

FINDLAY CITY COUNCIL MEETING AGENDA

REGULAR SESSION

OCTOBER 17, 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.
- Acceptance or changes to the October 3, 2023 Public Hearing meeting minutes to rezone 200 West Lincoln Street via Ordinance No. 2023-084.
- Acceptance or changes to the October 3, 2023 Regular Session City Council meeting minutes.

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

PROCLAMATION:

Mayor Murny – Disabilities Employment Awareness Month

WHEREAS: October 2023 marks the 78th anniversary of National Disability Employment Awareness Month; and

WHEREAS: The purpose of National Disability Employment Awareness Month is to educate about disability employment issues and celebrate the many and varied contributions of America's workers with disabilities; and

WHEREAS: The history of National Disability Employment Awareness Month traces back to 1945 when Congress enacted a law declaring the first week in October each year "National Employ the Physically Handicapped Week." In 1962, the word "physically" was removed to acknowledge the employment needs and contributions of individuals with all types of disabilities. In 1988, Congress expanded the week to a month and changed the name to "National Disability Employment Awareness Month"; and

WHEREAS: Workplaces welcoming of the talents of all people, including people with disabilities, are a critical part of our efforts to build an inclusive community and strong economy; and

WHEREAS: Activities during this month will reinforce the value and talent people with disabilities add to our workplaces and communities and affirm Findlay, Ohio's commitment to an inclusive community that increases access and opportunities to all, including individuals with disabilities.

NOW THEREFORE, I, Christina M. Murny, Mayor of the City of Findlay, Ohio, do hereby proclaim the month of October 2023, as:

DISABILITY EMPLOYMENT AWARENESS MONTH

In Findlay, Ohio, and hereby recognize and commemorate the 78th anniversary of National Disability Employment Awareness Month and call upon employers, schools, and other community organizations in Findlay, Ohio, to observe October with appropriate programs and activities, and to advance its important message that people with disabilities add value and talent to our workplaces and communities; and encourage employers to take steps throughout the year to recruit, hire, retain, and advance individuals with disabilities and work to pursue the goals of opportunity, full participation, economic self-sufficiency, and independent living for people with disabilities.

RECOGNITION/RETIREMENT RESOLUTIONS: none

PETITIONS: none

ORAL COMMUNICATIONS: none

WRITTEN COMMUNICATIONS: none

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Assistant City Law Director Feighner – Findlay City Council meeting October 17, 2023

Assistant City Law Director Feighner and Assistant City Law Director Werth have made attempts to provide Law Director Rasmussen coverage for the Council meeting that he is unable to attend, both Feighner and Werth are unable to cover his absence for the October 17, 2023 meeting. This notice is to provide courtesy notice and to be excused.

Findlay Fire Department Activities Report - September 2023.

City Income Tax Monthly Collection Report – September 2023.

Precipitation and Reservoir levels report – third (3rd) quarter July-September 2023.

City Planning Commission minutes – September 14, 2023; **agenda** October 12, 2023; **staff report** October 12, 2023.

Findlay Police Department Activities Report – September 2023.

A set of summary financial reports for September 30, 2023:

- Summary of Year-To-Date Information as of September 30, 2023
- Financial Snapshot for General Fund as of September 30, 2023
- Open Projects Report as of September 30, 2023
- Cash & Investments as of September 30, 2023

Findlay Municipal Court Activities Report – September 2023.

Service-Safety Director Martin – 2024 Salary Ordinance amendment

Ordinance No. 2023-097 (salary ordinance), SECTION 17: OVERTIME PAY EFFECTIVE JANUARY 7, 2023) is requested to be amended to remove the 90-day limit for the use of excess compensatory “comp” time. Non-exempt employees are allowed to accrue up to 140 hours of comp time. The proposed language in the salary ordinance for 2024 requires all comp time in excess of 140 hours be **paid at time and one half the regular rate**, if not used within 90 days of exceeding the 140-hour threshold. This could potentially cause certain departments to exceed their overtime budgets. The process is requested to remain as it has in years’ past where the employee, with written permission from the Service-Safety Director, may accumulate and maintain a balance in excess of 140 hours of unused comp time during that specific year. at the end of the year, any amount of comp time exceeding the 140 hours will be paid out accordingly. This amendment to Salary Ordinance No. 2023-097 is requested. Ordinance No. 2023-097 received its first reading during the September 19, 2023 City Council meeting and its second reading during the October 3, 2023 City Council meeting. This amended ordinance will be an add-on because it is carry-over legislation

Mayor Muryn – Ordinance No. 2023-114 Income Tax Code update

With Governor DeWine signing Ohio House Bill 33, the new biennial State operating budget bill earlier this year, there are a few laws that have been changed for Ohio Municipal Income Tax. These items are specifically reference in the Ohio Revised Code Section 718. Most of these changes will take affect for the 2023 tax year with the exception of the taxable income for individuals under 18 years of age being exempted in the 2024 tax year. These changes in the Ohio Revised Code require the Findlay Tax Ordinance to be revised as the City’s ordinance is comprised heavily of the Ohio Revised Code Section 718. The Income Tax Board was notified of the necessary revisions at the August 29, 2023 Income Tax Board meeting. Since then, legal counsel consisting of Don Rasmussen and Rob Feighner have approved of the changes to the Findlay Tax Ordinance as listed in the proposed ordinance document. It is necessary for the revisions to be made by January 1, 2023 for the Findlay Tax Ordinance to be pursuant to the Ohio Revised Code Section 718. For this purpose, Ordinance No. 2023-114 has been created.

Service-Safety Director Martin – Recreation Department All Star Park

The playground equipment at the City of Findlay Recreation Department All Star Park has some pieces that need repaired. The cost to repair the spiral slide, climbing rope, and teeter totter totals thirteen thousand five hundred seventy-five dollars (\$13,575.00). The Recreation Department has sufficient funds within their personal services object code to cover the repair. Legislation to transfer funds is requested. Resolution No. 026-2023 was created.

FROM:	Recreation Department #21044400-personal services	\$ 13,575.00
TO:	Recreation Department #21044400-other	\$ 13,575.00

City Engineer Kalb – battery backup machine resolution to transfer

As part of Ordinance No. 2023-079, money was appropriated for the new battery backup that is being used by Police Dispatch. When the allocated money was appropriated into the account, it was transferred to the Police Department account instead of the Dispatch account. Since the majority of use is for Police Dispatch, the allocated funds will need to be transferred to the Police Dispatch account so that it can be properly account for. Legislation to appropriate and transfer funds that were allocated for the battery backup from the Police Department account to the Police Dispatch account is requested. Ordinance No. 027-2023 was created.

FROM:	Police #21012000-other	\$ 6,825.00
TO:	Dispatch #21015000-other Batter Backup Machine	\$ 6,825.00

City Engineer Kalb – Findlay Airport Terminals Program (ATP) grant

The City of Findlay Airport is currently looking to upgrade the existing windows at the Airport Terminal to new energy efficient windows. Through the Federal Aviation Administration (FAA), there is a grant opportunity for Airports to perform upgrades to their existing terminals to help install cost saving components, replace aging infrastructure and to encourage attraction to the Airport. This grant program and the desire to replace the existing windows at the terminal, this project falls into the criteria and has a good chance of receiving funds. The ATP grant will cover ninety-five percent (95%) of the project cost with the City being responsible for the remaining five percent (5%) local match. Legislation authorizing the Mayor, Service-Safety Director, and/or City Engineer to apply for grant funding form the FAA Airport Terminals Program and to enter into a grant agreement with the FAA. Ordinance No. 2023-117 was created.

COMMITTEE REPORTS:

The **STRATEGIC PLANNING COMMITTEE** met on October 3, 2023 to continue discussing the Strategic Planning process.

We recommend that Council’s Rules Committee establish guidelines for how pubic requests are given to or assigned to a specific committee.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Phillip P. Lawson on behalf of Strauch III Ltd to rezone 1600 Melrose Avenue from C-2 General Commercial to M-2 Multi-Family, High Density.

We recommend to approve as requested.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Paul and Brenda Miller to vacate the east-west alley between East Yates Street and Coventry Drive bounded by Lots 26-34 in the Old Orchard 4th Addition and 4006-4020 in the Chamberlin Hill Addition.

We recommend denial of the request.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Dan Stone, Van Horn, Hoover & Associates, Inc. on behalf of Nipper Industrial Holdings, LLC to rezone 1700 Fostoria Avenue from C-2 Commercial to I-1 Light Industrial. This request was tabled during the September 14, 2023 PLANNING & ZONING COMMITTEE meeting.

We recommend to rezone as requested.

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 023-2023 (*transfer funds from SSD budget to Law Director budget*) **requires three (3) readings** **third 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** **second reading**
A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN 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)).

RESOLUTION NO. 025-2023 (*no PO*) **requires three (3) readings** **first reading**
A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D)..

RESOLUTION NO. 026-2023 (*Recreation Department All Star Park*) **requires three (3) readings** **first reading**
A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 027-2023 (*FPD battery backup machine*) **requires three (3) readings** **first reading**
A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

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. 2023-097 (*salary ordinance*) **requires three (3) readings** **third 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** **second reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-102 (*CR 99 annexation – accept & approve*) **requires three (3) readings** **second 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** **second 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. 2023-105 (*315 Walnut St rezone*) **requires three (3) readings** **second 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** **second 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** **second 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** **second reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

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

ORDINANCE NO. 2023-112 (*Project Hat Trick (Sheetz) MOU*) **requires three (3) readings** **second reading**
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.

ORDINANCE NO. 2023-114 (*Income Tax Code update*) **requires three (3) readings** **first reading**
AN ORDINANCE AMENDING SECTIONS 194.03, 194.062, 194.094 AND 194.10 AND ADDING SECTION 194.0621 OF CHAPTER 194 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

ORDINANCE NO. 2023-115 (*zoning code*) **requires three (3) readings** **first reading**
AN ORDINANCE REPEALING THE CURRENT ZONING CODE, CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO; TO BE KNOWN AS "CITY OF FINDLAY ZONING ORDINANCE"; ADOPTING, APPROVING, AND INCORPORATING THE CURRENT ZONING MAP, ALONG WITH THE ENTIRE TEXT OF NEW CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO AS IF FULLY REWRITTEN HEREIN.

ORDINANCE NO. 2023-116 (*ee payroll deductions for HSA*) **requires three (3) readings** **first reading**
AN ORDINANCE AUTHORIZING THE AUDITOR TO MAKE PAYROLL DEDUCTIONS FOR THOSE EMPLOYEES WHO HAVE ELECTED TO ENROLL IN THE HEALTH SAVINGS ACCOUNT (HSA) PLAN AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-117 (*Findlay Airport Terminals Program grant*) **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 FUNDING THROUGH THE FEDERAL AVIATION ADMINISTRATION AIRPORT TERMINALS GRANT PROGRAM AND ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO UPGRADE THE EXISTING WINDOWS AT THE AIRPORT TERMINAL TO NEW ENERGY EFFICIENT WINDOWS.

UNFINISHED BUSINESS:

OLD BUSINESS

NEW BUSINESS

Proclamation

By Mayor Christina M. Muryn
Findlay, Ohio

WHEREAS: October 2023 marks the 78th anniversary of National Disability Employment Awareness Month; and

WHEREAS: The purpose of National Disability Employment Awareness Month is to educate about disability employment issues and celebrate the many and varied contributions of America's workers with disabilities; and

WHEREAS: The history of National Disability Employment Awareness Month traces back to 1945 when Congress enacted a law declaring the first week in October each year "National Employ the Physically Handicapped Week." In 1962, the word "physically" was removed to acknowledge the employment needs and contributions of individuals with all types of disabilities. In 1988, Congress expanded the week to a month and changed the name to "National Disability Employment Awareness Month"; and

WHEREAS: Workplaces welcoming of the talents of all people, including people with disabilities, are a critical part of our efforts to build an inclusive community and strong economy; and

WHEREAS: Activities during this month will reinforce the value and talent people with disabilities add to our workplaces and communities and affirm Findlay, Ohio's commitment to an inclusive community that increases access and opportunities to all, including individuals with disabilities.

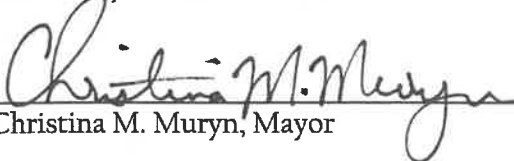
NOW THEREFORE, I, Christina M. Muryn, Mayor of the City of Findlay, Ohio, do hereby proclaim the month of October 2023, as:

DISABILITY EMPLOYMENT AWARENESS MONTH

In Findlay, Ohio, and hereby recognize and commemorate the 78th anniversary of National Disability Employment Awareness Month and call upon employers, schools, and other community organizations in Findlay, Ohio, to observe October with appropriate programs and activities, and to advance its important message that people with disabilities add value and talent to our workplaces and communities; and encourage employers to take steps throughout the year to recruit, hire, retain, and advance individuals with disabilities and work to pursue the goals of opportunity, full participation, economic self-sufficiency, and independent living for people with disabilities.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Findlay, Ohio, to be affixed this 1st day of October 2023.


Christina M. Muryn, Mayor

**OFFICE OF THE ASSISTANT DIRECTORS OF LAW
CITY PROSECUTORS**

314 WEST CRAWFORD STREET P.O. BOX 1544 FINDLAY, OHIO 45839
TELEPHONE (419) 424-7139

DONALD J. RASMUSSEN
Director of Law

ROBERT E. FEIGHNER, JR.
ELLIOTT T. WERTH
MARSHALL WM. FINELLI
KALINA D. VAJSKOP
Assistant Directors of Law
City Prosecutors

October 10, 2023

Mayor Mury
Hand Delivery

RE: Findlay City Council Meeting – October 17, 2023

Dear Mayor:

I am writing this letter on behalf of the City Law Director's Office. While myself and Assistant Elliott Werth have made attempts to provide Law Director Rasmussen coverage for council meetings he is unable to attend, we find ourselves unavailable to cover his absence for the October 17, 2023 meeting. The point of this letter is to provide courtesy notice and to be excused.

Should there be any questions or concerns for the meeting, you may use my cell phone.

Respectfully:



Robert E. Feighner, Jr.
Assistant City Law Director

Findlay Fire Department
Monthly Activities Report - 2023
 Submitted By: Joshua S. Eberle, Fire Chief

Fire Statistics	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Fires	7	10	7	8	5	19	8	5	7			
Assist Other Agency	90	90	107	110	91	113	106	120	112			
Emergency Medical Service (EMS)	10	9	7	8	13	8	12	15	12			
Car Accidents	9	18	17	19	10	11	16	14	11			
Rescues (Extraction, Water, Elevator)	1	2	1		3	1	3	1	0			
Hazmat	19	9	15	17	6	6	7	8	11			
Good Intent	7	8	8	15	5	3	4	13	19			
Burning Complaints	2	7	4	7	11	5	8	3	3			
False Alarms	31	12	33	28	46	51	46	38	41			
Totals	176	165	199	212	190	217	210	217	216	0	0	0

Runs by District	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Station 1 - (South Main St)	59	47	69	68	71	81	60	67	74			
Station 2 - (North Main St)	54	50	50	65	39	61	53	71	61			
Station 3 - (Tiffin Ave)	27	30	40	36	36	43	44	48	37			
Station 4 - (CR 236)	36	38	40	43	44	32	53	31	44			
Totals	176	165	199	212	190	217	210	217	216	0	0	0

Fire Prevention Bureau

Construction	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Code Interpretations			1	3			2		4			
Inspections					3	1	3					
Plan Reviews		3	4		6	2	2	1	4			
System Acceptance Tests		3					3		1			
Totals	0	6	5	3	9	3	10	1	9	0	0	0

Existing Structure - Additions	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Code Interpretations	3		3	4	4		1	3	3			
Inspections	9	3	3	9	3	2	3	2	3			
Plan Reviews	7	6	12	3	9	10	5	5	3			
System Acceptance Tests	5	2	8	9	6	2	5	6	2			
Totals	24	11	26	25	22	14	14	16	11	0	0	0

Fire Investigations	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Cause and Determination												
Accidental	2	2	1	4		1		1	1			
Undetermined			1			1						
Incendiary						1						
Fire Investigation Activities												
Follow-up	7	7	5	7	2	5	7	4	10			
Interviews												
Assists						1						
Totals	9	9	7	11	2	9	7	5	11	0	0	0

Inspections	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Assembly	26	15	7	3	6	9	7	16	1			
Business	30	22	14	15	11	6	19	19				
Education K-12			1			3						
Education Pre-School	2	2		2	1		2	1	1			
Factory									1			
Mercantile	38		4	3	2	6	3	11				
Hazardous / Fireworks												
Institutional		2							1			
Mercantile		13										
Residential	1	4	12	1	4	2	15	14	13			
Adoption / Foster Care	2		1	1	3		2	2	1			
Pre-Fire Plan	12	12	21	3	8	3						
Storage			1									
Utility Mobile Food Vendors			1	1				38				
Utility Outbuildings												
Vacant Structures	1											
Totals	112	70	62	29	35	29	48	101	18	0	0	0

Prevention	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Code Interpretations		1	4	3	1			1	3			
Complaints	1		1	1	1	1	9	1	1			
Fireworks Exhibitions / Events							3	1	6			
Knox Box Consults/Maint.	1	2		2	4		2	1	2			
Other	1				1	1						
Fire Plan Updates		4				7						
Pre-Fire Plan	63			10	4		3	59	93			
Property Research	5	1	3	2	2	3	4	3				
Safety Presentations	4	4	9	7	8		4					
Re-inspections	41	53	122	47		20	36	25	42			
Background Checks	14				2			1	1			
Totals	130	65	139	72	23	32	61	92	148	0	0	0

Public Presentations	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Station Tours												
Truck Visits												
Meetings Attended	4	4	3	3	7	3	5	6	4			
School / Seminars Attended	2	2	1	7	2				2			
Birthday Parade / Drive-by												
Smoke Detector Install Visits												
Safety Presentations						6		3	7			
Totals	6	6	4	10	9	3	5	6	6	0	0	0



Monthly Collection Report to Findlay Council

September 2023

Total collections for September 2023: \$4,061,894.12

	2023	2022	Variance
	<u>Year-to-date</u>	<u>Year-to-date</u>	
Withholders	16,840,509.26	16,703,699.42	136,809.84
Individuals	2,763,857.77	2,657,597.85	106,259.92
Businesses	<u>8,844,653.88</u>	<u>8,400,255.88</u>	<u>444,398.00</u>
Totals	28,449,020.91	27,761,553.15	687,467.76
			2.48%

Actual & Estimated Past-due Taxes

Withholders	562,161.28
Individuals	3,452,614.71
Businesses	<u>282,000.44</u>
Total	4,296,776.43

Actual and Projected Revenue

	2023	Percentage	Amount	Percentage	2023
	<u>Actual</u>	<u>of Projection</u>	<u>to Meet</u>	<u>to Meet</u>	<u>Projected</u>
	<u>Year-to-date</u>	<u>Collected</u>	<u>Projection</u>	<u>Projection</u>	<u>Year End</u>
Withholders	16,840,509.26	78.99%	4,480,490.74	21.01%	21,321,000.00
Individuals	2,763,857.77	95.31%	136,142.23	4.69%	2,900,000.00
Businesses	<u>8,844,653.88</u>	226.79%	<u>-4,944,653.88</u>	-126.79%	<u>3,900,000.00</u>
Totals	28,449,020.91	101.17%	-328,020.91	-1.17%	28,121,000.00

Refunds Paid

	Month-to-date <u>Quantity</u>	Year-to-date <u>Quantity</u>	Month-to-date <u>Amount</u>	Year-to-date <u>Amount</u>
Withholders	8	67	1,784.18	17,470.13
Individuals	18	1,016	11,759.37	546,967.85
Businesses	<u>9</u>	<u>59</u>	<u>3,073.92</u>	<u>62,261.64</u>
Totals	35	1,142	16,617.47	626,699.62

Transfers of Overpayments

	Month-to-date <u>Quantity</u>	Year-to-date <u>Quantity</u>	Month-to-date <u>Amount</u>	Year-to-date <u>Amount</u>
Withholders	6	63	1,328.51	21,524.94
Individuals	43	1,053	33,417.92	302,434.25
Businesses	<u>105</u>	<u>559</u>	<u>80,410.25</u>	<u>584,337.04</u>
Totals	154	1,675	115,156.68	908,296.23

 10/2/2023
Income Tax Administrator Date

Findlay Income Tax Department

Monthly Collections Report

Monday, October 2, 2023

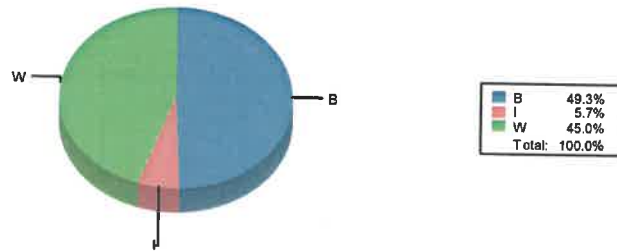
9:01:51AM

For Period September 1, 2023 through September 30, 2023

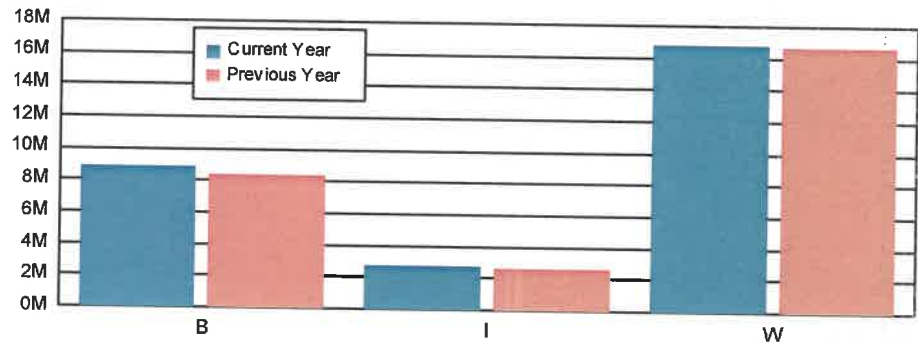
City of Findlay

Account Type	Monthly Total	2023 Year to Date	2022 Year to Date	Increase (Decrease)	% Change	2023 Month to Date	Previous Year(s) Month to Date
W	1,827,379.31	16,840,509.26	16,703,699.42	136,809.84	0.82	1,828,540.14	-1,160.83
I	230,052.24	2,763,857.77	2,657,597.85	106,259.92	4.00	134,645.04	95,407.20
B	2,004,462.57	8,844,653.88	8,400,255.88	444,398.00	5.29	1,948,167.49	56,295.08
Totals:	4,061,894.12	28,449,020.91	27,761,553.15	687,467.76	2.48	3,911,352.67	150,541.45

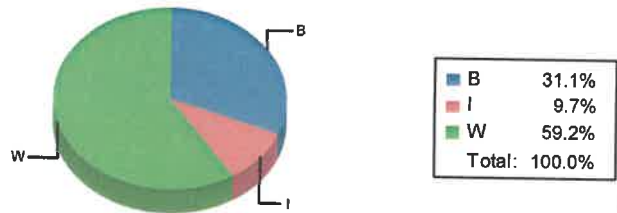
Monthly Collections by Account Type



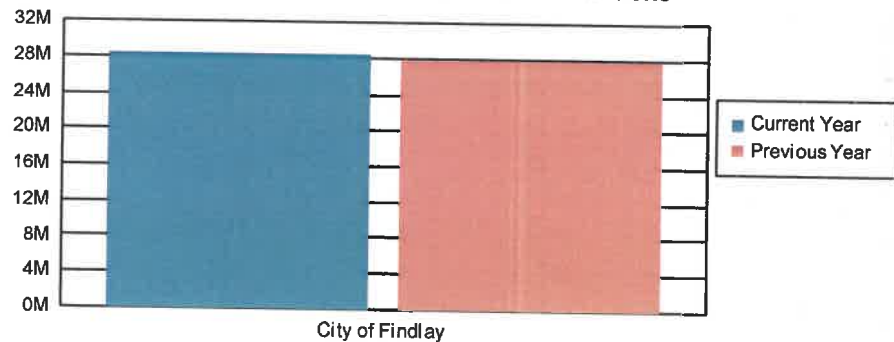
Collections Year to Date



YTD Collections by Account Type



Year to Date Total Collections



2023	January	February	March	April	May	June	July	August	September	October	November	December	Year-to-Date
Withholding													
2023 Total	123,651.07	1,448,135.35	1,567,651.11	3,115,774.64	1,836,386.40	1,420,387.06	1,872,007.22	1,485,740.37	1,828,540.14	-	-	-	14,698,273.36
2022 Total	2,009,184.22	76,628.71	6,913.62	12,911.34	5,084.16	5,579.07	5,245.76	2,556.13	1,481.98	-	-	-	2,125,584.99
2021 Total	2,914.70	638.88	1,508.24	783.04	287.15	359.48	3,166.66	371.72	593.19	-	-	-	10,623.06
2020 Total	534.22	369.89	119.64	1,347.29	-	2,793.27	(296.67)	(29.70)	-	-	-	-	4,837.94
2019 Total	-	-	2,897.79	-	-	-	-	-	(3,351.00)	-	-	-	(453.21)
2018 Total	-	837.36	-	-	-	-	-	-	-	-	-	-	837.36
2017 Total	-	-	-	-	-	-	25.76	-	-	-	-	-	25.76
2016 Total	-	15.00	-	20.00	40.00	40.00	60.00	40.00	40.00	-	-	-	255.00
2015 Total	-	-	-	-	-	-	-	-	-	-	-	-	-
2014 Total	-	-	-	-	-	-	-	-	-	-	-	-	-
2013 Total	-	-	-	-	-	-	-	-	-	-	-	-	-
2010-2012 Total	-	-	-	-	-	-	-	-	-	-	-	-	-
2010-2012 at 1 percent	-	-	-	-	-	-	-	-	-	-	-	-	-
2010-2012 at .25 percent	-	-	-	-	-	-	-	-	-	-	-	-	-
2009 & Prior at 1 percent	-	-	75.00	75.00	150.00	-	75.00	75.00	75.00	-	-	-	525.00
2012 & Prior at 1 percent	-	-	75.00	75.00	150.00	-	75.00	75.00	75.00	-	-	-	525.00
Prev Yr MTD Check	3,448.92	1,861.13	4,600.67	2,225.33	477.15	3,192.75	3,030.75	457.02	(2,642.81)	-	-	-	16,650.91
Total Category Check	2,136,284.21	1,526,625.19	1,579,165.40	3,130,911.31	1,841,947.71	1,429,158.88	1,880,283.73	1,488,753.52	1,827,379.31	-	-	-	16,840,509.26
All Years at 1% Check	2,136,284.21	1,526,625.19	1,579,165.40	3,130,911.31	1,841,947.71	1,429,158.88	1,880,283.73	1,488,753.52	1,827,379.31	-	-	-	16,840,509.26
Past-due Collections	3,448.92	1,861.13	11,514.29	15,136.67	5,561.31	8,771.82	8,276.51	3,013.15	(1,160.83)	-	-	-	56,422.97
% of Total that are Past Due	0.16%	0.12%	0.73%	0.48%	0.30%	0.61%	0.44%	0.20%	-0.06%	#DIV/0!	#DIV/0!	#DIV/0!	0.34%
2023													
Individual													
2023 Total	-	17,105.05	52,021.62	169,604.10	17,373.03	123,090.07	21,012.80	16,457.43	134,645.04	-	-	-	551,309.14
2022 Total	143,756.52	72,699.13	217,439.87	987,366.59	59,446.76	28,728.64	28,673.53	41,631.55	24,586.76	-	-	-	1,604,329.35
2021 Total	24,188.86	23,114.13	20,010.61	17,910.11	10,039.98	4,881.70	5,442.74	11,595.84	14,172.62	-	-	-	131,356.59
2020 Total	21,353.93	22,260.88	17,131.00	17,161.12	9,669.23	7,215.13	8,740.85	8,454.94	17,732.08	-	-	-	129,719.16
2019 Total	18,014.09	19,735.99	15,039.46	10,422.18	10,021.88	8,860.86	6,517.35	15,882.12	16,966.93	-	-	-	121,460.86
2018 Total	6,004.48	12,008.52	17,853.74	8,108.76	10,051.13	7,932.60	6,761.93	7,236.84	8,503.51	-	-	-	84,461.51
2017 Total	3,498.84	5,541.78	6,963.80	3,717.98	4,628.01	3,361.55	3,407.30	6,083.87	4,517.83	-	-	-	41,720.96
2016 Total	2,643.54	3,712.20	6,544.09	1,329.82	2,378.49	3,561.14	2,291.03	2,705.76	3,076.78	-	-	-	28,242.85
2015 Total	955.40	3,126.40	3,908.10	1,042.48	2,829.30	3,042.53	1,877.57	1,611.22	1,241.38	-	-	-	19,634.38
2014 Total	1,569.02	2,644.70	1,600.39	3,318.39	2,456.79	704.96	1,151.68	500.36	706.47	-	-	-	14,652.76
2013 Total	425.17	2,225.69	1,741.25	1,373.09	1,220.21	897.33	1,008.48	981.57	1,504.73	-	-	-	11,377.42
2010-2012 Total	66.26	6,498.07	1,695.85	1,092.81	1,574.98	3,510.15	3,678.78	2,891.55	2,037.69	-	-	-	23,046.14
2010-2012 at 1 percent	53.01	5,198.46	1,356.68	874.25	1,259.98	2,808.12	2,943.02	2,313.24	1,630.15	-	-	-	18,436.91
2010-2012 at .25 percent	13.25	1,299.61	339.17	218.56	315.00	702.03	735.76	578.31	407.54	-	-	-	4,609.23
2009 & Prior at 1 percent	332.80	848.49	380.41	-	160.00	80.00	304.53	80.00	360.42	-	-	-	2,546.65
2012 & Prior at 1 percent	385.81	6,046.95	1,737.09	874.25	1,419.98	2,888.12	3,247.55	2,393.24	1,990.57	-	-	-	20,983.56
Prev Yr MTD Check	79,052.39	101,716.75	92,868.70	65,476.74	55,030.00	44,047.95	41,182.24	58,024.07	70,820.44	-	-	-	608,219.28
Total Category Check	222,808.91	191,520.93	362,330.19	1,222,447.43	131,849.79	195,866.66	90,868.57	116,113.05	230,052.24	-	-	-	2,763,857.77
All Years at 1% Check	222,795.66	190,221.32	361,991.02	1,222,228.87	131,534.79	195,164.63	90,132.81	115,534.74	229,844.70	-	-	-	2,759,248.54
Past-due Collections	79,052.39	101,716.75	92,868.70	65,476.74	55,030.00	44,047.95	41,182.24	58,024.07	70,820.44	-	-	-	608,219.28
% of Total that are Past Due	35.48%	53.11%	25.63%	5.36%	41.74%	22.49%	45.32%	49.97%	30.78%	#DIV/0!	#DIV/0!	#DIV/0!	22.01%

2023	January	February	March	April	May	June	July	August	September	October	November	December	Year-to-Date
Business													
2023 Total	978.00	13,245.00	127,032.57	1,527,192.18	30,246.66	1,967,584.28	62,220.86	90,251.06	1,948,167.49	-	-	-	5,766,918.10
2022 Total	16,231.64	24,236.12	188,249.72	2,303,026.68	16,304.17	215,841.76	40,678.82	46,550.78	43,160.88	-	-	-	2,894,280.37
2021 Total	34,332.70	16,934.95	(28,139.60)	4,742.54	2,169.41	(1,328.20)	29,957.93	958.55	5,323.38	-	-	-	64,951.66
2020 Total	653.50	2,385.15	711.25	3,963.71	13,035.88	10.25	24,271.30	35.62	2,020.22	-	-	-	47,086.88
2019 Total	289.77	686.21	3,069.97	623.45	736.25	0.19	42,052.39	70.00	2,829.40	-	-	-	50,357.63
2018 Total	354.62	-	2,679.70	130.00	284.38	-	-	-	1,291.23	-	-	-	4,739.93
2017 Total	154.00	-	1,296.49	1,628.02	310.56	-	635.93	-	1,445.17	-	-	-	5,470.17
2016 Total	-	-	893.50	288.89	225.97	-	604.20	-	-	-	-	-	2,012.56
2015 Total	-	-	1,431.50	-	197.64	-	-	-	-	-	-	-	1,629.14
2014 Total	-	-	376.63	341.00	215.82	-	-	-	-	-	-	-	933.45
2013 Total	-	-	-	377.00	233.82	-	-	-	-	-	-	-	610.82
2010-2012 Total	-	234.48	2,311.00	677.85	659.84	180.00	-	675.00	225.00	-	-	-	4,963.17
2010-2012 at 1 percent	-	187.58	1,848.80	542.28	527.87	144.00	-	540.00	180.00	-	-	-	3,970.54
2010-2012 at .25 percent	-	46.90	462.20	135.57	131.97	36.00	-	135.00	45.00	-	-	-	992.63
2009 & Prior at 1 percent	-	-	-	-	-	-	-	700.00	-	-	-	-	700.00
2012 & Prior at 1 percent	-	187.58	1,848.80	542.28	527.87	144.00	-	1,240.00	-	-	-	-	4,490.54
Prev Yr MTD Check	35,784.59	20,240.79	(15,369.56)	12,772.46	18,069.57	(1,137.76)	97,521.75	2,439.17	13,134.40	-	-	-	183,455.41
Total Category Check	52,994.23	57,721.91	299,912.73	3,842,991.32	64,620.40	2,182,288.28	200,421.43	139,241.01	2,004,462.57	-	-	-	8,844,653.88
All Years at 1% Check	52,994.23	57,675.01	299,450.53	3,842,855.75	64,488.43	2,182,252.28	200,421.43	139,106.01	2,004,417.57	-	-	-	8,843,661.25
Past-due Collections	1,451.89	3,305.84	12,770.04	8,029.92	15,900.16	190.44	67,563.82	1,480.62	7,811.02	-	-	-	118,503.75
% of Total that are Past Due	2.74%	5.73%	4.26%	0.21%	24.61%	0.01%	33.71%	1.06%	0.39%	#DIV/0!	#DIV/0!	#DIV/0!	1.34%
Totals													
2023 Total	124,629.07	1,478,485.40	1,746,705.30	4,812,570.92	1,884,006.09	3,511,061.41	1,955,240.88	1,592,448.86	3,911,352.67	-	-	-	21,016,500.60
2022 Total	2,169,172.38	173,563.96	412,603.21	3,303,304.61	80,835.09	250,149.47	74,598.11	90,738.46	69,229.42	-	-	-	6,624,194.71
2021 Total	61,436.26	40,687.96	(6,620.75)	23,435.69	12,496.54	3,912.98	38,567.33	12,926.11	20,089.19	-	-	-	206,931.31
2020 Total	22,541.65	25,015.92	17,961.89	22,472.12	22,705.11	10,018.65	32,715.48	8,460.86	19,752.30	-	-	-	181,643.98
2019 Total	18,303.86	20,422.20	21,007.22	11,045.63	10,758.13	8,861.05	48,569.74	15,952.12	16,445.33	-	-	-	171,365.28
2018 Total	6,359.10	12,845.88	20,533.44	8,238.76	10,335.51	7,932.60	6,761.93	7,236.84	9,794.74	-	-	-	90,038.80
2017 Total	3,652.84	5,541.78	8,260.29	5,346.00	4,938.57	3,361.55	4,068.99	6,083.87	5,963.00	-	-	-	47,216.89
2016 Total	2,643.54	3,727.20	7,437.59	1,638.71	2,644.46	3,601.14	2,955.23	2,745.76	3,116.78	-	-	-	30,510.41
2015 Total	955.40	3,126.40	5,339.60	1,042.48	3,026.94	3,042.53	1,877.57	1,811.22	1,241.38	-	-	-	21,263.52
2014 Total	1,569.02	2,644.70	1,977.02	3,659.39	2,672.61	704.96	1,151.68	500.36	706.47	-	-	-	15,586.21
2013 Total	425.17	2,225.59	1,741.25	1,750.09	1,454.03	897.33	1,008.48	981.57	1,504.73	-	-	-	11,988.24
2010-2012 Total	66.26	6,732.55	4,006.85	1,770.66	2,234.82	3,690.15	3,678.78	3,566.55	2,262.69	-	-	-	28,009.31
2010-2012 at 1 percent	53.01	5,386.04	3,205.48	1,416.53	1,787.86	2,952.12	2,943.02	2,853.24	1,810.15	-	-	-	22,407.45
2010-2012 at .25 percent	13.25	1,346.51	801.37	354.13	446.96	738.03	735.76	713.31	452.54	-	-	-	5,591.86
2009 & Prior at 1 percent	332.80	848.49	455.41	75.00	310.00	80.00	379.53	855.00	435.42	-	-	-	3,771.65
2012 & Prior at 1 percent	395.81	6,234.53	3,660.89	1,491.53	2,097.86	3,032.12	3,322.55	3,708.24	2,245.57	-	-	-	26,179.10
Prev Yr MTD Check	118,285.90	123,818.67	82,099.81	80,474.53	73,576.72	46,102.94	141,734.74	60,920.26	81,312.03	-	-	-	808,325.60
Total All Categories Check	2,412,087.35	1,775,868.03	2,241,408.32	8,196,350.06	2,038,417.90	3,807,313.82	2,171,573.73	1,744,107.58	4,061,894.12	-	-	-	28,449,020.91
All Years at 1% Check	2,412,074.10	1,774,521.52	2,240,606.95	8,195,995.93	2,037,970.94	3,806,575.79	2,170,837.97	1,743,394.27	4,061,441.58	-	-	-	28,443,419.05
Past-due Collections	83,953.20	106,883.72	117,153.03	88,643.33	76,491.47	53,010.21	117,022.57	62,517.84	77,470.63	-	-	-	783,146.00
% of Total that are Past Due	3.48%	6.02%	5.23%	1.08%	3.75%	1.39%	5.39%	3.58%	1.91%	#DIV/0!	#DIV/0!	#DIV/0!	2.75%

City of Findlay

Christina Muryn, Mayor

WATER TREATMENT DEPARTMENT

Jason Phillips, Superintendent

110 North Blanchard Street • Findlay, OH 45840

Phone: 419-424-7193 • Fax: 419-424-7892

www.findlayohio.com

October 4, 2023

NEWS RELEASE

PRECIPITATION & RESERVOIR LEVELS

Total precipitation recorded at the City of Findlay Water Pollution Control Center was 7.82 inches of rain and 0.0 inches of snow for the third quarter (Jul-Sep) of 2023.

At the end of September, the Findlay reservoirs stood at 90% of capacity. This reservoir level represents a 983 day water supply at the city's current usage rate.

The City of Findlay Water Treatment Plant treated 539.29 million gallons of water in the third quarter of 2023. That is an average of 5.86 million gallons per day.

Thank you,



Jason Phillips
Superintendent
Water Treatment Plant

EC: City Council
Department Supervisors
File

	2022						2023				
	10/4/2023	Jan - Mar	Apr - Jun	Jul - Sep	Oct - Dec	YTD Total	Jan - Mar	Apr - Jun	Jul - Sep	Oct - Dec	YTD Total
Precipitation											
Rain (Inches)	6.47	9.7	9.93	2.84	28.94	10.02	6.5	7.82			24.34
Snow (Inches)	14	0.8	0	1.8	16.6	10.3	0.5	0			10.8
Total Precipitation (In Inches)	20.47	10.5	9.93	4.64	45.54	20.32	7	7.82	0		35.14
Reservoir											
Current Volume (Billion Gallons)	5.6	6.3	5.6	5.12		5.7	6.3	5.8			
Max Capacity (Billion Gallons)	6.4	6.4	6.4	6.4		6.4	6.4	6.4			
% of Capacity	88%	99%	88%	80%		89%	99%	90%			
Supply at Current Usage (Days)	1026	1101	946	908		990	1057	983			
Supply at Max Capacity/Current Usage (Days)	1166	1111	1076	1135		1111	1067	1092			
Treatment											
Gallons Treated (Millions)	493.83	524.6	547.39	518.45		518.52	546.25	539.29			
Max Treatment Capacity (Millions)	1440	1456	1472	1472		1440	1456	1472			
Current Treatment Capacity Utilization	34%	36%	37%	35%		36%	38%	37%			
AVG Gallons Treated Per Day (Millions)	5.49	5.76	5.95	5.64		5.76	6	5.86			
Max Daily Treatment Capacity (Millions)	16	16	16	16		16	16	16			
AVG Daily Remaining Capacity (Millions)	10.51	10.24	10.05	10.36		10.24	10	10.14			

Water and Sewer Rates

2017 Annual Water Rates	
Findlay	\$ 358
Ohio average	\$ 634

2017 Annual Sewer Rates	
Findlay	\$ 424
Ohio average	\$ 677

Year	Average Ohio Water Rate Increases	Findlay
2014	1.8%	0%
2015	3.3%	0%
2016	6.1%	0%
2017	0.9%	0%

Year	Average Ohio Sewer Rate Increases	Findlay
2014	3.2%	0%
2015	4.4%	0%
2016	0.9%	0%
2017	2.4%	0%

from 2017 Ohio EPA Sewer & Water Rate Survey

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
Thursday September 14, 2023 – 9:00 a.m.

Minutes

MEMBERS:

Mayor Muryn
Rob Martin
Dan DeArment
Jackie Schroeder
Dan Clinger

STAFF ATTENDING:

Matt Cordonnier, HRPC Director
Jacob Mercer, HRPC Staff
Jeremy Kalb, City Engineer
Kevin Shenise, Fire Prevention
Erik Adkins, Zoning Administrator & Flood Administrator

GUESTS:

Dave Rhodes, Dan Stone, Ray Van Guten, Brendan Sexton,
Dr. Lai, Carla Dib, Tim Gronke, Mark Moss

CALL TO ORDER

ROLL CALL

The following members were present:

Mayor Muryn
Rob Martin
Dan DeArment
Jackie Schroeder
Dan Clinger

SWEARING IN

All those planning to give testimony were sworn in by Jacob Mercer.

APPROVAL OF MINUTES

Dan Clinger motioned to approve the minutes for the August 10, 2023 meeting with the change.
Dan DeArment seconded. Motion approved 5-0-0.

NEW ITEMS

- 1. APPLICATION FOR ZONING AMENDMENT #ZA-07-2023; filed by VFW Post 5645, to rezone parcel #570000221230 from R-3 Small Lot Residential to C-1 Local Commercial.**

CPC STAFF

General Information

This request is located on the south side of Walnut Street between Taylor Street and the north/south railroad tracts. It is zoned R-3 Single Family Small Lot. On the south side of Walnut Street, it is mostly R-3 Small Lot Residential with some C-1 Local Commercial. To the north is a mix of C-2 General Commercial and I-1 Light Industrial. It is not located within the 100-year floodplain. The City of Findlay Land Use Plan designates the area as Single Family Small Lot.

Parcel History

The site is currently vacant.

Staff Analysis

The applicant is requesting the rezone because they would like to add an accessory building to the site. To do so, they must combine the lots with the abutting parcels that contain the primary structure. They also need to have everything under the same zoning classification, C-1 Local Commercial. Staff did not have any concerns with the request.

Staff Recommendation

Staff recommends approval of **APPLICATION FOR ZONING AMENDMENT #ZA-07-2023; filed by VFW Post 5645, to rezone parcel #570000221230 from R-3 Small Lot Residential to C-1 Local Commercial.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends approval of **APPLICATION FOR ZONING AMENDMENT #ZA-07-2023; filed by VFW Post 5645, to rezone parcel #570000221230 from R-3 Small Lot Residential to C-1 Local Commercial.**

DISCUSSION

Dave Rhodes, the VFW Post Commander, was present on behalf of the application. He mentioned that they were putting up a shelter house for summertime reunions when they were told to apply for the rezoning.

Mayor Muryn stated that overall it was very straightforward. It would be an improvement to the area and wasn't invasive to the surrounding neighborhood.

Dan Clinger asked about screening. Dave Rhodes said they were planning on fencing from our existing building on the south, heading towards the east and then up the property line on the east side all the way back up to Walnut Street where they are allowed to.

Dan Clinger asked if the neighbor was parking on their property. Mr. Rhodes said they were currently. Mr. Clinger if they planned on adding any additional parking, and Mr. Rhodes said they weren't.

Matt Cordonnier asked for the approximate size of the shelter. Mr. Rhodes replied with 30'x 60'.

Mayor Muryn said she would like to add a condition for approval that the fencing be installed. Mr. Cordonnier spoke to say that they were unable to add conditions to a rezoning. Hearing that, Mayor Muryn just reiterated that she would like to see the fencing added as part of the project, but not make it a condition.

MOTION

Dan DeArment made motion for FCPC to recommend approval of **APPLICATION FOR ZONING AMENDMENT #ZA-07-2023; filed by VFW Post 5645, to rezone parcel #570000221230 from R-3 Small Lot Residential to C-1 Local Commercial.**

2nd: Rob Martin

VOTE: Yay (5) Nay (0) Abstain (0)

- 2. APPLICATION FOR SITE PLAN REVIEW #SP-19-2023 filed by Investek Holdings LLC, for phase 3 of the Horizon Pointe apartment complex on Lot 41 of the Findlay Commerce Park 4th Addition.**

CPC STAFF

General Information

This request is located at the southwest intersection of County Road 99 and Technology Drive. It is zoned M-2 Multi-Family, High Density. The land to the west is zoned C-2 General Commercial, but was reviewed as a church last month at City Planning Commission. To the south is M-2 Multi-Family, High Density. To the east, it is currently zoned a mix of C-2 General Commercial and M-2. It is not located within the 100-year flood plain.

Parcel History

This is currently the site is vacant farmland. The site was replatted in September 2021 to combine into one parcel and vacate Heartland Court. The 2nd phase of Horizon Pointe went through CPC in March 2019.

Staff Analysis

Horizon Pointe have submitted this site plan to construct their 3rd phase of multi-family in this area. The number of units provided is 85, which is well below the threshold of one unit per 3500 square feet of lot size. The lot coverage stands at 33%, which is below the max of 40%. They meet all the minimum setbacks and the minimum building separation. There is more than enough parking provided throughout the site. There are 387 total parking spaces between garage spots, driveway spots, and standard parking provided throughout the development. The required minimum is 213 spaces.

In terms of landscaping, they are meeting the requirements of the code. They have just enough shrubs, 600 total, to cover the perimeter parking lot standards and the foundation plantings. They have provided 63 trees on site, while they were only required 45.

One item that staff thought the applicant should address is along County Road 99. CR 99 is a major thoroughfare and will only get busier. Right now, there is only a grass buffer between CR 99 and the interior private drive to the ranch villas on the north side. Staff would request the applicant add five (5) canopy trees and five (5) evergreen trees per one hundred lineal feet (100') along the north side of the property.

Staff Recommendation

CPC Staff recommends approval of **APPLICATION FOR SITE PLAN REVIEW #SP-19-2023 filed by Investek Holdings LLC, for phase 3 of the Horizon Pointe apartment complex on Lot 41 of the Findlay Commerce Park 4th Addition with the following condition:**

- **Add five (5) canopy trees and five (5) evergreen trees per one hundred lineal feet (100') along the north side of the property.**

ENGINEERING

Access -Site will be accessed from a new drive that will be coming off of the west side of Technology Drive. Once on the site the proposed plans are showing a network of private roadways with a connection to an existing site to the south. Along with the drive access the proposed plans show the extension of the existing sidewalk to the north property line.

Water Service –

The proposed plans show a looped water system to run throughout the site. The waterline is shown as a public waterline that is contained within an easement. For each of the building there will be a meter pit that will be placed outside of the building in non-pavement areas. The City will work with the designer to confirm final location and sizing of the service lines. Along with the services the City will work with the designer in final locations of the valves on the mainline.

Sanitary Service –

Like the waterline the plans are showing a network of sanitary sewer mainlines to run throughout the site. The sanitary is not shown in an easement so it is assumed that the sanitary sewer is a private line.

Stormwater Management –

The site plans are proposing two new detention ponds to be located in the center of the site and the detention calculations comply with City standards.

MS4 Requirements –

The disturbed area is more than 1 acre so the applicant does need to comply with the City of Findlay’s Erosion & Sediment Control Ordinance. As part of the site plans the applicant has provided a SWPPP plan for the site.

Recommendations:

Approval of the Site-

The following permits may be required prior to construction:

- Water Main Line Taps x2
- Water Service x17
 - Meter Pits for each building.
- Sanitary Tap x1
- Storm Tap x 1
- Curb Cut Permit x 1
- Sidewalk Permit

FIRE PREVENTION

No Comment

RECOMMENDATION

Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-19-2023 filed by Investek Holdings LLC, for phase 3 of the Horizon Pointe apartment complex on Lot 41 of the Findlay Commerce Park 4th Addition with the following condition:

- Add five (5) canopy trees and five (5) evergreen trees per one hundred lineal feet (100’) along the north side of the property.

DISCUSSION

Dan Stone represented the application. He would also work with Jeremy Kalb on the water services. He said that he would work to put some screening on the front of the property along CR 99. Mr. Clinger asked if they could consider some mounding as well. Mr. Stone said there is a lot of topsoil left over from the other developments so, they are working with the developers on coming up with a mounding plan for the entire complex. Some of the concepts that they have put together included some slight mounding along Technology Drive as well.

Mr. Clinger asked if there was an easement on the east side of the property. Mr. Stone said yes, there is a fiber vault system on site and the easements do go outside of the right-of-way. They have to be sensitive of that with all the developments further south.

Rob Martin asked if this was the final phase of the project. Mr. Stone said yes unless they purchased land further to the west.

Jackie Schroeder asked Jeremy Kalb if the ODOT project extended all the way to Technology Drive. Mr. Kalb said that the limit of the project was just about to Technology Drive. Ms. Schroeder asked if sidewalks would be included for the project. Mr. Kalb said that they included

a ten-foot wide multi-use path, so there would be a tie-in point for this development. Ms. Schroeder noted that the site-plan did not include sidewalks. For Mr. Kalb, he said that he did not anticipate enough foot traffic along CR 99 to warrant inclusion of sidewalks. With the church to the west, the sidewalk would kind of dead end.

MOTION

Rob Martin made motion for **approval of APPLICATION FOR SITE PLAN REVIEW #SP-19-2023 filed by Investek Holdings LLC, for phase 3 of the Horizon Pointe apartment complex on Lot 41 of the Findlay Commerce Park 4th Addition.**

2nd: Jackie Schroeder

VOTE: Yay (5) Nay (0) Abstain (0)

3. APPLICATION FOR CONDITIONAL USE #CU-16-2023 filed by Carla Dib, 420 W. Hardin Street, to establish a short-term rental at 422 W. Hardin Street.

CPC STAFF

General Information

This request is located on the north side of W. Hardin Street, to the west of Liberty Street. It is zoned R-3 Small Lot Residential. The surrounding neighborhood is a mix of R-3 Small Lot Residential, R-4 Duplex/Triplex, and M-2 Multi-Family, High Density. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designates the parcel as Small Lot Residential.

Parcel History

The building on the site is a multi-family dwelling.

Staff Analysis

The applicant, Fouad and Carla Dib, are the property owners, and live at 420 W. Hardin Street. They would like to turn 422 W. Hardin Street into a short-term rental. The unit would be two bedrooms and one bathroom. Since 422 W. Hardin Street would only be available to book as a single unit, staff would recommend that there be four off street parking spaces provided. There is a concrete pad in the rear of the house for parking. It does not appear to be able to provide four parking spaces required, so staff would recommend the parking be expanded.

Staff was supportive of the application in general. Staff would remind the applicant that Conditional Use permits are revocable in the future, if issues arise with the use.

Staff Recommendation

Staff recommends approval of APPLICATION FOR CONDITIONAL USE #CU-16-2023 filed by Carla Dib, 420 W. Hardin Street, to establish a short-term rental at 422 W. Hardin Street with the following condition:

- **Ensure 4 off-street parking spaces are provided**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends approval of APPLICATION FOR CONDITIONAL USE #CU-16-2023 filed by Carla Dib, 420 W. Hardin Street, to establish a short-term rental at 422 W. Hardin Street with the following condition:

- Ensure 4 off-street parking spaces are provided

DISCUSSION

Carla Dib was present on behalf of her application. She stated that they have been in the house since May. They fixed up the unit and they hoped to rent short term to help earn some extra income. Mayor Muryn said that while they always take time to consider where short-term rentals are allowed, she thought this was a good spot for one. The idea of having the owners living in the second unit in the house meant that if bad guests would inconvenience anyone, it would be them. She reiterated though that this is a conditional use, and if the city were to receive many complaints, they could revoke the permit.

Jacob Mercer mentioned that he had talked with the applicants last week, and noted they have an agreement with one of their neighbors for the ability to use an additional parking spot. Ms. Dib said they only have one car, so usually they never use that additional spot. Mr. Clinger asked if they could provide documentation stating they are able to use the spot and submit it to the CPC staff.

Matt Cordonnier asked for the board to clarify whether they should have 4 spots on site or if this additional spot would be allowed to be included in the count. Mayor Muryn said she would be fine if a shared parking agreement could be provided to staff.

Mr. Clinger asked Matt Cordonnier about the definition of short term. He thought it was a maximum of 180 days. Mr. Cordonnier said yes but in the new code update, it will be less than 28 days. Air BnB's are something that are not explicitly tied into the code currently, so they are going to be listed under the bed & breakfast section of the code. His office will look into how other communities regulate these in the future.

MOTION

Mayor Muryn made a motion for approval of APPLICATION FOR CONDITIONAL USE #CU-16-2023 filed by Carla Dib, 420 W. Hardin Street, to establish a short-term rental at 422 W. Hardin Street.

- 4 parking spots be on site or a shared parking agreement be provided to HRPC

2nd: Rob Martin

VOTE: Yay (5) Nay (0) Abstain (0)

4. APPLICATION FOR PRELIMINARY PLAT #PP-02-2023 filed by Mardic Investments, Inc, for a commercial subdivision and creation of a public roadway in Pt. SW ¼ of Section 36 in Findlay.

CPC STAFF

General Information

This request is located on the south side of County Road 99, east of Technology Drive. The area is a mix of C-2 General Commercial and M-2 Multi-Family, High Density. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designated the parcel as Regional Commercial.

Parcel History

The site is currently vacant.

Staff Analysis

The proposed plat would subdivide the area with a new lot and dedicate right-of-way. The parcel would be a 9.7 acre parcel abutting County Road 99. There would be a street extending from County Road 99 south to a future expansion of Midwest Court. The rest of the parcel would remain as a single parcel.

Two of the review items for a preliminary plat include the following:

- In the case where the subdivider wishes to subdivide a given area, but wishes to begin with only a portion of the total area, the preliminary plat shall include the proposed general layout for the entire area. The part which is proposed to be subdivided first shall be clearly superimposed upon the overall plan in order to illustrate clearly the method of development which the subdivider intends to follow. Each subsequent plat shall follow the same procedure until the entire area controlled by the subdivider is subdivided.
- Statement of proposed use of lots, giving type and number of dwelling units and type of business or industry.

At the time of the report, the Preliminary Plat does not include a proposed general layout for the entire area. It also does not indicate the proposed future uses of the lots for the entirety of the site. Without this information, staff recommends that the request be tabled.

Staff Recommendation

Staff recommends **tabling of APPLICATION FOR PRELIMINARY PLAT #PP-02-2023 filed by Mardic Investments, Inc, for a commercial subdivision and creation of a public roadway in Pt. SW ¼ of Section 36 in Allen Township.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

Staff recommends tabling of APPLICATION FOR PRELIMINARY PLAT #PP-02-2023 filed by Mardic Investments, Inc, for a commercial subdivision and creation of a public roadway in Pt. SW ¼ of Section 36 in Findlay.

DISCUSSION

Tim Gronke and Dan Stone were present on behalf of the application. Mr. Gronke represented Dale Management, the owners of the property. His general comments were that their intention is not to develop this property themselves. The purpose of doing this plat is they intend to sell that 9.7 acre parcel. They intend to sell off all of the property eventually, so it is difficult to tell the CPC exactly what's going to go on with every piece of every part of the property. He said the property to the east of the roadway is or will be owned by Blanchard Valley, so obviously that is going to be health care related. The property to the south is actually identified on there as multifamily. They've been working with a multifamily developer for the last year, year and a half. To him, really the only piece of this property that is unidentified is the roughly 11 acres to the west and about two acres to the south. They could envision it will be a Starbucks or a Chick-fil-A type fast food or even a grocery store, but they don't know that until they get to the point of selling the property. He did not want give an answer today, and then something different goes in there and make the CPC unhappy. Furthermore, he did not want to necessarily subdivide that and plat those other two pieces because he does not know what future buyers will want.

Mayor Muryn said that she thinks this site holds a huge amount of potential. One of her biggest concerns with the proposal in front of us is really the roadway location. As we have been looking at that larger area, she would be concerned that the roadway seems farther west than some of the previous designs that have been discussed. She questioned whether they would be okay if we table for a month. Dan Stone replied that it is actually aligned with the ODOT designated driveway. They originally wanted it further west but had it moved to a common property line. He thought that they were going to add a service drive that would extend to provide service to other lots on the north side. Mr. Kalb said that was his understanding as well.

Dan Stone addressed the lot on the east side of the new right-of-way. He said that it was so narrow that it would have created a bad strip for development, so it was their intent to have that piece become a part of the Blanchard Valley property that it abuts.

Jackie Schroeder asked if there would be a left hand turn in this area. Jeremy Kalb said he would have to double check but he believed it did since it was wider in that area.

Dan DeArment asked about the diagonal line on the site. Dan Stone said it was a gas line easement.

Matt Cordonnier asked Mr. Gronke what the plan was for the site. He said that they were planning on a hotel or retail but they were not that far along on what to do. For the remainder of the site, they could utilize an extension from Midwest Court to help with traffic flow through the site.

Mr. Kalb asked Dan Stone if the detention for the parcel be a regional detention or have it done individually by parcel. Dan Stone said the way it is set up is each parcel would be responsible for its own stormwater management, whether it be stormwater management for water quality as well as detention. With the roadway development, we will have a temporary detention facility that will be able to be relocated again without the owners not being the development team. They do not know where to put a regional pond at this point without negatively impacting what could or could not transpire with the rest of this property up here. So at this point, we feel it is the best bet that they do their own individual stormwater management practices

MOTION

Mayor Muryn made a motion to recommend approval of APPLICATION FOR PRELIMINARY PLAT #PP-02-2023 filed by Mardic Investments, Inc, for a commercial subdivision and creation of a public roadway in Pt. SW ¼ of Section 36 in Findlay.

2nd: Dan DeArment

VOTE: Yay (5) Nay (0) Abstain (0)

- 5. APPLICATION FOR ZONING AMENDMENT #ZA-08-2023; 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.**

CPC STAFF

General Information

This request is located on the north side of north of County Road 99, just east of I-75. To the south and east along CR 99, it is zoned C-2 General Commercial. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designated the parcel as Regional Commercial along County Road 99 and Industrial to the north.

Parcel History

The only buildings that are currently in the request are on 11732 County Road 99 and 11600 County Road 99. Flag City Furniture Too occupies 11600 CR 99, while Kan-Do's Production facility is located at 11732 CR 99. The rest of the site is currently vacant.

Staff Analysis

The applicants have requested that the entire site be zoned I-1 Light Industrial, except for 11732 County Road 99 LLC's parcel and the east 1.351 acres of 11600 County Road 99 LLC's parcel that abuts it. The west 1.315 acres of 11600 County Road 99's parcel will be split and sold to RaceTrac to provide the land for the Speedway Drive expansion north.

When considering rezoning requests, the Findlay Land Use Plan is one of the key components to consider. The Findlay Land Use Plan designates the land along CR 99 as Regional Commercial

and the land north as Industrial. Given that the request is in line with the Land Use Plan, staff is supportive of the rezone request.

Staff Recommendation

Staff recommends that FCPC recommend **APPLICATION FOR ZONING AMENDMENT #ZA-08-2023; filed by Dr. Lai, RaceTrac Petroleum LLC, and 11600 County Road 99 LLC, and 11732 County Road 99 LLC to provide initial zoning for 138 acres of property in Allen Township upon annexation into Findlay.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

Staff recommends that FCPC recommend **approval of APPLICATION FOR ZONING AMENDMENT #ZA-08-2023; filed by Dr. Lai, RaceTrac Petroleum LLC, 11600 County Road 99 LLC, and 11732 County Road 99 LLC to provide initial zoning for 57.9 acres of property in Allen Township upon annexation into Findlay.**

DISCUSSION

Matt Cordonnier clarified this is the annexation before us is for RaceTrac and Dr. Lai's property, which is 57 acres right here. The initial request to the commissioners went north of Township Road 100 through their process that was removed. There was a little confusion on our end because they gave us 100 pages and we missed the one that said it was reduced. The initial report said 130 acres, but then we realized that the portion north of Township Road 100 was removed. So, just for clarification, there is no property north of Township Road 100 being considered for annexation. It is simply the 57 acres in this area.

Dr. Lai was present on behalf of the application. He said in the future he would like the rest of the properties into the City of Findlay.

Mayor Muryn said from her perspective, this is consistent with what we had discussed when we approved the RaceTrac site plan. It is consistent again with the land use map and is not invasive to the community. One thing she noted was in the zoning update, they are adding a classification that would be an Agricultural classification. In the future, had this property was brought in, Dr. Lai would have been able to just keep it as an agricultural zoning classification. In the future that may be beneficial use of that because it somewhat just keeps it as green space as a placeholder until you determine what the specific use is.

Matt Cordonnier added that when a property is annexed into the city, it technically has no zoning. So for today's meeting, we are making a recommendation to city council that this should be zoned predominantly I-1 with a small section of C-2.

Brendan Sexton with RaceTrac stated that they were completing some of the conditions of our site plan, approval from last year, being annexing into the city and dedication of the extension of Speedway Drive is public. Then he clarified, they will be combining the three separate parcels that have been split and put together for our project and those will all be cohesive.

Mr. DeArment asked what the timeline looked like. Mr. Sexton said they are waiting on one permit from EPA for the public sanitary sewer installation along Speedway Drive, and then they will be ready to bid the project. Mr. DeArment asked how long it will take to get the initial zoning sorted. Matt Cordonnier said they will need about two months to get through all the process with City Council.

From the audience, Mark Moss asked the CPC how many acres would be in the RaceTrac project. Mr. Sexton said about 9 acres. Mr. Moss asked if they could reiterate if they were voting on the 57 acres. Mayor Muryn confirmed that was correct and nothing would change north of TR 100. Matt Cordonnier added the Commissioners removed that from the request when they reviewed it, so the City can only consider what was submitted.

MOTION

Mayor Muryn made a motion to recommend approval of APPLICATION FOR ZONING AMENDMENT #ZA-08-2023; filed by Dr. Lai, RaceTrac Petroleum LLC, 11600 County Road 99 LLC, and 11732 County Road 99 LLC to provide initial zoning for 57.961 acres of property in Allen Township upon annexation into Findlay. The following parcels were to be given I-1 Light Industrial: 020000005500, 020000005510, 020000005520, 020000005530, 020000005570, 020000005580, 020000005590, 020001001074, 020001001076, 020001030280. Parcel number 020001030282 will be given C-2 General Commercial. The eastern 1.351 acres of parcel number 020001030281 will be given C-2 General Commercial. The western 1.315 acres of parcel 020001030281 will be given I-1 Light Industrial.

2nd: Dan DeArment

VOTE: Yay (4) Nay (0) Abstain (0)

6. APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.

CPC STAFF

General Information

This request is located on the north side of W. Lincoln Street between S. West Street and S. Cory Street. It is zoned R-3 Small Lot Residential. To the east of S. Cory Street, it is zoned C-3 Downtown Commercial. To the west of S. Cory Street, there is a mix of R-3 Small Lot Residential, R-4 Duplex/Triplex, and M-1 Multi-Family Low Density. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designated the parcel as Regional Commercial.

Parcel History

The site is currently home to Shelley Company and Metzger Breicheisen LLC. It has housed a number of businesses over the years since the closing of RCA. Originally the parcel was zoned Industrial for the RCA site. In 2004, it was part of a Planned Unit Development, that had a mix of commercial and industrial uses. Lots 1, 5, and 6 were listed as Business Technology zoning which allowed for a mix of commercial and industrial uses. After the PUD's were removed from the code, the parcel was given C-2 General Commercial Zoning in 2011.

Staff Analysis

The history of the site shows that the use of the site has primarily been industrial since it was originally constructed. Although it is currently zoned commercial, some light-industrial activities have always been a part of the site. Given the history of zoning and the use of the site, staff is supportive of rezoning back to I-1 Light Industrial to better reflect the use of the site.

Staff Recommendation

Staff recommends **approval of APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

Staff recommends that FCPC recommend **approval of APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.**

DISCUSSION

Dan Stone was present on behalf of the application. He reiterated that the property was used initially as industrial back in the 1950's. He went on to say that when the PUD was put together, they established the three business lots up front and retained the rest of it as the business technology because that is when we had the college in there. Again, the majority of the rear of the property was being used as industrial warehousing. The PUD was approved when the city came through and eliminated the PUD's. It was done globally through the entire City of Findlay, so it was not individual parcels. Individual parcel owners were not notified. It was done via notifications in the paper, so at that point there, the owners didn't really realize that their property was being rezoned. What happened is, is obviously the map gets modified and the owners didn't know became C to the industrial but the warehousing use continued throughout that whole process from one owner to the next owner to the next owner. When they did some digging they realized that this is zoned C-2, but they are using it for industrial use. The request then today is that they go back to the I-1 Light Industrial to better align with what the property was originally.

Matt Cordonnier added some context for the group. He acknowledged that the site has a complex, long history of being I-1. The current property owner purchased the site as a C-2 site. He sees check marks on both sides of the argument. He did not have any issue necessarily with it being I-1 but felt like there have been some unfulfilled promises regarding the site. This went to CPC a few years ago for truck parking. He said it was supposed to be a shared access agreement, but there has not been definition to whether it is a roadway or not. He would also like the applicant work to better address the site issues, such as the truck access, landscaping and screening. He said that when the PUD's transferred he can't remember if there was a reason they chose C-2 rather than I-1 and it could have been human error on his part. If they could improve the site, this could be a win-win for everyone though.

Mr. Clinger said he agreed that that would be something he would like conditioned with the proposal. Mr. Cordonnier added that they could not really do that for a rezoning though. It is something that would be nice to see the applicant do though and the owners indicated that they would be willing to work with the City. Mr. Stone said that they were willing; they have repaved parts of the site, and are willing to work to create that buffer for the access. He thought they missed it from the plat, as it was a platted easement.

Mayor Muryn said she is glad to hear that there is acknowledgement about missed items, but we cannot really rehash the past. One thing, though, that has bothered her about this is and she could be totally mistaken, but she's pretty sure when this came to us maybe 2 or 3 years ago for part of the split or there was something going on and we said, you know, there needed to be a fence just for equipment storage. She is pretty sure if she went back, they very specifically talked about truck traffic and all of that. That was not something that we were interested in having at that time for that conversation. I think today what I would prefer to see happen is tabling the rezone. As Matt Cordonnier stated, we cannot put conditions. What she would rather see is an agreement drafted up or something among the property owners and the individuals involved with this deed on a property with an improvement plan for this area that specifies the work that will be done to add a landscape island, improve this road, and clarify the maintenance agreement that needs to occur.

Erik Adkins added that when this came through a few years back, the agreement was with the neighbors to add that screening between the outdoor storage, along with the fencing of the material that they were storing and there was no truck traffic. Once activity started picking up, he did receive numerous calls from neighbors along the church area across the street. They thought we were supposed to have a landscaping buffer.

Mr. Clinger asked why they could not enforce the code for screening when they request a rezone. If someone wants to become a more intensive use, they need to meet the standards of the code. Mr. Cordonnier said that they review that for site plan review, but not for the rezoning. There is not an opportunity to enforce changes to the site as part of the process.

Mr. Martin asked if he could clarify if they could wait to take it off the table once the PUD is back in the code. Matt Cordonnier said that this was a quicker process and help the applicant get approval sooner.

Mr. Stone asked them how his clients would know what would be agreeable for the City. Mayor Muryn said that for her she would like to see the screening and truck traffic plan addressed. She would like to see the road maintenance agreement upheld as well. Mr. Clinger added he would like to see a ten-foot green buffer on the north side of the access road to help define it.

Ray van Guten, 1610 Fostoria Avenue, is a neighbor of the site. He purchased the property at 1610 Fostoria Avenue in 2005 to build an office building for AG Edwards. He built the building with the understanding there was a PUD, which included deed restrictions. It was going to be a business and technology center where businesses come in or develop and then move on to other places. He really did not know that the zoning ever changed. About a year and a half, two years ago, he noticed the truck traffic really increased and there is only one way they can go in and out, which is the access by his building. There is no light at that intersection. He doubted the intersection was not built to take the truck traffic that was designed there. He had a conversation with the lady across the street and she said that she hears it between 3:30 and 4:00 in the morning, too. She also said that they have had problems getting in and out of their driveway right there with the trucks going both ways, you know, coming down Fostoria Avenue and coming out. You have a mess right in that area sometimes in the mornings. His main issue is that when he purchased his property, it was intended that the site behind him was a PUD, but that kind of fell apart. He knows that when Nipper bought it in 2017, the truck traffic has continued and has pretty much increased over the past year and a half to two years. To him, that is a violation of the code and the deed restrictions, which specifically states in there is nothing to be to the west unless a concrete block wall separates it to keep it out of the view of the neighbors from across the street here. His biggest contention is that his office is for the hospital, but they have to hear and deal with the truck traffic using his access point.

Mayor Muryn thanked him for his comments. Regarding the deed restrictions, she said the City cannot enforce those, and that those would need to be handled civilly. Her question was if they could table, could they have discussions to ensure the applicant is holding up their end of the agreement. Mr. Van Guten said he could do that, but he also thought the neighborhood should be included as well.

Mayor Muryn asked about the truck traffic to Jeremy Kalb. He said that he thought that they didn't allow truck traffic through the middle of the site due to the fact that people are walking across the driveway to get from their cars into the office space in the building. He thought that the drive they use on the west side allowed them to wrap around the back without impacting pedestrian foot traffic.

Mayor Muryn said again they cannot relitigate that the past. She noted it was only a few years ago when we discussed the site and the CPC requested that there be a fence, screening, and the storage

to be confined. She said Mr. Stone kind of made her point that industrial operations can change once it is rezoned and that's her exact concern. This is intense enough if we give it the industrial classification, that opens it to even more intense uses. That's what we need to mitigate, and any invasive actions that can happen here. She was glad to hear the property owner and the tenants are willing to work to address the concerns. I think that will go a long way. Until then, she was not comfortable considering the rezone.

Dan DeArment asked if the site could access Bright Road from the back. Dan Stone said that it would be an issue because of the access point of the bank and the clearance from the intersection and the railroad tracks.

MOTION

Mayor Muryn made a motion to recommend tabling APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial to allow the applicant time to work with neighbors to work on concerns.

2nd: Dan Clinger

VOTE: Yay (5) Nay (0) Abstain (0)

There being no further business, Mr. Martin adjourned the meeting.

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
October 12th, 2023 – 9:00 AM

AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

TABLED ITEMS

1. APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.

NEW ITEMS

1. APPLICATION FOR ZONING AMENDMENT #ZA-10-2023 filed by Strauch III LTD to rezone lots 9, 10, and 11 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.
2. APPLICATION FOR SITE PLAN REVIEW #SP-20-2023 filed by Moose Lodge 698 Loyal Order TR for a 6739 sf building expansion at their building at 1028 W. Main Cross Street.
3. APPLICATION FOR SITE PLAN REVIEW #SP-21-2023 filed by Werk-Brau, for a 26,280 sf expansion of their facility at 2500 Fostoria Avenue.
4. APPLICATION FOR SITE PLAN REVIEW #SP-22-2023 filed by Charles A. Lammers Properties LLC, for a new building for Blasius Countertops on parcel 560000177230 on Lotze Street.
5. APPLICATION FOR CONDITIONAL USE #CU-17-2023 filed by Doug Andrus, for outdoor storage of merchandise at 1113 W. Main Cross Street.
6. APPLICATION FOR ALLEY VACATION #AV-01-2023 filed by Paul & Brenda Miller to vacate the remainder of the e/w alley between Lilac Lane and Western Avenue north of Coventry Drive.
7. APPLICATION FOR SITE PLAN REVIEW #SP-23-2023 filed by Andek LLC to construct a 3 story 16-unit apartment building at parcel #600000302210 on W. McPherson Avenue.

ADMINISTRATIVE APPROVALS

ADJOURNMENT

FINDLAY CITY PLANNING COMMISSION



STAFF REPORT October 12th, 2023

CITY PLANNING COMMISSION MEMBERS

Mayor Christina Muryn, Chairman
Rob Martin, Service-Safety Director
Jackie Schroeder
Dan DeArment
Dan Clinger

Matt Cordonnier, HRPC Director
Jacob Mercer, HRPC Staff
Kevin Shenise, Fire Inspector
Jeremy Kalb, P.E., City Engineer
Don Rasmussen, Law Director
Erik Adkins, Flood Plain/Zoning Supervisor

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
October 12th, 2023 – 9:00 AM
AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

TABLED ITEMS

1. APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.

NEW ITEMS

1. APPLICATION FOR ZONING AMENDMENT #ZA-10-2023 filed by Strauch III LTD to rezone lots 9, 10, and 11 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.
2. APPLICATION FOR SITE PLAN REVIEW #SP-20-2023 filed by Moose Lodge 698 Loyal Order TR for a 6739 sf building expansion at their building at 1028 W. Main Cross Street.
3. APPLICATION FOR SITE PLAN REVIEW #SP-21-2023 filed by Werk-Brau, for a 26,280 sf expansion of their facility at 2500 Fostoria Avenue.
4. APPLICATION FOR SITE PLAN REVIEW #SP-22-2023 filed by Charles A. Lammers Properties LLC, for a new building for Blasius Countertops on parcel 560000177230 on Lotze Street.
5. APPLICATION FOR CONDITIONAL USE #CU-17-2023 filed by Doug Andrus, for outdoor storage of merchandise at 1113 W. Main Cross Street.
6. APPLICATION FOR ALLEY VACATION #AV-01-2023 filed by Paul & Brenda Miller to vacate the remainder of the e/w alley between Lilac Lane and Western Avenue north of Coventry Drive.
7. APPLICATION FOR SITE PLAN REVIEW #SP-23-2023 filed by Andek LLC to construct a 3 story 16-unit apartment building at parcel #600000302210 on W. McPherson Avenue.

ADMINISTRATIVE APPROVALS

ADJOURNMENT

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
Thursday, October 12th, 2023– 9:00 a.m.

COMMENTS

TABLED ITEMS

- 1. APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.**

CPC STAFF

General Information

This request is located on the north side of Fostoria Avenue near the intersection with Broad Avenue. It is zoned C-2 General Commercial. To the west, it is zoned R-3 Small Lot Residential. To the south it is zoned a mix of R-1 Large Lot Residential and M-2 Multi-Family High Density. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designated the parcel as Regional Commercial.

Parcel History

The site is currently home to Shelley Company and Metzger Breicheisen LLC. It has housed a number of businesses over the years since the closing of RCA. Originally the parcel was zoned Industrial for the RCA site. In 2004, it was part of a Planned Unit Development, that had a mix of commercial and industrial uses. Lots 1, 5, and 6 were listed as Business Technology zoning which allowed for a mix of commercial and industrial uses. After the PUD's were removed from the code, the parcel was given C-2 General Commercial Zoning in 2011.

Staff Analysis

At the September 14th CPC meeting, the item was tabled for further discussion between the applicant and their neighbors regarding some outstanding items regarding the site. This included the maintenance plan for the drive that loops around the three outlots, additional landscaping, and screening of the outdoor storage.

For the truck traffic, the applicant explored the idea of putting the truck traffic at the intersection in the middle of the site. The difficulties arise when the truck turn radius is accounted for. There would need to be adjustments to the stacking to allow trucks the proper width the turning in and out of the site as shown in the exhibits.

They have submitted a new landscaping sheet to show the islands in the new parking area. This will add to the screening and delineate the parking area from the drive aisles.

Given this additional information, staff is feeling more confident that the applicant will maintain the site to better align with the requirements of I-1 Light Industrial.

Staff Recommendation

Staff recommends approval of APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

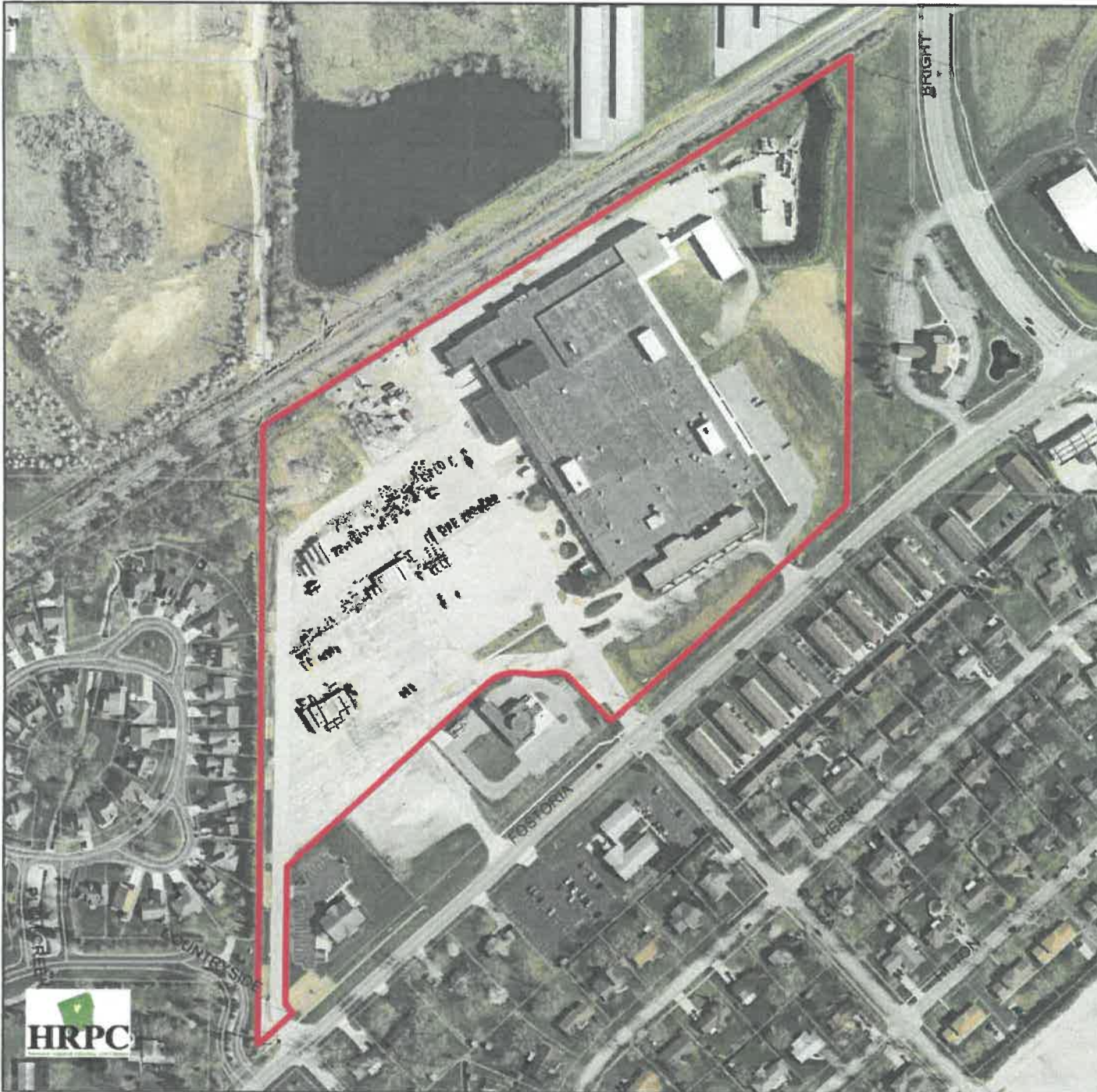
Staff recommends that FCPC recommend approval of APPLICATION FOR ZONING AMENDMENT #ZA-09-2023; filed by Nipper Industrial Holdings LLC, to rezone lots 1, 5, and 6 of the Findlay Center for Business & Technology, 1700 Fostoria Avenue, from C-2 General Commercial to I-1 Light Industrial.

ZA-09-2023

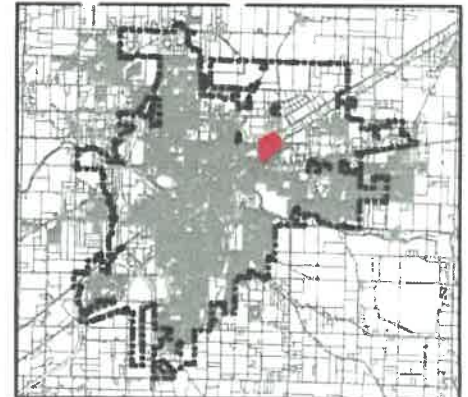
APPLICATION FOR
ZONING AMENDMENT
filed by
Nipper Industrial Holdings LLC,
to rezone lots 1, 5, and 6 of the
Findlay Center for
Business & Technology,
1700 Fostoria Avenue, from
C-2 General Commercial
to I-1 Light Industrial.

Legend

-  1700 Fostoria Avenue
-  Parcels
-  Road Centerline



Findlay Locator Map



ZA-09-2023

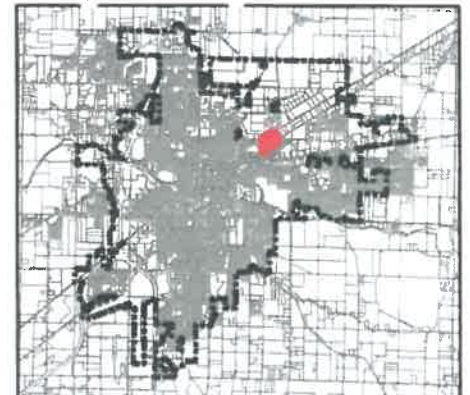
**APPLICATION FOR
ZONING AMENDMENT**
filed by
Nipper Industrial Holdings LLC,
to rezone lots 1, 5, and 6 of the
**Findlay Center for
Business & Technology,**
1700 Fostoria Avenue, from
C-2 General Commercial
to **I-1 Light Industrial.**



Legend

- 1700 Fostoria Avenue
- Parcels
- Road Centerline
- Large Lot Residential, R-1
- Medium Lot Residential, R-2
- Small Lot Residential, R-3
- Duplex/Triplex, R-4
- Local Commercial, C-1
- General Commercial, C-2
- Downtown Commercial, C-3
- Office/Institution, O-1
- Light Industrial, I-1
- Heavy Industrial, I-2
- Condominium, CD
- Multi-Family, Low Density, M-1
- Multi-Family, High Density, M-2
- Parks and Open Space, PO
- Mobile Home, MH

Findlay Locator Map



HRPC

NEW ITEMS

- 1. APPLICATION FOR ZONING AMENDMENT #ZA-10-2023 filed by Strauch III LTD to rezone lots 9, 10, and 11 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.**

CPC STAFF

General Information

This request is located on the north side of E. Melrose Avenue on the west side of the intersection with Keith Parkway. It is zoned C-2 General Commercial. To the north is a mix of C-2 General Commercial and I-1 Light Industrial. Across Keith Parkway to the east, it is zoned C-2 General Commercial. To the west, it is zoned M-2 Multi-Family, High Density. Across E. Melrose Avenue to the south, it is zoned a mix of M-2 Multi-Family, High Density, I-1 Light Industrial, and C-2 General Commercial. It is not located within the 100-year floodplain. The City of Findlay Land Use Plan designates the area as Regional Commercial.

Parcel History

The site is currently vacant.

Staff Analysis

The applicant is requesting the rezone to M-2 Multi-Family, Density. Although the Findlay Land Use Map recommends that these parcels along Keith Parkway be commercial, the parcels are abutting M-2 already. Given the existence of multi-family in the area, staff did not have any concerns with the request.

Staff Recommendation

Staff recommends CPC recommend approval of **APPLICATION FOR ZONING AMENDMENT #ZA-10-2023 filed by Strauch III LTD to rezone lots 9, 10, and 11 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.**

ENGINEERING

- No Comment

FIRE PREVENTION

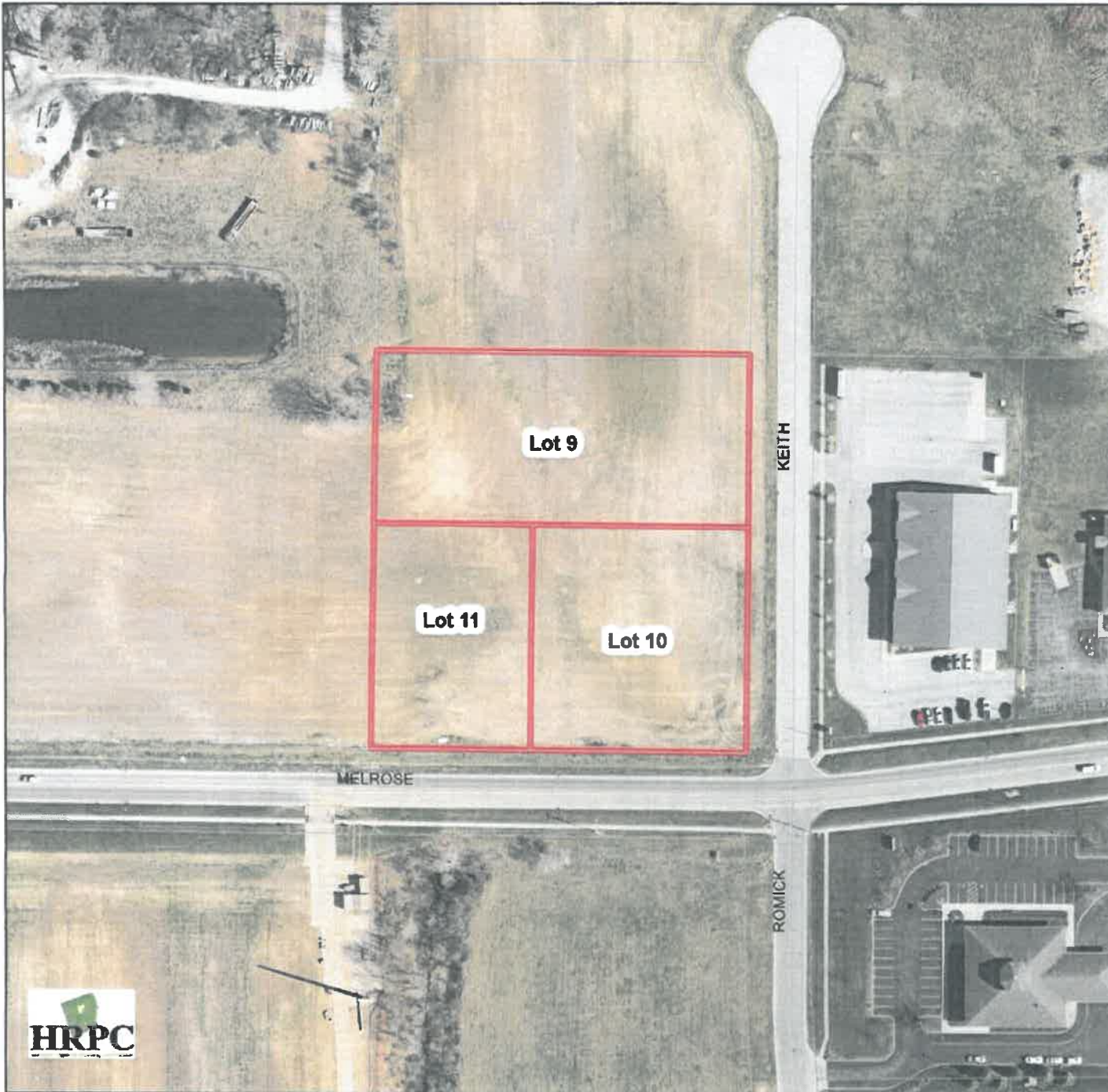
- No Comment

RECOMMENDATION

CPC Staff recommends CPC recommend approval of **APPLICATION FOR ZONING AMENDMENT #ZA-10-2023 filed by Strauch III LTD to rezone lots 9, 10, and 11 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.**

ZA-10-2023

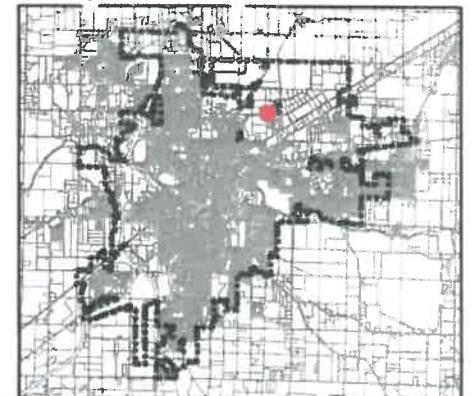
APPLICATION FOR
ZONING AMENDMENT
filed by Strauch III LTD to
rezone lots 9, 10, 11 of the
East Melrose Business Park
from C-2 General Commercial to
M-2 Multi-Family, High Density,
located at 1600 E. Melrose Avenue.



Legend

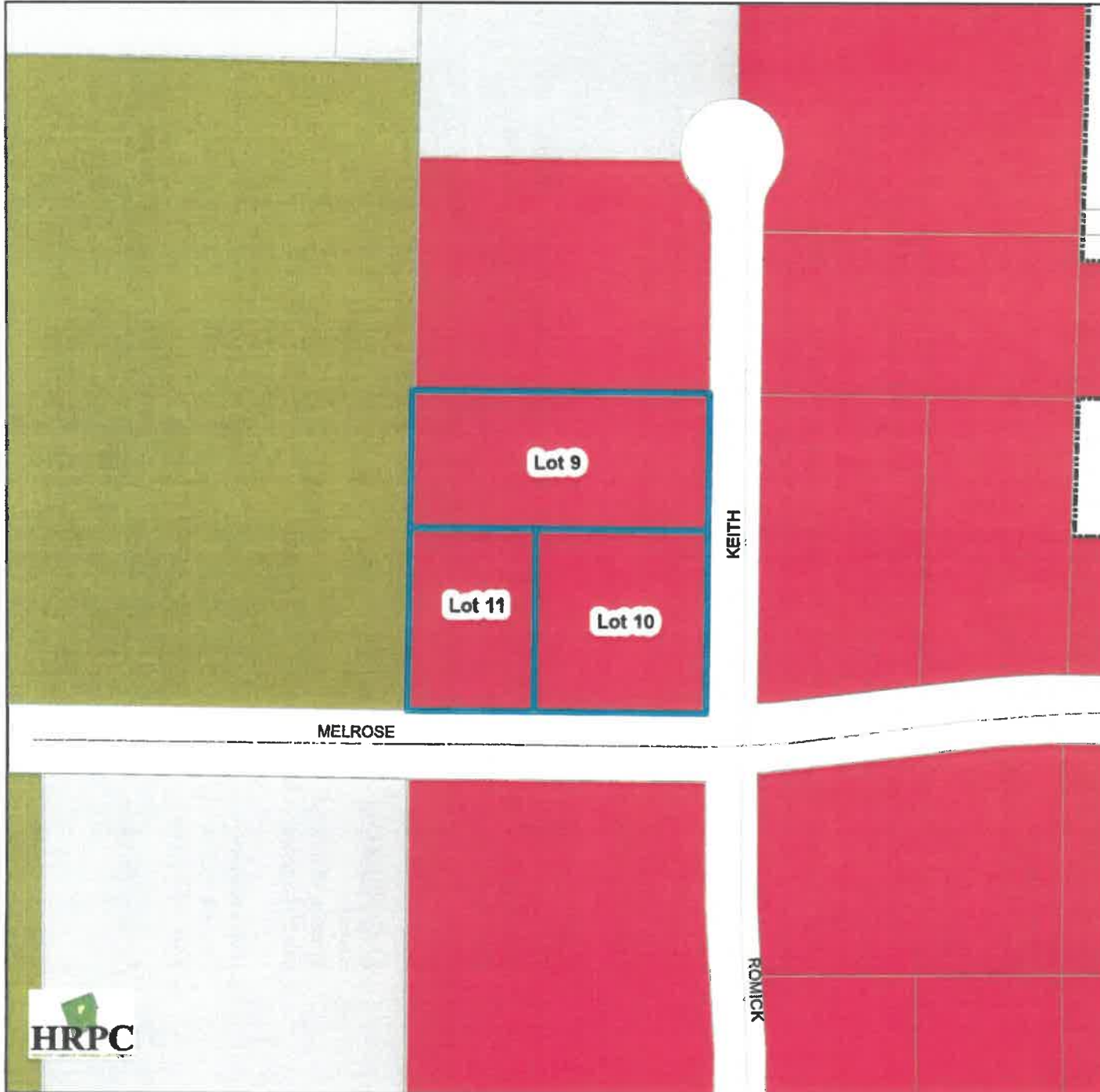
- Parcels
- 1600 E. Melrose Avenue
- Road Centerline

Findlay Locator Map



ZA-10-2023

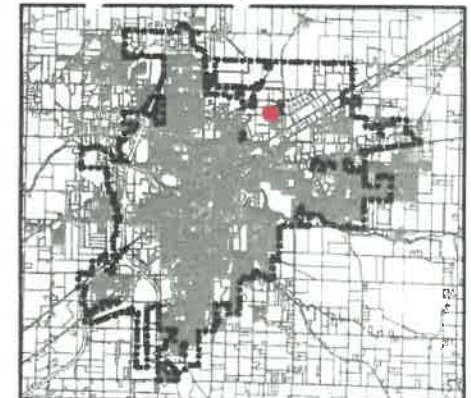
APPLICATION FOR
ZONING AMENDMENT
filed by Strauch III LTD to
rezone lots 9, 10, 11 of the
East Melrose Business Park
from C-2 General Commercial to
M-2 Multi-Family, High Density,
located at 1600 E. Melrose Avenue.



Legend

- Parcels
- 1600 E. Melrose Avenue
- Road Centerline
- Large Lot Residential, R-1
- Medium Lot Residential, R-2
- Small Lot Residential, R-3
- Duplex/Triplex, R-4
- Local Commercial, C-1
- General Commercial, C-2
- Downtown Commercial, C-3
- Office/Institution, O-1
- Light Industrial, I-1
- Heavy Industrial, I-2
- Condominium, CD
- Multi-Family, Low Density, M-1
- Multi-Family, High Density, M-2
- Parks and Open Space, PO
- Mobile Home, MH

Findlay Locator Map



2. APPLICATION FOR SITE PLAN REVIEW #SP-20-2023 filed by Moose Lodge 698 Loyal Order TR for a 6739 sf building expansion at their building at 1028 W. Main Cross Street.

CPC STAFF

General Information

This request is located on the north side of W. Main Cross Street. It is zoned C-2 General Commercial. The land to the south and west is zoned C-2 General Commercial. To the north is PO Parks and Open Space. To the east, it is a R-3 Small Lot Residential neighborhood along Durrell Street. The parcel is within the 100-year flood plain. The City of Findlay Land Use Plan designates the area as Neighborhood Commercial.

Parcel History

This is location for the Moose Lodge.

Staff Analysis

The Moose Lodge would like to expand their building. This would involve an expansion on each the east and the west side of the building. Th expansion to the east would eliminate the drive aisle around that side of the existing building. The distance between the edge of the expansion and the property line is 11.3', while the code states it needs to be 25' when adjacent to residential. This would need a variance from the BZA. The applicant has indicated they will be replacing the existing fence with a new 8 feet tall panel fence to help with the screening.

The parking lot would be expanded to the west. The code requires a 5-foot setback from a side lot line. This new configuration would require a variance from the BZA. Since this is abutting similar uses, and is setback a great distance from the road, staff was supportive of the change.

Staff Recommendation

Staff recommends approval of **APPLICATION FOR SITE PLAN REVIEW #SP-20-2023 filed by Moose Lodge 698 Loyal Order TR for a 6739 sf building expansion at their building at 1028 W. Main Cross Street with the following condition:**

- **Receive the variances from the BZA regarding the side yard and parking setbacks**

ENGINEERING

Access –

The stie is accessed from the existing drives coming off of W. Main Cross Street. The site plans propose no change to the site access.

Water Service –

The site will be an expansion of the existing building with no additional taps or water line work taking place. Existing service line will be utilized.

Sanitary Service –

The site will be an expansion of the existing building with no additional taps or sewer line work taking place. Existing service line will be utilized.

Stormwater Management –

The site plans are proposing an expansion of the existing detention pond that is located on the northwest corner of the site.

MS4 Requirements –

The disturbed area is less than 1 acre so the applicant does not need to comply with the City of Findlay's Erosion & Sediment Control Ordinance

Recommendations:

Approval of the Site

FIRE PREVENTION

No Comment

RECOMMENDATION




CPC Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-20-2023 filed by Moose Lodge 698 Loyal Order TR for a 6739 sf building expansion at their building at 1028 W. Main Cross Street with the following condition:

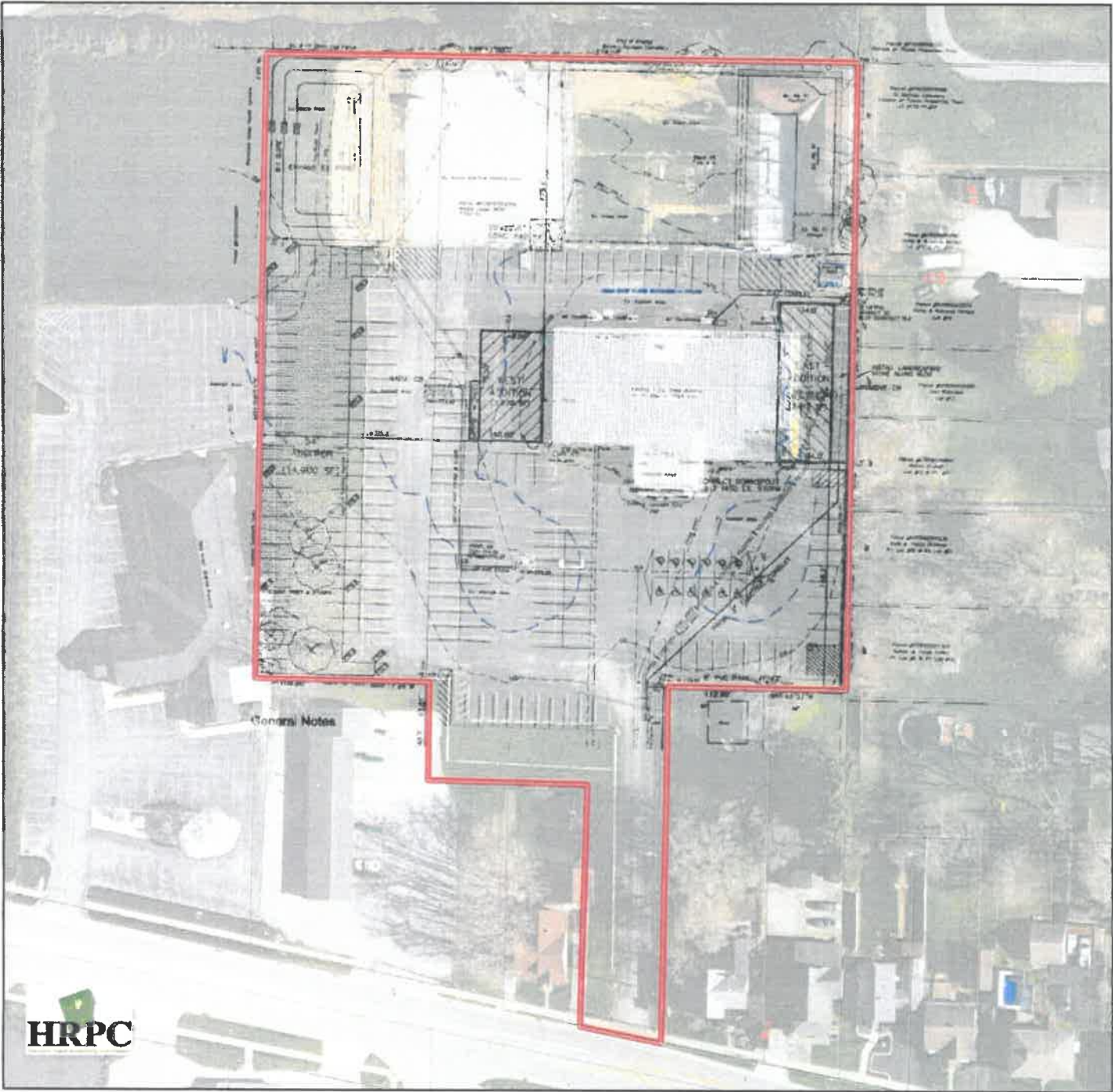
- **Receive the variances from the BZA regarding the side yard and parking setbacks**

SP-20-2023

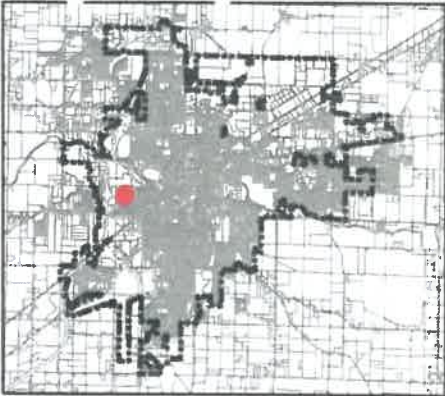
APPLICATION FOR
SITE PLAN REVIEW
filed by Moose Lodge
698 Loyal Order TR for a
6739 sf building expansion
at their building at
1028 W. Main Cross Street.

Legend

-  Parcels
-  1028 W. Main Cross St.
-  Road Centerline

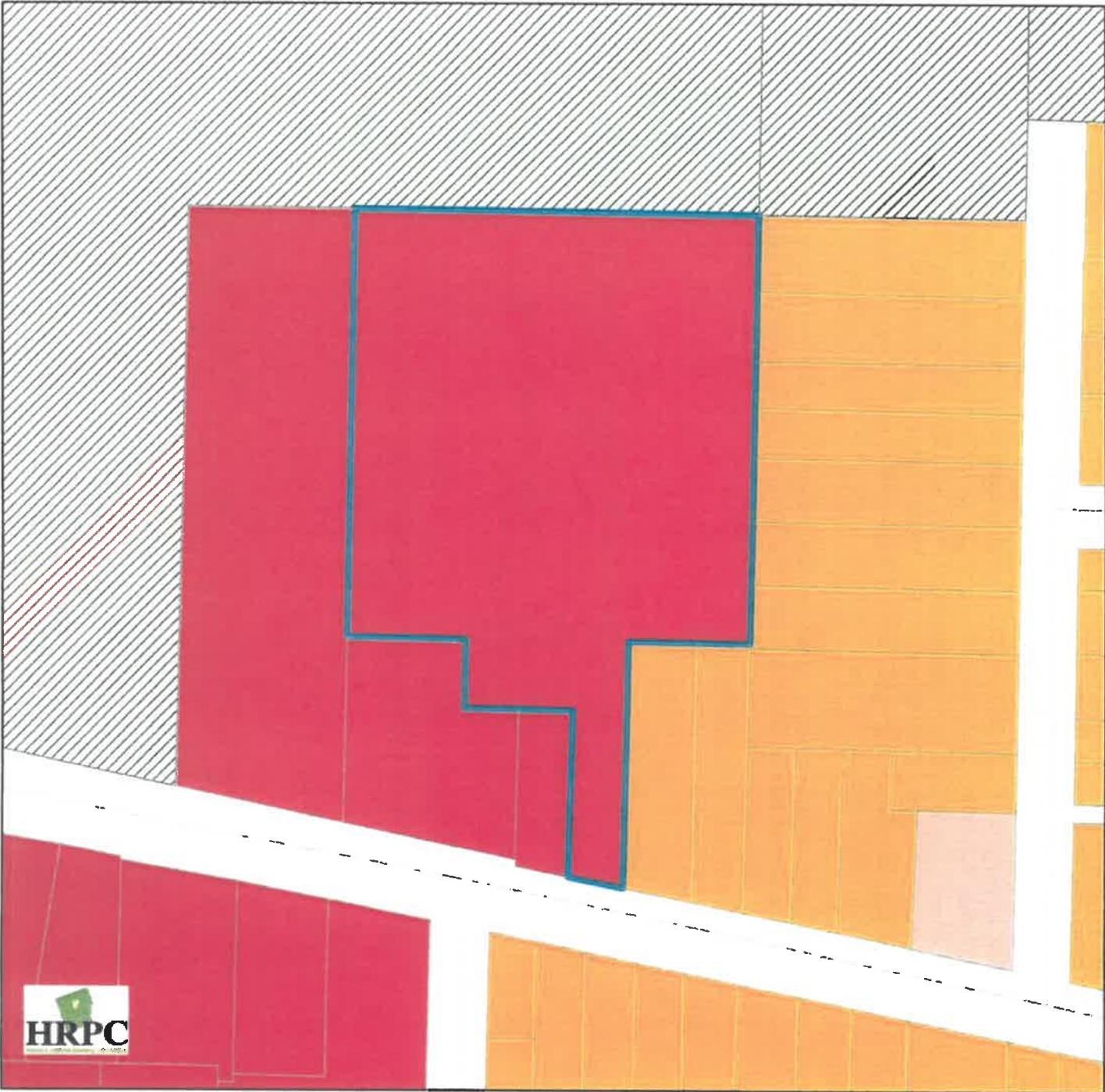


Findlay Locator Map



SP-20-2023

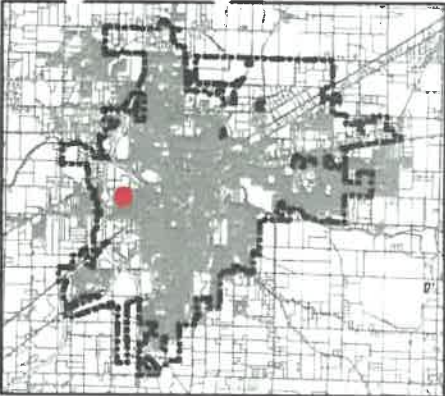
APPLICATION FOR
SITE PLAN REVIEW
filed by Moose Lodge
698 Loyal Order TR for a
6739 sf building expansion
at their building at
1028 W. Main Cross Street.



Legend

- Parcels
- 1028 W. Main Cross St.
- Road Centerline
- Large Lot Residential, R-1
- Medium Lot Residential, R-2
- Small Lot Residential, R-3
- Duplex/Triplex, R-4
- Local Commercial, C-1
- General Commercial, C-2
- Downtown Commercial, C-3
- Office/Institution, O-1
- Light Industrial, I-1
- Heavy Industrial, I-2
- Condominium, CD
- Multi-Family, Low Density, M-1
- Multi-Family, High Density, M-2
- Parks and Open Space, PO
- Mobile Home, MH

Findlay Locator Map



3. APPLICATION FOR SITE PLAN REVIEW #SP-21-2023 filed by Werk-Brau, for a 26,280 sf expansion of their facility at 2500 Fostoria Avenue.

CPC STAFF

General Information

This request is located on the north side of Fostoria Avenue. On the north side of Fostoria Avenue it is zoned I-1 Light Industrial. On the south side of Fostoria Avenue, it is zoned MH Mobile Home. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designates the parcel as Industrial.

Parcel History

This is the site for Werk-Brau.

Staff Analysis

The applicant has requested a 26,280 sf building expansion on the north side of the building. The main addition is on the north side of the existing building and measures 24,080 sf. This places the expansion as far away from the roadway as possible. The existing building is 38,550 sf in size. The second addition is on the west side of the building and measures 2,200 sf. This expansion will encroach on a side yard setback, which in the I-1 district is 30 feet. This will need approval from the BZA.

With the elimination of land on the north side, 68 parking spaces will be eliminated between this site and the site to the east. The applicant has indicated they will submit a plan for a new parking area that will accommodate 72 parking spaces. This will be reviewed by CPC in November.

Staff Recommendation

Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-21-2023 filed by Werk-Brau, for a 26,280 sf expansion of their facility at 2500 Fostoria Avenue with the following condition:

- **Receive a variance from BZA for the 30-foot side yard setback.**
- **Receive approval of the parking plan by CPC**

ENGINEERING

Access –

Site plans are showing no changes to the access from Fostoria Ave.

Water Service –

No proposed water.

Sanitary Service –

No proposed sewer

Stormwater Management –

Site will be utilizing the existing regional retention pond.

MS4 Requirements –

The disturbed area is more than 1 acre so the applicant does need to comply with the City of Findlay's Erosion & Sediment Control Ordinance.

Recommendations:

Approval of the Site

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-21-2023 filed by Werk-Brau, for a 26,280 sf expansion of their facility at 2500 Fostoria Avenue with the following condition:

- Receive a variance from BZA for the 30-foot side yard setback.
- Receive approval of the parking plan by CPC

SP-22-2023

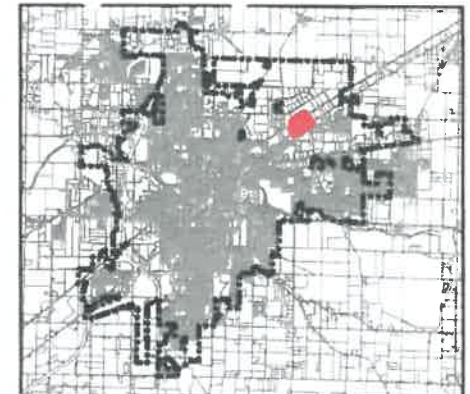
APPLICATION FOR
SITE PLAN REVIEW
filed by Werk-Brau, for a
26,280 sf expansion of
their facility at
2500 Fostoria Avenue.

Legend

- Parcels
- 2500 Fostoria Avenue
- Road Centerline

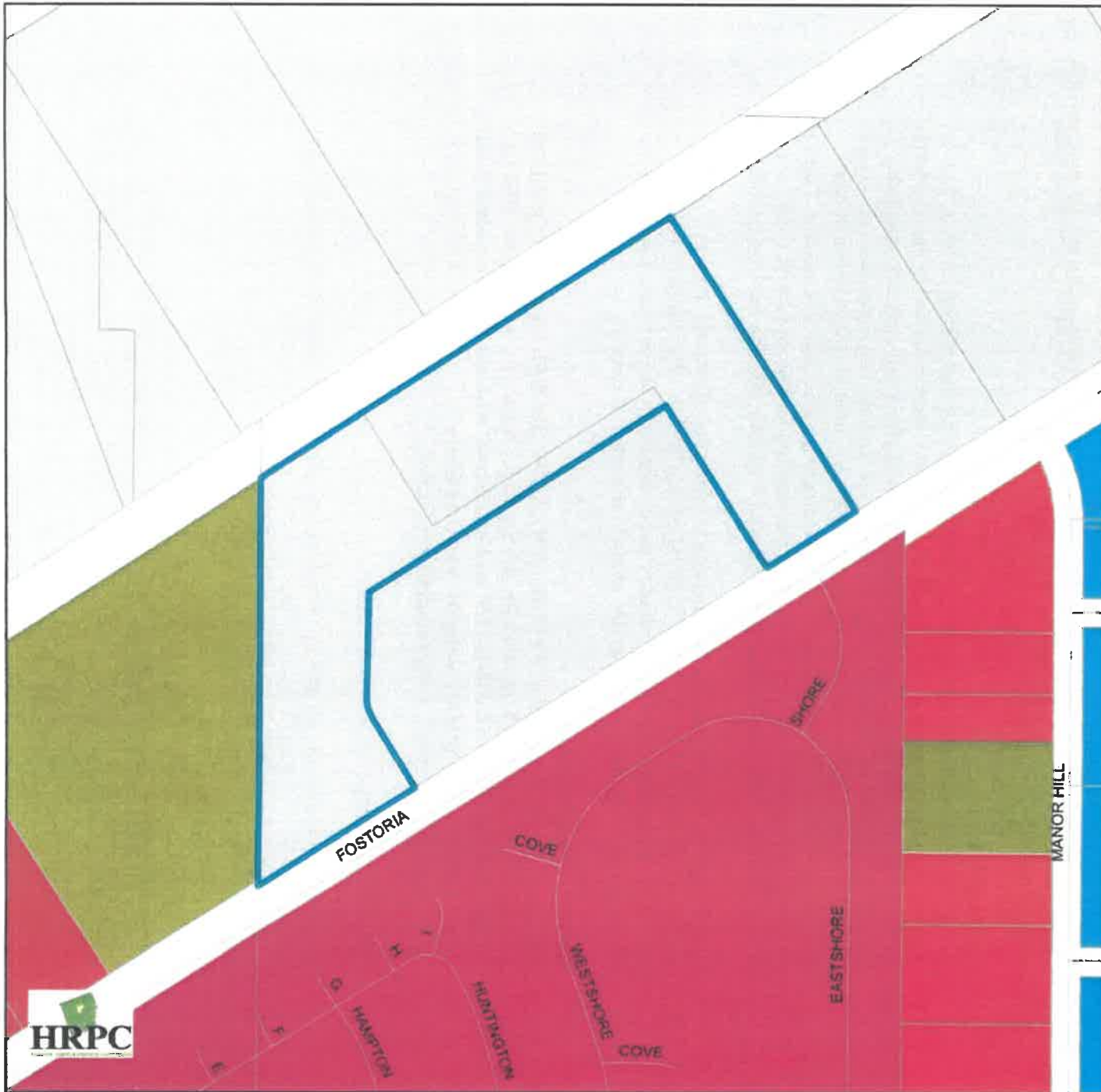


Findlay Locator Map



SP-22-2023

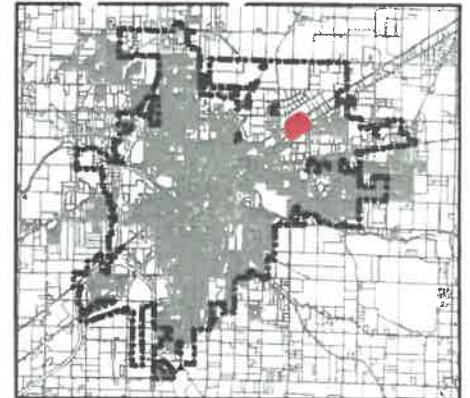
APPLICATION FOR
SITE PLAN REVIEW
filed by Werk-Brau, for a
26,280 sf expansion, for a
their facility at
2500 Fostoria Avenue.



Legend

- Parcels
- 2500 Fostoria Avenue
- Road Centerline
- Large Lot Residential, R-1
- Medium Lot Residential, R-2
- Small Lot Residential, R-3
- Duplex/Triplex, R-4
- Local Commercial, C-1
- General Commercial, C-2
- Downtown Commercial, C-3
- Office/Institution, O-1
- Light Industrial, I-1
- Heavy Industrial, I-2
- Condominium, CD
- Multi-Family, Low Density, M-1
- Multi-Family, High Density, M-2
- Parks and Open Space, PO
- Mobile Home, MH

Findlay Locator Map



4. APPLICATION FOR SITE PLAN REVIEW #SP-22-2023 filed by Charles A. Lammers Properties LLC, for a new building for Blasius Countertops on parcel 560000177230 on Lotze Street.

CPC STAFF

General Information

This request is located on the north side of Lotze Street, just west of the intersection with N. Main Street. The parcel is zoned C-2 General Commercial. The properties along N. Main Street are zoned C-2 General Commercial. To the north is CD Condominium. The neighborhood to the west and south is R-2 Medium Lot Residential. It is not located within the 100-year flood plain.

Parcel History

The site is currently vacant.

Staff Analysis

The applicant is proposing the construct a new building for the existing business on the abutting property to the east. This would be a 2520 sf structure located in the northwest corner of the lot. The applicant shows that they would be adding asphalt to match the asphalt of the abutting property. With the additional asphalt, they show that they have added detention to the north of the structure. They do show that they are installing 6 arborvitaes in the northwest corner to provide screening. The code does require 4 canopy trees and 4 evergreen trees per 100 lineal feet of contiguous boundary with conflicting zoning districts. This would mean that they need 6 canopy trees for the west boundary.

Staff did not see any foundation plantings on the site plan. The code requires 2 shrubs to be planted for every 12 lineal feet of building circumference. This building has 212 lineal feet of circumference, so we would need 33 shrubs to be installed. Foundation plantings can be grouped and extended around the asphalt if desired.

Staff Recommendation

Staff recommends **approval of APPLICATION FOR SITE PLAN REVIEW #SP-22-2023 filed by Charles A. Lammers Properties LLC, for a new building for Blasius Countertops on parcel 560000177230 on Lotze Street with the following conditions:**

- **Install 6 canopy trees along the west boundary**
- **Install 33 shrubs for the foundation plantings**

ENGINEERING

Access –

Site will be accessed from a new drive that will be coming off of the south side of County Road 99

Water Service –

No proposed water.

Sanitary Service –

No proposed sewer.

Stormwater Management –

The site plans are proposing a new detention pond to be located on the NW corner of the site.

MS4 Requirements –

The disturbed area is less than 1 acre so the applicant does not need to comply with the City of Findlay's Erosion & Sediment Control Ordinance.

Recommendations:

Approval of the Site

The following permits may be required prior to construction:

- Drive Permit x 1
- Sidewalk Permit x 1

FIRE PREVENTION

- No Comment

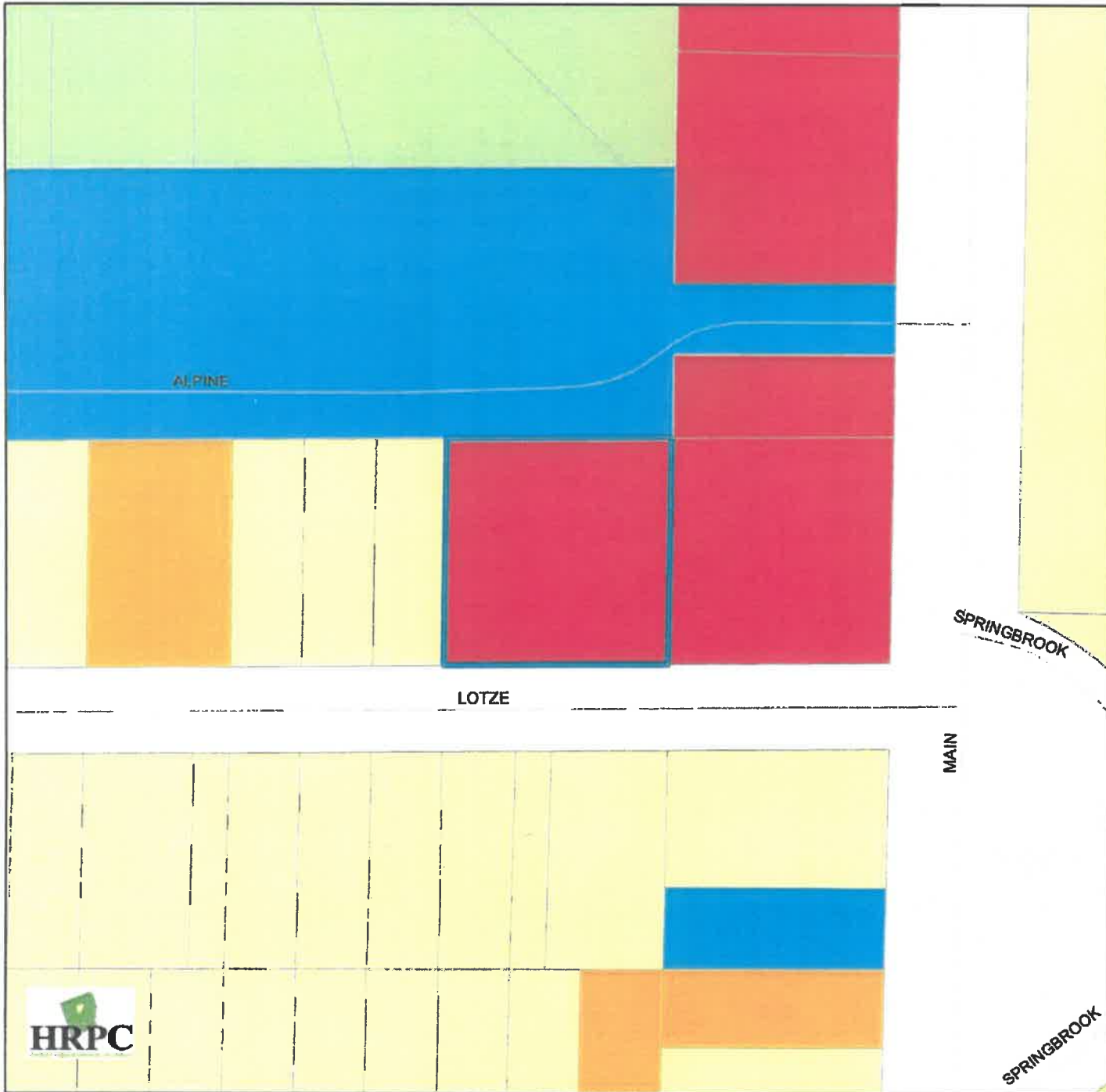
RECOMMENDATION

Staff recommends approval of **APPLICATION FOR SITE PLAN REVIEW #SP-22-2023** filed by **Charles A. Lammers Properties LLC**, for a new building for **Blasius Countertops** on parcel **560000177230** on **Lotze Street** with the following conditions:

- **Install 6 canopy trees along the west boundary**
- **Install 33 shrubs for the foundation plantings**

SP-22-2023

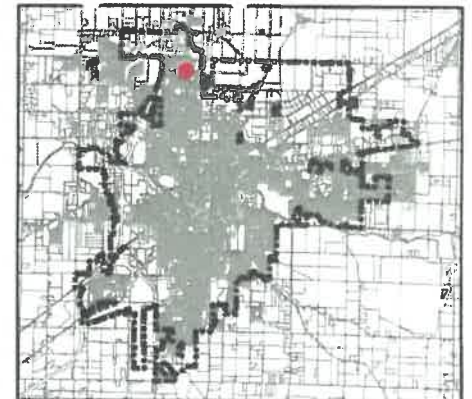
APPLICATION FOR
SITE PLAN REVIEW
filed by Charles A. Lammers
Properties LLC, for a storage
building for Blasius Countertops
on parcel 560000177230
on Lotze Street.



Legend

- Parcels
- Parcel 560000177230
- Road Centerline
- Large Lot Residential, R-1
- Medium Lot Residential, R-2
- Small Lot Residential, R-3
- Duplex/Triplex, R-4
- Local Commercial, C-1
- General Commercial, C-2
- Downtown Commercial, C-3
- Office/Institution, O-1
- Light Industrial, I-1
- Heavy Industrial, I-2
- Condominium, CD
- Multi-Family, Low Density, M-1
- Multi-Family, High Density, M-2
- Parks and Open Space, PO
- Mobile Home, MH

Findlay Locator Map



5. APPLICATION FOR CONDITIONAL USE #CU-17-2023 filed by Doug Andrus, for outdoor storage of merchandise at 1113 W. Main Cross Street.

CPC STAFF

General Information

This request is located on the south side of W. Main Cross Street. It is surrounded by C-2 General Commercial. The parcel is within the 100 year flood plain. The City of Findlay Land Use Plan designates the area as Neighborhood Commercial.

Parcel History

The site was most recently Dr. Rhoton's car dealership, which he established at CPC in 2019.

Staff Analysis

The applicant is proposing to convert the structure into a flower and garden business. Along with this, he would sell things like firewood, Christmas trees, lawn chairs, and local art. This would involve having areas of outdoor display of merchandise as shown in the exhibit. While the Christmas trees and lawn furniture would not be in a structure, there would be times of year where there would be a hooped greenhouse. Staff would recommend that the greenhouse be no closer than 50 feet from the front property line. The Christmas trees could be allowed closer, but should not encroach on the 30-foot front yard setback in the C-2 district.

The conceptual drawing provided did show an increase in parking for the site. While outside our review for the conditional use, staff would recommend a striping plan be submitted to staff to approve with the permits.

This is a conditional use, and is a revocable permit. If the City receives complaints regarding the outdoor display areas, they can review and potentially revoke the permit in the future.

Staff Recommendation

Staff recommends approval of the APPLICATION FOR CONDITIONAL USE #CU-17-2023 filed by Doug Andrus, for outdoor storage of merchandise at 1113 W. Main Cross Street with the following condition:

- The greenhouse structure be no closer than 50 feet from the front property line
- Christmas trees and other plants available for sale be no closer than 30 feet from the front property line.

ENGINEERING

- No Comment

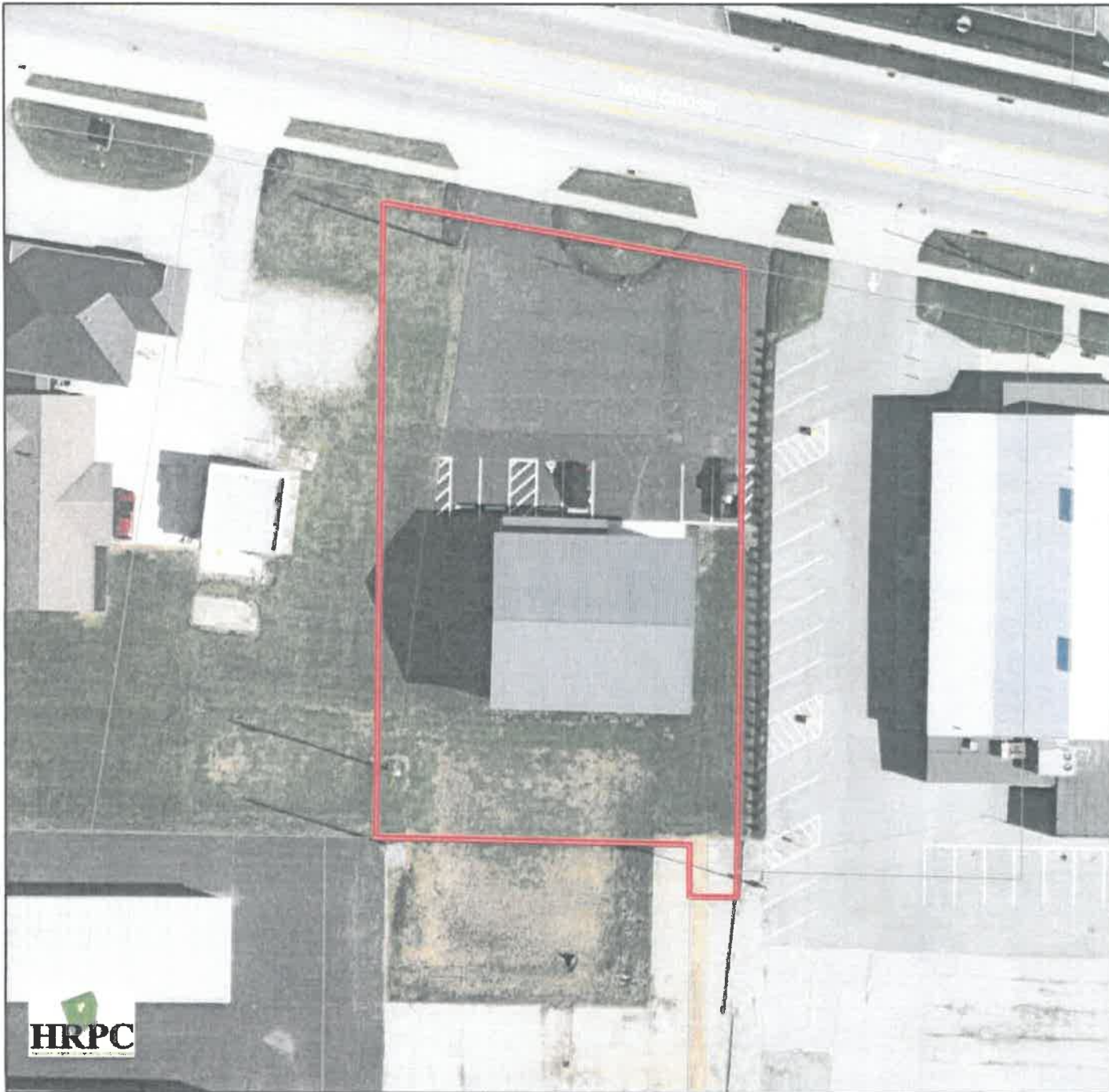
FIRE PREVENTION

- No Comment

RECOMMENDATION

Staff recommends approval of the **APPLICATION FOR CONDITIONAL USE #CU-17-2023** filed by **Doug Andrus**, for outdoor storage of merchandise at 1113 W. Main Cross Street with the following condition:

- The outdoor display be no further than 20-25 feet away from the front of the building.



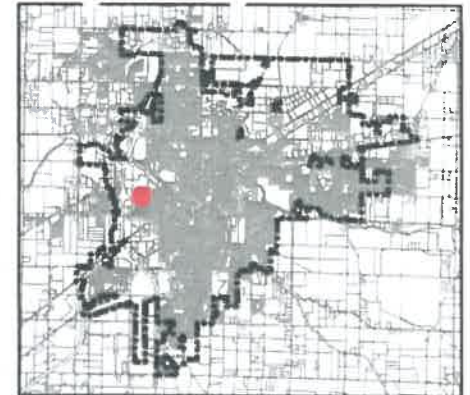
CU-17-2023

APPLICATION FOR
CONDITIONAL USE
filed by Doug Andrus, for
outdoor storage of
merchandise at
1113 W. Main Cross Street.

Legend

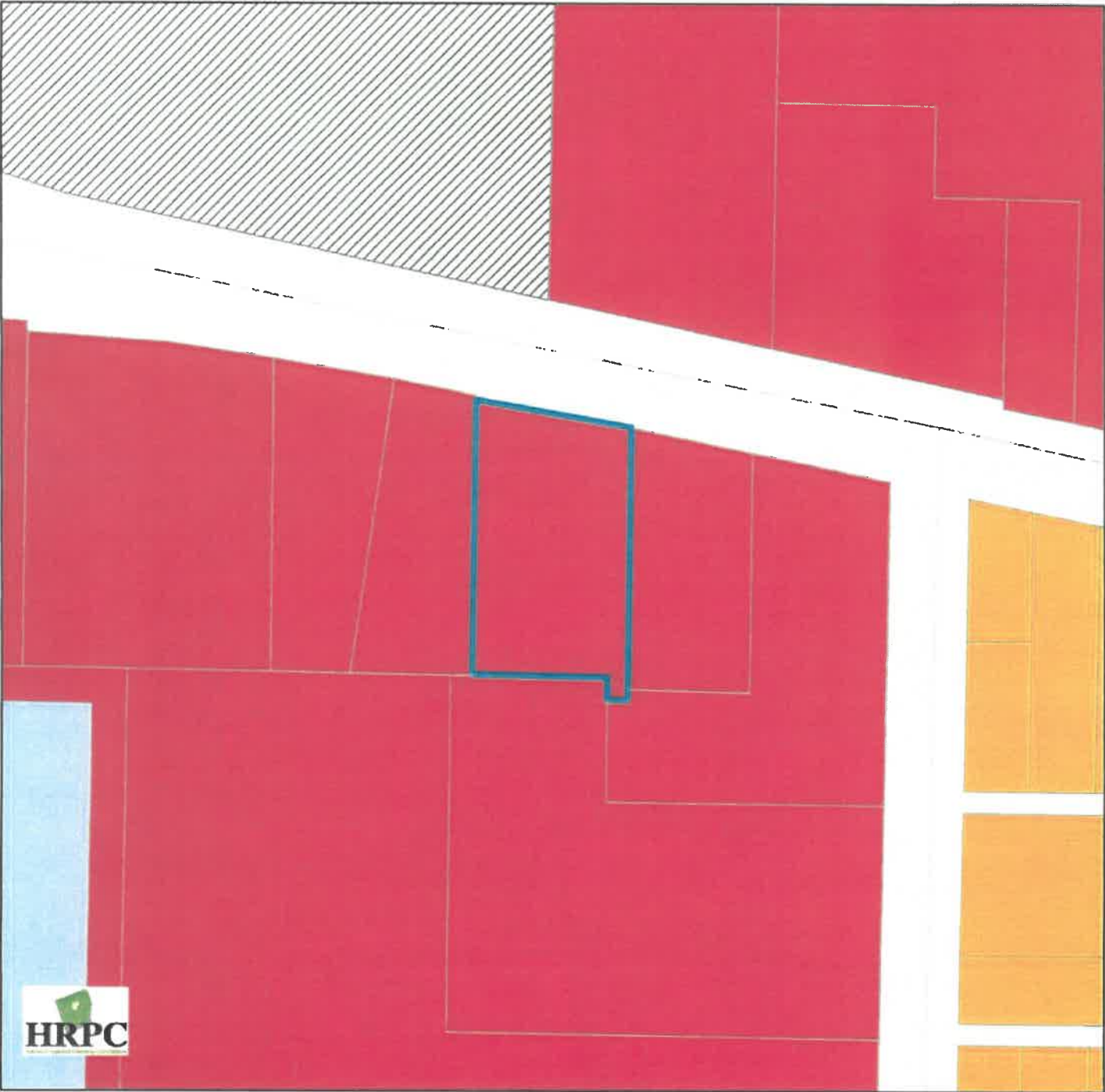
-  Parcels
-  1113 W. Main Cross St.
-  Road Centerline

Findlay Locator Map



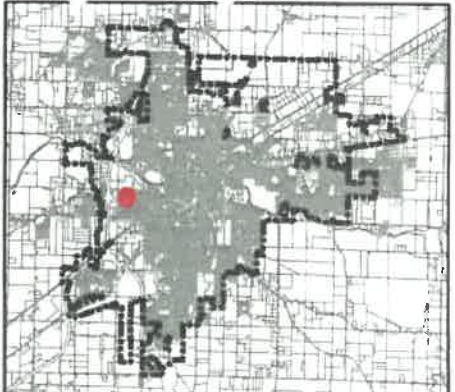
CU-17-2023

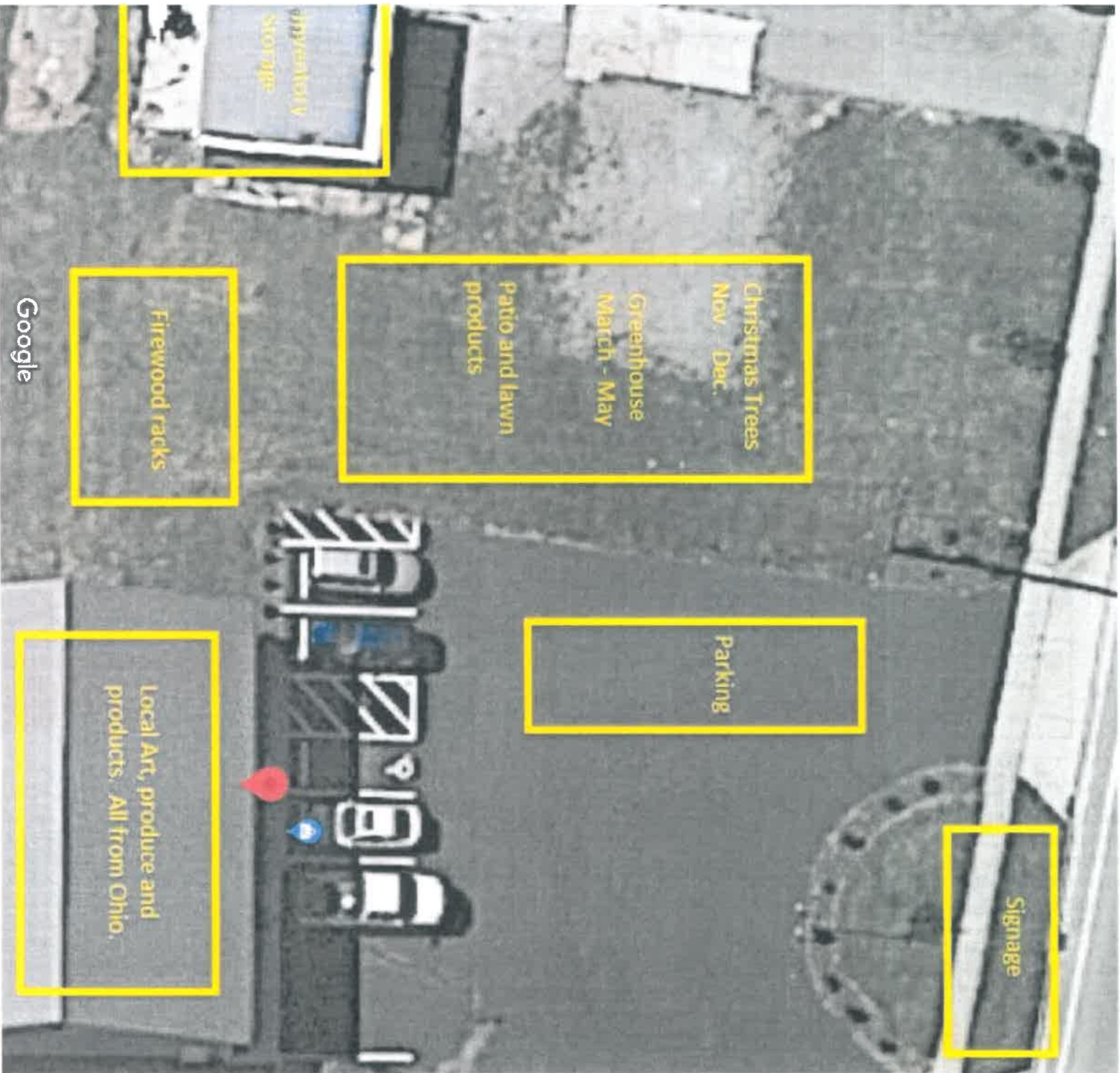
**APPLICATION FOR
CONDITIONAL USE**
filed by Doug Andrus, for
outdoor storage of
merchandise at
1113 W. Main Cross Street.



- Legend**
- Parcels
 - 1113 W. Main Cross St.
 - Road Centerline
 - Large Lot Residential, R-1
 - Medium Lot Residential, R-2
 - Small Lot Residential, R-3
 - Duplex/Triplex, R-4
 - Local Commercial, C-1
 - General Commercial, C-2
 - Downtown Commercial, C-3
 - Office/Institution, O-1
 - Light Industrial, I-1
 - Heavy Industrial, I-2
 - Condominium, CD
 - Multi-Family, Low Density, M-1
 - Multi-Family, High Density, M-2
 - Parks and Open Space, PO
 - Mobile Home, MH

Findlay Locator Map





Inventory Storage

Christmas Trees
Nov. - Dec.

Greenhouse
March - May

Patio and lawn
products

Firewood racks

Parking

Signage

Local Art, produce and
products. All from Ohio.

Google

6. APPLICATION FOR ALLEY VACATION #AV-01-2023 filed by Paul & Brenda Miller to vacate the remainder of the e/w alley between Lilac Lane and Western Avenue north of Coventry Drive.

CPC STAFF

General Information

The right-of-way was part of the plat for this subdivision. The eastern part of the alley was vacated back in 2021 when a list of neighbors requested a vacation up to a certain point.

Staff Analysis

During the staff review of the alley, there is an existing storm sewer that runs through the middle of the right-of-way before turning north. Discussions between HRPC and the Engineer determined that there will need to be an easement in the area, and that structures should not be encouraged over the sewer. That said, staff would recommend that the alley remain and that the City work with the property owners to take care of maintenance issues.

Staff Recommendation

Staff recommends FCPC recommend **denial of APPLICATION FOR ALLEY VACATION #AV-01-2023 filed by Paul & Brenda Miller to vacate the remainder of the e/w alley between Lilac Lane and Western Avenue north of Coventry Drive.**

ENGINEERING

There is an existing storm sewer that runs in the middle of the unapproved alley. If the alley is vacated the City will need an easement for the storm sewer that will be roughly the same size as the existing ROW. If an easement is established it would be preferred to not allow fences or sheds over top of the easement.

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends that FCPC recommend **denial of APPLICATION FOR ALLEY VACATION #AV-01-2023 filed by Paul & Brenda Miller to vacate the remainder of the e/w alley between Lilac Lane and Western Avenue north of Coventry Drive.**

AV-01-2023

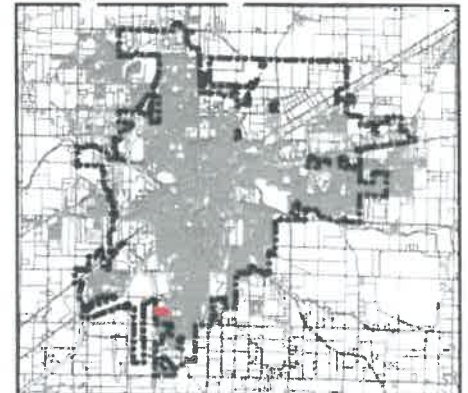
APPLICATION FOR
ALLEY VACATION
filed by Paul & Brenda Miller
to vacate the remainder
of the e/w alley between
Lilac Lane and
Western Avenue north
of Coventry Drive.

Legend

- Parcels
- AV-01-2023
- Road Centerline



Findlay Locator Map



7. APPLICATION FOR SITE PLAN REVIEW #SP-23-2023 filed by Andek LLC to construct a 3-story 16-unit apartment building at parcel #600000302210 on W. McPherson Avenue.

CPC STAFF

General Information

This request is located on the south side of W. McPherson Avenue just east of the intersection with Hurd Avenue. It is currently in the process of rezoning from O-1 Office/Institution to M-2 Multi-Family, High Density. It is in a neighborhood of R-1 Large Lot Residential. It was a part of the PUD for the Lake Cascades Park. It is not located within the 100-year flood plain.

Parcel History

The site is currently vacant.

Staff Analysis

The applicant has resubmitted a site plan for the site. Originally, the site plan called for a 3-story, 24 unit structure. CPC recommended approval contingent upon the zoning being approved and the applicant receiving variances for the density and parking. The zoning was approved by City Council; however, the BZA denied the variances for the density and parking.

Given their denial, the applicant has reworked the site plan to meet the zoning standards. Instead of 24 units, they have dropped it down to 16, which is under the density for the site. The first floor would have 4 units. Two of the units would be 2-bedroom, while the other two were single-bedroom units. The second and third floor would be 6 units each, all being single-bedroom units. They have kept the number of parking the same from the original plan, but with the reduction in units, now have more than enough to accommodate the site.

The site layout is in line with what was originally approved. The landscaping will remain as originally submitted and meets the standard. They applied the recommended landscape buffer near the northeast corner of the site between their neighbor to the east. They also now show a 2' high landscaping mound along W. McPherson Avenue to help with the screening.

Another beneficial change since the last discussion was the dumpster was moved to the west side of the parking lot. This will alleviate issues with having it closer to the neighbor to the east.

Given the reduction in density and keeping the rest of the site the same, staff is supportive of the site plan.

Staff Recommendation

Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-23-2023 filed by Andek LLC to construct a 3-story 16-unit apartment building at parcel #600000302210 on W. McPherson Avenue.

ENGINEERING

Access –

Site will be accessed from a new curb cut that is located on the east side of the side. The new curb cut will lead into a parking lot that will be used by the tenants for the proposed apartments.

Water Service –

The plans are proposing a domestic line to come off of the 10-inch waterline that is running N-S through the site. Due to the location of the water main the meter will most likely need to be placed inside of the building with a backflow preventor. Due to the size of the line a 4-inch valve will need to be placed on the tee at the water main. Final location of the meter shall be determined with the City of Findlay Water Department.

Sanitary Service –

The sanitary service will be connected to the sanitary sewer that is running N-S through the site.

Stormwater Management –

The site plans are proposing a new detention pond to be located on the NW corner of the site and have met the detention requirements for the City.

MS4 Requirements –

The disturbed area is more than 1 acre so the applicant does need to comply with the City of Findlay's Erosion & Sediment Control Ordinance. As part of the site plans the applicant has provided a SWPPP plan for the site.

Recommendations:

Approval of the Site-

The following permits may be required prior to construction:

- Sidewalk Permit x1
 - 50 FT
- Curb Cut Permit x1
 - 55 FT
- Street Opening Permit x1
- Water Service x1
- Sanitary Tap x1
- Storm Tap x1

FIRE PREVENTION

- Be sure to obtain all proper permits for construction




RECOMMENDATION

CPC Staff recommends **approval of APPLICATION FOR SITE PLAN REVIEW #SP-23-2023 filed by Andek LLC to construct a 3 story 16-unit apartment building at parcel #600000302210 on W. McPherson Avenue.**

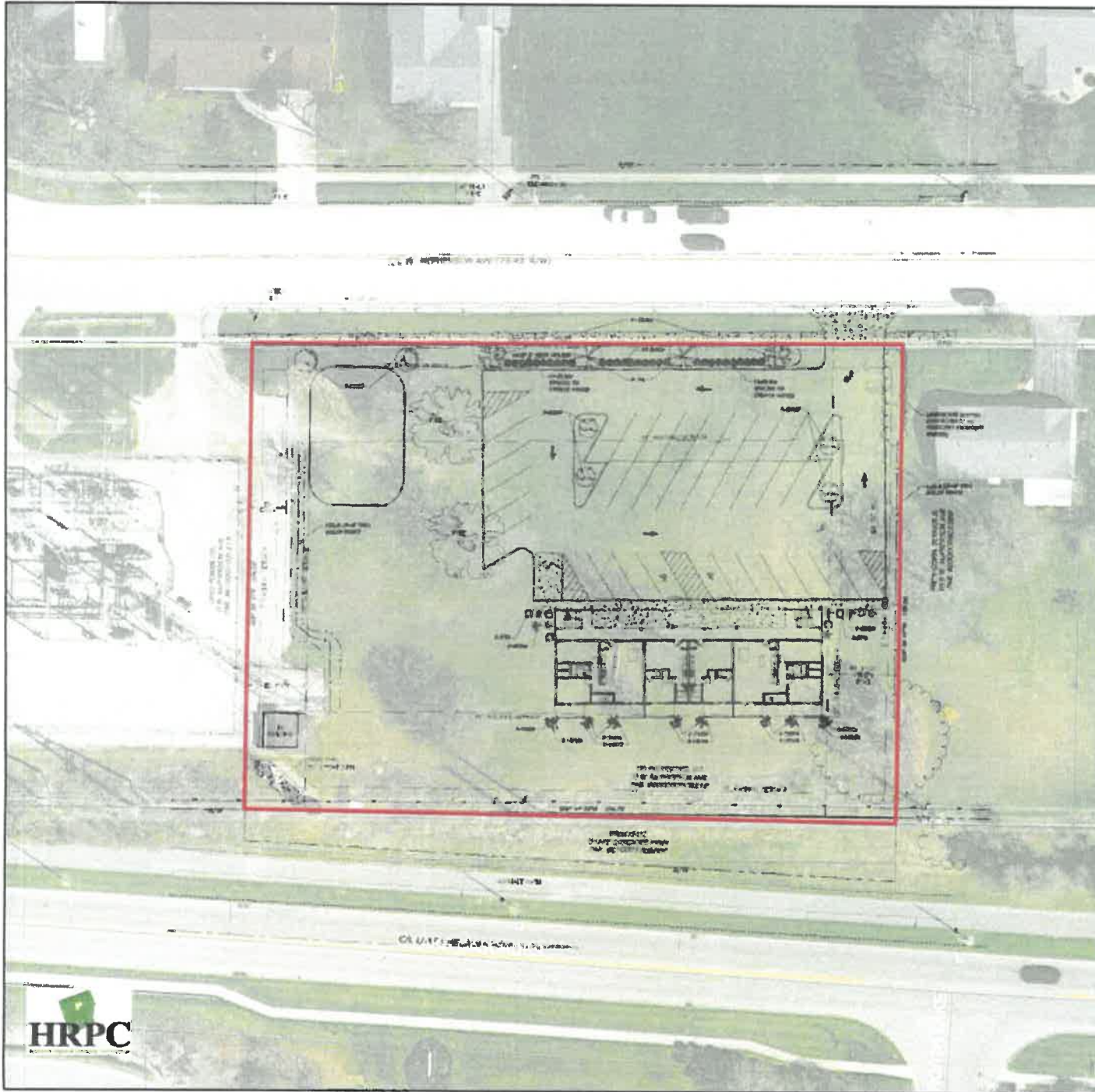
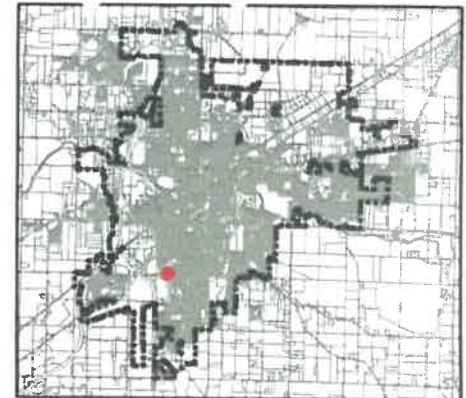
SP-23-2023

APPLICATION FOR
SITE PLAN REVIEW
filed by Andek LLC to
construct a 3 story
16-unit apartment building at
parcel #600000302210 on
W. McPherson Avenue.

Legend

-  Parcel 600000302210
-  Parcels
-  Road Centerline

Findlay Locator Map



SP-23-2023

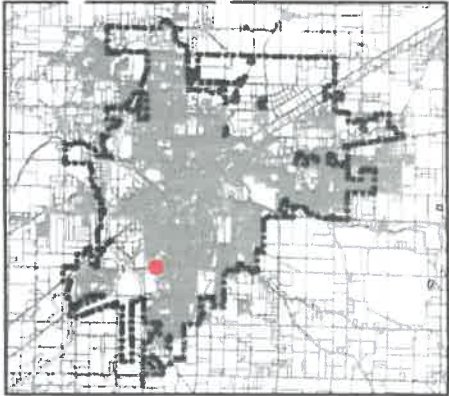
APPLICATION FOR
SITE PLAN REVIEW
filed by Andek LLC to
construct a 3 story
16-unit apartment building at
parcel #600000302210 on
W. McPherson Avenue.



Legend

- Parcel 600000302210
- Parcels
- Road Centerline
- Large Lot Residential, R-1
- Medium Lot Residential, R-2
- Small Lot Residential, R-3
- Duplex/Triplex, R-4
- Local Commercial, C-1
- General Commercial, C-2
- Downtown Commercial, C-3
- Office/Institution, O-1
- Light Industrial, I-1
- Heavy Industrial, I-2
- Condominium, CD
- Multi-Family, Low Density, M-1
- Multi-Family, High Density, M-2
- Parks and Open Space, PO
- Mobile Home, MH

Findlay Locator Map

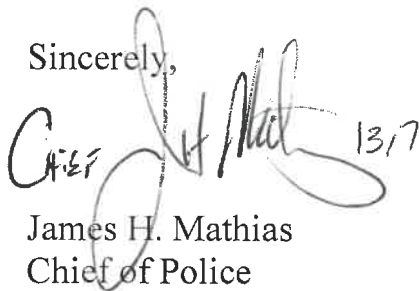


October 3, 2023

Honorable Council:

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

Sincerely,

 1317

James H. Mathias
Chief of Police



AUDITOR'S OFFICE

318 Dorney Plaza, Room 313
Findlay, OH 45840-3346
Telephone: 419-424-7101 • Fax: 419-424-7866
www.findlayohio.com

JIM STASCHIAK II
CITY AUDITOR

Monday, October 09, 2023

The Honorable Council
Findlay, Ohio

Council Members,

A set of summary financial reports for the prior month include:

Summary of Year-To-Date Information as of September 30, 2023
Financial Snapshot for General Fund as of September 30, 2023
Open Projects Report as of September 30, 2023
Cash & Investments as of September 30, 2023

Respectfully Submitted,

Jim Staschiak II
City Auditor

CITY OF FINDLAY
SUMMARY OF YEAR-TO-DATE INFORMATION AS OF SEPTEMBER 30, 2023

	EXPENDITURE BUDGET	Y-T-D EXPENSED	Y-T-D %	ANNUAL REVENUE BUDGET	Y-T-D RECEIVED	Y-T-D %
COUNCIL	348,688	250,560	71.9%	3,050	1,125	36.9%
MAYOR'S OFFICE	343,832	201,068	58.5%	4,269	6,388	149.6%
AUDITOR'S OFFICE	929,906	569,294	61.2%	426,027	271	0.1%
TREASURER'S OFFICE	25,964	21,344	82.2%	-	-	0.0%
LAW DIRECTOR	805,615	577,311	71.7%	128,600	152,555	118.6%
MUNICIPAL COURT	2,606,666	1,882,919	72.2%	1,490,525	1,046,787	70.2%
CIVIL SERVICE OFFICE	158,970	64,822	40.8%	-	1,176	100.0%
PLANNING & ZONING	154,615	154,438	99.9%	-	-	0.0%
COMPUTER SERVICES	647,796	446,946	69.0%	636,224	636,618	100.1%
GENERAL EXPENSE	5,229,238	4,509,958	86.2%	-	-	0.0%
GENERAL REVENUE	-	-	0.0%	26,380,492	23,902,879	90.6%
POLICE DEPARTMENT	9,309,211	6,137,326	65.9%	786,121	540,749	68.8%
DISASTER SERVICES	80,277	68,537	85.4%	-	-	0.0%
FIRE DEPARTMENT	9,054,506	6,523,894	72.1%	1,054,872	799,521	75.8%
DISPATCH CENTER	1,259,544	862,914	68.5%	27,000	27,000	100.0%
SAFETY DIRECTOR	270	270	100.0%	-	-	0.0%
HUMAN RESOURCES	159,670	106,942	67.0%	-	-	0.0%
SERVICE DIRECTOR	245,320	164,377	67.0%	-	-	0.0%
ENGINEERING OFFICE	939,859	565,426	60.2%	146,020	116,952	80.1%
PUBLIC BUILDING	556,518	256,993	46.2%	-	120	0.0%
ZONING	429,124	229,362	53.4%	86,800	50,510	58.2%
PARK MAINTENANCE	1,268,280	797,199	62.9%	56,145	56,698	101.0%
RESERVOIR RECREATION	14,337	4,996	34.8%	-	-	0.0%
RECREATION MAINTENANCE	126,255	85,158	67.4%	-	-	0.0%
RECREATION FUNCTIONS	986,566	742,617	75.3%	665,250	559,354	84.1%
CEMETERY DEPARTMENT	651,198	479,781	73.7%	111,070	102,464	92.3%
TOTAL GENERAL FUND	36,332,225	25,704,451	70.7%	32,002,465	28,001,167	87.5%

CONTINUED ON REVERSE

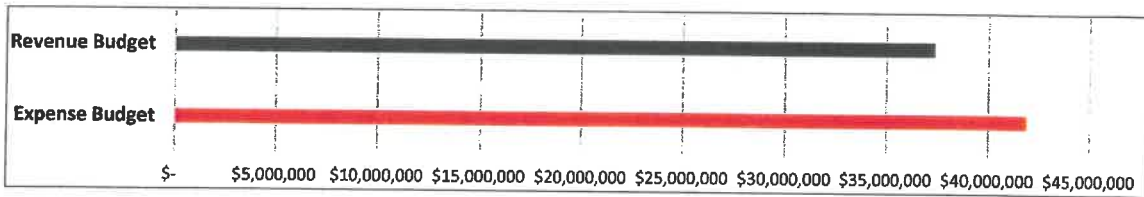
	EXPENDITURE BUDGET	Y-T-D EXPENSED	Y-T-D %	ANNUAL REVENUE BUDGET	Y-T-D RECEIVED	Y-T-D %
SCM&R STREETS	4,017,072	2,100,440	52.3%	4,024,465	372,716	9.3%
TRAFFIC-SIGNALS	623,642	380,423	61.0%	120,000	126,790	105.7%
TOTAL SCM&R FUND	4,640,714	2,480,863	53.5%	4,144,465	499,506	12.1%
SCM&R HIWAYS	189,946	171,999	90.6%	200,355	124,871	62.3%
TOTAL SCM&R HIWAYS FUND	189,946	171,999	90.6%	200,355	124,871	62.3%
AIRPORT OPERATIONS	1,414,980	1,014,567	71.7%	1,102,454	998,472	90.6%
TOTAL AIRPORT FUND	1,414,980	1,014,567	71.7%	1,102,454	998,472	90.6%
WATER TREATMENT	3,733,385	1,936,416	51.9%	17,000	45,239	266.1%
WATER DISTRIBUTION	2,768,238	1,247,862	45.1%	125,100	52,093	41.6%
UTILITY BILLING	1,599,514	738,765	46.2%	8,207,065	6,435,047	78.4%
SUPPLY RESERVOIR	1,134,313	449,274	39.6%	21,502	6,053	28.1%
TOTAL WATER FUND	9,235,450	4,372,316	47.3%	8,370,667	6,538,432	78.1%
SANITARY SEWER MAINT	1,329,698	794,812	59.8%	1,000	6,051	605.1%
STORMWATER MAINT	277,817	164,014	59.0%	786,000	598,524	76.1%
WATER POLLUTION CONTROL	3,574,374	2,382,781	66.7%	8,826,210	6,738,673	76.3%
TOTAL SEWER FUND	5,181,889	3,341,606	64.5%	9,613,210	7,343,248	76.4%
PARKING	100,908	73,845	73.2%	83,828	78,693	93.9%
TOTAL PARKING FUND	100,908	73,845	73.2%	83,828	78,693	93.9%
SWIMMING POOL	136,026	98,231	72.2%	125,000	125,095	100.1%
TOTAL SWIMMING POOL FUND	136,026	98,231	72.2%	125,000	125,095	100.1%
CIT ADMINISTRATION	24,667,403	20,589,232	83.5%	28,906,000	27,867,686	96.4%
TOTAL CIT FUND	24,667,403	20,589,232	83.5%	28,906,000	27,867,686	96.4%

SNAPSHOT Revenues/Expenditures & Key Balances Snapshot PROJECTED:

9/30/2023

GENERAL FUND REVENUES & EXPENSES

Prior Year Ending Cash Balance – Unappropriated		\$	27,141,763
Revenue and Receipts Projection General Fund	\$	37,383,228	
Expenses Appropriated General Fund (assumes \$0.00 returned by departments)	\$	<u>41,912,603</u>	
BUDGETED OPERATIONAL SURPLUS/(DEFICIT)			(4,529,375)
BUDGETED UNENCUMBERED YEAR END GENERAL FUND BALANCE			\$ <u>22,612,388</u>



MONITORING INTANGIBLE / ANTICIPATED ITEMS

POSSIBLE

LIKELY

Revenue Differential + / (-)

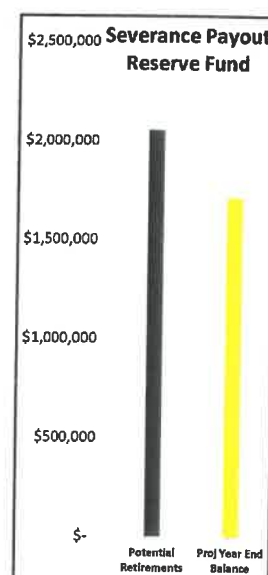
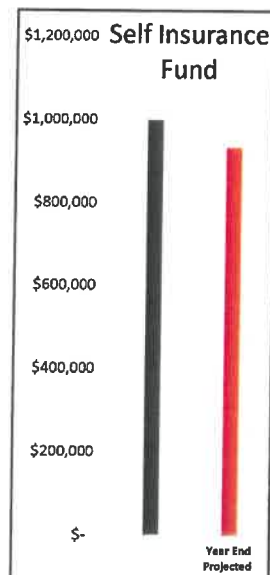
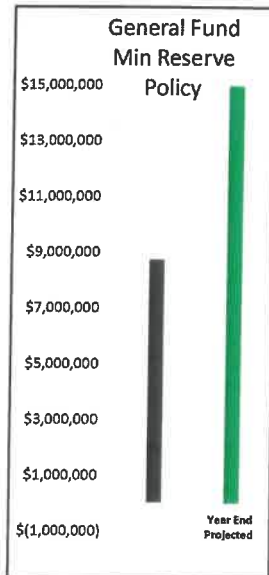
Expense Differential + / (-)

2020 Proposed Capital Improvements Plan General Fund Dollars

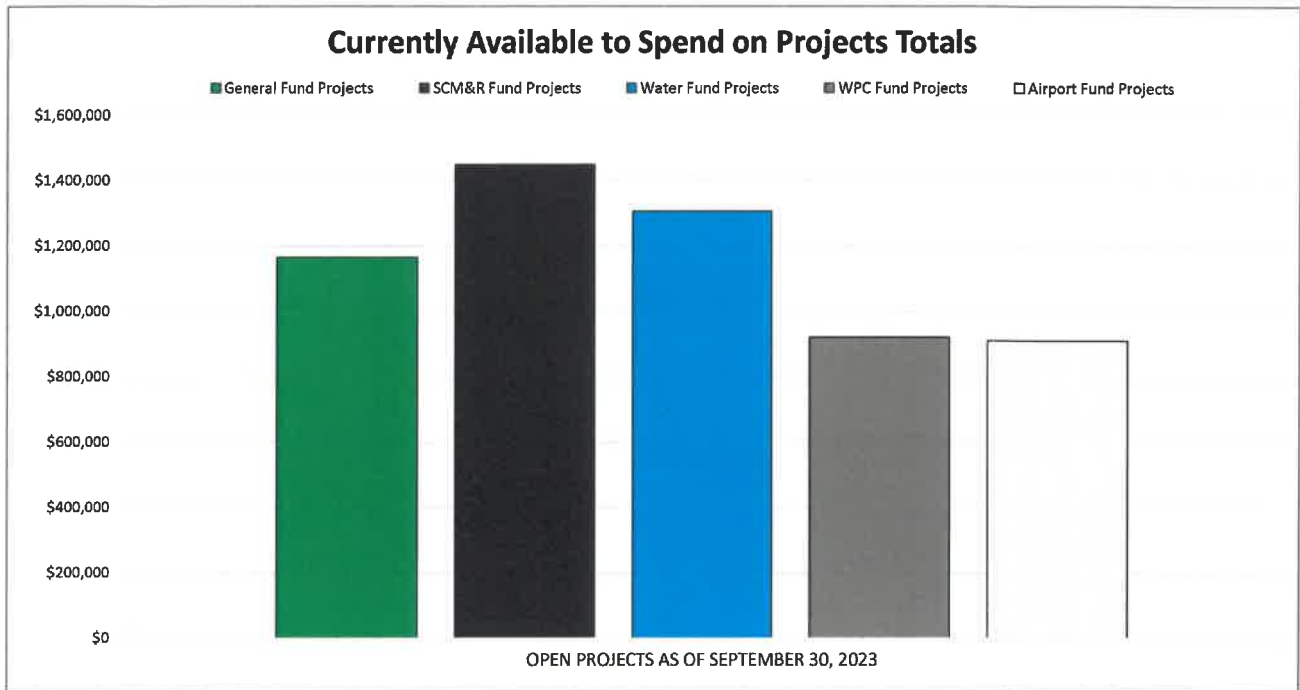
Fund Subsidies + / (-)

FINANCIAL POLICY AMOUNTS

			Year End Projected	Over/(Short)
Minimum Reserve Balance General Fund	\$	8,747,726	\$ 22,612,388	\$13,864,662
General Fund Rainy Day Reserve Account #10000000-818002	\$	1,500,000	\$ 1,500,000	\$0
Self Insurance Fund (\$1MM reserve)	\$	1,000,000	\$ 935,659	(\$64,341)
Severance Payout Reserve Fund & Potential Retirements through 2022	\$	2,055,602	\$ 1,720,145	(\$335,457)



CITY OF FINDLAY OPEN PROJECTS AS OF SEPTEMBER 30, 2023



PROJECT NUMBER	PROJECT NAME	TOTAL APPROPRIATED	TOTAL EXPENSED	TOTAL PENDING PURCHASE ORDERS	CURRENTLY AVAILABLE TO SPEND
		INCEPTION TO DATE	INCEPTION TO DATE		
31912000	PARKER TRAINING/RESTROOM REMODEL	72,559	40,988	-	31,571
31912500	TRAFFIC/FABRICATION SHOP	40,000	30,286	-	9,715
31912800	TYLER EXECUTIME IMPLEMENTATION	150,000	45,860	104,140	-
31913400	21 UPGRADE SHELTER 15	70,000	40,228	26,303	3,469
31913700	DOWNTOWN RECREATION AREA	105,775	49,690	51,085	5,000
31920700	22 ORC REQUIRED PD TRAINING	24,203	12,095	-	12,108
31920800	ENG/ZONING FILE SCANNING	50,000	7,069	35,240	7,691
31920900	MUNI BLDG ELEVATOR REPLACEMENT	150,000	-	-	150,000
31921900	SECURITY CAMERAS	91,130	58,710	29,132	3,287
31922200	2022 GIS FUNCTIONALITY GROWTH	80,000	2,137	47,763	30,100
31922400	MUNI BLDG BATHROOM UPGRADES	93,600	-	-	93,600
31924300	RIVERSIDE DAM MODIFICATIONS	80,000	56,770	23,230	-
31924400	MUNI CT COURTMASER EFILING	19,650	-	19,650	-
31924800	MLK MURAL	15,000	-	-	15,000
31925100	CITY RESTROOM ACCESSIBILITY	45,000	-	-	45,000
31925400	TECHNOLOGY IMPROVMENTS	25,000	-	-	25,000
31925500	CIT SOFTWARE	190,000	-	-	190,000
31925600	TREE PLANTING	100,000	-	-	100,000
31925800	DEMOLITION PROGRAM	400,000	-	-	400,000
31948200	OHIO 629 - MARATHON	250,000	17,651	12,108	220,241
31955300	ROWMARK 629 ROADWORK	100,000	1,516	-	98,484
31966800	2017 ORC PD REQUIRED TRAINING	40,181	1,102	1,800	37,279
31977900	PUBLIC SAFETY SOFTWARE SYSTEM	731,770	726,451	2,086	3,233
31993600	KEEP ACTIVE KEEP HEALTHY PROG	100,000	97,142	-	2,858
31993800	RVR GREENTRAIL TO RIVERBEND	364,509	312,262	24,971	27,276
31994900	FIRE STRICT FACILITY	250,200	22,714	102,843	124,643
GENERAL FUND PROJECTS		3,638,577	1,522,671	480,351	1,635,555

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED INCEPTION TO DATE	EXPENSED INCEPTION TO DATE	PENDING PURCHASE ORDERS	AVAILABLE TO SPEND
32542300	OIL DITCH CLEANING	20,000	-	-	20,000
32549500	HOWARD RUN DITCH CLEANING	6,000	-	-	6,000
32811100	I75/CR99 INTERCHANGE PID10237	420,000	420,000	-	-
32821400	HAN-INTERSTATE & FHS TRAILS	45,000	10,400	11,433	23,167
32822000	ODOT FY23 RESURF PID1087776	1,000	-	-	1,000
32823100	S MAIN/HARDIN INTERSECTION	120,000	-	-	120,000
32823200	S MAIN/CRAWFORD INTERSECTION	100,000	-	-	100,000
32823400	W MAIN CROSS/CORY INTERSECTION	100,000	-	-	100,000
32852700	W SANDUSKY/WESTERN AVENUE	190,000	102,178	9,803	78,019
32864600	CR212/CR236 WIDENING	240,000	187,208	46,308	6,484
32872100	S MAIN/LINCOLN INTERSECTION	125,000	104,098	254	20,648
32876000	BLANCHARD/LINCOLN BIKE LANE	3,527,402	2,502,202	50,002	975,198
	SCM&R FUND PROJECTS	4,894,402	3,326,086	117,801	1,450,515
35202300	AIP-28 REHAB TAXIWAY A	432,624	355,573	72,320	4,731
35210500	AIRPORT NORTH APRON REHAB	275,046	79,079	14,791	181,176
35222100	TERMINAL BLDG MOVE/REHAB	126,000	32,447	74,508	19,045
35224000	AIP-33 NORTH APRON REHAB CONS	2,404,147	-	2,007,653	396,494
35225200	AIP-34	306,000	-	-	306,000
35293200	AIP-27 RUNWAY 7/25 REHAD CRACK SEAL	136,618	121,617	11,753	3,248
	AIRPORT FUND PROJECTS	3,680,435	588,716	2,181,025	910,694
35512100	WASHINGTON AVE STORM UPGRADE	20,000	-	-	20,000
35521700	W LINCOLN STORM SWR	220,000	12,777	5,505	201,719
35601300	WPC CLARIFIER 3&4 REHAB	680,845	12,000	652,192	16,653
35610700	2021 COMBINED SEWER OVERFLOW	40,000	29,289	10,711	-
35611600	SPRINGLAKE SANITARY UPGRADE	625,000	365,151	67,391	192,458
35622800	CLARIFIERS WEIR BRUSH REPLACE	100,000	-	-	100,000
35626200	CSO LTC PLAN AMENDMENT 22	390,000	-	-	390,000
35691900	WEST MAIN CROSS SAN SEWER	20,000	18,891	1,109	-
	SEWER FUND PROJECTS	2,095,845	438,107	736,908	920,830
35710100	RECTOR AVE WATERLINE REPLACE	449,147	2,351	381,410	65,386
35720200	HARRISON ST WL REPLACEMENT	5,549	-	-	5,549
35722700	RESERVOIR PAINT/REPAIR	30,000	-	-	30,000
35725300	WTP GENERATOR	300,000	-	-	300,000
35781800	WTP SCADA SYSTEM UPGRADES	585,600	505,565	62,150	17,885
35782600	WTP & RES SECURITY CAMERAS	150,000	103,442	3,497	43,061
35782800	RESERVOIR TRANSFER LINE REHAB	157,881	167	137,881	19,833
35783300	WATER METER SYSTEM REPLACE	2,092,622	1,267,622	-	825,000
35790800	WTP CO2 TANKS REPLACEMENT	50,000	-	49,800	200
	WATER FUND PROJECTS	3,820,799	1,879,147	634,738	1,306,914

CITY OF FINDLAY
CASH & INVESTMENTS AS OF SEPTEMBER 30, 2023

<u>AMOUNT</u>	<u>DESCRIPTION AND COUPON RATE</u>	<u>BANK/FIRM</u>
\$ 899,000.00	STAR OHIO @ 5.520%	
133,904.26	STAR OHIO @ 5.520%	
51,003,500.00	STAR OHIO @ 5.520%	
1,663,801.75	STAR OHIO @ 5.520%	
32,505,000.00	SAVINGS ACCOUNT	FIFTH THIRD BANK
997,804.87	US TREASURY @ 0.750% COUPON	FIFTH THIRD BANK
803,615.40	FFCB @ 1.60% COUPON	KEY BANK
946,835.94	US TREASURY @ 0.250% COUPON	HUNTINGTON BANK
964,023.44	US TREASURY @ 0.125% COUPON	FIFTH THIRD BANK
970,940.00	US TREASURY @ 1.500% COUPON	KEY BANK
964,453.13	US TREASURY @ 0.875% COUPON	HUNTINGTON BANK
982,460.94	US TREASURY @ 2.500% COUPON	HUNTINGTON BANK
995,234.38	US TREASURY @ 4.250% COUPON	HUNTINGTON BANK
962,539.06	US TREASURY @ 2.375% COUPON	HUNTINGTON BANK
969,843.75	US TREASURY @ 2.500% COUPON	PNC BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 4.290%	PREMIER BANK
245,000.00	CERTIFICATE OF DEPOSIT @ 5.000%	WATERFORD BANK
<hr/>		
\$ 96,252,956.92	INVESTMENT TOTAL	
3,766,255.47	5/3 BANK ACCOUNT BALANCE	
-	ACCRUED INVESTMENT INTEREST	
<hr/>		
\$ 100,019,212.39	TOTAL CASH & INVESTMENTS	

UNAPPROPRIATED FUND BALANCES (CURRENT CASH BALANCES ON REVERSE)

GENERAL	\$ 22,612,388
SCM&R	1,361,168
SCM&R HIWAY	371,441
SEVERANCE PAYOUT RESERVE	1,720,145
ARPA	63,402
AIRPORT	215,124
WATER	4,872,253
SEWER	11,548,493
STORMWATER	2,074,421
PARKING	50,797
CIT ADMINISTRATION	200,000
CIT CAPITAL IMPROVEMENT	3,078,886

CITY OF FINDLAY

BREAKDOWN OF TOTAL CASH & INVESTMENTS BY FUND AS OF SEPTEMBER 30, 2023

\$ 35,528,100.82	General Fund
1,500,000.00	General Fund Restricted Rainy Day
4,320,803.71	General Fund Projects
1,992,379.87	SCM&R Fund
3,791,768.34	SCM&R Fund Projects
208,005.00	County Permissive License Fund
350,931.72	State Highway Fund
934.39	Law Enforcement Trust Fund
3,044.03	Drug Law Enforcement Trust Fund
354,947.72	ID Alcohol Treatment Fund
52,364.91	Opioid Abatement Fund
74,698.56	Enforcement & Education Fund
1,012,178.78	Court Special Projects Fund
171,771.09	Court Computerization Fund
2,109.56	METRICH Drug Law Enforcement Trust Fund
176,946.49	Alcohol Monitoring Fund
188,487.14	Mediation Fund
108,632.64	Electronic Imaging Fund
20,790.63	Legal Research Fund
1,638,581.12	Severance Payout Fund
63,402.31	ARPA Fund
94,611.17	Debt Service Fund
53,834.08	CR 236 TIF Fund
1,054,541.84	Municipal Court Improvement Fund
562,932.45	Airport Fund
658,446.23	Airport Fund Projects
8,722,477.31	Water Fund
936,517.97	Water Fund Restricted
3,431,152.07	Water Fund Projects
12,298,643.94	Sewer Fund
5,195,472.80	Sewer Fund Restricted
4,418,825.11	Sewer Fund Projects
79,884.73	Parking Fund
-	Parking Fund Projects
42,679.81	Swimming Pool Fund
23,012.21	Internal Service Central Stores Fund
246,361.78	Internal Service Workers Comp Fund
936,345.62	Internal Service Self Insurance Fund
4,788,070.74	CIT Fund
1,861,538.68	CIT Fund- Restricted Capital Improvements
346,209.74	Police Pension Fund
346,209.74	Fire Pension Fund
73,490.02	Unclaimed Monies Fund
227,658.67	Tax Collection Agency Fund
1,720,492.55	Cemetery Trust Fund
167,535.81	Private Trust Fund
169,635.39	Guaranteed Deposits
1,712.02	Special Assessments Pavements Fund
-	Special Assessments Sidewalks Fund
-	Special Assessments Sidewalks Fund Projects
41.08	Special Assessments Storm Fund
<u>\$ 100,019,212.39</u>	TOTAL CASH & INVESTMENTS

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

Court: **FINDLAY MUNICIPAL COURT**
 Report for the month of: **September 2023**

Judge: **STEPHANIE M BISHOP**

Date of completion of most recent physical inventory
04/13/2023

	B	C	D	E	F	G	H	T	V
	Misdemeanors	O.V.I.	Other Traffic	Personal Injury & Property Damage	Contracts	F.E.D.	Other Civil	TOTAL	Visiting Judge
Pending beginning of period	184	98	97	0	15	3	0	397	0
New cases filed	40	5	20	0	3	0	0	68	0
Cases transferred in, reactivated or redesignated	8	1	1	0	0	0	0	10	0
TOTAL (Add lines 1-3)	232	104	118	0	18	3	0	475	0
Jury trial	0	0	0	0	0	0	0	0	0
Court trial	0	0	3	0	0	1	0	4	0
Default				0	1	0	0	1	0
Guilty or no contest plea to original charge	13	14	14					41	0
Guilty or no contest plea to reduced charge	1	0	1					2	0
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	0	0	0	0	0	0	0	0	0
Other Dismissals	21	1	3	0	1	0	0	26	0
Transfer to another judge or court	0	0	2	0	0	0	0	2	0
Referral to private judge				0	0	0	0	0	0
Unavailability of party for trial or sentencing	2	1	2	0	0	0	0	5	0
Bankruptcy stay or interlocutory appeal	0	0	0	0	0	0	0	0	0
Other terminations	1	0	0	0	1	0	0	2	1
TOTAL (Add lines 5-16)	38	16	25	0	3	1	0	83	0
Pending end of period (Subtract line 17 from line 4)	194	88	93	0	15	2	0	392	0
Cases pending beyond time guideline	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	0	0	0	0	0	0	0	0	0
Cases submitted awaiting sentencing or judgment beyond time guideline	0	0	0	0	0	0	0	0	0

Approved + FTP 10/10/23

Fax to:
 (614) 387-9419
 -or-
 Mail to:
 Court Statistical Reporting Section
 Supreme Court of Ohio
 65 South Front Street, 6th Floor
 Columbus, Ohio 43215-3431

STEPHANIE M BISHOP

Date

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

Date

ALAN D HACKENBERG

Date

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

Court: **FINDLAY MUNICIPAL COURT** Judge: **ALAN D HACKENBERG**
 Report for the month of: **September 2023**

Date of completion of most recent physical inventory
06/30/2023

	B	C	D	E	F	G	H	T	V
	Misdemeanors	O.V.I.	Other Traffic	Personal Injury & Property Damage	Contracts	F.I.D.	Other Civil	TOTAL	Visiting Judge
Pending beginning of period	152	63	65	1	11	1	0	293	0
New cases filed	52	16	18	0	6	0	0	92	0
Cases transferred in, reactivated or redesignated	4	0	2	0	0	0	0	6	0
TOTAL (Add lines 1-3)	208	79	85	1	17	1	0	391	0
Jury trial	0	0	0	0	0	0	0	0	0
Court trial	0	0	0	0	0	0	0	0	0
Default				0	1	0	0	1	0
Guilty or no contest plea to original charge	14	8	3					25	0
Guilty or no contest plea to reduced charge	2	0	3					5	0
Dismissal for lack of speedy trial(criminal) or want of prosecution (civil)	0	0	0	0	0	0	0	0	0
Other Dismissals	22	1	5	1	0	0	0	29	0
Transfer to another judge or court	1	0	0	0	1	0	0	2	0
Referral to private judge				0	0	0	0	0	0
Unavailability of party for trial or sentencing	2	0	0	0	0	0	0	2	0
Bankruptcy stay or interlocutory appeal	0	0	0	0	0	0	0	0	0
Other terminations	0	0	0	0	2	0	0	2	0
TOTAL (Add lines 5-16)	41	9	11	1	4	0	0	66	0
Pending end of period (Subtract line 17 from line 4)	167	70	74	0	13	1	0	325	0
Cases pending beyond time guideline	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	0	0	0	0	0	0	0	0	0
Cases submitted awaiting sentencing or judgment beyond time guideline	0	0	0	0	0	0	0	0	0

Approved & FTP 10/10/23

Fax to:
 (614) 387-9419
 -or-
Mail to:
 Court Statistical Reporting Section
 Supreme Court of Ohio
 65 South Front Street, 6th Floor
 Columbus, Ohio 43215-3431

ALAN D HACKENBERG _____ Date _____
 Preparer's name and telephone number if other than judge (print or type) _____ Date _____
 ALAN D HACKENBERG _____ Date _____

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

Court: **FINDLAY MUNICIPAL COURT** Judge: **ALAN D HACKENBERG**

Report for the month of: **September 2023**

	A	B	C	D	E	F	G	H	I	T
	Felonies	Misdemeanors	O.M.V.I.	Other Traffic	Personal Injury & Property	Contracts	F.E.D.	Other Civil	Small Claims	TOTAL
Pending beginning of period	4	75	5	285	6	463	48	0	178	1064
New cases filed	16	124	22	610	0	204	28	0	77	1081
Cases transferred in, reactivated or redesignated	0	29	1	76	0	2	0	0	2	110
TOTAL (Add lines 1-3)	20	228	28	971	6	669	76	0	257	2255
Trial/Hearing by judge (include bindover by preliminary hearing, guilty or no contest pleas and defaults)	0	18	1	31	0	52	12	0	14	128
Hearing by Magistrate (Include guilty or no contest pleas and defaults)		5	0	26	0	0	0	0	28	59
Transfer (Include waivers of preliminary hearing and individual judge assignments)	11	91	21	38	0	9	0	0	0	170
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	0	0	0	0	0	30	3	0	1	34
Other dismissals (Include dismissals at preliminary hearing)	2	11	2	98	0	16	5	0	26	160
Violations Bureau		0		158						158
Unavailability of party for trial or sentencing	0	10	2	89	0	0	0	0	0	101
Bankruptcy stay or interlocutory appeal	0	0	0	0	0	1	0	0	0	1
Other terminations	0	7	0	231	0	6	1	0	0	245
TOTAL (Add lines 5-13)	13	142	26	671	0	114	21	0	69	1056
Pending end of period (Subtract line 14 from line 4)	7	86	2	300	6	555	55	0	188	1199
Cases pending beyond time guideline	0	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	0	0	0	0	0	0	0	0	0	0

Approved - FTP 10/10/23

ALAN D HACKENBERG

Date

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

Date

Fax to:
(614) 387-9419
-or-
Mail to:
Court Statistical Reporting Section
Supreme Court of Ohio
65 South Front Street, 6th Floor
Columbus, Ohio 43215-3431

MONTHLY REPORT

ALAN D. HACKENBERG, JUDGE
 STEPHANIE M. BISHOP, JUDGE
 HEATHER M EIGEL, CLERK
 CANDACE R. GRIFFITH, CHIEF PROBATION OFFICER
 BRAD J. BASH, JUDICIAL ASSISTANT SUPERVISOR

FINDLAY MUNICIPAL COURT
 318 DORNEY PLAZA RM 206
 FINDLAY, OHIO 45839
 TELEPHONE 419-424-7141
 FAX 419-424-7803

FINDLAY MUNICIPAL COURT Monthly Report for September, 2023

PAGE 1

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CASES FILED:				
TRAFFIC	632	6,506	822	6,354
TRAFFIC COMPANION	70	870	120	817
TRAFFIC OVERTIME PARKING	-	-	-	2
CRIMINAL	140	1,214	137	1,257
CRIMINAL COMPANION	24	129	24	150
SEARCH WARRANT	10	48	10	76
CIVIL	232	1,587	138	1,244
SMALL CLAIMS	77	778	102	821
EXTRADITION	1	9	2	16
HABITUAL TRAFFIC VIOLATOR	-	-	-	1
OTHER	9	113	10	99
TOTALS	1,195	11,254	1,365	10,837
COURT PROCEEDINGS:				
ABILITY TO PAY	2	22	10	28
Admin License Suspension	1	24	-	15
APPEAL DOG DESIGNATION	-	2	-	2
Arraignment	743	7,583	916	7,561
Attachment	9	102	13	91
Bond	-	6	-	19
BOND RETURN	3	18	-	3
BOND VIOLATION	-	2	1	8
Civil Status Conference	2	19	2	18
COMMUNITY SERVICE REVIEW	5	61	5	117
Contempt of Court	21	262	17	319
CONTESTED DUS CONTEMPT HEARING	-	1	1	9
Contested Small Claims	-	10	-	9
Continued	628	6,081	674	5,917
Damages	2	9	-	6
Debtors Examination	37	538	63	389
Default	1	8	-	3
Desk Review	134	984	125	1,043
DIVERSION PLEA	1	16	-	28
DUS CLINIC	-	-	2	2
DUS DIVERSION REVIEW	5	24	5	32
Expungement	-	1	-	-
Extradition	-	2	-	9
Forcible Detention	19	158	20	147
Garnishment	-	10	1	14
Habitual Traffic Violator	-	-	-	1
Hearing on Motion	2	60	15	60
HEARING ON MOTION TO SEAL RECORD	6	53	3	83
HEARING ON WARRANT	-	35	32	277
Jury Trial	-	3	-	1
Marriage	2	34	3	27
Mediation	-	-	-	4
Miscellaneous	2	9	3	23
Motion to Dismiss	-	2	-	-
Motion to Vacate Judgment	-	1	-	1

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
Motion to Withdraw as Counsel	-	3	1	10
Plea	73	865	88	940
Preliminary	2	62	11	80
Pre-Trial	176	1,412	142	1,446
Pre-Trial with Judge	56	643	60	618
Reconsideration of Sentence	-	2	-	11
Restitution	-	2	-	-
Revivor	11	41	1	19
Revocation	2	86	13	98
SAFE SURRENDER	-	29	-	10
SECOND PRETRIAL	99	895	76	929
Sentencing	3	37	2	31
Small Claims	42	567	71	647
STATUS CONFERENCE	1,312	13,213	1,387	13,468
Suppression	2	32	3	44
TELEPHONE PRETRIAL	22	152	16	154
Trial	5	43	7	50
WRIT OF RESTITUTION	14	120	16	113
WRITTEN PLEA	5	64	10	56
TOTALS	3,449	34,408	3,816	34,990

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CRIMINAL VIOLATIONS:				
ASSAULT	6	43	1	43
BREAKING & ENTERING	-	-	-	3
BURGLARY	-	2	1	6
CRIMINAL DAMAGING	3	23	1	36
CRIMINAL TRESPASS	6	49	5	79
DISORDERLY CONDUCT	12	103	15	95
DOMESTIC VIOLENCE	16	140	21	139
DRUG ABUSE	24	254	40	275
OPEN CONTAINER PROHIBITED	3	18	3	18
OVI	-	1	-	-
RESISTING ARREST	5	25	5	24
ROBBERY	-	2	-	3
TELEPHONE HARASSMENT	1	6	-	5
THEFT	25	182	6	139
UNDERAGE CONSUMPTION	-	14	-	7
OTHER CRIMINAL	63	481	63	535
TOTALS	164	1,343	161	1,407
TRAFFIC VIOLATIONS:				
ACD/SPEED	23	177	23	204
DISOBEYING TRAFFIC CONTROL DEV	10	86	14	106
DRAG RACING	-	2	-	3
DRIVING UNDER SUSPENSION	23	306	37	329
EXPIRED REGISTRATION	11	186	29	259
FAIL TO MAINTAIN CONTROL	22	215	19	217
FAILURE TO YIELD RIGHT OF WAY	4	80	10	87
LEAVING SCENE OF AN ACCIDENT	5	32	5	41
LEFT OF CENTER	-	6	-	6
OVERLOAD	46	490	47	480
OVI	32	439	64	368
PASSING A STOPPED SCHOOL BUS	-	13	2	18
RECKLESS OPERATION	1	15	2	17
SEAT BELT	32	572	60	628
SPEEDING	334	2,991	457	2,919
OVERTIME PARKING	-	-	-	2
OTHER TRAFFIC	159	1,766	173	1,489
TOTALS	702	7,376	942	7,173

NOTE: SEARCH WARRANTS NOT INCLUDED IN VIOLATION TOTALS

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
ARRESTING AGENCY:				
PATROL				
OVERTIME PARKING	-	-	-	1
TRAFFIC OTHER	512	4,748	600	4,155
OMVI	17	208	21	151
CRIMINAL FELONIES	2	5	3	12
CRIMINAL MISDEMEANORS	11	189	34	189
SEARCH WARRANTS	4	7	-	7
FINDLAY P.D. (BY ORDINANCE)				
OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	115	1,275	175	1,616
OMVI	8	146	32	153
CRIMINAL FELONIES	-	-	-	-
CRIMINAL MISDEMEANORS	97	725	68	718
SEARCH WARRANTS	-	-	1	1
FINDLAY P.D. (BY ORC)				
OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	-	3	-	4
OMVI	-	1	-	-
CRIMINAL FELONIES	13	80	13	74
CRIMINAL MISDEMEANORS	20	157	15	193
SEARCH WARRANTS	1	27	8	57
SHERIFF				
OVERTIME PARKING	-	-	-	1
TRAFFIC OTHER	43	894	99	996
OMVI	7	83	11	64
CRIMINAL FELONIES	1	5	3	13
CRIMINAL MISDEMEANORS	19	123	21	131
SEARCH WARRANTS	5	13	1	10
OTHERS				
OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	-	17	4	32
OMVI	-	2	-	-
CRIMINAL FELONIES	-	-	-	1
CRIMINAL MISDEMEANORS	1	58	4	76
SEARCH WARRANTS	-	1	-	1
TOTALS	876	8,767	1,113	8,656
PROBATION:				
ESTABLISHED	35	265	26	221
TERMINATED	38	285	28	229
CURRENT	86	86	77	77
TOTALS	159	636	131	527

ACTIVITIES ORDERED:	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
ALCOHOL EVALUATION	-	1	-	-
ALCOHOL/SUBSTANCE EVAL	7	96	8	80
ANGER MANAGEMENT	-	3	-	1
BENCH WARRANT TO AGENCY	160	1,774	266	2,361
COMMUNITY SERVICE	-	6	1	3
COMMUNITY SERVICE CITY	4	38	5	47
COMMUNITY SERVICE COUNTY	3	73	6	74
COMMUNITY SERVICE INDIVIDUAL	15	179	19	208
COMMUNITY SERVICE NO JAIL	-	2	-	5
DIP	17	175	13	136
DOMESTIC VIOLENCE PROGRAM	-	6	-	7
ELECTRONIC HOME MONITORING	-	2	-	1
EXECUTION TO AGENCY	-	1	-	-
FORM 95	1	8	5	8
HOUSE ARREST	-	-	-	1
JAIL	3	50	5	56
Jail Term Suspended Condition	1	14	4	6
MENTAL EVAL	3	19	4	15
NO CONTACT WITH VICTIM	2	17	3	11
Pay Restitution	1	17	2	24
Probation	9	108	12	100
SCRAM	3	40	2	24
STAR Program	4	36	9	48
TREATMENT FRC	1	38	4	46
TREATMENT MISCELLANEOUS	1	35	7	64
UCP	-	8	1	4
Unsupervised Probation	-	-	-	1
VIP	15	153	12	125
TOTALS	250	2,899	388	3,456

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

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

RECEIPTS DEPOSITED:

ALCOHOL MONITORING	\$2,347.15	\$22,389.96	\$2,142.75	\$22,078.66
BOND FEES	\$125.00	\$2,525.00	\$125.00	\$2,200.00
CIVIL DEPOSIT TENDERS	\$500.00	\$14,354.13	\$62.72	\$2,933.67
COURT COST	\$65,303.57	\$559,884.32	\$52,172.47	\$492,363.49
DUI ENFORCEMENT	\$2,291.69	\$24,405.73	\$2,795.77	\$24,347.88
ELECTRONIC IMAGING	\$3,792.93	\$37,444.99	\$3,917.02	\$33,875.78
FINES & FORFEITURES	157,538.24	\$1,600,112.37	196,050.53	\$1,545,616.74
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$461.00	\$4,538.31	\$430.00	\$5,197.33
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$189.30	\$1,640.30	\$114.13	\$518.82
JAIL HOUSING	\$8,840.63	\$162,934.01	\$13,944.69	\$136,000.25
JAIL REIMBURSEMENT	\$184.50	\$2,138.08	\$315.50	\$3,933.23
LEGAL RESEARCH	\$1.00	\$24.50	\$3.50	\$58.50
MEDIATION	\$1,192.00	\$11,817.32	\$1,253.50	\$10,704.80
MISCELLANEOUS	\$21,876.59	\$232,954.73	\$24,196.18	\$226,245.76
MUNI COURT COMPUTERIZATION	\$6,147.57	\$60,917.15	\$6,445.00	\$54,860.00
MUNI COURT IMPROVEMENT	\$15,823.50	\$156,514.90	\$16,481.35	\$141,062.16
RESTITUTION	\$277.07	\$3,288.74	\$695.00	\$4,153.43
SPECIAL PROJECTS	\$25,950.62	\$256,610.29	\$26,940.56	\$232,785.53
STATE PATROL	\$20,009.06	\$200,493.20	\$20,783.27	\$168,521.54
TRAFFIC/CRIMINAL BONDS	\$35,903.84	\$99,836.40	\$15,109.47	\$61,154.19

368,755.26 \$3,454,824.43 383,978.41 \$3,168,611.76

DISTRIBUTIONS:

ALCOHOL MONITORING	\$2,347.15	\$22,389.96	\$2,142.75	\$21,835.06
BOND FEES	\$125.00	\$2,525.00	\$125.00	\$2,150.00
CIVIL DEPOSIT TENDERS	\$250.00	\$11,903.47	\$62.72	\$1,422.78
COURT COST	\$65,160.57	\$556,671.96	\$51,871.47	\$489,403.72
DUI ENFORCEMENT	\$2,274.74	\$24,232.84	\$2,782.21	\$23,984.65
ELECTRONIC IMAGING	\$3,777.93	\$37,282.99	\$3,899.02	\$33,659.78
FINES & FORFEITURES	156,952.80	\$1,607,618.30	195,067.08	\$1,544,625.06
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$461.00	\$4,538.31	\$430.00	\$4,997.33
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$189.30	\$1,640.30	\$114.13	\$304.76
JAIL HOUSING	\$8,840.63	\$162,699.80	\$13,344.69	\$132,424.51
JAIL REIMBURSEMENT	\$184.50	\$2,138.08	\$315.50	\$3,868.23
LEGAL RESEARCH	\$1.00	\$24.50	\$3.50	\$58.50
MEDIATION	\$1,187.00	\$11,763.32	\$1,248.50	\$10,641.80
MISCELLANEOUS	\$41,174.08	\$320,327.40	\$32,261.73	\$308,977.48
MUNI COURT COMPUTERIZATION	\$6,122.57	\$60,649.15	\$6,415.00	\$54,519.00
MUNI COURT IMPROVEMENT	\$15,758.50	\$155,815.90	\$16,403.35	\$140,173.16
RESTITUTION	\$202.80	\$3,063.84	\$650.00	\$3,932.35
SPECIAL PROJECTS	\$25,845.62	\$255,481.29	\$26,814.56	\$231,359.14
STATE PATROL	\$19,880.06	\$198,951.20	\$20,316.27	\$166,140.54

350,735.25 \$3,439,717.61 374,267.48 \$3,174,477.85

DISTRIBUTED TO:

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

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

CITY OF FINDLAY	154,881.62	\$1,579,950.89	152,417.90	\$1,408,450.81
HANCOCK COUNTY	\$10,183.23	\$168,735.63	\$18,913.35	\$177,413.15
OTHERS	151,021.27	\$1,337,424.06	159,648.43	\$1,219,693.86
STATE OF OHIO	\$48,890.64	\$498,698.15	\$53,413.26	\$443,116.21
	<u>364,976.76</u>	<u>\$3,584,808.73</u>	<u>384,892.94</u>	<u>\$3,248,674.03</u>



STEPHANIE M. BISHOP, JUDGE



ALAN D. HACKENBERG, JUDGE

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



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin, BSN, MBA
Service-Safety Director

October 10, 2023

Honorable City Council:
Findlay, OH 45840

RE: 2024 Salary Ordinance Amendment:

Dear Honorable Council,

Ordinance No. 2023-097 (Salary Ordinance), Section 17: Overtime is requested to be amended to remove the 90-day limit for the use of excess compensatory “comp” time. Non-exempt employees are allowed to accrue up to 140 hours of comp time. The proposed language in the salary ordinance for 2024 requires all comp time in excess of 140 hours be **paid at time and one half the regular rate**, if not used within 90 days of exceeding the 140-hour threshold. This could potentially cause certain departments to exceed their overtime budgets. The process is requested to remain as it has in years’ past where the employee, with written permission from the Service-Safety Director, may accumulate and maintain a balance in excess of 140 hours of unused comp time during that specific year. At the end of the year, any amount of comp time exceeding the 140 hours will be paid out accordingly.

By copy of this letter, the Law Director is requested to prepare the amended Salary Ordinance (Ordinance No. 2023-097) as redlined in the proposed document.

Sincerely,



Robert Martin
Service-Safety Director

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

ORDINANCE NO. 2023-097, AS AMENDED

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

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.



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

Rob Martin, BSN, MBA
Service-Safety Director

October 6, 2023

Re: Ordinance No. 2023-114
Income Tax Code Updates

Dear Honorable Council,

With Governor DeWine signing Ohio House Bill 33, the new biennial State operating budget bill earlier this year, there are a few laws that have been changed for Ohio municipal income tax. These items are specifically referenced in the Ohio Revised Code, Section 718.

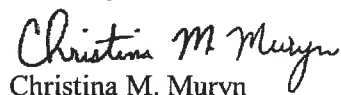
Most of these changes will take affect for the 2023 tax year, with the exception of the taxable income for individuals under 18 years of age being exempted in the 2024 tax year. These changes to the Ohio Revised Code require the Findlay tax ordinance to be revised as our ordinance is comprised heavily of the Ohio Revised Code, Section 718.

The Income Tax Board was notified of the necessary revisions at the August 29, 2023 Income Tax Board meeting. Since then, legal counsel consisting of Don Rasmussen and Rob Feighner have approved of the changes to the Findlay tax ordinance as listed in the proposed ordinance document.

It is necessary for the revisions to be made by January 1, 2024 for the Findlay tax ordinance to be pursuant to the Ohio Revised Code, Section 718. For this purpose, Ordinance No. 2023-114 has been created.

Thank you for your consideration of this matter. If you have any questions, please contact me or City of Findlay Income Tax Administrator Mary Price.

Sincerely,


Christina M. Muryn
Mayor



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

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

October 10, 2023

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The playground equipment at the All Star Park at the Recreation Department has some pieces that need repaired. The cost of repairing the spiral slide, climbing rope, and teeter totter is \$13,575.00. The Recreation Department has sufficient funds within its personal services portion of their budget to cover the repair. Therefore, I respectfully request a resolution of transfer as follows:

FROM:	Recreation Department 21044400-personal services	\$13,575.00
TO:	Recreation Department 21044400-other	\$13,575.00

Thank you for your consideration.

Sincerely,

Rob Martin
Service-Safety Director

cc: Lisa Mansfield, Recreation Department
Jim Staschiak II, City Auditor
Ginger Sampson, Deputy City Auditor

Honorable City Council
Findlay, OH 45840

October 11, 2023

RE: Battery Backup Machine
Resolution to Transfer Funds

Dear Council Members,

As part of Ordinance 2023-079 money was appropriated for the new battery backup that is used by Dispatch. When the allocated money was appropriated into the account, it was transferred to the Police Department account instead of the Dispatch account. Since the majority of use is for Dispatch the allocated funds will need to be transferred to the Dispatch account so that it can be properly accounted for.

At this time, I would like to have a resolution to transfer the \$6,825 that was allocated for the battery backup from the Police account to the Dispatch account.

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

FROM: POLICE- 21012000-Other	\$ 6,825
TO: DISPATCH- 21015000- other Battery Backup Machine	\$ 6,825

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

Sincerely,



Jeremy Kalb, P.E.
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

October 11, 2023

RE: Findlay Airport- Airport Terminals Program (ATP) Grant Opportunity.

Dear Council Members:

The City of Findlay Airport is currently looking to upgrade the existing windows at the Airport Terminal to new energy efficient windows. Through the Federal Aviation Administration (FAA) there is a grant opportunity for Airports to perform upgrades to their existing terminals to help install cost saving components, replace aging infrastructure and to encourage attraction to the airport. With this grant program and the desire to replace the existing windows at the terminal, this project falls into the criteria and has a good chance of receiving funds. The ATP grant will cover 95% of the project cost and the City will only be responsible for the remaining 5% 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 the FAA Airport Terminals Program and to enter into a grant agreement with the FAA.

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



Committee Members:

- Jeff Wobser, at-large – Committee Chair
- Randy Greeno, at-large
- Dennis Hellmann, ward 2
- Grant Russel, at-large
- Beth Warnecke, ward 3
- Mayor Christina Muryn
- Jim Staschiak, Auditor

Staff:

- Joclyn Homan*
-
-
-

Guests:

Meeting Start Time: 5:00 PM
Meeting End Time: 5:55 PM

Agenda:

Call to Order

Roll Call

Approval of Minutes

New Items

Continue the Strategic Planning process.

Adjournment

Jeff Wobser, Strategic Planning Committee Chair


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

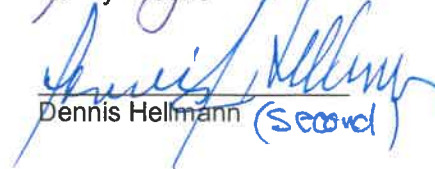
The **STRATEGIC PLANNING COMMITTEE** met on October 3, 2023 to continue discussing the Strategic Planning process.

We recommend:

That Council's rules committee establish guidelines for how public requests are given to or assigned to a specific committee.

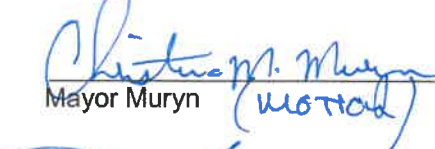
Aye Nay 
Jeff Wobser, Chairman

Aye Nay 
Randy Greeno

Aye Nay 
Dennis Hellmann (second)

Aye Nay _____
Grant Russel

Aye Nay _____
Beth Warnecke

Aye Nay 
Mayor Muryn (Mayor)

Aye Nay 
Auditor Staschiak

LEGISLATION: _____

DATE: October 3, 2023

COMMITTEE: STRATEGIC PLANNING

Committee Members:

- Grant Russel, at large – Committee Chair
- Brian Bauman, Ward 5
- Holly Frische, Ward 1
- Dennis Hellmann, Ward 2
- Jim Slough, Ward 4

Meeting Start Time: 12:01

Meeting End Time: 12:54

Staff:

- Eric Adkins, Zoning Supervisor
- Matt Cordonnier, HRPC Director
- Don Rasmussen, Law Director
- Jacob Mercer, HRPC
- Jeremy Kalb, City Engineer

Mayor Moray

Guests:

- PAUL & BRENDA MILLER - CASE #2
- PHIL LAWSON - CASE #1
- DAN STONE - CASE #3

Agenda:

Call to Order

Roll Call

Approval of Minutes

New Items

1. 1600 East Melrose Avenue rezone
2. Coventry Drive/West Yates Avenue vacation
3. 1700 Fostoria Avenue rezone (tabled 9/14/23)

#2 ALLEY VACATION
 -CPC DENIED 5-0

#1 E MELROSE REZONE
 -CPC APPROVED 5-0

#3 1700 FOSTORIA AVE REZONE
 -CPC APPROVED 5-0
 -REMOVE FROM
 THE TABLE
 (RUSSEL/SLOUGH)
 5-0

Adjournment

Grant Russel, Planning & Zoning Committee Chair

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Phillip P. Lawson on behalf of Strauch III Ltd to rezone 1600 East Melrose Avenue from C-2 General Commercial to M-2 Multi-Family, High Density.

We recommend

APPROVE AS REQUESTED

PUBLIC HEARING:

Aye Nay *Grant Russel*
Grant Russel, Chairman

Aye Nay *Brian Bauman* *SECOND*
Brian Bauman

Aye Nay *Holly Frische*
Holly Frische

Aye Nay *Dennis Hellmann*
Dennis Hellmann

Aye Nay *James Slough* *MOTION*
James Slough

PLANNING & ZONING COMMITTEE

LEGISLATION: _____

DATED: October 12, 2023

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Paul and Brenda Miller to vacate the east-west alley between East Yates Avenue and Coventry Drive bounded by Lots 26-34 in the Old Orchard 4th Addition and 4006-4020 in the Chamberlin Hill Addition.

We recommend

DENIAL OF THE REQUEST

PUBLIC HEARING:

Aye Nay *Grant Russel*
Grant Russel, Chairman

Aye Nay *Brian Bauman* *SECOND*
Brian Bauman

Aye Nay *Holly Frische*
Holly Frische

Aye Nay *Dennis Hellmann*
Dennis Hellmann

Aye Nay *James Slough* *MOTION*
James Slough

PLANNING & ZONING COMMITTEE

LEGISLATION: _____

DATED: October 12, 2023

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Dan Stone, Van Horn, Hoover & Associates, Inc. on behalf of Nipper Industrial Holdings, LLC to rezone 1700 Fostoria Avenue from C-2 Commercial to I-1 Light Industrial. This request was tabled during the September 14, 2023 **PLANNING & ZONING COMMITTEE** meeting.

We recommend

REZONE AS REQUESTED

PUBLIC HEARING:

Aye Nay *Grant Russel*
Grant Russel, Chairman

Aye Nay *Brian Bauman* *NOTED*
Brian Bauman

PLANNING & ZONING COMMITTEE

Aye Nay *Holly Frische*
Holly Frische

LEGISLATION: _____

Aye Nay *Dennis Hellmann*
Dennis Hellmann

DATED: October 12, 2023

Aye Nay *James Slough* *SECOND*
James Slough

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
OCTOBER 17, 2023**

RESOLUTION NO. 023-2023 (*transfer funds from SSD budget to Law Director budget*) **requires three (3) readings** **third 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** **second reading**
A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN 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)).

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. 2023-097 (*salary ordinance*) **requires three (3) readings** **third 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** **second reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY

ORDINANCE NO. 2023-102 (*CR 99 annexation – accept & approve*) **requires three (3) readings** **second 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** **second 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. 2023-105 (*315 Walnut St rezone*) **requires three (3) readings** **second 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** **second 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** **second 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** **second reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

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

ORDINANCE NO. 2023-112 (*Project Hat Trick (Sheetz) MOU*) **requires three (3) readings**

second reading

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.

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 _____

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. 2023-043

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. 2023-097

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 _____

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. 2023-102

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

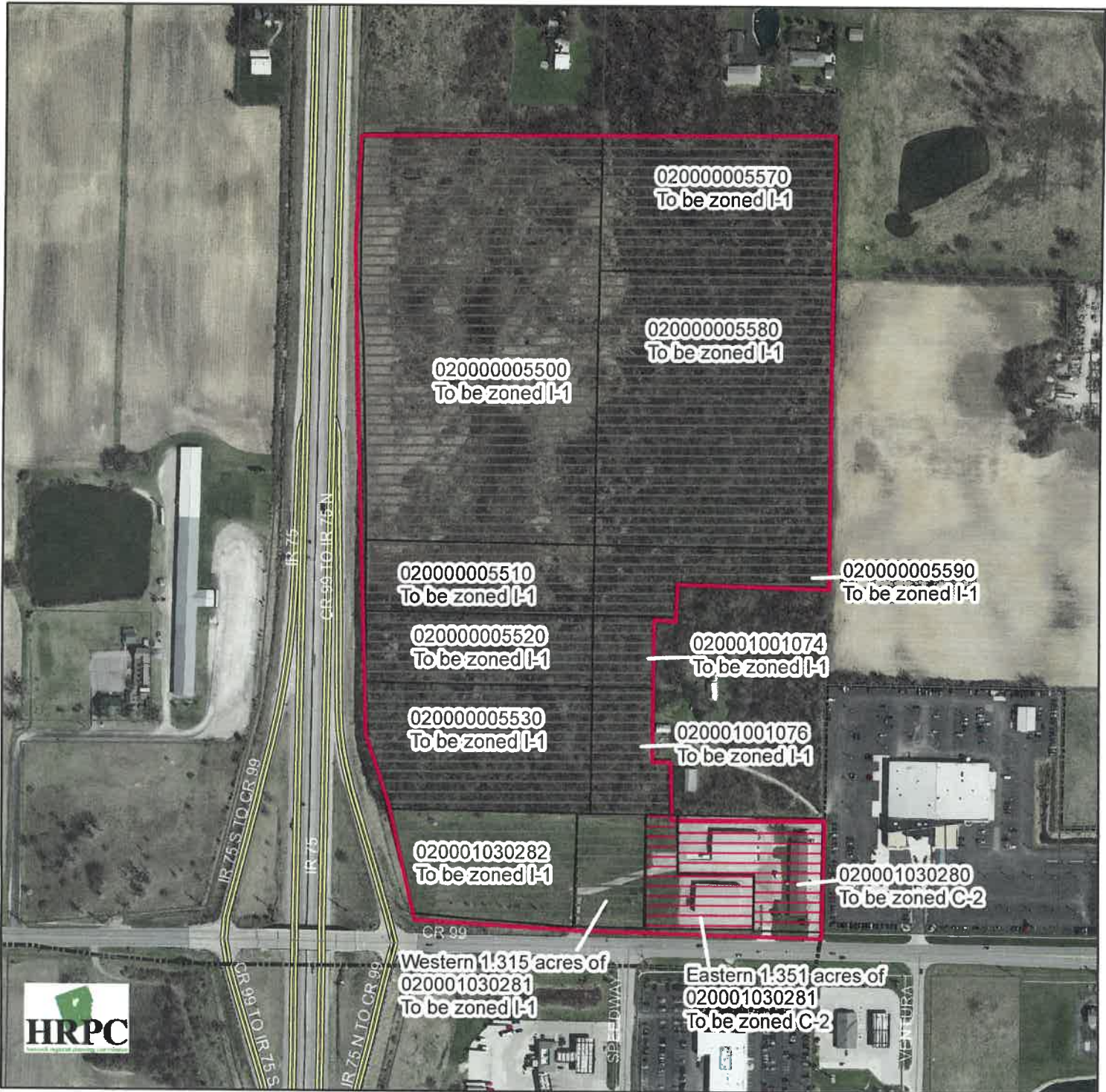
APPROVED _____

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. 2023-105

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. 2023-110

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. 2023-112

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 _____

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 17, 2023

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, OCTOBER 17, 2023 MEETING.

RESOLUTIONS

- 025-2023 A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).
- 026-2023 A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.
- 027-2023 A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCES

- 2023-114 AN ORDINANCE AMENDING SECTIONS 194.03, 194.062, 194.094 AND 194.10 AND ADDING SECTION 194.0621 OF CHAPTER 194 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.
- 2023-115 AN ORDINANCE REPEALING THE CURRENT ZONING CODE, CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO; TO BE KNOWN AS "CITY OF FINDLAY ZONING ORDINANCE"; ADOPTING, APPROVING, AND INCORPORATING THE CURRENT ZONING MAP, ALONG WITH THE ENTIRE TEXT OF NEW CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO AS IF FULLY REWRITTEN HEREIN.
- 2023-116 AN ORDINANCE AUTHORIZING THE AUDITOR TO MAKE PAYROLL DEDUCTIONS FOR THOSE EMPLOYEES WHO HAVE ELECTED TO ENROLL IN THE HEALTH SAVINGS ACCOUNT (HSA) PLAN AND DECLARING AN EMERGENCY.
- 2023-117 AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO APPLY FOR FUNDING THROUGH THE FEDERAL AVIATION ADMINISTRATION AIRPORT TERMINALS GRANT PROGRAM AND ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO UPGRADE THE EXISTING WINDOWS AT THE AIRPORT TERMINAL TO NEW ENERGY EFFICIENT WINDOWS.

RESOLUTION NO. 025-2023

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

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

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

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

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

VENDOR	VOUCHER	ACCOUNT	DEPARTMENT NAME	AMOUNT	REASON FOR EXPENSE	WHY
SPENGER NATHANSON P L L	259477	21005000-441400	LAW DIRECTOR	\$3,975.00	GEORGE MARTENS LITIGATION	NO PURCHASE ORDER PREPARED
WOLF'S BLOOMS AND BERRIES	259897	21010000-449500	GENERAL EXPENSE	\$7,439.40	FLOWERS FOR DOWNTOWN	NO PURCHASE ORDERE PREPARED

RESOLUTION NO. 026-2023

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:	Recreation Department.#21044400-perosnal services	\$ 13,575.00
TO:	Recreation Department #21044400-other	\$ 13,575.00

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 needed repairs to the playground equipment at the City of Findlay Recreation Department All Star Park may be repaired.

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. 027-2023

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:	Police.#21012000-other	\$ 6,825.00
TO:	Dispatch #21015000-other (battery backup machine)	\$ 6,825.00

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 funds appropriated to the City of Findlay Police Department budget via Ordinance No. 2023-079 may be transferred to the City of Findlay Dispatch account to be utilized for the purchase of a new battery backup machine to be utilized within the City of Findlay Police Dispatch.

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. 2023-114

AN ORDINANCE AMENDING SECTIONS 194.03, 194.062, 194.094 AND 194.10 AND ADDING SECTION 194.0621 OF CHAPTER 194 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

WHEREAS, Council desires to amend said sections of the Income Tax Ordinance, No. 2015-101.

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 paragraph 11, subparagraph (O) of Section 194.03, which reads as follows:

- (O) Earnings and income of all individuals under sixteen years of age, whether residents or nonresidents.

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

- (O) Earnings and income of all individuals under eighteen years of age, whether residents or nonresidents.

SECTION 2: That paragraph A of Section 194.062, which reads as follows:

- (A) Net profit from a business or profession conducted both within and without the boundaries of the Municipality shall be considered as having a taxable situs in the Municipality for purposes of municipal income taxation in the same proportion as the average ratio of the following:

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

- (A) Except as otherwise provided in Section 194.0621 and division (B) of 194.062, net profit from a business or profession conducted both within and without the boundaries of the Municipality shall be considered as having a taxable situs in the Municipality for purposes of municipal income taxation in the same proportion as the average ratio of the following:

SECTION 3: That paragraph D of Section 194.062 which reads as follows:

- (D) For the purposes of division (A)(3) of this section, receipts from sales and rentals made and services performed shall be situated to a municipal corporation as follows:

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

- (D) For the purposes of division (A)(3) of this section, and except as provided in Section 194.0621, receipts from sales and rentals made and services performed shall be situated to a municipal corporation as follows:

SECTION 4: That the following be added to Income Tax Ordinance, No. 2015-101, which will be designated Section 194.0621:

- (A) As used in this section: (1) "Qualifying remote employee or owner" means an individual who is an employee of a taxpayer or who is a partner or member holding an ownership interest in a taxpayer that is treated as a partnership for federal income tax purposes, provided that the individual meets both of the following criteria: (a) The taxpayer has assigned the individual to a qualifying reporting location. (b) The individual is permitted or required to perform services for the taxpayer at a qualifying remote work location. (2) "Qualifying remote work location" means a permanent or temporary location at which an employee or owner chooses or is required to perform services for the taxpayer, other than a reporting location of the taxpayer or any other location owned or controlled by a customer or client of the taxpayer.

"Qualifying remote work location" may include the residence of an employee or owner and may be located outside of a municipal corporation that imposes an income tax in accordance with this chapter. An employee or owner may have more than one qualifying remote work location during a taxable year. (3) "Reporting location" means either of the following: (a) A permanent or temporary place of doing business, such as an office, warehouse, storefront, construction site, or similar location, that is owned or controlled directly or indirectly by the taxpayer; (b) Any location in this state owned or controlled by a customer or client of the taxpayer, provided that the taxpayer is required to withhold taxes under section 718.03 of the Revised Code on qualifying wages paid to an employee for the performance of personal services at that location. (4) "Qualifying reporting location" means one of the following: (a) The reporting location in this state at which an employee or owner performs services for the taxpayer on a regular or periodic basis during the taxable year; (b) If no reporting location exists in this state for an employee or owner under division (A)(4)(a) of this section, the reporting location in this state at which the employee's or owner's supervisor regularly or periodically reports during the taxable year; (c) If no reporting location exists in this state for an employee or owner under division (A)(4)(a) or (b) of this section, the location that the taxpayer otherwise assigns as the employee's or owner's qualifying reporting location, provided the assignment is made in good faith and is recorded and maintained in the taxpayer's business records. A taxpayer may change the qualifying reporting location designated for an employee or owner under this division at any time.

- (B) A taxpayer may elect to apply the provisions of this section to the apportionment of its net profit from a business or profession. For taxpayers that make this election, the provisions of section 718.02 of the Revised Code apply to such apportionment except as otherwise provided in this section. A taxpayer shall make the election allowed under this section in writing on or with the taxpayer's net profit return or, if applicable, a timely filed amended net profit return or a timely filed appeal of an assessment. The election applies to the taxable year for which that return or appeal is filed and for all subsequent taxable years, until the taxpayer revokes the election. The taxpayer shall make the initial election with the tax administrator of each municipal corporation with which, after applying the apportionment provisions authorized in this section, the taxpayer is required to file a net profit tax return for that taxable year. A taxpayer shall not be required to notify the tax administrator of a municipal corporation in which a qualifying remote employee's or owner's qualifying remote work location is located, unless the taxpayer is otherwise required to file a net profit return with that municipal corporation due to business operations that are unrelated to the employee's or owner's activity at the qualifying remote work location. After the taxpayer makes the initial election, the election applies to every municipal corporation in which the taxpayer conducts business. The taxpayer shall not be required to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in such municipal corporation. Nothing in this section prohibits a taxpayer from making a new election under this section after properly revoking a prior election.
- (C) For the purpose of calculating the ratios described in division (A) of section 718.02 of the Revised Code, all of the following apply to a taxpayer that has made the election described in division (B) of this section: (1) For the purpose of division (A)(1) of section 718.02 of the Revised Code, the average original cost of any tangible personal property used by a qualifying remote employee or owner at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location. (2) For the purpose of division (A)(2) of section 718.02 of the Revised Code, any wages, salaries, and other compensation paid during the taxable period to a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location. (3) For the purpose of division (A)(3) of section 718.02 of the Revised Code, and notwithstanding division (D) of that section, any gross receipts of the business or profession from services performed during the taxable period by a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

- (D) Nothing in this section prevents a taxpayer from requesting, or a tax administrator from requiring, that the taxpayer use, with respect to all or a portion of the income of the taxpayer, an alternative apportionment method as described in division (B) of section 718.02 of the Revised Code. However, a tax administrator shall not require an alternative apportionment method in such a manner that it would require a taxpayer to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in that municipal corporation.
- (E) Except as otherwise provided in this section, nothing in this section is intended to affect the withholding of taxes on qualifying wages pursuant to sections 718.011 and 718.03 of the Revised Code.

SECTION 5: That paragraph A of Section 194.094, which reads as follows:

- (A) Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of a municipal income tax return. The extended due date of the municipal income tax return shall be the fifteenth day of the tenth month after the last day of the taxable year to which the return relates.

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

- (A) Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of a municipal income tax return. The extended due date of the municipal income tax return for a taxpayer that is an individual shall be the fifteenth day of the tenth month after the last day of the taxable year to which the return relates. The extended due date of the municipal income tax return for a taxpayer that is not an individual shall be the fifteenth day of the eleventh month after the last day of the taxable year to which the return relates.

SECTION 6: That paragraph C of Section 194.094, which reads as follows:

- (C) A taxpayer that has not requested or received a six-month extension for filing the taxpayer's federal income tax return may request that the Tax Administrator grant the taxpayer a six-month extension of the date for filing the taxpayer's municipal income tax return. If the request is received by the Tax Administrator on or before the date the municipal income tax return is due, the Tax Administrator shall grant the taxpayer's requested extension.

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

- (C) A taxpayer that has not requested or received a six-month extension for filing the taxpayer's federal income tax return may request that the Tax Administrator grant the taxpayer a six-month extension of the date for filing the taxpayer's income tax return. If the request is received by the Tax Administrator on or before the date the tax return is due, the Tax Administrator shall grant the taxpayer's requested extension.

SECTION 7: That the following be added to Income Tax Ordinance, No. 2015-101, which will be designated paragraph F and G of Section 194.094:

- (F) If a taxpayer receives an extension for the filing of a municipal income tax return under paragraph(A), (B), (C), (D) or (E) of this section, the tax administrator shall not make any inquiry or send any notice to the taxpayer with regard to the return on or before the date the taxpayer files the return or on or before the extended due date to file the return, whichever occurs first.

- (G) If a tax administrator violates paragraph (F) of this section, the municipal corporation shall reimburse the taxpayer for any reasonable costs incurred to respond to such inquiry or notice, up to one hundred fifty dollars. Paragraph (F) of this section does not apply to an extension received under paragraphs (A), (B) or (C) of this section if the tax administrator has actual knowledge that the taxpayer failed to file for a federal extension as required to receive the extension under paragraph (A) of this section or failed to file for an extension under paragraph (C) of this section.

SECTION 8: That paragraph C, subparagraph 4 of Section 194.10, which reads as follows:

- (C) (4) With respect to returns, other than estimated income tax returns, the Municipality shall impose a monthly penalty of twenty-five dollars (\$25) for each failure to timely file each return, regardless of the liability shown thereon for each month, or any fraction thereof, during which the return remains unfiled regardless of the liability shown thereon. The penalty shall not exceed a total of one hundred fifty dollars (\$150) in assessed penalty for each failure to timely file a return.

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

- (C) (4) With respect to returns other than estimated income tax returns, a municipal corporation may impose a penalty not exceeding twenty-five dollars for each failure to timely file each return, regardless of the liability shown thereon, except that a municipal corporation shall abate or refund the penalty assessed on a taxpayer's first failure to timely file a return after the taxpayer files that return.

SECTION 9: This Ordinance be and the same hereby approved and adopted by this Council, and shall be effective January 1, 2024 at 12:01AM, unless otherwise prescribed by HB33 of the 135th Ohio General Assembly.

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. 2023-115

AN ORDINANCE REPEALING THE CURRENT ZONING CODE, CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO; TO BE KNOWN AS "CITY OF FINDLAY ZONING ORDINANCE"; ADOPTING, APPROVING, AND INCORPORATING THE CURRENT ZONING MAP, ALONG WITH THE ENTIRE TEXT OF NEW CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO AS IF FULLY REWRITTEN HEREIN.

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

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

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

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

SECTION 1: That new Chapter 331.45 of the Codified Ordinances of the City of Findlay, Ohio be enacted which reads as follows:

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

SECTION 1: That the current Chapter 1100 et seq of the codified ordinances of the City of Findlay, Ohio, be and the same is hereby repealed, and in its place a new Chapter 1100 et seq of the codified ordinances of the City of Findlay, Ohio is hereby enacted to be known as "City of Findlay Zoning Ordinance" which also adopts, approves, and incorporates the zoning map, along with the entire text of new Chapter 1100 et seq of the codified ordinances of the City of Findlay, Ohio as if fully rewritten herein.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-116

AN ORDINANCE AUTHORIZING THE AUDITOR TO MAKE PAYROLL DEDUCTIONS FOR THOSE EMPLOYEES WHO HAVE ELECTED TO ENROLL IN THE HEALTH SAVINGS ACCOUNT (HSA) PLAN AND DECLARING AN EMERGENCY.

Whereas, Ordinance 2022-111 authorized a pre-tax Health Savings Account (HSA) plan, for qualified medical expenses paid by all eligible employees with the City of Findlay, Ohio under the private letter ruling of the City's agent for said Health Savings Account (HSA) plan, and;

Whereas, Ordinance 2022-111 ordained that the health insurance premiums and any employer contributions associated with said pre-tax Health Savings Account (HSA) plan shall be granted pre-tax consideration, and;

Whereas, the amount of employer contributions to the Health Savings Account (HSA) for calendar year 2024 are below.

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 Auditor of the City of Findlay, Ohio, be and he is hereby authorized to make payroll deductions from those City employees who have elected to enroll in the Health Savings Account (HSA). Said payroll deductions shall only be made to City employees who have an active Health Savings Account (HSA) and have given proof of that account to the City Auditor's Office.

SECTION 2: That the Auditor be and he is hereby authorized to pay to each employee enrolled in said Health Savings Account (HSA) plan, the sum of seven hundred twenty dollars and no cents (\$720.00), if enrolled individually; or, the sum of one thousand eight hundred dollars and no cents (\$1,800.00), if enrolled as a family, or as an employee plus spouse, or as an employee plus children. Said employer contributions shall be distributed directly, pre-tax, to the employee's Health Savings Account (HSA) in twenty-four (24) distributions to coincide with the scheduled deduction of health insurance premiums from January 1, 2024 through December 31, 2024 so long as said employee is employed by the City of Findlay. If at any time during the year an employee enrolled in the Health Savings Account (HSA) separates from employment with the City of Findlay, such employer contributions shall cease immediately and said employee shall be entitled to only such employer contributions as have been accrued through employee's last payroll period with the City of Findlay. Said payments shall only be made to City employees who have an active (HSA) and have given proof of that account to the City Auditor's Office.

WHEREFORE, 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. 2023-117

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO TO APPLY FOR FUNDING THROUGH THE FEDERAL AVIATION ADMINISTRATION AIRPORT TERMINALS GRANT PROGRAM AND ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO UPGRADE THE EXISTING WINDOWS AT THE AIRPORT TERMINAL TO NEW ENERGY EFFICIENT WINDOWS.

WHEREAS, the City of Findlay Airport desires to upgrade the existing windows at the City of Findlay Airport Terminal to new energy efficient windows replacing aging infrastructure and for building beautification purposes, and;

WHEREAS, awarded grant funding will cover ninety-five percent (95%) of the project cost with the remaining five percent (5%) balance being the City of Findlay's local match, and;

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: 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 the Mayor, Service-Safety Director and/or City Engineer of the City of Findlay, Ohio to apply for funding from the Federal Aviation Administration Airport Terminals Program (ATP) Grant Program and enter into a grant agreement with the Federal Aviation Administration for upgrades to the City of Findlay Airport Terminal windows.

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 _____