F (8 +)

- B. Service time credit with the City shall be carried with the employee when transferring between departments, or when changing job classifications, except that no service time credit shall apply to the Police or Fire Departments in the positions of sworn police officer or sworn firefighter for new employees at these departments after February 26, 1984.

Service time credit shall only apply to regular, full-time employees, and shall not apply to temporary, seasonal, or part-time help. Service time credit is used in the calculations of pay rate and longevity eligibility. Service time credit does not apply to vacation accrual.

New employees may receive service credit for previous employment when such previous employment is determined to be equivalent or similar to the city position. Such service credit shall be awarded on the following basis:

<u>Years of Experience</u>	<u>Service Credit</u>
5 or More	2 years
2, 3, 4	1 year
1 or less	0

SECTION 14: DEFINITIONS

Effective January 7, 2024 for the purpose of interpreting this ordinance;

- A. Full time employees shall be those employees having completed their regular work schedule of thirty (30) hours or more per week on a twelve (12) months per calendar year basis. Full time employees are eligible for step pay increases.
- B. Part-time employees shall be those employees having completed their **regular work schedule** of less

than thirty (30) hours per week on a twelve (12) months per calendar year basis. Part-time employees **shall** receive paid holidays per Section 26. Part-time employees are **NOT** eligible for vacation accruals. Part-time employees are eligible for step pay increases.

- C. Seasonal employees shall be those employees who work **intermittently** an **average** of less than thirty (30) hours per week in a calendar year. Seasonal employees are **NOT** eligible for paid holidays nor vacation accruals. Seasonal employees are **NOT** eligible for wage step increases. Seasonal employees shall be paid under a pay range that begins with an eight (8)

- D. Temporary employees shall be those employees who work less than twelve (12) months in a calendar year. Temporary employees shall work less than 1,500 hours in one twelve (12) month period. Temporary employees are **NOT** eligible for paid holidays or vacation accrual. Temporary employees shall **NOT** be eligible for wage step increases. Temporary employees shall be paid under a pay range that begins with an eight (8) or a nine (9).

SECTION 15: COMPENSATION FOR ACTING POSITIONS

When an employee is appointed to an acting role to fill a higher paying position on a temporary basis, due to a temporary leave of the incumbent, the employee will be paid the salary of the position, as designated by the salary ordinance, after thirty (30) work days of continuous employment. However, if the acting role is on an interim basis due to a permanent separation, the employee shall receive the salary upon the first day of appointment to the acting role. Once the higher paying position is filled permanently, the acting employee will return to the position and pay they held prior to appointment in the acting role.

SECTION 16: LONGEVITY EFFECTIVE AS OF THE FIRST PAY DATE OF JANUARY 2023

- A. All full-time employees who have completed nine (9) or more years of continuous full-time service shall accrue a longevity fund of seventy dollars (\$70) per bi-weekly pay period in addition to their regular rate of pay.
- B. All full-time employees who have completed fifteen (15) or more years of continuous full-time service shall accrue a longevity fund of ninety dollars (\$90) per bi-weekly pay period in addition to their regular rate of pay. The longevity accrual in this section shall replace the longevity accrual provided for in Paragraph A of this Section.
- C. All full-time employees who have completed twenty (20) or more years of continuous full-time service shall accrue a longevity fund of one hundred dollars (\$100) per bi-weekly pay period in addition to their regular rate of pay. The longevity accrual in this section shall replace the longevity accrual provided for in Paragraph B of this Section.
- D. All full-time employees who have completed twenty-five (25) or more years of continuous full-time service shall accrue a longevity fund of one hundred and twenty dollars (\$120) per bi-weekly pay period in addition to their regular rate of pay. The longevity accrual in this section shall replace the longevity accrual provided for in Paragraph C of this Section.
- E. Accrued longevity funds shall be paid separately from the biweekly pay and will be issued annually on the same date as the last payday in the calendar year.
- F. Longevity accruals under this section shall be included in any calculation of overtime pay rates.
- G. Longevity accruals shall be included in wage rates on a one-time basis, at the time of retirement or death, to calculate unused holivac, vacation and/or sick leave payments.
- H. The classifications of Assistant Director of Law I through Assistant Director of Law IV, inclusive, shall accrue longevity as set forth in this section.

SECTION 17: OVERTIME PAY EFFECTIVE JANUARY 7, 2024

- A. Each eligible non-exempt City employee who works more than forty (40) hours per calendar week shall be compensated at the rate of time and one half (1-1/2) his regular hourly rate for any hours worked in excess of forty (40) hours per calendar week.
- B. Overtime pay shall be calculated to include holidays, vacation, and sick leave as part of the straight time determination. Call back/Call-in hours as provided in Section 18 shall not be considered as part of the straight time determination.
 - 1. An employee who is eligible for overtime may elect to earn compensatory time (comp time) off instead of overtime pay for any overtime worked. The compensatory time shall be granted by the employee's supervisor on a time and one half (1-1/2) basis (i.e. for one hour of overtime, one- and one-half hours of comp time will be granted). Employees can maintain a balance of up to 140 hours of unused comp time and may, with written approval of the hiring authority, accumulate and maintain a balance in excess of 140 hours of unused comp time no longer than 90 days. After 90 days, the excess hours will be paid as overtime in the next available pay.
 - 2. When an employee who has been eligible for overtime receives a promotion and accepts a position that is exempt from the payment of overtime, the employee will be paid for all unused accumulated compensatory time hours at the time of the promotion. The payment will be made using the base rate of pay in effect prior to the employee's promotion.

SECTION 18: CALL BACK/ CALL-IN PAY EFFECTIVE JANUARY 7, 2024

- A. An employee who is called-in to work from off duty, shall be paid at least three (3) hours' pay at one and one half (1 ½) times the employee's regular rate of pay. The employee may elect to earn compensatory time(comp time) off instead of overtime pay. An employee must have completed (forty) 40 hours of straight time determination as defined in Section 17 to be eligible for call-in pay.
- B. Call-in pay begins at the time the employee arrives at the worksite to begin work or to retrieve necessary equipment and supplies.
- C. No hours worked or paid under this section shall be counted in the straight time determination pursuant to Section 17 as paid hours worked as part of the employee's regular work week.
- D. There shall be no duplication of overtime pay during the same three (3) hour call-in period.

SECTION 19: DISCRETIONARY LEAVE EFFECTIVE JANUARY 8, 2023

Discretionary leave is paid time off that may be awarded to an overtime exempt employee to recognize extra time spent to accomplish goals and/or objectives of the City. Discretionary time will be awarded at one hour for every hour earned and approved by the hiring authority.

- A. Discretionary leave time will be automatically credited to the leave balance up to (eighty) 80 hours per year. The nature and duration of the hours for which discretionary time may be awarded must be included in bi-weekly timekeeping records. Exempt employees must outline their actual hours worked each pay period. The hiring authority can reject or modify the discretionary leave balance. Any modifications must be given to the Auditor's Office.
- B. Eligible employees may accrue a maximum of 80 hours per accrual year, which are the pay periods that are included in the paydays in each year. Any discretionary leave balance will be forfeited after the last payday of each year.
- C. A maximum of up to 8 hours of discretionary leave can be used in each work week (Sunday through Saturday).
- D. Discretionary leave has no cash value and shall not be paid at the time of retirement, resignation or termination from city employment.

SECTION 20: PAID LEAVES

Administrative leave, educational leave, civic leave, and any other types of paid leave must follow the guidelines and procedures defined in the employee handbook and city policies.

SECTION 21: SICK LEAVE PAYMENT; UNUSED SICK LEAVE PAYMENT

In addition to the sick leave provided for in O.R.C. Sec. 124.38, the following policy on sick leave payment is established for all employees of the City. As used in this section, "retirement" means disability or service retirement under any state or municipal retirement system in this state.

- A. Any employee experiencing a non-duty related sickness or disability shall receive sick leave with full pay, subject to accumulated sick leave.
- B. An employee experiencing a duty related sickness or injury shall receive sick leave with full pay for the maximum period as prescribed for total temporary disability in the Ohio Revised Code unless extended by City Council upon recommendation of the employee's hiring authority. Sick leave used under these conditions, and subject to worker's compensation payments, shall be reinstated to accumulated sick leave, provided that the employee completes the proper application for worker's compensation benefits and refunds to the City all funds received as a result of the application. Reinstated sick leave shall be computed on a basis of one hour of accumulated sick leave for each one hour missed from the regular scheduled shift as a result of sickness or disability. There shall be no reinstatement for sick leave not subject to workers compensation reimbursement.
- C. Any City employee hired on or **before** August 21, 2003 and paid directly by warrant by the City Auditor may elect at the time of retirement from active service with the City, or death, and with ten (10) or more years of service with the State or any of its political subdivisions, to be paid in cash one fourth (1/4) the value of the first 960 hours of accrued but unused sick leave credit and, if applicable, to be paid in cash one-half (1/2) the value of all accrued but unused sick leave credit in excess of 960 hours. Payment shall be contingent upon 30 days written notice prior to retirement. In the event an employee has more than one thousand nine hundred twenty (1,920) hours of unused sick leave, all such sick leave shall be paid at the rate of one-half (1/2) of said leave. The accumulated but unused sick leave payment provided for herein shall be based on the employee's rate of pay at the time of retirement and shall eliminate all sick leave credit accrued but unused by the employee at the time payment is made

Any City employee hired **after** August 21, 2003 and paid directly by warrant by the City Auditor may elect at the time of retirement from active service with the City, or death, and with ten (10) or more years of service with the State or any of its political subdivisions, to be paid in cash one fourth (1/4) the value of 960 hours of accrued but unused sick leave credit. Payment shall be contingent upon 30 days written notice prior to retirement. The accumulated but unused sick leave payment provided for herein shall be based on the employee's rate of pay at the time of retirement and shall eliminate all sick leave credit accrued but unused by the employee at the time payment is made.

SECTION 22: DONATED LEAVE POLICY

This policy sets forth the process to allow employees to voluntarily provide donated leave to co-workers, or receive donated leave, if there is a critical need due to a serious health condition or injury of an employee. This policy would apply to full-time and part-time permanent employees only.

- A. To Request Donated Leave

In order to determine if an employee is eligible to receive donated leave as a result of their serious illness or injury, the employee must provide sufficient documentation to establish the existence of a serious health condition.

An employee requesting donated leave will complete the "Application to Request Donated Leave" form. It is the responsibility of the employee to provide documentation for certification. Leave donation requests will not be processed until all necessary documentation is provided.

An employee may receive donated leave up to the number of hours the employee is scheduled to work each pay period only, if the employee who is to receive donated leave:

1. has a serious health condition,
2. has utilized all accrued vacation/holovac and sick hours, and
3. has applied for any paid leave, workers compensation or other benefits program for which the employee is eligible. Donated leave may be used to satisfy the waiting period for these benefits.

B. Certification of Eligibility

Upon receiving the "Application to Request Donated Leave", the Human Resources Director shall review all documents submitted including necessary medical documentation, but excluding any Protected Health Information (PHI), to ensure any such application meets both the standard for sick leave usage and the criteria for donated leave. So long as all the requirements of this section have been met, the Human Resources Director shall approve any such application for donated leave.

For this section, a "serious health condition" is defined as:

1. an illness, injury, impairment or physical or mental condition that involves inpatient care in a hospital, hospice, or residential medical care facility, or
2. a period of incapacity of more than seven (7) days that also involves:
 - a. treatment by a health care provider in connection with such inpatient care, or
 - b. the constant supervision of the health care provider, or
 - c. a condition which is permanent or long-term for which treatment may not be effective.

C. Donation Process

An employee of the City of Findlay may voluntarily donate accrued, unused sick and/or vacation/holovac hours to another employee of the City who has no accrued leave and, who has a critical need for it due to a serious health condition. Employees wishing to donate leave to a fellow employee must complete the "Leave Donation Donor Form" and certify the following information:

1. the name of the employee for whom the leave is intended,
2. that the employee voluntarily elects to donate leave and does so with the understanding the donated leave will not be returned,
3. willingness to donate a minimum of 8 hours, and
4. that they will retain a combined leave balance of sick and vacation/holovac hours of 480 or more.

D. Establishing Need and Utilization of Donated Leave

Upon establishing the need and utilization of donated leave, the Auditor's Office will perform the following functions:

1. notify the donating employee of the specific pay period it will be used in and the amount of leave to be used, and
2. inform the requesting employee of the amount of leave that will be used from donations.

E. Administering the Donation Program

The leave donation program shall be administered on pay period by pay period basis under the following guidelines:

1. Employees using donated leave shall be considered in active pay status and shall accrue leave and any other benefits to which they would otherwise be entitled.
2. Leave accrued by an employee while using donated leave shall be used, if necessary, in the following pay period before additional donated leave may be received.
3. Donated leave shall not count toward the probationary period.
4. Donated leave shall never be converted to a cash benefit.
5. Donated leave or the leave accrued by the use of the donation is not eligible for reimbursement when used to satisfy the waiting period for workers compensation

benefits.

- 6. If the leave meets the FMLA criteria, the leave time will also be charged against the employee's yearly entitlement as outlined by FMLA and the employee handbook.

- F. The City of Findlay shall respect an employee's right of privacy. However, the City may, with permission of the employee who is in need of leave, inform employees of their co-worker's critical need for leave. In addition, supervisors and all other employees are **prohibited from directly soliciting** leave donations from co-workers to ensure that no employees are coerced to donate leave.

SECTION 23: MEDICAL INSURANCE

- A. The City agrees to share in the cost of providing health and prescription drug insurance for full-time employees. Employees hired before November 1, 2013 may choose between a Core Plan and a High Deductible Health Plan (HDHP). Employees hired after November 1, 2013 may only enroll in the High Deductible Health Plan (HDHP).

- B. Except as otherwise provided herein, the cost of health and prescription drug insurance coverage shall be shared between the employer and full-time employees, whether the employee selects family, employee/children, employee/spouse, or single coverage. The employer's share of the monthly premium, regardless of the plan option(s) selected by the employee, shall be shared on the following basis:

Employer's Share 90% of monthly premium
 Employee's Share 10% of monthly premium

In order to continue to qualify for the ten percent (10%) premium contribution discount above for medical and prescription drug coverage, employees must participate in the employer's annual wellness program each year which includes a wellness screening and attendance of one open enrollment meeting. Proof of participation is required to be submitted to the Auditor's office by the deadline provided each year. If the employee does not participate or turn in valid proof by the provided deadline, the employer's share of the premium contribution for medical and prescription drug coverage shall be eighty percent (80%) and the employee's share of the premium for medical and prescription drug coverage will increase to twenty percent (20%).

Employees hired after May 1, 2016 shall be given an opportunity to participate in the wellness program upon hire as part of the onboarding and pre-employment process. Employees hired after May 1, 2016 that choose not to participate in the wellness program upon hire shall have a premium contribution of twenty percent (20%) and the City's share of the premium shall be eighty percent (80%). All employees on the City's health plan shall have an opportunity to participate in the wellness program.

- C. The City shall contribute to the health savings account of an employee who elects coverage under the HDHP. The contribution amount will be approved by Council annually. These amounts shall be distributed across 24 pay periods. The employee must be in active paid status to receive these contributions.
- D. The City assesses a premium surcharge for employees who enroll in the City's health insurance who declare tobacco use by themselves or a covered spouse. The surcharge is to be paid by the employee, however the City will not be required to pay a portion of this surcharge in addition to the employee's share.
- E. The City shall make available to employees an optional dental and/or vision coverage, if selected by the employee. The monthly premium cost shall be shared:

Employer's Share 90% of monthly premium
 Employee's Share 10% of monthly premium

- F. The employee's share of premiums shall be deducted from the payroll of each participating employee.
- G. Participation in the plan will begin as of the first day of the month coinciding with or next following completion

of the waiting period provided all election and enrollment forms are properly submitted. An employee must be on the payroll of the City for a 30 day waiting period before becoming eligible for the medical insurance and contributions provisions contained herein.

- H. A Health Insurance Committee will be formed and be comprised of thirteen (13) members consisting of two (2) representatives each from the Police Union and Fire Union, and eight (8) representatives from the non-union departments and one (1) representative of the employer. The Mayor, Auditor and/or other administrator of the employer health care plan will serve as ex officio members of the committee but shall not enjoy or exercise voting rights. In addition, the employer retains the right to invite advisory personnel to participate in all meetings for informational purposes only.
- I. The function of the committee will be to conduct regular meetings aimed at discussing the function, cost and financial condition of the health care plan. Whenever changes to the health care plan are due to an increase in health insurance cost of more than twelve percent (12%), the employer has the right to make plan design changes to lower the overall cost of the plan to twelve percent (12%). The employer will be required to share any proposed changes with the insurance committee and seek input from the committee prior to implementing any changes. Whenever changes to the health care plan are otherwise warranted or necessitated, the committee shall vote on which changes and/or provisions shall be implemented.
- J. A majority vote of the insurance committee shall bind all employees. In the event that the committee cannot reach a majority vote, after further discussion and consideration of said plan changes, only the proposed changes receiving a plurality of votes shall be considered and the plan receiving a majority of those votes shall bind all employees. In no event shall a plan change adopted by the committee impose a different effect or outcome on any single employee or group of employees.
- K. For the Mayor, Auditor, Director of Law, and the Judges of the Municipal Court, the City shall provide for a hospitalization and health insurance policy for those elected officials upon notification by such elected official that he/she desires such coverage. The policy shall be under the same group plan provided for non-elected City employees and the amount to be paid by the City shall be equal to that paid by the City for non-elected employees.
- L. The City Council may choose to appropriate additional funds for payments of health insurance costs upon the recommendation of the Auditor, if it is deemed necessary to meet the financial obligations related to health insurance costs. The funding would be in addition to the distribution of monthly premiums as outlined in Paragraphs B and C of this section.

SECTION 24: LIFE INSURANCE

- A. All full-time employees shall be covered under a group life insurance policy and shall receive double indemnity coverage under said policy.
- B. The Mayor, Auditor, Treasurer, Director of Law, Council Members, President of Council and the Judges of the Municipal Court, shall be furnished by the City a term life insurance policy in an amount and terms equal to the amount of term life insurance provided to non-elected employees.
- C. Such policy to insure the life of such full-time and elected officials with the aforementioned reserves the right to designate his beneficiary of the insurance on his life.
- D. The Mayor, subject to City Council approval, shall determine the amount of life insurance coverage provided to all full-time employees.

SECTION 25: REGULAR VACATION/HOLIVAC AND ACCRUAL SERVICE YEARS EFFECTIVE JANUARY 8, 2023

- A. Holivac is the combination of holidays and vacation hours into a single accrual. The holivac system recognizes twelve (12) holidays per year and the amount of vacation that the individual employee is entitled to receive.

- B. One year of service shall be computed on 26 biweekly pay periods. These weeks do not need to be consecutive. If there is a break in the employee's full-time service with the City, upon re-hire to a full-time position, the employee will be given credit for previous time for which vacation/holovac accrual was eligible. Positions listed in the Excepted Pay Ranges of this Ordinance are not eligible for vacation/holovac accrual credit upon re-hire.
- C. Each full-time employee, after completing service of six (6) months with the City shall have earned and receive forty (40) hours of vacation. After completing one (1) year of service, full-time employees will be given 40 hours of vacation, and will be due annually thereafter they shall accrue a maximum of eighty (80) hours of vacation leave with full pay. Vacation leave shall accrue to the employee at the rate of 0.0385 hours for each paid base hour for those entitled to a maximum of 80 hours per year. Employees subject to holovac shall accrue 0.0846 hours on each paid base hour.
- D. A full-time employee after completing five (5) or more years of service with the City shall have earned and receive forty (40) additional hours of vacation, and annually thereafter will be due a maximum of 120 hours of vacation leave with full pay. Vacation leave shall accrue to the employee at the rate of 0.0577 hours on each base hour paid for those entitled to a maximum of 120 hours per year. Employees subject to holovac shall accrue 0.1038 hours on each paid base hour.
- E. A full-time employee after completing ten (10) or more years of service with the City shall have earned and receive forty (40) additional hours of vacation, and annually thereafter will be due a maximum of 160 hours of vacation leave with full pay. Vacation leave shall accrue to the employee at the rate of 0.0769 hours on each paid base hour for those entitled to a maximum of 160 hours per year. Employees subject to holovac shall accrue 0.1231 hours on each paid base hour.
- F. A full-time employee after completing fifteen (15) or more years of service with the City shall have earned and receive forty additional hours of vacation, and annually thereafter be due a maximum of 200 hours of vacation leave with full pay. Vacation leave shall accrue to the employee at the rate of 0.0962 hours on each paid base hour for those entitled to a maximum of 200 hours per year. Employees subject to holovac shall accrue 0.1423 hours on each paid base hour.
- G. A full-time employee after completing twenty (20) or more years of service with the City shall have earned and receive forty (40) additional hours of vacation, and annually thereafter will be due a maximum of 240 hours of vacation leave with full pay. Vacation leave shall accrue to the employee at the rate of 0.1154 hours on each paid base hour for those entitled to a maximum of 240 hours per year. Employees subject to holovac shall accrue 0.1615 hours on each paid base hour.
- H. Vacation/holovac leave is earned while on other paid leave provided by the City but vacation/holovac is not accrued when working overtime hours. Vacation/holovac leave is earned only while on active pay status with the City.
- I. During the first six months of service, no vacation shall be granted to an employee. During the six months of service, employees subject to holovac shall accrue their holidays at a rate of 0.0462 hours on each paid base hour. After six months of service, an employee may take vacation or holovac up to the number of hours accumulated at the time, subject to other limitations as specified by ordinance.
- J. To use vacation/holovac hours, employees must have approval of their supervisor. Supervisors must consider the request of employees for usage of these hours and approve those requests after considering the staffing needs of the department(s) affected.

Employees who have unused vacation or holovac leave to their credit may accumulate up to two (2) years credit with the approval of the department head. Employees shall forfeit their right to take or be paid for any vacation or holovac leave to their credit which is in excess of the accrual for two (2) years. Excess leave shall be eliminated from the employee's leave balance in the pay period in which the vacation anniversary date occurs. The hiring authority may approve exceptions to this provision. The two (2) year accrual limit shall be based on the accumulation of an employee who would be paid 40 base hours per week.

- K. A person employed with the City on or after May 21, 2017, 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/holovac leave and their anniversary date. Upon approval of the appropriate hiring authority, 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 26: HOLIDAYS

- A. As of November 2, 2021 a full or part-time employee, excluding temporary or seasonal employees, whose salary or wage is paid by the City shall not be required to work on days declared in this section to be holidays, unless in the opinion of the employee's responsible administrative superior failure to work on such holidays would impair the public service. Such holidays shall be:
1. The first day of January, known as New Year's Day;
 2. The third Monday of January, known as Martin Luther King, Jr. Day;
 3. The third Monday in February, known as Washington-Lincoln Day or President's Day;
 4. The last Monday in May, known as Decoration or Memorial Day;
 5. June 19, known as Juneteenth National Independence Day
 6. The Fourth Day of July, known as Independence Day;
 7. The first Monday of September; known as Labor Day;
 8. November 11, known as Veteran's Day;
 9. The fourth Thursday in November, known as Thanksgiving Day;
 10. The day after Thanksgiving;
 11. December 24, known as Christmas-Eve Day;
 12. December 25, known as Christmas Day; and
- B. In the event that any of the aforesaid holidays shall fall on Saturday, the Friday immediately preceding shall be observed as the holiday. In the event that any of the aforesaid holidays shall fall on Sunday, the Monday immediately succeeding shall be observed as the holiday.
- C. Any employee, not subject to holovac whose normal scheduled day off falls on one of the aforementioned holidays shall be granted a day off with pay to replace the holiday missed as a result of his normal work schedule during the pay period in which the legal holiday so missed falls.
- D. As of January 1, 2023, a non-union employee that is subject to holovac accruals and who is **required** to work on New Year's Day, July 4th, Thanksgiving, Christmas Day, or Christmas Eve as part of the employee's regular forty (40) hour schedule, shall be paid at double their regular rate of pay for hours worked on these holidays. A non-union employee that is subject to holovac accruals and is **required** to work on President's Day, Memorial Day, Labor Day, Martin Luther King Jr Day, Veteran's Day, Day After Thanksgiving, or Juneteenth as part of the employee's regular forty (40) hour schedule shall be paid at one and one half (1 ½) times their regular rate of pay. These payments will be made for the actual date of the holiday.
- E. A full-time or part-time employee who works less than forty (40) hours per week shall receive paid Holiday leave on a pro-rata basis at the same rate as the employee's average number of hours worked per day in the balance of the pay period which contains the holiday. Furlough days will be used in the calculation of the pro-ration.

SECTION 27: MILEAGE REIMBURSEMENT

- A. No elected official or employee of the various departments of the City of Findlay, Ohio, using the employee's personal private motor vehicle while on City business or in the performance of the employee's duties as an official or employee of the City, shall be paid mileage for such use, by the City, on a daily, weekly, monthly, or other period of time-only basis. All claims for reimbursement for mileage

shall be upon the basis of actual miles traveled.

- B. The Auditor of the City is hereby directed and authorized to make payment for reimbursement to City officials and employees for miles traveled using personal or private motor vehicles on City business at the rate set by the Internal Revenue Service at the time of business travel. No claims for reimbursement for mileage shall be allowed unless accompanied by a detailed report showing actual miles traveled on City business.

SECTION 28: BEREAVEMENT LEAVE

- A. In the event of the death in the immediate family of an employee, the employee shall be granted up to 3 work days off (24 hours of duty time off in the case of a Fire Department employee), without loss of pay, vacation, or accumulated sick leave, in order to attend the funeral or matters of the deceased. Should notification of death be received during working hours, the employee shall also receive, with the consent of the department head the balance of the shift off, without the loss of pay, vacation, holivac or accumulated sick leave, in addition to the aforementioned time off provisions.
- B. As of January 9, 2022, the immediate family shall be defined as the spouse, person residing with the employee as a spouse (must be approved by the hiring authority), child, mother, father, sister, brother, grandparent, grandchild, mother-in-law, father-in-law, sister-in-law, brother-in-law, daughter-in-law, son-in-law, current stepchild and current stepparent. Immediate family will also apply to a person(s) with whom the employee has legal court ordered guardianship over.
- C. In the event of a death of a member of the employee's "extended family", the employee shall be granted up to three (3) days off without loss of pay for the purpose of attending the funeral, which shall be deducted from the employee's vacation, holivac, or accumulated sick leave. For purposes of this section, "extended family" shall be defined to include employee's aunt, uncle, cousin, and grandparent-in-law.
- D. Additional time off for a death in the immediate family shall be given with consent of the head of the department and shall be deducted from vacation, holivac or accumulated sick leave.
- E. Time off for a death other than the immediate family shall be given with the consent of the head of the department and shall be deducted from vacation, holivac or accumulated sick leave.

SECTION 29: TAX DEFERRAL PLAN FOR EMPLOYEE PENSION CONTRIBUTIONS

- A. The Mayor, Auditor, Service-Safety Director or the Directors of Public Safety and Service of the City are hereby authorized to execute all necessary documents with the Internal Revenue Service, the Ohio Public Employees Retirement System and the Ohio Police and Fire Pension Fund to qualify all public employee retirement payments made by the City for its employees as tax-deferred compensation under the Internal Revenue Service regulations.
- B. All employees of the City who are subject to either the Ohio Public Employees Retirement System or the Ohio Police and Fire Pension Fund shall not and do not have the option of choosing to receive the contributed amounts directly instead of having them paid by the City to the Ohio Public Employees Retirement System or the Ohio Police and Fire Pension Fund.
- C. Employee contributions to the Ohio Public Employees Retirement System or the Ohio Police and Fire Pension Fund will be paid by the City in lieu of the contributions being paid directly by the employee.

SECTION 30: UNION CONTRACTS

Provisions in this ordinance which are also covered in collective bargaining agreements shall be superseded by the terms of those agreements.

SECTION 31: EXCLUSION OF EMPLOYEES OF FINDLAY MUNICIPAL COURT

All employees of the Findlay Municipal Court other than the Clerk while still considered employees of the City shall be subject to classification as determined by the Judges of said Court and shall be subject to the orders of the Judges of said Court.

SECTION 32: MILITARY LEAVE

- A. (1) Permanent City employees who are members of the Ohio Organized Militia, or members of other reserve components of the armed forces of the United States, including the Ohio National Guard, are entitled to a leave of absence from their respective positions without loss of pay for the time they are performing service in the uniformed services, for periods of up to one month, for each calendar year in which they are performing service in the uniformed services.
- (2) As used in this section:
- (a) "Calendar year" means the year beginning on the first day of January and ending on the last day of December.
- (b) "Month" means twenty-two (22) eight (8) hour work days or one hundred seventy-six (176) hours, or for a public safety employee, seventeen (17) twenty-four hour days or four hundred eight (408) hours, within one calendar year.
- (c) "Permanent City employee" means any person holding a position in the employ of the City that requires working a regular schedule of twenty-six (26) consecutive biweekly pay periods or any other regular schedule of comparable consecutive pay periods which is not limited to a specific season or duration. "Permanent City employee" does not include student help; intermittent, seasonal, or external interim employees; or individuals covered by personal service contracts.
- (d) "Service in the uniformed services" means the performance of duty, on a voluntary or involuntary basis, in a uniformed service, under competent authority, and includes active duty, active duty for training, initial active duty for training, inactive duty for training, full-time national guard duty, and performance of duty or training by a member of the Ohio Organized Militia pursuant to Chapter 5923 of the Ohio Revised Code. "Service in the uniformed services" also includes the period of time for which a person is absent from a position of public or private employment for the purpose of an examination to determine the fitness of the person to perform any duty described in this division.
- (e) "Uniformed services" means the armed forces, the Ohio Organized Militia when engaged in active duty for training, inactive duty training, or full-time National Guard duty, the Commissioned Corps of the Public Health Service and any other category of persons designated by the President of the United States in time or war or emergency.
- (f) "Public safety employee" means a permanent City employee who is employed as a Firefighter or Emergency Medical Technician.
- B. Any permanent City employee, who is entitled to the leave provided under division (A) of this section, and who is called or ordered to the uniformed services for longer than a month, for each calendar year in which the employee performed service in the uniformed services because of an executive order issued by the President of the United States, because of an act of Congress, or because of an order to perform duty issued by the Governor pursuant to section 5919.29 of the Ohio Revised Code is entitled, during the period designated in the order or act, to a leave of absence and to be paid during each monthly pay period of that leave of absence, the lesser of the following:
- (1) The difference between the permanent City employee's gross monthly wage or salary as a permanent City employee and the sum of the permanent City employee's gross uniformed pay received in the month; or
- (2) Five hundred dollars (\$500.00)
- C. No permanent City employee shall receive payments under division (B) of this section if the sum of the permanent City employee's gross uniformed pay received in a pay period exceeds the employee's

gross wage or salary as a permanent City employee for that period or if the permanent City employee is receiving pay under division (A) of this section.

- D. Each permanent City employee who is entitled to leave provided under division (A) of this section shall submit to the permanent City employee's appointed authority the published order authorizing the call or order to the uniformed services or a written statement from the appropriate military commander authorizing that service, prior to being credited with that leave.
- E. Any permanent City employee whose employment is governed by a collective bargaining agreement with provision for the performance of service in the uniformed services shall abide by the terms of that collective bargaining agreement with respect to the performance of that service, except that no collective bargaining agreement may afford fewer rights and benefits than are conferred under this section.

SECTION 33: DIRECT DEPOSIT

The City Auditor shall make all wage and benefit payments by direct deposit except when circumstances necessitate that any such direct deposit is not appropriate or prudent.

SECTION 34: BOND

- A. All officers and employees of the City, except the City Auditor, City Treasurer, Income Tax Administrator, Assistant Income Tax Administrator, Utilities Billing Supervisor, and Recreation Manager, shall be included in a public employees and public officers blanket bond or bonds indemnifying the City against loss due to the non-faithful performance of dishonest act or acts of such officer or employee. The specific employees outlined above shall be covered under public officials' surety bonds.
- B. All officers and employees shall be bonded under a blanket bond in the amount of not less than one-hundred thousand dollars (\$100,000).
- C. The blanket bond or bonds shall be purchased from a surety company licensed to issue such bonds in the State of Ohio and shall be in the penalty as set forth, and shall cover all elected officers, appointed officers, and all employees, whether full-time, part-time, casual, temporary or otherwise.

SECTION 35: DISCHARGE OF AN EMPLOYEE: PAYMENT

An employee leaving the service of the City for any reason shall be paid in full for all accumulated vacation hours, holivac hours, compensatory time and accrued longevity at the time of the termination.

SECTION 36: EFFECTIVE DATE

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 reasons that is immediately necessary for preparation and implementation of various changes in specific provisions which will go into effect as of January 7, 2024 or as noted in each Section.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____ CLERK OF COUNCIL

APPROVED _____

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

OCTOBER 3, 2023

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, OCTOBER 3, 2023 MEETING.

RESOLUTIONS

024-2023

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 ALLEN TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO, AND BEING A PART OF THE SOUTHWEST QUARTER OF SECTION 32, T2N, R11E, A TRACT OF LAND CONSISTING OF 77.808 ACRES OF LAND, MORE OR LESS (HEREINAFTER REFERRED TO AS THE CR 230/212 (HAT TRICK AKA SHEETZ ANNEXATION)).

ORDINANCES

2023-099

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

2023-100

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

2023-101

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

2023-102

AN ORDINANCE ACCEPTING AND APPROVING AN APPLICATION FOR ANNEXATION OF TERRITORY SITUATED IN THE TOWNSHIP OF ALLEN, COUNTY OF HANCOCK, STATE OF OHIO, CONSISTING OF TWELVEVE (12) PARCELS TOTALING 57.691 ACRES OF LAND, MORE OR LESS (HEREINAFTER REFERRED TO AS THE COUNTY ROAD 99 (RACETRAC) ANNEXATION).

2023-103

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO KNOWN AS THE ZONING CODE BY ZONING THE FOLLOWING DESCRIBED PROPERTY AS BOTH I-1 LIGHT INDUSTRIAL AND C-2 GENERAL COMMERCIAL AS OUTLINED BELOW. SAID ANNEXATION OF TERRITORY SITUATED IN THE TOWNSHIP OF ALLEN, COUNTY OF HANCOCK, STATE OF OHIO, CONSISTS OF TWELVEVE (12) PARCELS TOTALING 57.691 ACRES (HEREINAFTER REFERRED TO AS THE COUNTY ROAD 99 (RACETRAC) ANNEXATION).

2023-104

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 1700 FOSTORIA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "I-1 LIGHT INDUSTRIAL".

2023-105

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 WALNUT STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R-3 SMALL LOT RESIDENTIAL" TO "C-1 LOCAL COMMERCIAL".

2023-106

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT FOR CALENDAR YEARS 2023 THROUGH 2025 WITH THE HANCOCK COUNTY PUBLIC DEFENDER COMMISSION, AND THE HANCOCK COUNTY COMMISSIONERS FOR A TOTAL OF NINETY-FIVE THOUSAND DOLLARS (\$95,000.00) PER YEAR FOR SAID CALENDAR YEARS, AND DECLARING AN EMERGENCY.

2023-107

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

2023-108

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

2023-109

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO APPLY FOR GRANT FUNDS AND ENTER INTO AN AGREEMENT AND/OR RELATED DOCUMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION OFFICE OF AVIATION FOR DESIGN OF THE DESIGN OF THE REHABILITATION OF RUNWAY 7/25 LOCATED AT THE CITY OF FINDLAY AIRPORT, AND DECLARING AN EMERGENCY.

2023-110

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

2023-111

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

2023-112

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE NECESSARY PARTIES, INCLUDING, BUT NOT LIMITED TO THE HANCOCK COUNTY ENGINEER AND THE ALLEN TOWNSHIP TRUSTEES TO ASSIST WITH ROADWAY IMPROVEMENTS TO DISTRIBUTION DRIVE NORTH OF COUNTY ROAD 212 AND TOWNSHIP ROAD FROM DISTRIBUTION DRIVE EAST TO TOWNSHIP ROAD 230.

2023-113

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO APPLY FOR GRANT FUNDING AND ENTER INTO AN AGREEMENT AND/OR RELATED DOCUMENTS WITH THE OFFICE OF CRIMINAL JUSTICE SERVICES (OCJS), FOR THE STATE OF OHIO BODY-WORN CAMERA GRANT PROGRAM TO SECURE ADDITIONAL FUNDING TO SUPPORT THE SALARY OF THE RECENTLY CREATED FULL-TIME POSITION WITHIN THE FINDLAY POLICE DEPARTMENT, AS WELL AS SECURE ADDITIONAL SOFTWARE TO SUPPORT THE FINDLAY POLICE DEPARTMENT BODY-WORN CAMERA PROGRAM, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 024-2023

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 ALLEN TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO, AND BEING A PART OF THE SOUTHWEST QUARTER OF SECTION 32, T2N, R11E, A TRACT OF LAND CONSISTING OF 77.808 ACRES OF LAND, MORE OR LESS (HEREINAFTER REFERRED TO AS THE CR 230/212 (HAT TRICK AKA SHEETZ ANNEXATION)).

WHEREAS, Ohio Revised Code 709.03 (D) requires a statement from the municipal legislative authority stating what services, if any, that will be provided to the territory proposed to be annexed upon annexation, and approximately when they will be furnished, and;

WHEREAS, it is the desire of this Council to provide said statement in compliance with said Revised Code Section.

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

SECTION 1: That in the event the Hancock County Commissioners should approve the petition for annexation of the subject property referenced above and should the legislative authority of the City of Findlay, Ohio, annex said property, it is the intent of this Council to make available the following services:

- a) street lighting
- b) street maintenance
- c) water distribution system
- d) sanitary sewer system
- e) storm sewer system
- f) engineering services
- g) full-time police protection
- h) full-time fire protection

All of which services will be available to said property upon completion of the annexation.

SECTION 2: That the purpose of this Resolution is not to legally bind the City of Findlay to the rendering of the above referenced services but rather to comply with said Revised Code Section so that the Commissioners may take action upon said annexation petition and further, to represent that this property like all other property within the incorporated limits of the City of Findlay, Ohio, shall be afforded the same services.

SECTION 3: 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 _____

ORDINANCE NO. 2023-099

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:	Severance Payout Reserve Fund	\$ 150,000.00
TO:	Severance Payout Account #22090000-personal services	\$ 150,000.00

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 City employee retirement payouts may be paid.

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. 2023-100

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:	General Fund (Community Foundation Grant)	\$ 8,700.00
TO:	Fire Department #21014000-other	\$ 8,700.00

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 accept the grant funds from The Community Foundation to be utilized for Fire Department Rescue Task Force equipment.

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. 2023-101

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:	General Fund (Donation)	\$ 1,000.00
TO:	Keep Active, Keep Healthy Program #31993600	\$ 1,000.00

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 donated funds received from the Flag City 5K event sponsored by Dave's Running may be utilized for the Keep Active, Keep Healthy Project.

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. 2023-102

AN ORDINANCE ACCEPTING AND APPROVING AN APPLICATION FOR ANNEXATION OF TERRITORY SITUATED IN THE TOWNSHIP OF ALLEN, COUNTY OF HANCOCK, STATE OF OHIO, CONSISTING OF TWELVE (12) PARCELS TOTALING 57.691 ACRES OF LAND, MORE OR LESS (HEREINAFTER REFERRED TO AS THE COUNTY ROAD 99 (RACETRAC) ANNEXATION).

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

SECTION 1: That upon the application of all the owners of the following described territory for annexation of the following described territory, situated in the Township of Allen, County of Hancock, State of Ohio, to the City of Findlay. Said twelve (12) parcels are listed below:

Parcel Nos:	020000005500	020000005510	020000005520	020000005530
	020000005570	020000005580	020000005590	020001001074
	020001001076	020001030280	020001030281	020001030282

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-103

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO KNOWN AS THE ZONING CODE BY ZONING THE FOLLOWING DESCRIBED PROPERTY AS BOTH I-1 LIGHT INDUSTRIAL AND C-2 GENERAL COMMERCIAL AS OUTLINED BELOW. SAID ANNEXATION OF TERRITORY IS SITUATED IN THE TOWNSHIP OF ALLEN, COUNTY OF HANCOCK, STATE OF OHIO, CONSISTING OF TWELVE (12) PARCELS TOTALING 57.691 ACRES (HEREINAFTER REFERRED TO AS THE COUNTY ROAD 99 (RACETRAC) ANNEXATION).

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

SECTION 1: That all twelve (12) parcels listed below are situated in the Township of Allen, County of Hancock, State of Ohio. A breakdown map of said zoning for said twelve (12) parcels is attached hereto as Exhibit A.

SECTION 2: That the following described parcels:

Parcel Nos:	020000005500	020000005510	020000005520	020000005530
	020000005570	020000005580	020000005590	020001001074
	020001001076	020001030282		

Be and the same is hereby rezoned from its respective zoning classifications to I-1 Light Industrial classification.

SECTION 3: That from and after the effective date of this ordinance, said parcels above described herein shall be subject to I-1 Light Industrial regulations.

SECTION 4: That the following described Parcel No. 020001030280:

Be and the same is hereby rezoned from its respective zoning classification to C-2 General Commercial.

SECTION 5: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to C-2 General Commercial regulations.

SECTION 6: That the following described Parcel No. 020001030281:

That the eastern 1.351 acres is hereby rezoned from its respective zoning classification to C-2 General Commercial.

That the western 1.315 acres is hereby rezoned from its respective zoning classification to I-1 Light Industrial.

Be and the same is hereby rezoned from its respective zoning classification to the aforementioned zoning classifications.

SECTION 7: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to both C-2 General Commercial and I-1 Light Industrial zoning as described above in SECTION 6.

SECTION 8: This Ordinance shall be in full force and effect from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____






ATTEST _____
CLERK OF COUNCIL

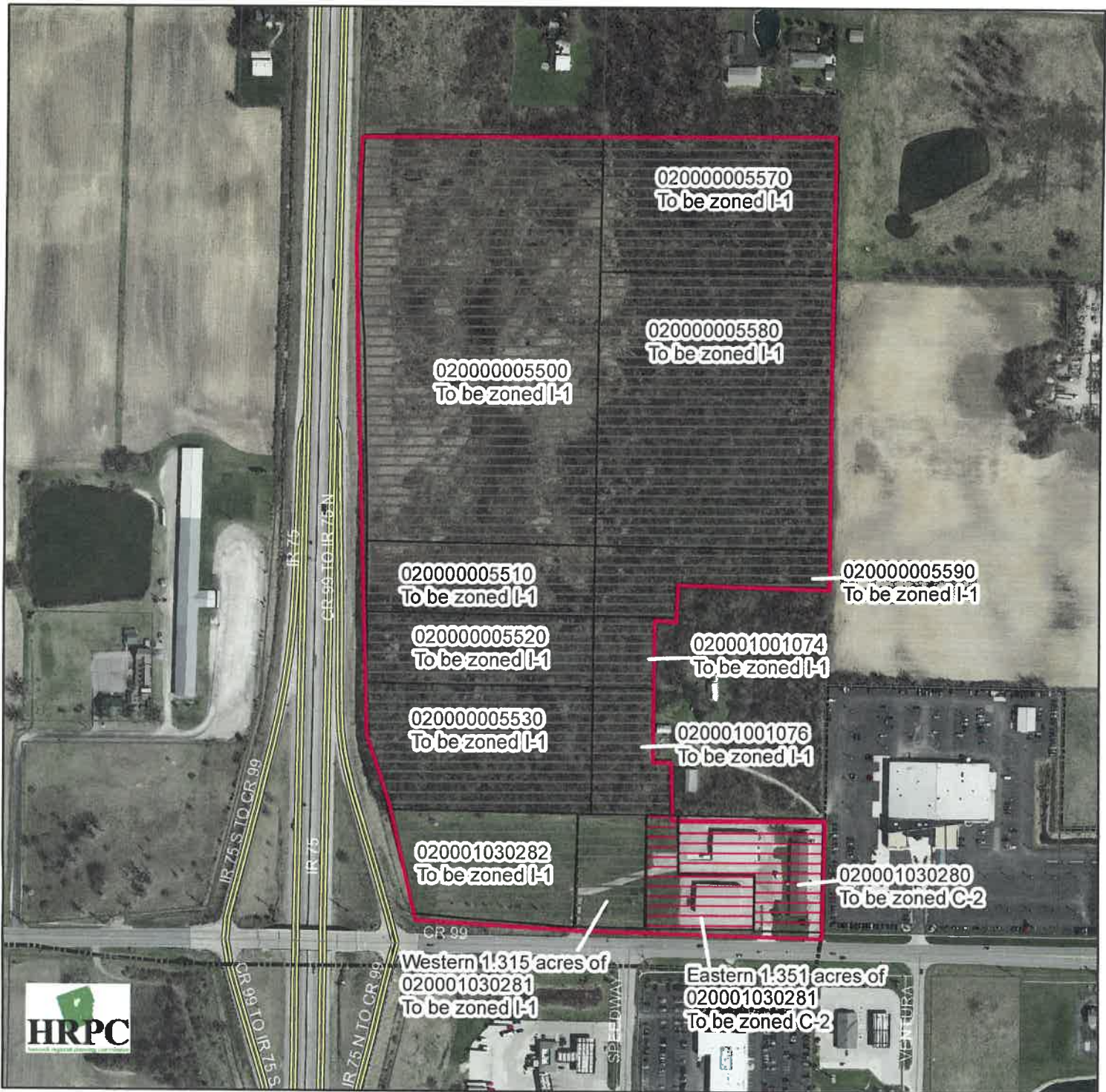
APPROVED _____

ZA-08-2023

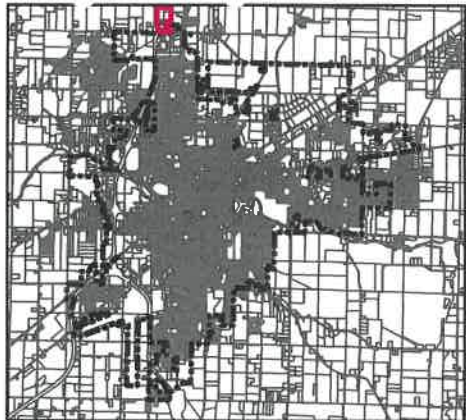
APPLICATION FOR ZONING AMENDMENT filed by Dr. Lai, RaceTrac Petroleum LLC, 11600 County Road 99 LLC, and 11732 County Road 99 LLC to provide initial zoning for 57.691 acres of property in Allen Township upon annexation into Findlay.

Legend

-  CR99AnnexationArea
-  C-2 Proposed Zoning
-  I-1 Proposed Zoning
-  Parcels
-  Road Centerline



Findlay Locator Map



ORDINANCE NO. 2023-104

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 1700 FOSTORIA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "I-1 LIGHT INDUSTRIAL".

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

SECTION 1: That the following described parcel:

Situated in the City of Findlay, County of Hancock, State of Ohio:

Being Lots # 1, 5, and 6 of the Findlay Center for Business & Technology.

Be and the same is hereby rezoned from its respective zoning classifications to I-1 Light Industrial.

SECTION 2: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to I-1 Light Industrial regulations.

SECTION 3: This Ordinance shall be in full force and effect from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-105

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 WALNUT STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R-3 SMALL LOT RESIDENTIAL" TO "C-1 LOCAL COMMERCIAL".

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

SECTION 1: That the following described parcel:

Situated in the City of Findlay, County of Hancock, State of Ohio:

Being Lot 1826 and part alley in the Gray and Patterson 3rd Addition.

Be and the same is hereby rezoned from its respective zoning classifications to C-1 Local Commercial.

SECTION 2: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to C-1 Local Commercial regulations.

SECTION 3: This Ordinance shall be in full force and effect from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-106

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT FOR CALENDAR YEARS 2023 THROUGH 2025 WITH THE HANCOCK COUNTY PUBLIC DEFENDER COMMISSION, AND THE HANCOCK COUNTY COMMISSIONERS FOR A TOTAL OF NINETY-FIVE THOUSAND DOLLARS (\$95,000.00) PER YEAR FOR SAID CALENDAR YEARS, 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 the Mayor of the City of Findlay, Ohio, be and she is hereby authorized to enter into a contract for calendar years 2023 through 2025 with the Hancock County Public Defender Commission, and the Hancock County Commissioners for a total of ninety-five thousand dollars (\$95,000.00) per year for said years.

SECTION 2: That 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 enact said legislation so that the contract may be executed for calendar year 2023 through 2025 with the Hancock County Public Defender Commission and the Hancock County Commissioners,

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-107

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 and transferred:

FROM:	General Fund	\$ 2,500,000.00
TO:	CIT Fund - Capital Improvements Flood Mitigation Restricted Account	\$ 2,500,000.00

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 and transfer funds so that flood mitigation efforts for basin maintenance and railroad bridge renovations expenses may be funded.

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. 2023-108

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 and transferred:

FROM: CIT Fund - Capital Improvement Restricted Account \$ 40,000.00
TO: HAN-Interstate and FHS Trails PID115232, *Project No. 32821400* \$ 40,000.00

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 and transfer said funds so that the contractor for the aforementioned project may be paid.

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. 2023-109

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO APPLY FOR GRANT FUNDS AND ENTER INTO AN AGREEMENT AND/OR RELATED DOCUMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION OFFICE OF AVIATION FOR THE DESIGN OF THE REHABILITATION OF RUNWAY 7/25 LOCATED AT THE CITY OF FINDLAY AIRPORT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Findlay has already received a grant award from the Federal Aviation Administration (FAA) that covers ninety percent (90%) or two hundred sixty-eight thousand two hundred dollars (\$268,200) of the design work, and;

WHEREAS, the City of Findlay is desirous to apply for grant funds and enter into an agreement and/or related documents with the Ohio Department of Transportation Office of Aviation (hereinafter referred to as ODOT Aviation) for the design of the rehabilitation of Runway 7/25 located at the City of Findlay Airport. Said grant funds will cover an additional five percent (5%) or fourteen thousand nine hundred twenty dollars (\$14,900) of the project design with the City of Findlay being responsible for a five percent (5%) match or fourteen thousand nine hundred twenty dollars (\$14,900.00) local match.

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, Service-Safety Director, and/or City Engineer of the City of Findlay, Ohio be and they are hereby authorized to apply for and enter into an agreement and/or related documents with the Ohio Department of Transportation Office of Aviation for the design of the rehabilitation of Runway 7/25 located at the City of Findlay Airport.

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 apply for and enter into said agreement and/or related documents with the Ohio Department of Transportation Office of Aviation for the aforementioned project.

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. 2023-110

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 and transferred the following sums:

FROM:	Sewer Fund	\$ 1,315,500.00
TO:	Water Meter System Replacement, <i>Project No. #35783300</i>	\$ 1,315,500.00
FROM:	Water Fund	\$ 1,315,500.00
TO:	Water Meter System Replacement, <i>Project No. #35783300</i>	\$ 1,315,500.00

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 and transfer funds so that the aforementioned costs associated with the final transmitters and materials for the Water Meter System Replacement, Project No. 35783300 may be paid.

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. 2023-111

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:	SCM&R Fund (insurance proceeds)	\$ 8,802.60
TO:	Traffic Signals #22043200-other	\$ 8,802.60

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 received from an insurance payment to reimburse the City of Findlay Traffic Signals Department for the purchase of a replacement control cabinet damaged from a traffic accident at the intersection of Bright Road and County Road 212.

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. 2023-112

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAETY DIRECTOR, AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE NECESSARY PARTIES, INCLUDING, BUT NOT LIMITED TO THE HANCOCK COUNTY ENGINEER AND THE ALLEN TOWNSHIP TRUSTEES TO ASSIST WITH ROADWAY IMPROVEMENTS TO DISTRIBUTION DRIVE NORTH OF COUNTY ROAD 212 AND TOWNSHIP ROAD FROM DISTRIBUTION DRIVE EAST TO TOWNSHIP ROAD 230.

WHEREAS, the City of Findlay is desirous to enter into a Memorandum Of Understanding to allow the necessary parties, including, but not limited to, the Hancock County Engineer and the Allen Township Trustees to assist with roadway improvements to Distribution Drive north of County Road 212 and Township Road 99 from Distribution Drive east to Township Road 230 (hereinafter referred to as Project Hat Trick) in order to continue the strategic investment of infrastructure in support of economic development.

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, Service-Safety Director, and/or City Engineer of the City of Findlay, Ohio be and the same are hereby authorized to enter into a Memorandum of Understanding with the necessary parties, including, but not limited to the Hancock County Engineer and the Allen Township Trustees to assist with roadway improvements to Distribution Drive north of County Road 212 and Township Road 99 from Distribution Drive east to Township Road 230 in order to continue the strategic investment infrastructure in immediate support of project Hat Trick and for support of future opportunities in the area.

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. 2023-113

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO APPLY FOR GRANT FUNDING AND ENTER INTO AN AGREEMENT AND/OR RELATED DOCUMENTS WITH THE OFFICE OF CRIMINAL JUSTICE SERVICES (OCJS), FOR THE STATE OF OHIO BODY-WORN CAMERA GRANT PROGRAM TO SECURE ADDITIONAL FUNDING TO SUPPORT THE SALARY OF THE RECENTLY CREATED FULL-TIME POSITION WITHIN THE FINDLAY POLICE DEPARTMENT, AS WELL AS SECURE ADDITIONAL SOFTWARE TO SUPPORT THE FINDLAY POLICE DEPARTMENT BODY-WORN CAMERA PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Findlay is desirous to apply for grant funding through the Ohio Office of Criminal Justice Services (OCJS) for the State of Ohio Body-Worn Camera Grant Program to be utilized by the City of Findlay Police Department, and;

WHEREAS, awarded grant funding will be utilized to offset operational expenses directly associated with the newly implemented Body-Worn Camera (BWC) Program, and;

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 and/or Service-Safety Director of the City of Findlay, Ohio be and they are hereby authorized to apply and enter into a grant program agreement with the Ohio Office of Criminal Justice Services for the State of Ohio Body-Worn Camera Grant Program to be utilized by the City of Findlay Police Department.

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 applying for and entering into the aforementioned grant program agreement so that funding will be utilized to offset operational expenses directly associated with the newly implemented Body-Worn Camera (BWC) Program within the City of Findlay Police Department.

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 _____