

**FINDLAY CITY COUNCIL MEETING AGENDA
NOVEMBER 21, 2023**

REGULAR SESSION

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 November 8, 2023 Regular Session City Council meeting minutes.

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

PROCLAMATION: none

RECOGNITION/RETIREMENT RESOLUTIONS: none

PETITIONS: none

ORAL COMMUNICATIONS: none

WRITTEN COMMUNICATIONS:

email from Cathy Weygandt – we can do this!

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Findlay Municipal Court Activities Report – October 2023.

Mayor Muryh – Hometown Hero Banner Program

The City of Findlay ordered banners for the Hometown Hero Program to be hung from November 2023 through January 2024. Participants in the program paid a fee to the City to cover the cost of the banners which has been deposited in the General Fund. Legislation to appropriate funds is requested. Ordinance No. 2023-128 was created.

FROM:	General Fund	\$ 1,739.37
TO:	Mayor's Office #21002000-other	\$ 1,739.37

Board of Zoning Appeals minutes –October 12, 2023.

A set of summary financial reports for October 31, 2023:

- Summary of Year-To-Date Information as of October 31, 2023
- Financial Snapshot for General Fund as of October 31, 2023
- Open Projects Report as of October 31, 2023
- Cash & Investments as of October 31, 2023

City Auditor Staschiak – Self-Insurance Fund

In 1987, in order to have money available to cover potential liabilities of the City of Findlay, a "SELF INSURANCE FUND" was crated. It has annually been funded to one million dollars (\$1,000,000). Deductibles, premiums, and certain claims are paid out of this fund. In that past, he has mentioned that at one time, a very large environmental fine was paid out of this fund. Environmental liability is one of your highest uninsured risks to the City. Most recently, the City has seen a large increase in the number of lawsuits filed against it and its officials. Several types of legal clams are regularly paid out of this fund and have been over the years. He believes the time is right and that it is wise to increase this fund to an annual beginning balance of two million dollars (\$2,000,000). It not only adds additional protection to the City against potential liability, it would strengthen the City's ability to be selective of liability coverage that is continually purchased from the insurance markets. In the current interest rate environment, the revenue will more than likely cover its typical annual operation costs. Legislation to appropriate funds is requested. City Auditor Staschiak requests that this be read. Ordinance No. 2023-129 was created.

FROM:	General Fund	\$ 1,065,000.00
TO:	Self-Insurance Fund	\$ 1,065,000.00

City Engineer Kalb – AIP-35 (North Apron Rehab alternates), Project No. 35225200

As previously discussed in Council last year, the bid alternates for the North Apron Rehab project are being paid through a new FAA AIP grant. The City has received the grant funds from the FAA that will cover ninety percent (90%) of the construction cost and is expected to receive an additional five percent (5%) match from the Ohio Department of Transportation (ODOT) Aviation. Last year, the City approached funds to cover the construction cost of the North Apron Alternates, and this AIP grant is the first funding step towards the City being reimbursed for the cost of the alternates construction. Once all of the funds are received from the FAA and ODOT Aviation, the City will only be responsible for five percent (5%) or ten thousand five hundred nine dollars (\$10,509.00) of the construction cost for the two (2) alternates. Legislation to appropriate funds is requested. Ordinance No. 2023-130 was created.

FROM:	FAA AIP Grant (3-39-0034-035-2023)	\$ 189,162.00
TO:	AIP-35 (North Apron Rehab Alternates), Project No. 35225200	\$ 189,162.00

City Engineer Kalb – Taxiway 7-25 Rehabilitation, Project No. 35225200 FAA AIP-34 grant funds

The Federal Aviation Administration (FAA) has awarded the City a grant in the amount of two hundred sixty-eight thousand two hundred dollars (\$268,200) for the design portion of the rehabilitation of Taxiway 7-25. The awarded grant funds will cover ninety percent (90%) of the design cost and the City is expected to receive an ODOT Aviation grant that will cover an additional five percent (5%) of the design cost. Once all grant funds are received, the City will be responsible for fourteen thousand nine hundred dollars \$(14,900) of the design. Legislation to appropriate and transfer the FAA grant funds and the local match funds to the project so that the design work can commence is requested. A future appropriation will be made once the City receives the grant agreement from ODOT Aviation to cover the remaining five percent (5%). Ordinance No. 2023-131 was created.

FROM:	FAA AIP Grant (3-39-024-034-2023)	\$ 268,200.00
TO:	Taxiway 7-25 Rehabilitation, <i>Project No. 35234200</i>	\$ 268,200.00
FROM:	CIT Fund- Capital Improvement Restricted Account	\$ 14,900.00
TO:	Taxiway 7-25 Rehabilitation, <i>Project No. 35234200</i>	\$ 14,900.00

City Engineer Kalb – Broad Avenue Bike Path, Project No. 31934600

As authorized by Resolution No. 004-2019, the City of Findlay received grant funds from the Ohio Department of Natural Resources (ODNR) through the Recreational Trails Program to improve a stone bike path along the Blanchard River. The Broad Avenue Bike Path Project will consist of installing a ten foot (10') wide multi-use path along the south side of the Blanchard River from Broad Avenue to River Street. This proposed path will tie into the existing path that goes under the Broad Avenue overpass and will continue to the east behind the Cooper ballfields and will tie into the Karg Well Dam area. Legislation authorizing the Mayor, Service-Safety Director and/or City Engineer to advertise for bids and enter into contracts, as well as appropriate and transfer funds is requested. Ordinance No. 2023-132 was created.

FROM:	Ohio Department of Natural Resources (ODNR), Recreational Trails Program	\$ 150,000.00
TO:	Broad Avenue Bike Path, <i>Project No. 31934600</i>	\$ 150,000.00

Mayor Muryn – Downtown Recreation Area timeline

Mayor Muryn is providing an important timeline item related to the downtown recreation area. As shared at the last Council meeting, the environmental study is moving forward and expected early December, but does not believe that it will be ready to be included in the December 5, 2023 Council packet. On Thursday, November 9, 2023, Mayor Muryn attended State Representative Cross’s meeting regarding State Capital Requests and requests for funding out of the seven hundred million dollar (\$700,000,000) pot of one-time money the state currently has available for local investment. These funds are targeted for one-time transformational investments. She has also individually met with Representative Cross and Senator McColley regarding the Downtown Recreation Area funding from the State. Both have recommended to submit a request for funds through the seven hundred million dollar (\$700,000,000) to allow the City to seek a larger dollar amount than traditional community projects through the State Capital Budget. In order to do so, requests for funding are to be submitted by December 18, 2023, therefore, Mayor Muryn would like to have Council’s approval on the Downtown Recreation Area design moving forward prior to December 18, 2023 which would mean that Council would need to pass the legislation on or before the December 5, 2023 meeting.

Questions she has been asked:

- Are you committed to cleaning up the downtown recreation area properties?
Mayor Muryn’s answer: I am. This is a key part of our community and should be cleaned up regardless of what occurs in this area. Additionally, the phase 2 benching will address a significant portion of these properties (Note: brownfield funds are currently available through the state and we should try to leverage those as quickly as possible.)
- Do you believe that investing in these 19 acres of downtown is beneficial?
Mayor Muryn’s answer: I do. This area of the City is a huge opportunity to transform our river into an asset, spur development, and extend downtown into the surrounding area.
- Do you believe that working with an expert engineering firm to further refine and prioritize the downtown recreation area concept is necessary?
Mayor Muryn’s answer: I do. Ensuring this project is completed with expert knowledge on design, materials, maintenance, etc. is critical.
- Do you believe that having a more refined design will assist the City in leveraging outside dollars to see this project through?
Mayor Muryn’s answer: I do. Presenting a concept is one thing, presenting a plan is another. To ask for funding through outside resources, a more refined design is needed, especially with corporate donors.
- Do you believe the downtown recreation area supports what we heard from the Findlay Forward Strategic Plan?
Mayor Muryn’s answer: I do. See the Downtown Recreation Area Proposal and Findlay Forward Strategic Plan Document.
- Do you believe it is the responsibility of City Council to have a vision for the City of Findlay which sets it apart?
Mayor Muryn’s answer: I do.

Ordinance No. 2023-071 was tabled after third reading on 8/15/23.

email from Councilman Russel – elected officials salary ordinance

In order for the City of Findlay Mayor, City Law Director, and City Auditor to be paid during the next terms in office, please create an updated version of Ordinance No. 2018-125 with dates adjusted as needed for the terms of office commencing on January 1, 2024 and ending on December 31, 2027, and reflecting current salaries plus the standard raises based upon 2018-125. Please place this new legislation on Tuesday’s agenda. Doing so will ensure it gets three readings. Please include emergency clause on this legislation. The proposed legislation may be reviewed by the Ad-Hoc Committee on rules/committee assignments that will be called for on Tuesday. I have had discussions with Councilman Wobser concerning this clarification and he is in agreement. Jeff had previously agreed to co-sponsor this legislation. Ordinance No. 2023-133 was created.

President Pro-Tem Russel – Ad-Hoc Committee on 2024-2025 Council Committee Assignments, Rules of Procedure Review & Elected Official Salaries
President Pro-Tem Russel is appointing an Ad-Hoc Committee to recommend Council committee assignments for the 2024-2025 term, review Council’s current Rules of Procedures & review Elected Officials Salaries for terms of office commencing non January 1, 2024. The following Councilmembers are appointed to serve on this committee: Grant Russel, chairman, Brian Bauman, Josh Palmer. Recommendations on Elected Officials Salaries will be presented to the full Council at the December 5, 2023 Regular Session of Council. Recommendations for 2024-2025 Council committee assignments and Rules of Procedures will be presented to the full Council at the January 2, 204 Regular Session of Council for approval.

Income Tax Board minutes – August 29, 2023 and November 1, 2023.

Treasurer’s Reconciliation Report – October 31, 2023.

COMMITTEE REPORTS:

The **STRATEGIC PLANNING COMMITTEE** met on November 8, 2023 to continue discussing the Strategic Planning process.

We recommend the Administration create a matrix of the action items with proposed committee or other to be assigned to for vetting.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request Philip Rooney or Rooney & Ranzau, Ltd. on behalf of Strauch III, Ltd.to rezone O Keith Parkway (parcel no. 570001019010) from C-2 General Commercial to M-2 Multi-Family, High Density.

We recommend approval as requested. Ordinance No. 2023-126 was created.

The **WATER AND SEWER COMMITTEE** met on November 9, 2023 to discuss the Water Fund.

We recommend:

- *Council support for the rate increase as proposed.*
- *Further visibility into expenses delineating capital expenses from operating expenses.*

The **WATER AND SEWER COMMITTEE** met on November 9, 2023 to discuss the Water & Sewer Rule Revisions.

We recommend:

- *Further revisions of proposed rules and meeting prior to the November 21, 2023 meeting to finalize.*
- *Remove section 4 – turn off policy paragraph 2 – due t refusal to cooperate with another City department in its entirety.*

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 026-2023 (*Recreation Department All Star Park*) **requires three (3) readings**

third 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. 2023-102 (*CR 99 annexation – accept & approve*) **requires three (3) readings**

third reading – tabled until 12/19/23 public hearing

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**

third reading – tabled until 12/19/23 public hearing

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** *third reading – tabled until 12/19/23 public hearing*
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** *third 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** *third 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** *third reading*
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

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

ORDINANCE NO. 2023-112 (Project Hat Trick (Sheetz) MOU) **requires three (3) readings** *third 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** *third 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** *second reading – tabled until 12/19/23 public hearing*
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. 2023-118 (1600 E Melrose Ave 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 1600 EAST MELROSE AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED “C-2 GENERAL COMMERCIAL” TO “M-2 MULTI-FAMILY, HIGH DENSITY”.

ORDINANCE NO. 2023-119 (1700 Fostoria Ave 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 1700 FOSTORIA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED “C-2 GENERAL COMMERCIAL” TO “I-1 LIGHT INDUSTRIAL”.

ORDINANCE NO. 2023-121 **requires three (3) readings** *second reading*
(HAN I-75 CR 99 DDI Interchange (PID102375) Project No. 32811100 City’s share for construction)
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-123 (City Income Tax Administration Fund) **requires three (3) readings** *second reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-124 (salary ordinance amendment) **requires three (3) readings** *second reading*
AN ORDINANCE AMENDING ONE (1) SECTION OF CODIFIED ORDINANCE NO. 2023-097, AS AMENDED, KNOWN AS THE SALARY ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER PARTS OF ORDINANCES IN CONFLICT HEREWITH, DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-125 **requires three (3) readings** *first reading*
(Shade Tree Commission & Tree Regulations ordinance (2023-120 removed from 11/8/23 agenda)
AN ORDINANCE REPEALING CURRENT CHAPTER 913 ET SEQ OF THE CODIFIED ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 913 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO ENTITLED ESTABLISHMENT OF SHADE TREE COMMISSION AND TREE REGULATIONS ORDINANCE FOR THE CITY OF FINDLAY, OHIO, THUS REPEALING ORDINANCE NO. 2016-040, AS AMENDED AND ALL ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

ORDINANCE NO. 2023-126 (*0 Keith Pkwy rezone*) **requires three (3) readings** *first reading*
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 0 KEITH PARKWAY, PARCEL NO. 570001019010 REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "M-2 MULTI-FAMILY, HIGH DENSITY".

ORDINANCE NO. 2023-127 (*income tax refund*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-128 (*Hometown Hero Banner Program*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-129 (*self-insurance fund*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-130 (*AIP-35 North Apron Rehab Alternates*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-131 (*Taxiway 7-25 Rehabilitation, Project No. 35225200 FAA AIP-34 grant funds*) **requires three (3) readings** *first reading*
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-132 (*Broad Avenue Bike Path, Project No. 31934600*) **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 ADVERTISE FOR BIDS, WHERE REQUIRED, AND ENTER INTO CONTRACTS TO IMPROVE A STONE BIKE PATH ALONG THE BLANCHARD RIVER, PROJECT NO. 31934600, APPROPRIATING FUNDS FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES THROUGH THE RECREATIONAL TRAILS PROGRAM, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-133 (*elected official salary*) **requires three (3) readings** *first reading*
AN ORDINANCE ESTABLISHING THE SALARIES FOR THE MAYOR, AUDITOR, AND DIRECTOR OF LAW OF THE CITY OF FINDLAY, OHIO, BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2027 AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT WHERE TO, AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS:

OLD BUSINESS

NEW BUSINESS

Denise Devore

From: Cathy <wall@woh.rr.com>
Sent: Tuesday, November 14, 2023 9:35 AM
To: Denise Devore
Subject: [EXTERNAL]Fwd: Undeliverable: We can do this!
Attachments: Attached Message Part; ForwardedMessage.eml

Security Checkpoint: External Email! Do not click on links or open attachments unless you trust the source and know the content is safe.

Dear Denise,

I am not sure why the address for city council always bounces back? I copy and paste right from the city website. See below please.

Cathy Weygandt

Dear Mayor Murn and members of City Council,

Planned, affordable housing, of high standards can be built in Findlay. And Findlay can stipulate how they are built. Please read the attached article below to see what our neighbors are doing in Maumee, Oh.

As Findlay and the State continues to give incentives towards manufacturing facilities in this area, it is imperative that citizens have affordable housing with high quality standards as well.

"The state is expected Monday to offer a tax credit and \$1.1 million for road improvements to lure Sheetz convenience stores to locate a production-distribution facility — and 750 jobs — north of Findlay. Average pay of the jobs would be about \$58,000 a year." <https://thecourier.com/news/476627/state-trying-to-lure-sheetz-750-jobs-to-findlay/>

Please, where are these people going to come from? More Haitians? Where will they live? Who will underwrite all of these temporary positions existing already? Who keeps believing these predicted average wages as we give away all of these incentives for low-paying jobs? Will Findlay be able to handle an influx of possibly 10,000 Immigrants like Springfield OH?

<https://themirrornewspaper.com/15-million-affordable-housing-complex-to-break-ground-in-maumee-this-month/>

"Schwiegeraht emphasized that the city of Maumee held MVAH Partners to high standards before granting approval for construction. "When I say the city held us to high standards, I mean these were higher standards than we have ever been held to before, Schwiegeraht said."

"We had to install almost double the windows that we would normally do in a building," he continued. "Instead of 8-foot floor heights, we were required to do 9-foot floor heights. There is no vinyl on the building, whatsoever. It's all brick and cement board on the exterior. The city was very sensitive in looking out for the area to make sure this was being built to the highest quality standards possible," noted Schwiegeraht."

Affordable housing should not fall on the backs of local churches and non-profits!

Sincerely,

Cathy Weygandt

204 Greenlawn AVE
Findlay OH 45840

----- Forwarded Message -----

Subject:Undeliverable: We can do this!

Date:Tue, 14 Nov 2023 09:28:59 -0500

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: **October 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.E.D.	Other Civil	TOTAL	Visiting Judge	
Pending beginning of period	1	167	70	74	0	13	1	0	325	0
New cases filed	2	36	13	29	0	1	0	0	79	0
Cases transferred in, reactivated or redesignated	3	8	0	1	0	0	0	0	9	0
TOTAL (Add lines 1-3)	4	211	83	104	0	14	1	0	413	0
Jury trial	5	0	0	0	0	0	0	0	0	0
Court trial	6	0	0	0	0	0	0	0	0	0
Default	7				0	0	1	0	1	0
Guilty or no contest plea to original charge	8	12	12	14					38	7
Guilty or no contest plea to reduced charge	9	3	0	1					4	1
Dismissal for lack of speedy trial(criminal) or want of prosecution (civil)	10	0	0	0	0	0	0	0	0	0
Other Dismissals	11	36	0	2	0	2	0	0	40	2
Transfer to another judge or court	12	0	1	0	0	0	0	0	1	0
Referral to private judge	13				0	0	0	0	0	0
Unavailability of party for trial or sentencing	14	2	0	2	0	0	0	0	4	0
Bankruptcy stay or interlocutory appeal	15	0	0	0	0	0	0	0	0	0
Other terminations	16	1	0	2	0	2	0	0	5	1
TOTAL (Add lines 5-16)	17	54	13	21	0	4	1	0	93	0
Pending end of period (Subtract line 17 from line 4)	18	157	70	83	0	10	0	0	320	0
Cases pending beyond time guideline	19	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	20	0	0	0	0	0	0	0	0	0
Cases submitted awaiting sentencing or judgment beyond time guideline	21	0	0	0	0	0	0	0	0	0

Approved - FTP 11/6/23

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: **October 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	1	7	86	2	300	6	555	55	0	188	1199
New cases filed	2	14	99	30	613	2	264	26	0	105	1153
Cases transferred in, reactivated or redesignated	3	0	66	5	176	0	3	0	0	1	251
TOTAL (Add lines 1-3)	4	21	251	37	1089	8	822	81	0	294	2603
Trial/Hearing by judge (include bindover by preliminary hearing, guilty or no contest pleas and defaults)	5	0	12	0	39	1	148	18	0	2	220
Hearing by Magistrate (Include guilty or no contest pleas and defaults)	6		2	0	28	0	0	0	0	45	75
Transfer (Include waivers of preliminary hearing and individual judge assignments)	7	13	78	22	45	0	5	0	0	0	163
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	8	0	0	0	0	0	0	0	0	0	0
Other dismissals (Include dismissals at preliminary hearing)	9	1	54	4	162	0	30	1	0	33	285
Violations Bureau	10		0		176						176
Unavailability of party for trial or sentencing	11	0	4	1	93	0	0	0	0	0	98
Bankruptcy stay or interlocutory appeal	12	0	0	0	0	0	3	0	0	0	3
Other terminations	13	0	13	0	210	0	7	2	0	3	235
TOTAL (Add lines 5-13)	14	14	163	27	753	1	193	21	0	83	1255
Pending end of period (Subtract line 14 from line 4)	15	7	88	10	336	7	629	60	0	211	1348
Cases pending beyond time guideline	16	0	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline	17	0	0	0	0	0	0	0	0	0	0

Approved by FTP 11/6/23

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

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

Court: **FINDLAY MUNICIPAL COURT** Judge: **STEPHANIE M BISHOP**
Report for the month of: **October 2023**

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 1	194	88	93	0	15	2	0	392	0
New cases filed 2	42	10	16	0	4	0	0	72	0
Cases transferred in, reactivated or redesignated 3	4	0	1	0	1	0	0	6	0
TOTAL (Add lines 1-3) 4	240	98	110	0	20	2	0	470	0
Jury trial 5	0	0	0	0	0	0	0	0	0
Court trial 6	0	0	0	0	0	1	0	1	0
Default 7				0	0	0	0	0	0
Guilty or no contest plea to original charge 8	12	15	19					46	0
Guilty or no contest plea to reduced charge 9	3	2	0					5	0
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil) 10	0	0	0	0	0	0	0	0	0
Other Dismissals 11	20	3	12	0	3	0	0	38	0
Transfer to another judge or court 12	1	0	0	0	0	0	0	1	0
Referral to private judge 13				0	0	0	0	0	0
Unavailability of party for trial or sentencing 14	1	1	0	0	0	0	0	2	0
Bankruptcy stay or interlocutory appeal 15	0	0	0	0	0	0	0	0	0
Other terminations 16	2	1	1	0	3	0	0	7	0
TOTAL (Add lines 5-16) 17	39	22	32	0	6	1	0	100	0
Pending end of period (Subtract line 17 from line 4) 18	201	76	78	0	14	1	0	370	0
Cases pending beyond time guideline 19	0	0	0	0	0	0	0	0	0
Number of months oldest case is beyond time guideline 20	0	0	0	0	0	0	0	0	0
Cases submitted awaiting sentencing or judgment beyond time guideline 21	0	0	0	0	0	0	0	0	0

Approved → FTP 11/6/23

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

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 October, 2023

PAGE 1

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CASES FILED:				
TRAFFIC	643	7,149	702	7,056
TRAFFIC COMPANION	95	965	144	961
TRAFFIC OVERTIME PARKING	-	-	-	2
CRIMINAL	113	1,327	160	1,417
CRIMINAL COMPANION	9	138	18	168
SEARCH WARRANT	12	60	7	83
CIVIL	292	1,880	131	1,375
SMALL CLAIMS	105	882	97	918
EXTRADITION	2	11	-	16
HABITUAL TRAFFIC VIOLATOR	-	-	-	1
OTHER	28	141	27	126
TOTALS	1,299	12,553	1,286	12,123
COURT PROCEEDINGS:				
ABILITY TO PAY	1	23	10	38
Admin License Suspension	-	24	4	19
APPEAL DOG DESIGNATION	-	2	-	2
Arraignment	697	8,279	810	8,371
Attachment	5	107	5	96
Bond	2	8	1	20
BOND RETURN	2	20	-	3
BOND VIOLATION	-	2	1	9
Civil Status Conference	2	21	10	28
COMMUNITY SERVICE REVIEW	11	72	10	127
Contempt of Court	17	279	17	336
CONTESTED DUS CONTEMPT HEARING	1	2	-	9
Contested Small Claims	2	12	1	10
Continued	756	6,843	655	6,572
Damages	1	10	-	6
Debtors Examination	77	615	26	415
Default	-	8	-	3
Desk Review	173	1,156	77	1,120
DIVERSION PLEA	2	18	1	29
DUS CLINIC	22	22	57	59
DUS DIVERSION REVIEW	2	26	6	38
Expungement	-	1	-	-
Extradition	-	2	-	9
Forcible Detention	32	190	23	170
Garnishment	2	12	-	14
Habitual Traffic Violator	-	-	-	1
Hearing on Motion	3	63	4	64
HEARING ON MOTION TO SEAL RECORD	8	61	11	94
HEARING ON WARRANT	-	35	43	320
Jury Trial	1	4	1	2
Marriage	1	35	8	35
Mediation	-	-	1	5
Miscellaneous	-	9	1	24
Motion to Compel	1	1	-	-
Motion to Dismiss	-	2	-	-

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
Motion to Vacate Judgment	-	1	-	1
Motion to Withdraw as Counsel	1	4	-	10
Plea	99	964	101	1,041
Preliminary	12	74	11	91
Pre-Trial	190	1,602	150	1,596
Pre-Trial with Judge	59	702	68	686
Reconsideration of Sentence	-	2	-	11
Restitution	-	2	-	-
Revivor	4	45	1	20
Revocation	11	97	11	109
SAFE SURRENDER	-	29	1	11
SECOND PRETRIAL	122	1,017	106	1,035
Sentencing	4	41	4	35
Small Claims	71	638	87	734
STATUS CONFERENCE	1,678	14,886	1,694	15,162
Suppression	8	40	-	44
TELEPHONE PRETRIAL	18	170	15	169
Trial	5	48	6	56
WRIT OF RESTITUTION	27	147	16	129
WRITTEN PLEA	6	70	6	62
TOTALS	4,136	38,543	4,060	39,050

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CRIMINAL VIOLATIONS:				
ASSAULT	4	47	1	44
BREAKING & ENTERING	-	-	-	3
BURGLARY	2	4	1	7
CRIMINAL DAMAGING	2	25	4	40
CRIMINAL TRESPASS	1	50	4	83
DISORDERLY CONDUCT	12	115	8	103
DOMESTIC VIOLENCE	16	156	23	162
DRUG ABUSE	20	274	28	303
OPEN CONTAINER PROHIBITED	-	18	3	21
OVI	-	1	-	-
RESISTING ARREST	1	26	3	27
ROBBERY	-	2	-	3
TELEPHONE HARASSMENT	-	6	2	7
THEFT	20	202	21	160
UNDERAGE CONSUMPTION	1	15	6	13
OTHER CRIMINAL	43	524	74	609
TOTALS	122	1,465	178	1,585
TRAFFIC VIOLATIONS:				
ACD/SPEED	14	191	21	225
DISOBEYING TRAFFIC CONTROL DEV	7	93	17	123
DRAG RACING	-	2	2	5
DRIVING UNDER SUSPENSION	33	339	44	373
EXPIRED REGISTRATION	15	201	37	296
FAIL TO MAINTAIN CONTROL	26	241	15	232
FAILURE TO YIELD RIGHT OF WAY	7	87	11	98
LEAVING SCENE OF AN ACCIDENT	7	39	6	47
LEFT OF CENTER	1	7	2	8
OVERLOAD	38	528	29	509
OVI	45	482	70	438
PASSING A STOPPED SCHOOL BUS	4	17	5	23
RECKLESS OPERATION	2	19	2	19
SEAT BELT	39	611	49	677
SPEEDING	312	3,303	343	3,262
OVERTIME PARKING	-	-	-	2
OTHER TRAFFIC	188	1,954	193	1,682
TOTALS	738	8,114	846	8,019

NOTE: SEARCH WARRANTS NOT INCLUDED IN VIOLATION TOTALS

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
ARRESTING AGENCY:				
PATROL				
OVERTIME PARKING	-	-	-	1
TRAFFIC OTHER	479	5,229	444	4,599
OMVI	23	229	29	180
CRIMINAL FELONIES	1	6	2	14
CRIMINAL MISDEMEANORS	7	196	17	206
SEARCH WARRANTS	1	8	1	8
FINDLAY P.D. (BY ORDINANCE)				
OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	153	1,428	192	1,808
OMVI	15	161	27	180
CRIMINAL FELONIES	-	-	-	-
CRIMINAL MISDEMEANORS	66	791	95	813
SEARCH WARRANTS	-	-	-	1
FINDLAY P.D. (BY ORC)				
OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	2	5	-	4
OMVI	-	1	-	-
CRIMINAL FELONIES	11	91	12	86
CRIMINAL MISDEMEANORS	20	177	20	213
SEARCH WARRANTS	10	37	5	62
SHERIFF				
OVERTIME PARKING	-	-	-	1
TRAFFIC OTHER	58	952	131	1,127
OMVI	7	90	12	76
CRIMINAL FELONIES	2	7	1	14
CRIMINAL MISDEMEANORS	10	133	17	148
SEARCH WARRANTS	1	14	1	11
OTHERS				
OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	1	18	9	41
OMVI	-	2	2	2
CRIMINAL FELONIES	-	-	-	1
CRIMINAL MISDEMEANORS	5	63	14	90
SEARCH WARRANTS	-	1	-	1
TOTALS	872	9,639	1,031	9,687
PROBATION:				
ESTABLISHED	35	297	46	267
TERMINATED	44	326	39	268
CURRENT	95	95	97	97
TOTALS	174	718	182	632

ACTIVITIES ORDERED:	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
ALCOHOL EVALUATION	-	1	1	1
ALCOHOL/SUBSTANCE EVAL	10	107	12	92
ANGER MANAGEMENT	1	4	-	1
BENCH WARRANT TO AGENCY	158	1,932	292	2,653
COMMUNITY SERVICE	-	3	-	3
COMMUNITY SERVICE CITY	4	41	3	50
COMMUNITY SERVICE COUNTY	4	78	11	85
COMMUNITY SERVICE INDIVIDUAL	14	196	26	234
COMMUNITY SERVICE NO JAIL	-	2	-	5
DIP	21	196	15	151
DOMESTIC VIOLENCE PROGRAM	-	7	1	8
ELECTRONIC HOME MONITORING	-	2	-	1
EXECUTION TO AGENCY	-	1	-	-
FORM 95	1	9	5	13
HOUSE ARREST	-	-	-	1
JAIL	2	52	9	65
Jail Term Suspended Condition	-	14	3	9
MENTAL EVAL	1	20	3	18
NO CONTACT WITH VICTIM	1	18	2	13
Pay Restitution	4	21	2	26
Probation	9	118	21	121
SCRAM	4	44	-	24
STAR Program	1	37	3	51
TREATMENT FRC	1	42	4	50
TREATMENT MISCELLANEOUS	-	43	7	71
UCP	1	9	3	7
Unsupervised Probation	-	-	-	1
VIP	23	176	8	133
TOTALS	260	3,173	431	3,887

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

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

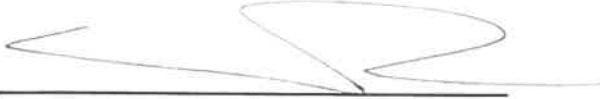

RECEIPTS DEPOSITED:

ALCOHOL MONITORING	\$2,105.82	\$24,495.78	\$1,574.15	\$23,652.81
BOND FEES	\$375.00	\$2,900.00	\$275.00	\$2,475.00
CIVIL DEPOSIT TENDERS	\$250.00	\$14,604.13	\$0.00	\$2,933.67
COURT COST	\$73,358.38	\$633,242.70	\$49,727.89	\$542,091.38
DUI ENFORCEMENT	\$2,420.31	\$26,826.04	\$2,874.55	\$27,222.43
ELECTRONIC IMAGING	\$4,235.30	\$41,680.29	\$3,848.14	\$37,723.92
FINES & FORFEITURES	169,809.76	\$1,769,922.13	170,727.68	\$1,716,344.42
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$619.00	\$5,157.31	\$373.80	\$5,571.13
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$195.34	\$1,835.64	\$120.80	\$639.62
JAIL HOUSING	\$14,763.17	\$177,697.18	\$11,218.23	\$147,218.48
JAIL REIMBURSEMENT	\$209.61	\$2,347.69	\$290.00	\$4,223.23
LEGAL RESEARCH	\$0.50	\$25.00	\$2.50	\$61.00
MEDIATION	\$1,339.50	\$13,156.82	\$1,229.50	\$11,934.30
MISCELLANEOUS	\$21,895.05	\$254,849.78	\$23,325.47	\$249,571.23
MUNI COURT COMPUTERIZATION	\$6,905.00	\$67,822.15	\$6,293.67	\$61,153.67
MUNI COURT IMPROVEMENT	\$17,798.41	\$174,313.31	\$16,253.78	\$157,315.94
RESTITUTION	\$865.10	\$4,153.84	\$1,473.01	\$5,626.44
SPECIAL PROJECTS	\$28,708.92	\$285,319.21	\$26,790.30	\$259,575.83
STATE PATROL	\$21,483.88	\$221,977.08	\$20,207.87	\$188,729.41
TRAFFIC/CRIMINAL BONDS	\$1,569.15	\$101,405.55	(\$7,681.40)	\$53,472.79
	<u>368,907.20</u>	<u>\$3,823,731.63</u>	<u>328,924.94</u>	<u>\$3,497,536.70</u>

DISTRIBUTIONS:

ALCOHOL MONITORING	\$2,105.82	\$24,495.78	\$1,574.15	\$23,409.21
BOND FEES	\$375.00	\$2,900.00	\$275.00	\$2,425.00
CIVIL DEPOSIT TENDERS	\$500.00	\$12,403.47	\$0.00	\$1,422.78
COURT COST	\$72,758.88	\$629,430.84	\$49,624.41	\$539,028.13
DUI ENFORCEMENT	\$2,372.85	\$26,605.69	\$2,867.77	\$26,852.42
ELECTRONIC IMAGING	\$4,190.30	\$41,473.29	\$3,842.14	\$37,501.92
FINES & FORFEITURES	168,893.33	\$1,776,511.63	169,130.99	\$1,713,756.05
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$619.00	\$5,157.31	\$373.80	\$5,371.13
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$195.34	\$1,835.64	\$120.80	\$425.56
JAIL HOUSING	\$14,763.17	\$177,462.97	\$11,218.23	\$143,642.74
JAIL REIMBURSEMENT	\$209.61	\$2,347.69	\$290.00	\$4,158.23
LEGAL RESEARCH	\$0.50	\$25.00	\$2.50	\$61.00
MEDIATION	\$1,325.50	\$13,088.82	\$1,226.50	\$11,868.30
MISCELLANEOUS	\$36,290.04	\$356,617.44	\$33,664.96	\$342,642.44
MUNI COURT COMPUTERIZATION	\$6,830.00	\$67,479.15	\$6,283.67	\$60,802.67
MUNI COURT IMPROVEMENT	\$17,603.41	\$173,419.31	\$16,227.78	\$156,400.94
RESTITUTION	\$757.86	\$3,821.70	\$1,455.40	\$5,387.75
SPECIAL PROJECTS	\$28,393.92	\$283,875.21	\$26,748.30	\$258,107.44
STATE PATROL	\$21,054.88	\$220,006.08	\$19,855.87	\$185,996.41
	<u>379,239.41</u>	<u>\$3,818,957.02</u>	<u>344,782.27</u>	<u>\$3,519,260.12</u>

DISTRIBUTED TO:

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CITY OF FINDLAY	177,313.18	\$1,757,264.07	145,114.57	\$1,553,565.38
HANCOCK COUNTY	\$13,180.82	\$181,916.45	\$17,162.23	\$194,575.38
OTHERS	150,544.28	\$1,487,968.34	137,012.07	\$1,356,705.93
STATE OF OHIO	\$52,757.96	\$551,456.11	\$52,408.15	\$495,524.36
	<u>393,796.24</u>	<u>\$3,978,604.97</u>	<u>351,697.02</u>	<u>\$3,600,371.05</u>
 <hr/> STEPHANIE M. BISHOP, JUDGE		 <hr/> 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

November 2, 2023

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The City of Findlay ordered banners for the Hometown Hero Program to be hung from November 2023 through January 2024. Participants in the program paid a fee to the City to cover the cost of the banners which has been deposited into the General Fund. An appropriation of these funds is requested at this time.

An appropriation is respectfully requested as follows:

FROM:	General Fund	\$1,739.37
TO:	Mayor's Office 21002000-other	\$1,739.37

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

Thank you for your consideration.

Sincerely,


Christina M. Muryn
Mayor

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

Board of Zoning Appeals

October 12, 2023

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

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

The following was introduced by Mr. Erik Adkins:

Case Number: BZA-32-2023-64321

Address: 752 Howard Street

Zone: C-1 Local Commercial

Filed by C and D Stoney Tavern Ltd., regarding a variance from section 1133.04 of the City of Findlay Zoning Ordinance for a new addition at 752 Howard Street. The applicant is proposing a new 12 X 20 addition to the rear of the building that will have a 0-foot setback from the Broad Avenue right-of-way. This section requires a 25-foot setback from the Broad Avenue right-of-way.

The owner requested a variance on August 11th, 2022, for a new proposed building that was 10-feet from the Broad Street right-of-way that was granted by the board. This request is to expand the building with the current footprint, for a 12 X 20 addition. However, the current footprint cannot be expanded due to the original building being built 4-tenths of a foot within the city right-of-way.

The city does not allow for a non-conforming building to be rebuilt within the city right-of-way, this request at 0-feet, would require the owner to move the new addition in 4-tenths of a foot to be within the property line. The city was for the request that came through in 2022, however, continuing at the property line, the city is opposed to this request but will support the decision the board makes.

Mr. Jacob Garlock, Garlock Brothers Construction, representing the owner, was sworn in. He stated they want to rebuild the one-story attachment to the current building following the same footprint as it is now. The current addition is in pretty bad shape with holes in the roof and the siding is all peeled off, so the owner just wants to tear that off and rebuild it. He stated the owner originally was looking at building a new addition or tear the complete building down and rebuild a new building but the cost was more than he could fathom. He is just going to start making improvements to the existing building, as finances allow. He does not foresee the four-tenths feet being an issue.

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

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

Inaudible....

Mr. Adkins stated the four-tenths would make it inside the right-of-way.

Mr. Brecheisen asked if he was ok with moving it back four-tenths to make it even with the property line or is he wanting to keep it four-tenths into the right-of-way?

Mr. Garlock stated it is only 5-inches so it's ok to move it four-tenths to be out of the right-of-way or even in from right-of-way four-tenths.

Mr. Rooney stated they cannot grant a variance to be in the right-of-way. He stated as long as they agree to be out of the right-of-way, the board could grant a variance.

Mr. Wells wanted confirmation that they are being asked to grant a variance of 25-feet on the condition that it be moved in four-tenths?

Mr. Adkins stated yes. They are asking for a 100% relief from the 25-feet.

Mr. Rooney stated if they had to meet the 25-foot setback, the current building isn't 25-feet, so the new addition would not even be attached to the building. The building has been this way for as long as he can remember and since it will be improving the property, he does not see a problem with it.

Mr. Rooney made a motion to grant the requested variance with the condition it be out of the city right-of-way and required permits are obtained within 60 days.

Mr. Adkins stated it will have to go to City Planning Commission for administrative approval first.

Mr. Rooney amended his motion: Motion to grant the requested variance with the condition it be out of the city right-off-way and required permits be obtained within 60 days after City Planning Commission administrative approval.

Mr. Brecheisen seconded the motion.

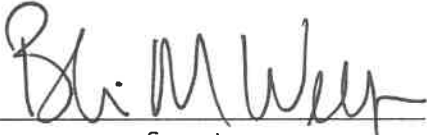
Motion to grant the requested variance with the condition it be out of the city right-off-way and required permits be obtained within 60 days after City Planning Commission administrative approval, 4-0.

The September 14, 2023 meeting minutes were approved.

The meeting was adjourned.



Chairman



Secretary



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

Tuesday, November 07, 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 October 31, 2023
Financial Snapshot for General Fund as of October 31, 2023
Open Projects Report as of October 31, 2023
Cash & Investments as of October 31, 2023

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Jim Staschiak II".

Jim Staschiak II
City Auditor

CITY OF FINDLAY
SUMMARY OF YEAR-TO-DATE INFORMATION AS OF OCTOBER 31, 2023

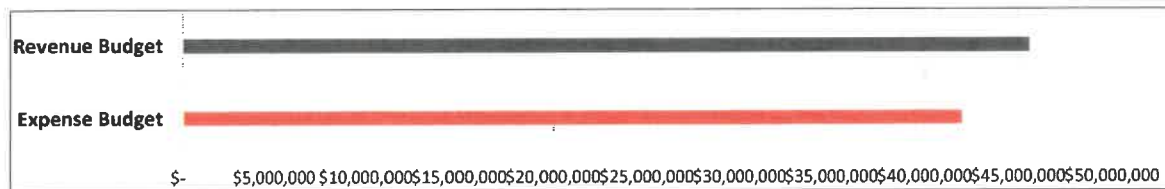
	EXPENDITURE BUDGET	Y-T-D EXPENSED	Y-T-D %	ANNUAL REVENUE BUDGET	Y-T-D RECEIVED	Y-T-D %
COUNCIL	245,711	180,060	73.3%	2,500	2,331	93.2%
MAYOR'S OFFICE	345,019	277,751	80.5%	2,900	5,550	191.4%
AUDITOR'S OFFICE	933,039	696,163	74.6%	450,197	283	0.1%
TREASURER'S OFFICE	31,344	23,624	75.4%	-	-	0.0%
LAW DIRECTOR	850,239	672,283	79.1%	152,560	132,933	87.1%
MUNICIPAL COURT	2,803,489	1,978,709	70.6%	1,307,275	1,299,463	99.4%
CIVIL SERVICE OFFICE	123,751	84,970	68.7%	-	1,176	100.0%
PLANNING & ZONING	156,883	156,864	100.0%	-	-	0.0%
COMPUTER SERVICES	661,455	473,107	71.5%	661,445	664,197	100.4%
GENERAL EXPENSE	4,705,215	3,502,098	74.4%	-	-	0.0%
GENERAL REVENUE	-	-	0.0%	26,901,970	30,886,049	114.8%
POLICE DEPARTMENT	9,834,555	7,021,128	71.4%	465,030	175,566	37.8%
DISASTER SERVICES	66,801	62,253	93.2%	-	-	0.0%
FIRE DEPARTMENT	8,952,742	6,966,566	77.8%	364,207	100,064	27.5%
DISPATCH CENTER	1,300,790	960,010	73.8%	6,825	6,825	0.0%
HUMAN RESOURCES	184,408	131,893	71.5%	-	651	0.0%
SERVICE DIRECTOR	305,499	210,693	69.0%	-	-	0.0%
ENGINEERING OFFICE	913,616	684,617	74.9%	122,000	112,255	92.0%
PUBLIC BUILDING	737,354	407,118	55.2%	-	120	0.0%
ZONING	414,729	261,864	63.1%	87,350	91,804	105.1%
PARK MAINTENANCE	1,320,064	948,887	71.9%	124,735	131,928	105.8%
RESERVOIR RECREATION	14,688	3,733	25.4%	-	-	0.0%
RECREATION MAINTENANCE	1,560	-	0.0%	-	-	0.0%
RECREATION FUNCTIONS	1,130,396	862,606	76.3%	836,902	699,262	83.6%
CEMETERY DEPARTMENT	660,283	472,232	71.5%	178,300	127,665	71.6%
TOTAL GENERAL FUND	36,693,630	27,039,231	73.7%	31,664,196	34,438,123	108.8%

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	4,171,715	2,778,009	66.6%	3,366,798	2,989,018	88.8%
TRAFFIC-SIGNALS	640,587	459,742	71.8%	112,234	122,801	109.4%
TOTAL SCM&R FUND	4,812,302	3,237,751	67.3%	3,479,032	3,111,819	89.4%
SCM&R HIWAYS	195,995	163,558	83.5%	205,100	172,110	83.9%
TOTAL SCM&R HIWAYS FUND	195,995	163,558	83.5%	205,100	172,110	83.9%
AIRPORT OPERATIONS	1,513,602	1,087,312	71.8%	1,201,251	1,037,795	86.4%
TOTAL AIRPORT FUND	1,513,602	1,087,312	71.8%	1,201,251	1,037,795	86.4%
WATER TREATMENT	4,271,435	2,865,641	67.1%	46,300	64,086	138.4%
WATER DISTRIBUTION	3,026,687	1,743,409	57.6%	98,200	79,471	80.9%
UTILITY BILLING	2,228,065	1,401,154	62.9%	8,669,008	7,580,527	87.4%
SUPPLY RESERVOIR	1,277,162	447,875	35.1%	19,879	6,825	34.3%
TOTAL WATER FUND	10,803,349	6,458,079	59.8%	8,833,387	7,730,908	87.5%
SANITARY SEWER MAINT	1,385,997	831,704	60.0%	1,000	1,629	162.9%
STORMWATER MAINT	322,133	186,125	57.8%	790,500	661,962	83.7%
WATER POLLUTION CONTROL	4,781,207	3,169,461	66.3%	9,137,700	7,973,526	87.3%
TOTAL SEWER FUND	6,489,337	4,187,290	64.5%	9,929,200	8,637,116	87.0%
PARKING	145,946	108,079	74.1%	131,785	120,959	91.8%
TOTAL PARKING FUND	145,946	108,079	74.1%	131,785	120,959	91.8%
SWIMMING POOL	138,750	105,899	76.3%	109,003	109,003	100.0%
TOTAL SWIMMING POOL FUND	138,750	105,899	76.3%	109,003	109,003	100.0%
CIT ADMINISTRATION	25,826,642	25,503,682	98.7%	28,229,300	30,895,436	109.4%
TOTAL CIT FUND	25,826,642	25,503,682	98.7%	28,229,300	30,895,436	109.4%

GENERAL FUND REVENUES & EXPENSES

Prior Year Ending Cash Balance – Unappropriated		\$	27,141,763
Revenue and Receipts Projection General Fund	\$	45,620,080	
Expenses Appropriated General Fund <i>(assumes \$0.00 returned by departments)</i>	\$	41,982,303	
BUDGETED OPERATIONAL SURPLUS/(DEFICIT)			3,637,777
BUDGETED UNENCUMBERED YEAR END GENERAL FUND BALANCE			\$ 30,779,540



MONITORING INTANGIBLE / ANTICIPATED ITEMS

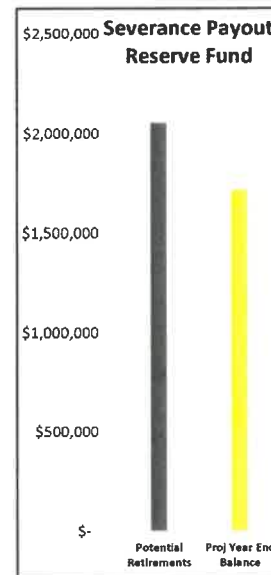
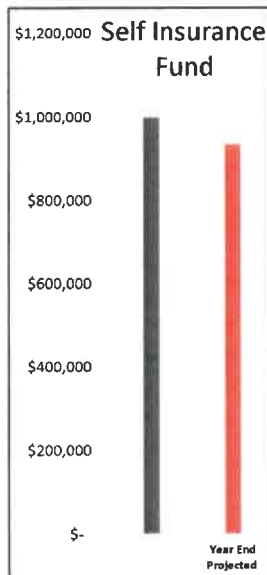
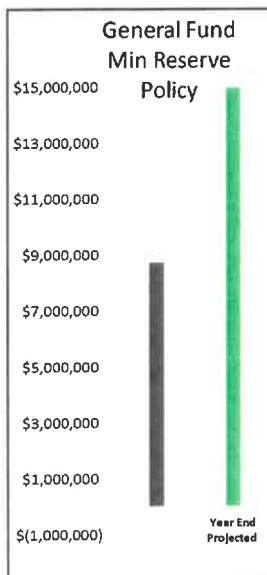
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LIKELY

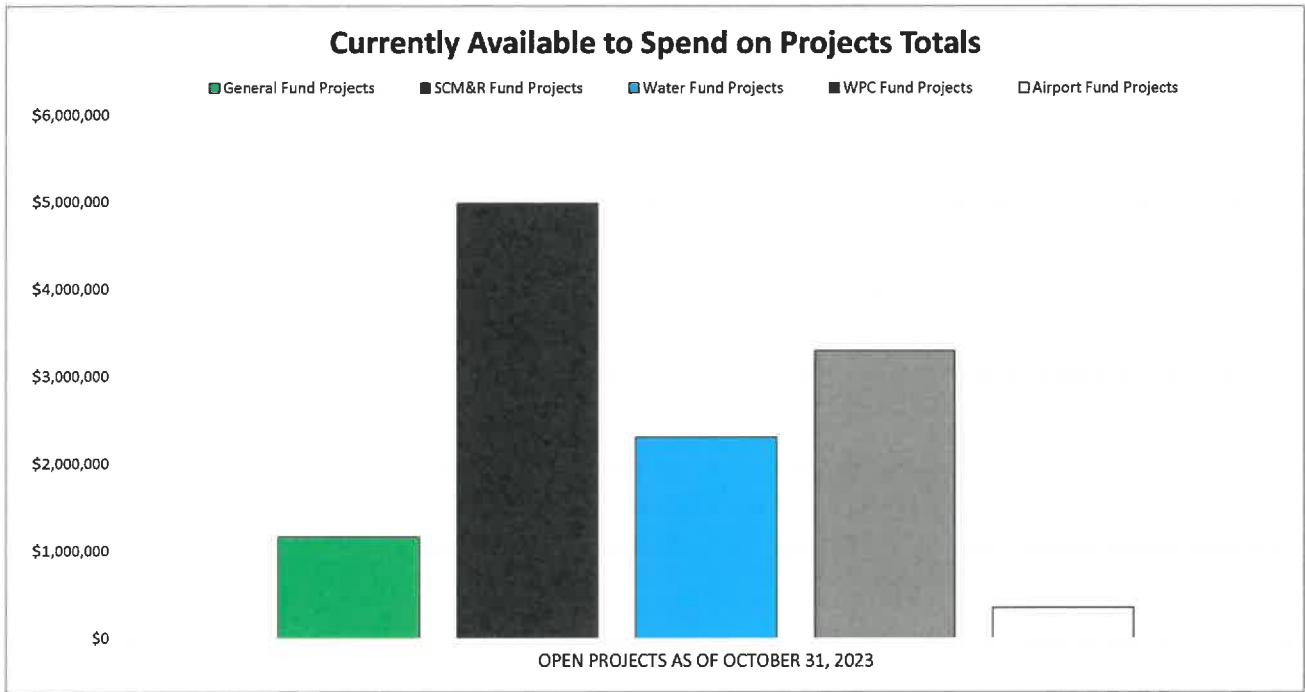
- Revenue Differential + / (-)
- Expense Differential + / (-)
- 2020 Proposed Capital Improvements Plan General Fund Dollars
- Fund Subsidies + / (-)

FINANCIAL POLICY AMOUNTS

			Year End Projected	Over/(Short)
Minimum Reserve Balance General Fund	\$	8,747,726	\$ 30,779,540	\$22,031,814
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 OCTOBER 31, 2023**



PROJECT NUMBER	PROJECT NAME	TOTAL APPROPRIATED	TOTAL EXPENSED	TOTAL PENDING	CURRENTLY AVAILABLE
		INCEPTION TO DATE	INCEPTION TO DATE	PURCHASE ORDERS	TO SPEND
31912000	PARKER TRAINING/RESTROOM REMODEL	322,559	64,667	7,565	250,327
31912500	TRAFFIC/FABRICATION SHOP	97,750	88,144	6,350	3,256
31912600	FY20 FIRE AFG PROGRAM	99,798	99,798	-	-
31912800	TYLER EXECUTIME IMPLEMENTATION	150,000	133,826	16,174	-
31913400	21 UPGRADE SHELTER 15	155,000	144,713	9,795	492
31913700	DOWNTOWN RECREATION AREA	105,775	100,775	-	5,000
31920700	22 ORC REQUIRED PD TRAINING	24,203	23,226	765	212
31920800	ENG/ZONING FILE SCANNING	92,000	68,940	6,375	16,685
31920900	MUNI BLDG ELEVATOR REPLACEMENT	382,200	6,081	373,500	2,619
31921900	SECURITY CAMERAS	91,130	88,370	1,171	1,589
31922200	2022 GIS FUNCTIONALITY GROWTH	80,000	46,401	31,557	2,042
31922400	MUNI BLDG BATHROOM UPGRADES	50,000	17,662	-	32,338
31923000	CUBE BLDG GENERATOR	165,000	-	-	165,000
31924300	RIVERSIDE DAM MODIFICATIONS	80,000	74,553	5,447	-
31924500	PARK/AIR RESTROOM CDBG	222,000	21,374	3,000	197,626
31924800	MLK MURAL	15,000	-	-	15,000
31925000	CITY ADA TRANSITIONAL PLAN	300,000	-	298,800	1,200
31925100	CITY RESTROOM ACCESSIBILITY	45,000	11,620	6,180	27,200
31925400	TECHNOLOGY IMPROVMENTS	70,000	66,946	-	3,054
31925500	CIT SOFTWARE	190,000	-	170,415	19,585
31925600	TREE PLANTING	100,000	-	-	100,000
31925800	DEMOLITION PROGRAM	400,000	120,000	-	280,000
31930700	PD BODYWORN CAMERAS	167,116	141,996	25,048	72
31930900	ARPA POLICE VEHICLES 2023	284,700	228,273	52,912	3,515
31931100	3RD FLOOR CONF ROOM REMODEL	38,000	37,671	-	329
31931200	EMORY FT FINDLAY PLAY UPGRADE	620,000	42,642	26,680	550,678
31931300	2023 ENGINEERING REMODEL	68,000	67,411	-	589

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED INCEPTION TO DATE	EXPENSED INCEPTION TO DATE	PENDING PURCHASE ORDERS	AVAILABLE TO SPEND
31931800	RESERVOIR DOCKS	70,000	-	-	70,000
31931900	GREENWAY TRAIL P3	165,000	124,990	40,010	-
31932000	TEMPORARY SALT STRUCTURE	90,000	28,851	49,012	12,137
31932100	DARK DISPATCH UPGRADES	20,000	-	-	20,000
31932200	REMOTE OFFICES DOOR LOCKS	75,000	-	-	75,000
31932400	REPLACE BACKUP SERVER/NETWORK	45,000	-	-	45,000
31932600	2024 ARPA POLICE VEHICLES	322,500	-	-	322,500
31932700	2023 SIDEWALK IMPROVEMENTS	40,000	-	-	40,000
31933000	PHASE 2 BENCHING ENVIRONMENTAL	100,000	20,028	-	79,973
31933100	FFD FY2022 AFG	64,423	-	64,423	-
31933200	PD QUICK RSPONSE GRANT FY2022	62,500	-	-	62,500
31933300	RAWSON/SWALE RESTROOM RECON	996,400	34,030	93,420	868,950
31933400	RAWSON PARK TENNIS COURTS	45,000	14,703	-	30,297
31933500	CUBE PARKING LOT RESURF PH 3	80,000	46,592	14,370	19,038
31933900	FFD PUCO HAZMAT TRAINING GRANT	23,500	-	-	23,500
31934000	SOLAR ECLIPSE 2024	20,000	-	10,000	10,000
31934100	CEMETERY SANITARY SEWER	55,000	-	48,123	6,877
31934300	BULK TRASH & TIRE DROPOFF (ARPA)	20,000	-	20,000	-
31948200	OHIO 629 - MARATHON	250,000	18,676	15,350	215,974
31955300	ROWMARK 629 ROADWORK	100,000	1,516	-	98,484
31966800	2017 ORC PD REQUIRED TRAINING	39,556	4,000	-	35,556
31977900	PUBLIC SAFETY SOFTWARE SYSTEM	731,770	729,301	2,086	383
31993600	KEEP ACTIVE KEEP HEALTHY PROG	101,000	98,614	269	2,117
31993800	RVR GREENTRAIL TO RIVERBEND	3,224,509	1,884,872	1,258,835	80,802
31994900	FIRE STRICT FACILITY	2,440,500	2,152,188	263,362	24,950
	GENERAL FUND PROJECTS	13,596,889	6,853,449	2,920,993	3,822,447
32542300	OIL DITCH CLEANING	170,000	-	-	170,000
32549500	HOWARD RUN DITCH CLEANING	6,000	-	-	6,000
32811100	I75/CR99 INTERCHANGE PID10237	420,000	420,000	-	-
32821400	HAN-INTERSTATE & FHS TRAILS	135,000	91,684	19,742	23,574
32822000	ODOT FY23 RESURF PID1087776	903,320	712,763	5,302	185,255
32823100	S MAIN/HARDIN INTERSECTION	160,000	69,682	71,478	18,840
32823200	S MAIN/CRAWFORD INTERSECTION	140,000	37,815	75,919	26,266
32823400	W MAIN CROSS/CORY INTERSECTION	143,000	54,576	76,069	12,356
32830300	2023 STREET PREV MAINT	625,000	517,375	105,844	1,781
32830400	23 ANNUAL RESURFACING/CURB	1,427,000	1,312,882	3,007	111,111
32831000	2023 CITY SIDEWALKS/RAMPS	75,000	13,766	46,235	15,000
32831600	S WEST/MAIN CROSS INTERSECTION	175,000	4,278	124,813	45,910
32833800	ODOT FY24 BIGELOW RESURFACING	2,000	-	-	2,000
32852700	W SANDUSKY/WESTERN AVENUE	190,000	113,433	3,642	72,925
32864600	CR212/CR236 WIDENING	3,667,500	227,897	23,252	3,416,351
32872100	S MAIN/LINCOLN INTERSECTION	125,000	104,098	254	20,648
32876000	BLANCHARD/LINCOLN BIKE LANE	3,471,500	2,574,579	33,527	863,394
	SCM&R FUND PROJECTS	11,835,320	6,254,826	589,084	4,991,410

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED	EXPENSED	PENDING	AVAILABLE
		INCEPTION TO DATE	INCEPTION TO DATE	PURCHASE ORDERS	TO SPEND
35202300	AIP-28 REHAB TAXIWAY A	432,624	402,630	25,263	4,731
35222100	TERMINAL BLDG MOVE/REHAB	126,000	119,807	4,265	1,928
35224000	AIP-33 NORTH APRON REHAB CONS	2,283,995	1,898,304	334,349	51,342
35225200	AIP-34	306,000	211,369	94,216	415
35231700	AIRPORT FUEL FARM REPAIRS	100,000	-	56,500	43,500
35232300	AIRPORT SNOW REMOVAL EQUIP BLDG	250,000	-	-	250,000
	AIRPORT FUND PROJECTS	3,498,619	2,632,111	514,592	351,916
35512100	WASHINGTON AVE STORM UPGRADE	40,000	18,227	9,400	12,373
35521700	W LINCOLN STORM SWR	220,000	119,306	81,099	19,595
35532800	S MAIN/MCPHERSON STORM	160,000	154,478	-	5,522
35601300	WPC CLARIFIER 3&4 REHAB	1,080,845	801,929	210,960	67,956
35610700	2021 COMBINED SEWER OVERFLOW	40,000	29,289	10,711	-
35611600	SPRINGLAKE SANITARY UPGRADE	625,000	525,642	48,250	51,108
35622800	CLARIFIERS WEIR BRUSH REPLACE	100,000	89,195	-	10,805
35626200	CSO LTC PLAN AMENDMENT 22	390,000	75,456	289,060	25,484
35630100	WPC AUTOMATIC TRANSFER SWITCH	300,000	1,110	254,000	44,890
35630500	2023 MANHOLE ADJUST PROGRAM	70,000	-	10,000	60,000
35631500	PROJECT HAT TRICK	3,000,000	-	-	3,000,000
35633600	2023 ANNUAL SEWER & MANHOLE	2,000	-	500	1,500
35633700	2023 LARGE DIAMETER SWR CLEAN	2,000	-	-	2,000
35691900	WEST MAIN CROSS SAN SEWER	20,000	18,891	1,109	-
	SEWER FUND PROJECTS	6,049,845	1,833,522	915,089	3,301,234
35710100	RECTOR AVE WATERLINE REPLACE	444,147	8,200	381,410	54,537
35720200	HARRISON ST WL REPLACEMENT	71,000	56,823	-	14,177
35722700	RESERVOIR PAINT/REPAIR	30,000	-	-	30,000
35723800	SMALL WATERLINE UPGRADES	505,000	1,187	500	503,313
35725300	WTP GENERATOR	1,685,000	-	1,652,847	32,153
35730800	LAUREL LANE WL REPLACEMENT	130,000	1,779	-	128,221
35732500	23 BILLING/DIST ROOF REPLACE	155,000	-	154,969	31
35732900	EAST ST WL REPAIR	2,000	-	-	2,000
35781800	WTP SCADA SYSTEM UPGRADES	585,600	540,850	26,865	17,885
35782600	WTP & RES SECURITY CAMERAS	150,000	106,939	-	43,061
35782800	RESERVOIR TRANSFER LINE REHAB	1,957,881	95,767	1,621,535	240,578
35783300	WATER METER SYSTEM REPLACE	2,092,622	1,267,622	780,936	44,064
35790800	WTP CO2 TANKS REPLACEMENT	1,250,000	45,881	6,324	1,197,795
	WATER FUND PROJECTS	9,058,250	2,125,049	4,625,386	2,307,814

<u>PROJECT</u>	<u>PROJECT NAME</u>	<u>TOTAL</u>	<u>TOTAL</u>	<u>TOTAL</u>	<u>CURRENTLY</u>
<u>NUMBER</u>		<u>APPROPRIATED</u>	<u>EXPENSED</u>	<u>PENDING</u>	<u>AVAILABLE</u>
		<u>INCEPTION TO DATE</u>	<u>INCEPTION TO DATE</u>	<u>PURCHASE ORDERS</u>	<u>TO SPEND</u>

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CITY OF FINDLAY
CASH & INVESTMENTS AS OF OCTOBER 31, 2023

<u>AMOUNT</u>	<u>DESCRIPTION AND COUPON RATE</u>	<u>BANK/FIRM</u>
\$ 899,000.00	STAR OHIO @ 5.560%	
133,904.26	STAR OHIO @ 5.560%	
51,003,500.00	STAR OHIO @ 5.560%	
1,666,726.75	STAR OHIO @ 5.560%	
35,505,000.00	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
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/>		
\$ 98,291,858.48	INVESTMENT TOTAL	
2,375,854.08	5/3 BANK ACCOUNT BALANCE	
-	ACCRUED INVESTMENT INTEREST	
<hr/>		
<u>\$ 100,667,712.56</u>	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 OCTOBER 31, 2023

\$ 37,225,873.27	General Fund
1,500,000.00	General Fund Restricted Rainy Day
4,104,473.06	General Fund Projects
1,903,577.26	SCM&R Fund
3,276,443.56	SCM&R Fund Projects
208,005.00	County Permissive License Fund
370,643.25	State Highway Fund
934.39	Law Enforcement Trust Fund
3,044.03	Drug Law Enforcement Trust Fund
355,408.72	ID Alcohol Treatment Fund
52,364.91	Opioid Abatement Fund
74,968.06	Enforcement & Education Fund
1,032,240.49	Court Special Projects Fund
162,660.40	Court Computerization Fund
2,109.56	METRICH Drug Law Enforcement Trust Fund
180,230.25	Alcohol Monitoring Fund
189,674.14	Mediation Fund
105,690.32	Electronic Imaging Fund
20,791.63	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
1,062,347.78	Municipal Court Improvement Fund
535,904.15	Airport Fund
643,204.72	Airport Fund Projects
8,091,994.18	Water Fund
936,517.97	Water Fund Restricted
4,320,354.46	Water Fund Projects
12,904,182.21	Sewer Fund
5,260,555.14	Sewer Fund Restricted
4,112,790.63	Sewer Fund Projects
80,032.63	Parking Fund
-	Parking Fund Projects
40,632.77	Swimming Pool Fund
24,425.09	Internal Service Central Stores Fund
246,361.78	Internal Service Workers Comp Fund
942,630.44	Internal Service Self Insurance Fund
3,060,105.37	CIT Fund
2,673,827.72	CIT Fund- Restricted Capital Improvements
346,209.74	Police Pension Fund
346,209.74	Fire Pension Fund
73,490.02	Unclaimed Monies Fund
276,612.26	Tax Collection Agency Fund
1,742,038.48	Cemetery Trust Fund
167,535.81	Private Trust Fund
158,435.39	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>\$ 100,667,712.56</u>	TOTAL CASH & INVESTMENTS



AUDITOR'S OFFICE

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JIM STASCHIAK II - CITY AUDITOR

Thursday, November 09, 2023

The Honorable Council
Findlay, Ohio

IT IS RESPECTFULLY REQUESTED THIS LETTER BE READ INTO THE MEETING RECORD

Dear Council Members,

In 1987, in order to have money available to cover potential liabilities of the City of Findlay a "SELF INSURANCE FUND" was created. It has annually been funded to One Million Dollars (\$1MM).

Deductibles, premiums, certain claims are paid out of this fund. I have mentioned in the past that at one time a very large environmental fine was paid out of this fund. Environmental liability is one of your highest uninsured risks to the City. Most recently, the City has seen a large increase in the number of lawsuits filed against it and its officials. Several types of legal claims are regularly paid out of this fund and have been over the years.

I believe the time is right and it is wise to increase this Fund to an annual beginning balance of Two Million Dollars (\$2MM). Not only does it add additional protection to the City against potential liability, it would strengthen our ability to be selective with regards to the liability coverage we continue to purchase from the insurance markets. Lastly, in the current interest rate environment, it will be more likely the revenue will cover its typical annual operations costs.

FROM:	General Fund	\$1,065,000.00
TO:	Self-Insurance Fund	\$1,065,000.00

By copy of this letter I am requesting the Director of Law prepare the necessary legislation with the emergency clause for your consideration.

Respectfully submitted,

Jim Staschiak II
City Auditor

pc: Don Rasmussen

Honorable City Council
Findlay, OH 45840

November 14, 2023

RE: AIP-35 (North Apron Rehab Alternates), Project No. 35225200

Dear Council Members:

As previously discussed in Council last year, the bid alternates for the North Apron Rehab project are being paid through a new FAA AIP grant. The City has received the grant funds from the FAA that will cover 90% of the construction cost and is expected to receive an additional 5% match from ODOT Aviation.

Last year the City appropriated funds to cover the construction cost of the North Apron Alternates, and this AIP grant is the first funding step towards the City being reimbursed for the cost of the alternates construction. Once all of the funds are received from the FAA and ODOT Aviation the City will only be responsible for 5% (\$10,509.00) of the construction cost for the two alternates.

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

FROM: FAA AIP Grant (3-39-0034-035-2023) \$ 189,162

TO: AIP-35 (North Apron Rehab Alternates), \$ 189,162
Project Number 35225200

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

Sincerely,



Jeremy Kalb, PE
City Engineer

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

Honorable City Council
Findlay, OH 45840

November 14, 2023

RE: Taxiway 7-25 Rehabilitation (AIP-34), Project No. 35234200
FAA AIP-34 Grant Funds

Dear Council Members,

The Federal Aviation Administration (FAA) has awarded the City a grant in the amount of \$268,200 for the design portion of the rehabilitation of Taxiway 7-25. The awarded grant funds will cover 90% of the design cost and the City is expected to receive an ODOT Aviation grant that will cover an additional 5% of the design cost. Once all grant funds are received the City will be responsible for \$14,900 of the design.


At this time, it is desired to appropriate the FAA grant funds and the local match funds to the project so the design work can commence. A future appropriation will be made once the City receives the grant agreement from ODOT Aviation to cover the remaining 5%.

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

FROM: FAA AIP Grant (3-39-024-034-2023)	\$ 268,200	
TO: Taxiway 7-25 Rehabilitation, Project No. 35234200		\$ 268,200
FROM: CIT Fund-Capital Improvement Restricted Account	\$ 14,900	
TO: Taxiway 7-25 Rehabilitation (AIP-34), Project No. 35234200		\$ 14,900

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

Honorable City Council
Findlay, OH 45840

November 15, 2023

RE: Broad Avenue Bike Path, Project No. 31934600

Dear Council Members,

As authorized by Resolution 004-2019, the City of Findlay received grant funds from the Ohio Department of Natural Resources (ODNR), through the Recreational Trails Program, to improve a stone bike path along the Blanchard River. The Broad Avenue Bike Path project will consist of installing a 10-ft wide multi-use path along the south side of the Blanchard River from Broad Avenue to River Street. This proposed path will tie into the existing path that goes under the Broad Avenue overpass and will continue to the east behind the Cooper Ballfields and will tie into the Karg Well Dam area.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to authorize the Mayor, Service Safety Director and/or City Engineer to advertise for bids, enter into contracts and to appropriate and transfer funds as follows:

FROM: Ohio Department of Natural Resources (ODNR), Recreational Trails Program	\$ 150,000
TO: Broad Avenue Bike Path, Project No. 31934600	\$ 150,000

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

November 13, 2023

Dear Honorable Council,

I wanted to send a quick note regarding an important timeline item related to the downtown recreation area.

As I shared at the last Council meeting, the environmental study is moving forward and expected early December. I do not believe, however, that it will be ready to be included in the December 5 Council Packet.

On Thursday, November 9, I attended State Representative Cross's meeting regarding State Capital Requests and requests for funding out of the \$700 Million pot of one-time money the state currently has available for local investment. These funds are targeted for one-time transformational investments. I have had individual meetings with Representative Cross and Senator McColley regarding the Downtown Recreation Area funding from the State. Both have recommended we submit a request for funds through the \$700 Million, this will allow us to seek a larger dollar amount than traditional community projects through the State Capital Budget.

To do so, requests for funding are to be submitted by December 18.

Therefore, I would like to have Council's approval on the downtown recreation area design moving forward prior to December 18 which would mean Council would need to pass the legislation on or before the December 5 meeting.

- **Are you committed to cleaning up the downtown recreation area properties?**
 - o I am. This is a key part of our community and should be cleaned up regardless of what occurs in this area. Additionally, the phase 2 benching will address a significant portion of these properties. (Note: brownfield funds are currently available through the state, and we should try to leverage those as quickly as possible.)
- **Do you believe that investing in these 19 acres of downtown is beneficial?**
 - o I do. This area of the City is a huge opportunity to transform our river into an asset, spur development, and extend downtown into the surrounding area.
- **Do you believe that working with an expert engineering firm to further refine and prioritize the downtown recreation area concept is necessary?**
 - o I do. Ensuring this project is completed with expert knowledge on design, materials, maintenance, etc. is critical.

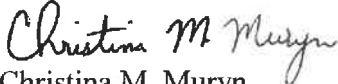
- **Do you believe that having a more refined design will assist the City in leveraging outside dollars to see this project through?**
 - o I do. Presenting a concept is one thing, presenting a plan is another. To ask for funding through outside resources, a more refined design is needed, especially with corporate donors.

- **Do you believe the downtown recreation area supports what we heard from the Findlay Forward Strategic Plan?**
 - o I do. See the Downtown Recreation Area Proposal and Findlay Forward Strategic Plan Document.

- **Do you believe it is the responsibility of City Council to have a vision for the City of Findlay which sets it apart?**
 - o I do.

Thank you for your continued support of the City of Findlay and setting us apart as a premier place to **live**, learn, work, and **play**.

Sincerely,


Christina M. Muryn
Mayor

Denise Devore

From: Grant Russel
Sent: Friday, November 17, 2023 3:08 PM
To: Don Rasmussen
Cc: James Staschiak; Denise Devore; Jeff Wobser; Marshall W. Finelli; Don Essex
Subject: Re: elected officials salary ordinances

Don -

This is a clarification of my previous email on this subject.

In order for the Mayor, Law Director and Auditor to be paid during their next terms in office, please create an updated version of 2018-125 with dates adjusted as needed for the terms of office commencing on January 1, 2024, and ending on December 31, 2027, and reflecting current salaries plus the standard raises based upon 2018-125. Please place this new legislation on Tuesday's agenda. Doing so will ensure it gets three readings. Please include emergency clause on this legislation. The proposed legislation may be reviewed by the ad-hoc committee on rules/committee assignments that will be called for on Tuesday.

I have had discussions with Jeff Wobser concerning this clarification and he is in agreement. Jeff had previously agreed to co-sponsor this legislation.

Denise, please include this email as in the communications portion of Tuesday's agenda.

Thank you.

Grant C. Russel
Findlay City Council, at-large
grussel@FindlayOhio.gov
www.FindlayOhio.gov
419.422.6875



Grant C. Russel
Findlay City Council, at-large
1200 S. Main St.
Findlay OH, 45840
grussel@FindlayOhio.com
419-422-6875

November 17, 2023

John Harrington, President
Findlay City Council
Municipal Building, Rm 114
Findlay OH, 45840

Re. ad-hoc Committee on 2024-25 Council Committee Assignments, Rules of Procedure Review & Elected Official Salaries

Dear John,

I am appointing an ad-hoc committee to recommend Council committee assignments for the 2024-25 term, review Council's current Rules of Procedures & review Elected Officials Salaries for terms of office commencing on January 1, 2024.

The following members are appointed to serve on this committee:

- Grant Russel, chairman
- Brian Bauman
- Josh Palmer

Recommendations on Elected Officials Salaries will be presented to the full council at the December 5, 2023, regular Session of Council. Recommendations for 2024-25 Council committee assignments and Rules of Procedures will be presented to the full council at the January 2, 2024, regular Session of Council for approval.

Sincerely,

Grant C. Russel

Grant C. Russel
President Pro-tempore
Findlay City Council

INCOME TAX BOARD

City of Findlay
August 29, 2023

MINUTES

ATTENDANCE

Members Present: Mayor Christina Muryn, Don Rasmussen, Susan Hite, Jim Staschiak II, Jeff Wobser.

Staff Present: Mary Price and Kathy Launder.

APPROVAL OF MINUTES

Motion to approve minutes of the May 3, 2023, meeting as presented, by Councilman Wobser, second by Mayor Muryn. Motion passed 5-0.

NEW BUSINESS

Year-To-Date Collections: Price stated that the year to date collections are down 4.007 over 2022. Mayor Muryn stated that we have been using 2019 collections as a comparison, 2023 YTD collections are up 35%-37% over 2019 collections. In 2021 and 2022, the City saw increased collections due to the Speedway sale, and they are a little bit of an anomaly so we compare 2023 collections to 2019 collections to get a truer comparison of tax revenue.

Collections, Estimates, Delinquencies: Price stated that the Income Tax Department has been sending bills regularly, putting more effort in compliance the last two months has made a difference. Mayor Muryn stated that if we stay on trend, we will exceed the collections from the last five years. Following up taxpayers and working with them to resolve their tax liabilities, Mayor Muryn really appreciates the efforts of the Income Tax Department team.

Legal Actions in Process and Contemplated: Price reported that wage garnishments are down some. Part of that is due to having the contract with the Ohio Attorney General's Office (OAG), we have other avenues for collection efforts. After one unsuccessful, then immediately send to OAG, rather than making two or three additional attempts which saves the taxpayer money. Mayor Muryn suggested that Price add a graph to show third party collections for future reporting.

HB 33 ORC Changes: Mayor Muryn referred to the letter Price distributed regarding changes that will need to be made to the tax ordinance. With the new state operating budget, they passed a number of changes that will take effect in 2024. From the Ohio Municipal League Income Tax Seminar, Price summarized the changes that would impact locally from the resources received at that seminar. Wanted to discuss with this group and then work with legal to then draft the appropriate ordinances to update City code to match the Ohio Revised Code to make sure we are compliant.

Forms: Price distributed updated copies of all income tax forms. There were no significant changes to the forms other than updating the dates. Price stated that all forms are fillable .pdfs and will be posted on the website. Price stated that it is not her intention to print forms unless requested. The printed forms have not been utilized in the past. Motion to approve updated income tax forms as prepared With the correction of the website to findlayohio.gov, by Mayor Muryn, second by Treasurer Hite. Motion passed 4-0-1 with Auditor Staschiak abstaining.

OTHER BUSINESS

Auditor Staschiak comments: Auditor Staschiak requests a review and understanding the process of compliance of at home and internet businesses, influencers, etc. for reporting to the income tax department when no federal forms have been filed. Understand process of how actively pursuing these businesses. Mayor Muryn stated that these types of businesses are set up as an independent contractor and file a 1099 for tax purposes. Communicate with residents regarding tax compliance and follow up on leads. Price stated that requiring federal forms is a great way to know that we are tracking all of the income activity. Price stated that they have started to heavily enforce copies of the first two pages of the federal tax return be submitted with the Findlay income tax return. Councilman Wobser stated that the Governor of Ohio just exempted a lot of the influencers from income tax liability. Mayor Muryn stated that she and Price will discuss and touch base with other communities on how they mine data online to capture home based businesses that are operating that are not reporting.

Next Meeting: Meeting schedule for 2023: November 2. All meetings will be held at 2:30pm in the third floor conference room of the Municipal Building.

Being no further business, the meeting adjourned.

Respectfully submitted,



Kathy K. Launder
City Clerk

INCOME TAX BOARD

City of Findlay
November 1, 2023

MINUTES

ATTENDANCE

Members Present: Mayor Christina Muryn, Susan Hite, Jim Staschiak II, Jeff Wobser.

Staff Present: Mary Price and Kathy Launder.

Guests Present: Cathy Schroll, Mayor of Village McComb, and Melissa Patch, fiscal officer of Village of McComb, Holly Frische, Findlay City Council.

APPROVAL OF MINUTES

Motion to approve minutes of the August 29, 2023, meeting as amended, by Mayor Muryn, second by Auditor Staschiak. Motion passed 4-0.

OLD BUSINESS

Compliance Process: Mayor Muryn stated that Price sent a follow up email detailing the process the Income Tax Department follows. Price highlighted compliance measures the Income Tax Department takes. They gather the self employed individuals under contractor work reporting through the State Department. It shows who filed a state tax return in our municipality. They then send a letter stating compliance requirements. In 2022, started requiring federal income tax forms and are actively enforcing that has assisted in finding out other income. For those residents not filing any tax returns, they are harder to track down. Price stated that other municipalities she has talked with have the same issue. If they have worked for a Findlay employer, we will have W2 on file and then can track down with that record. Auditor Staschiak asked if we can cross reference with the water customers. Price stated that they already do this. Auditor Staschiak asked about conversations with companies just outside of City limits. Price stated that employers are not required to withhold for Findlay income tax. Whirlpool has stated that they will withhold Findlay income tax if the employee requests them to. Some employers won't withhold unless required to. Mayor Muryn stated that Price has had conversations with tax representatives of businesses in and around Findlay for income tax filing requirements and the services the Income Tax Department offers. Auditor Staschiak wants as a Board member a communication stating the compliance process the Income Tax Department has in place to explain to the public that the City is making sure that all residents of Findlay are paying the required income taxes, specifically the workers that are being bussed into area businesses from Findlay residences. Mayor Muryn stated that she currently has a column waiting for the newspaper to print that will answer most of the community's questions. She further stated that Price has a good relationship with the staffing agencies working with the immigrant population and we have followed up with them on compliance. First Diversity which is the agency bringing the Haitian population and also Venezuelan and Columbian, they are doing work across Whirlpool and Freudenberg-NOK. The way it is currently working is the individual is employed through the staffing agency for six months then if the company wants to bring them on full time they are transitioned to that company's payroll. There is compliance with the business relationships as well as the staffing agency. These individuals are being handled just like any other staffing agency. The Board can communicate to those who have concerns that our income tax department has followed up and has built a relationship with the staffing agencies and employers and that we know they are filing their taxes. Auditor Staschiak suggested putting our process for compliance together to add to the City's website. Mayor Muryn is fine with having a compliance section on the City's website that reiterates the process the Income Tax Department has for compliance and a way to report compliance concerns. There is a responsibility for all Board members that if someone asks you about the immigrant population that we address that so that the Income Tax Department is not

inundated with calls just because someone looks different than them. Councilman Wobser stated that it sounds like the Income Tax Department is pursuing taxpayers that are not in compliance as well as they can.

HB 33 ORC Changes-Ordinance 2023-114: Mayor Muryn stated this is the income tax update to be compliant with the Ohio Revised Code changes. The full Ordinance 2023-114 takes the changes that were approved at the Board level. This was reviewed by Law Director Rasmussen, Mr. Werth, and Mr. Feighner of the Law Director's Office. Motion to approve Ordinance 2023-114 to City Council, by Councilman Wobser, second by Mayor Muryn. Motion passed 4-0.

NEW BUSINESS

McComb Income Tax Service: Price stated that she was contacted by McComb Council President that they were looking for someone to collect and administer their income tax due to some changes that occurred at their recent Village Council meeting. Cathy Schroll, Mayor of Village McComb, stated that the individual who worked for the Village of McComb for 23 years as the income tax administrator abruptly resigned. Mayor Muryn asked how many accounts McComb has. Mayor Schroll stated that she was not privy to that information prior to their income tax administrator resigning. Their population is around 600. Auditor Staschiak asked if the Village of McComb has explored RITA. RITA is collecting income tax around the state for about 2%. Melissa Patch, fiscal officer of Village of McComb, stated that she has received some information from RITA. Auditor Staschiak stated that RITA collects for half the cities and villages in the state. Mayor Muryn stated that from her perspective there is potential that she would like to move forward with the conversation. Our key factor is the number of accounts that McComb has. Mayor stated that she does not expect it to be significant especially when the City moves to online filing and improved processes that we are establishing. She further stated that it could be beneficial since there are most likely McComb residents working in Findlay and Findlay residents working in McComb and having more of that data in our system and being able to track it could be very beneficial.

Currently, the contracts are put together by looking at our total budget divided by the number of accounts and it is allocated by the percentage of accounts a village has of our overall budget. Mayor Muryn stated that she is not a fan of RITA. When she has talked with Mayors across the state, they all say it is a huge headache and they lose all control and when you bring up compliance issues you have a representative and they may or may not listen to your concerns. Mayor Muryn stated that she feels having in house income tax collection is a huge benefit. Short term we wanted to bring to the Board so that McComb can continue conversations with Price and she can evaluate and bring back to the Board. Most likely with the compliance issue talked about earlier and this discussion of potential of taking over McComb income tax collection, we will try to do another board meeting this year to have that conversation.

Mayor Schroll stated that she has had conversations with other villages that had RITA and now are using Findlay and feels blessed to have Findlay. The advantage of having a local drop off for filing as well as if they have questions being able to talk with a live voice on the phone.

Mayor Muryn asked for a general consensus if the Board is comfortable moving forward to gather more information for income tax collection for McComb.

Councilman Wobser stated that we need the data to be able to give the Village of McComb the information they need to take back to their Council for approval. Councilman Wobser stated that he would like to move forward with it.

Motion to move forward with the process of information gathering for McComb income tax collections so we can have a further conversation at an Income Tax Board meeting in early December, by Councilman Wobser, second by Mayor Muryn.

Auditor Staschiak stated that he is going to vote no, and he is going to continue to not support it until we get our costs of collections in line with where it should be long term. He is not saying we can't do that, but doesn't think it is a fair representation to our taxpayers if we are adding the burden of additional collections, additional court cases and everything else and not collecting fees over and above what it costs us to do that at this point and without further consideration given to a proper business model moving forward. He further stated that we are going the wrong direction right now in terms of where we are at. We have to see what happens once the software is done but until then he doesn't think this Board is doing the community justice and certainly not going to see the type of return on investment that's being inferred without a full analysis and even then the return would be confidential so he thinks we are opening ourselves up to criticism from the public as a Board and is standing up against it openly and publicly until we get our house in order. Councilman Wobser asked if this is two different topics. Our situation internally is something we will have to take a look at, that won't be solved in the short run vs. the situation that the Village of McComb brought to us are two different issues. Being against one for a reason of being against both are two different issues are not related. We are not making an offer to the Village of McComb. All we are asking is for additional information. This vote is to simply go to the next step. At some point in time, we can make an offer to them and they can tell us yes or no. He further stated that it is two different issues. Auditor Staschiak stated that it is not two different issues. And that there is a third issue. Due to the evaluation of the process we went through with regard to some legal advice, the City Law Director could have had a conflict of interest. He signed both sides of the agreement allowing us to collect for Arlington. This issue is much larger than this discussion. Auditor Staschiak stated that our house needs to be in order before we move forward and add more to it from his perspective. Need to get things in order from was it proper for the Law Director to allow us to do what we did when he was representing both communities, what is our business model for how we are moving forward long term in regards to collections, it is wise for us to do it, and are we going to do it at what fee structure will we do it. Councilman Wobser stated that in order for us to take the next step to see if it is the right thing to do this doesn't hold us to anything other than Price needs to spend some time with the Village of McComb representatives to get the details so we can start to come up with a potential plan. Mayor Muryn stated that in the past this Board has always approved contracts with other villages, so it is inaccurate to state that this Board has not had input on the fee structure because the contract set the fee structure and we have kept them consistent. They are annual contracts as well. We want to look at the fee structure to make sure that we are not taking on any additional undue expense. Currently the structure is based off the number of accounts and the fees are split across the board. Costs that we would have been incurring fixed vs. variable, we were offsetting some our fixed costs. She appreciates the concern, but feels we are muddying the waters. Here is one issue and we can address each of the others, and bringing up past concerns with contracts is not pertinent. Auditor Staschiak asked if the fee structure is brought to this Board each year. Mayor Muryn stated that the contracts auto renew each year. She is planning to bring up the fee structure for discussion next year for review. Auditor Staschiak stated that when all that happens then he will be willing to participate in the conversation a little differently, but until then he can't support this. Treasurer Hite stated that she is abstaining from the vote until Law Director Rasmussen is available to explain this. Auditor Staschiak informed Treasurer Hite that if she abstains from the vote then the motion will pass and they will move forward. Treasurer Hite stated that she needs more information before she votes. Mayor Muryn stated that is what we are trying to do is to gather more information and that will allow us. Some of the concerns Auditor Staschiak brought forward are the first time hearing of them. Councilman Wobser stated that Village of McComb has a timeline. Auditor Staschiak stated that the Law Director is not in attendance. Councilman Wobser stated that doesn't have anything to do with this conversation. Auditor Staschiak says it has everything to do with it based on the position we are in. Councilman Wobser stated that we are not even in a position where legal position comes into play. He stated to Treasurer Hite that if she does not feel comfortable voting to just abstain, let us take the next step. He stated Auditor Staschiak made his point well. At least let us take the next step and when it

comes down to actually doing something that commits the City to something then we will have all the details that you need to make you feel comfortable to make a vote. Auditor Staschiak stated to Treasurer Hite that she needs to vote her conscience because he doesn't want to see her bullied or twisted and making a decision without Law Director Rasmussen being here. Mayor Muryn stated that based of Auditor Staschiak's comments it doesn't sound like it would matter what Law Director Rasmussen because he thinks he has a conflict of interest. She asked what attorney would Auditor Staschiak like to have present to have this conversation. Mayor Muryn stated that Board members have stated that we need further information, but to be able to gather further information we need to have a conversation. We need to be able to gather more information to do our due diligence on this process. Councilman Wobser stated that we are not even to a point where we are doing anything besides asking for information. It doesn't show any kind of commitment. Auditor Staschiak stated that we do not have our house in order. Our expenses are currently too high for our cost of collections. Our attorney who made the decision to collect for some of these other villages, may have some issues. Long term we have to understand what approach we want to take and what approach this Board wants to do with this as a whole and not go into one off, we need to have a business plan for this one way or another. Adding to it haphazardly without a plan in place is not the correct way to do it. Councilman Wobser stated that he agrees with Auditor Staschiak's points, but this has nothing to do with any of those points you brought up. Auditor Staschiak stated that Councilman Wobser was wrong.

Motion fails 2-2. Auditor Staschiak and Treasurer Hite cast the dissenting votes.

Mayor Muryn stated that at the end of the meeting she would like to evaluate setting another date for another meeting where we can ensure that all of the issues that have been presented can appropriately be addressed and we will have legal representation. Auditor Staschiak stated that per our rules that we cannot have another meeting, stating we are only supposed to meet four times per year. Mayor Muryn stated that the Income Tax Board legislation also gives us the authority to call special meetings as needed to address the business of the City Income Tax Department.

Appropriation for Income Tax Refunds: Mayor Muryn stated a letter was submitted from Price. Due to some of the State changes and work from home we had increased the refund budget object code 448600 for 2023. Because of some refunds that came in for tax year 2022 that amount needs to be increased to be able to address all the refunds that have come in this year rather than processing them next calendar year. Would like a motion in support of the additional appropriation of \$285,000. Auditor Staschiak asked if the refunds are from the work from home taxpayers or a little bit of everything. Price stated the refunds are for a little over 85% of the business estimate payments. Auditor Staschiak stated that's not good. Mayor Muryn stated that is exactly what we expected to happen when we got rid of the estimated tax process. Price stated that she is comfortable that she has asked for sufficient money to cover refunds.

Motion to support the appropriation of \$285,000 for income tax refunds, by Auditor Staschiak, second by Councilman Wobser. Motion passed 4-0.

2024 Income Tax Department Budget: Price stated that salaries are a lower number projected for 2023 as well as for 2024. The staff reduced from 7 to 6 employees. Small claims court cost increased in June. Estimated cost of Ohio Attorney General fees used for collection. In 2024 will start paying annual fees for support and maintenance for the software as well as a subscription for the online filing portal. Postage rates have increased on certified mail. Income Tax Department is catching up on assessments that will cost \$7.19 each and will be sending around 1800. Mayor Muryn stated that there is a difference of \$154,000 between 2023 and 2024, and \$150,000 of this increase is for refunds. Have been doing a great job of clearing up past due collections and garnishments. Mayor Muryn asked Auditor Staschiak to touch on his concerns mentioned earlier in the meeting about the Income Tax Department expenses outpacing the collections. Auditor Staschiak would like us this year to finish getting the software installed. Previous tax administrator was careful not to exceed cost of collections with RITA. Our costs have grown each year and we haven't set that benchmark and been mindful of

the RITA cost of collections as a benchmark. What he would like to see moving into next year with regard to the budget and expenses is to keep in mind that RITA would collect our taxes for 1.5% of our collections and get as close to that number of the next two years so that we can justify having those collections and have a business modeling done in answer to some of the other questions asked earlier. Councilman Wobser asked Auditor Staschiak how he came up with his numbers. Auditor Staschiak if you compare what RITA does and what we do, we are about 1% above the benchmark of what we can retain their services for. We don't want to get up to 3% or 4% and if we didn't have the windfalls the last two years that's where we would be. We need to continue to restructure and help Price do the job she's doing and help look at ways to stay in that benchmark. Mayor Muryn stated that she will take some time thinking on that as well. She reiterated that they have been talking about the overall contract structure. She asked Auditor Staschiak if he also ran the scenarios with the addition of the revenue from the entities offsetting some of the costs as well. Auditor Staschiak stated that initially he adds that back in but doesn't think it should be because we are going to incur that cost of that operational expense whether we are receipting that in or not, so we should calculate that as a gross expense and not kick in the additional revenue but be aware that it is there which goes to the other point that if we are going to collect revenue for other entities, he doesn't think we should do it at cost. He thinks we need to have a serious discussion of what is a fair mark up on our cost of service for us to handle that inconvenience. This Board should review the entire process and decide what process we should do and what we shouldn't. Mayor Muryn stated that we can look back when we layered in the different communities and see what the cost increase, if any, has been vs. the offset revenue to understand the overall impact. If not having an impact to our fixed cost, then we are just offsetting but if it's adding additional cost then we need to both offset the fixed cost and cover their cost which provides the business case benefit. We can put that together to better understand. Mayor Muryn stated that she and Price have discussed is there a different way to do it based off a percentage of collections vs. number of accounts or what makes sense. Councilman Wobser stated that for a complete comparison with RITA, we need to look at our whole operation so that would include the other small towns we are doing business with. We need to look at that to compare the two numbers and have that discussion. Also thinks we need to look at it over time to get some kind of baseline because the pandemic that has blown our other numbers out of the water. Auditor Staschiak stated that the windfalls have also. Mayor Muryn stated that our City of Findlay residents and taxpayers are our top priority and running an efficient operation is important. She doesn't see profiting off of surrounding villages, we are local government entity and doing things to help support our surround villages is the right thing to do. Making sure our costs are covered, but don't see that a business operation we need to be making money from the other villages. We need to be covering our costs and make a small margin but doesn't think we should be looking at that as a money making operation.

Motion to approve 2024 Income Tax Department budget, by Mayor Muryn, second by Councilman Wobser. Motion passed 4-0.

Year-To-Date Collections: Price reported the year to date collections were up 1.471% over last year. Noted that December 2022 had significant collections and we will not have that in December 2023. The latest projection is down 7-8% from 2022. Auditor Staschiak stated that he took over an amendment to the certificate to the county this morning that will allow him to transfer \$5.2 million over to the general fund so you'll see the appropriation hit the budget when Council approves the legislation. Asking that it be passed in November so that the budget number is accurately reflected in your snapshot.

Collections, Estimates, Delinquencies: Price submitted a report of past due collections as of October 31, 2023. We are up 33.693% over last year.

Legal Actions in Process and Contemplated: Price submitted a report of Court cases for October 2023. We are down 10.8% over last year year-to-date. Price submitted a report of wage garnishments for October 2023. We are down 33.3% over last year year-to-date.

OTHER BUSINESS

Meeting schedule for 2024: February 7, May 1, August 7, and November 6. All meetings will be held at 2:30pm in the third floor conference room of the Municipal Building.

Being no further business, the meeting adjourned.

Respectfully submitted,

Kathy K. Launder
City Clerk

DRAFT

Gross collections

Projected receipts, take out refunds, take out professional services, and then come up with 2 ½%.

Mayor Muryn asked for Auditor Staschiak to send that calculation out to everyone. Auditor Staschiak stated that he just told

Simple calculation for cost of collections

Take total budget for 2024, take out projected operating transfers, take out refunds, then also decide if the professional services we receive should be included, Auditor Staschiak includes

DRAFT



TREASURER'S OFFICE

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

Treasurer's Reconciliation for October 31, 2023

TREASURER

Fifth Third Initial Balance	4,328,067.81
- Withdrawals ()	(8,636,674.72)
+ Deposits	6,862,144.67
	<u>2,553,537.76</u>
(-Outstanding Checks)	(179,656.13)
Deposit in Transit	841.00
Deposit in Transit	1,760.70
Correction Pending	<u>-629.25</u>
Treasurer's Checking Bal	2,375,854.08
Investment Principal	98,291,858.48
Accrued Interest	0.00
Treasurer's Total Cash and Investments	100,667,712.56

AUDITOR

Auditor's Checking Bal	2,375,854.08
Auditor's Total Cash and Investments	100,667,712.56

Respectfully submitted,


Susan Jo Hite
Treasurer



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:

-
-
-
-

Jaclyn Homan

Guests:

Holly Frische - City Council

Meeting Start Time: 5:00 PM

Meeting End Time: 5:41 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 November 8, 2023 to continue discussing the Strategic Planning process.

We recommend: *The Administration create a matrix of the action items with proposed Committee or other, they be assigned to for review.*


Aye Nay


Jeff Wobser, Chairman *(2nd)*

Aye Nay


Randy Greeno

Aye Nay


Dennis Hellmann

LEGISLATION: _____

Aye Nay




Grant Russel

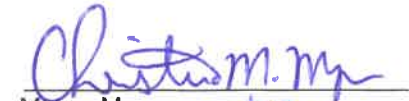
DATE: November 8, 2023

Aye Nay

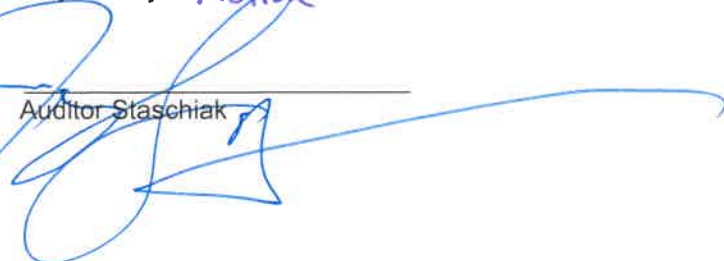

Beth Warnecke

COMMITTEE: STRATEGIC PLANNING

Aye Nay


Mayor Muryn *motion*

Aye Nay


Auditor Staschiak

Committee Members:

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

Staff:

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

Meeting Start Time: _____

Guests: _____

Meeting End Time: _____

_____**Agenda:**Call to OrderRoll CallApproval of MinutesNew Items

1. 0 Keith Parkway (parcel no. 570001019010) rezone

Holly informed us that she would be unable to attend

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 Philip Rooney or Rooney & Ranzau, Ltd. on behalf of Strauch III, Ltd. to rezone 0 Keith Parkway (parcel no. 570001019010) from C-2 General Commercial to M-2 Multi-Family, High Density.

We recommend

APPROVAL AS REQUESTED

PUBLIC HEARING:

Aye Nay *Grant Russel* *MOTION*
Grant Russel, Chairman

Aye Nay *Brian Bauman*
Brian Bauman

PLANNING & ZONING COMMITTEE

Aye Nay *ABSENT*
Holly Frische

LEGISLATION: _____

Aye Nay *Dennis Hellmann* *SECOND*
Dennis Hellmann

DATED: November 9, 2023

Aye Nay *James Slough*
James Slough

Committee Members:

- Randy Greeno, at-large - ~~Committee Chair~~
- Joshua Palmer, Ward 7
- Grant Russel, at-large - *Committee Chair*

Staff:

- Tammy Zsembik, Billing Supervisor
- Jason Phillips, Water Treatment & Distribution Superintendent
- Dave Beach, WPCO Superintendent
- Jeremy Kalb, City Engineer
- Mayor Mungin*

Meeting Start Time: 4:00

Meeting End Time: 5:50

Guests:

*Auntie Stachiak
Council Reps Wanneke, Frische, Mellon
Council-elect Don DeArment*

Agenda:

Call to Order

Roll Call

New Items

1. Water Fund
2. Water & Sewer Rule Revisions

*water rate presentation attached as part of minutes
proposed rule additions attached as part of minutes*

Adjournment

Grant C Russel

Randy Greeno, Water & Sewer Committee Chair

Grant Russel

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **WATER AND SEWER COMMITTEE** met on November 9, 2023 to discuss the Water Fund.

We recommend

- Council support for the rate increase as proposed
- further visibility into expenses delimiting CapEx from operating expenses

Aye Nay

Randy Greeno
Randy Greeno, ~~Chairman~~

LEGISLATION: _____

Aye Nay

Josh Palmer *st. c. 2023*
Josh Palmer

DATED: November 9, 2023

Aye Nay

Grant Russel *motion*
Grant Russel

COMMITTEE:
WATER & SEWER

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **WATER AND SEWER COMMITTEE** met on November 9, 2023 to discuss the Water & Sewer Rule Revisions.

We recommend

- further revision of proposed rules ~~at the~~ and meeting prior to the Nov 21 meeting to finalize

- remove section 4 - Turn off Policy paragraph 2 - 'DUE TO Refusal to Cooperate With Another City Department in its entirety

Aye Nay

Randy Greeno
Randy Greeno, Chairman

LEGISLATION: _____

Aye Nay

Josh Palmer SECOND
Josh Palmer

DATED: November 9, 2023

Aye Nay

Grant Russel motion
Grant Russel, Chairman

COMMITTEE:
WATER & SEWER



MEDIA RELEASE
For More Information Contact:
Mayor Christina Muryn
P: 419-424-7137
mayor@findlayohio.gov

FOR IMMEDIATE RELEASE

Findlay to Raise Water Rates for first time in 13 years

Rates still well below state average.

On Thursday, November 9, the Findlay City Council Water & Sewer Committee voted to support the Administration's proposal to raise water rates as of January 1, 2024.

The new inside usage rate will be \$4.01 per 100 cubic feet. See the chart for new water rates.

Meter Size	Current Base Rate	Proposed Base Rate	Monthly Increase on Base Rate	Annual Increase on Base Rate
5/8-inch	\$8.48	\$12.72	\$4.24	\$50.88
3/4-inch	\$10.06	\$15.09	\$5.03	\$60.36
1.0-inch	\$13.21	\$19.82	\$6.61	\$79.26
1.5-inch	\$21.08	\$31.62	\$10.54	\$126.48
2.0-inch	\$30.53	\$45.80	\$15.27	\$183.18
3.0-inch	\$52.57	\$78.86	\$26.29	\$315.42
4.0-inch	\$84.06	\$126.09	\$42.03	\$504.36
6.0-inch	\$162.78	\$244.17	\$81.39	\$976.68
8.0-inch	\$257.25	\$385.88	\$128.63	\$1,543.50
10.0-inch	\$367.47	\$551.21	\$183.74	\$2,204.82
12.0-inch	\$493.43	\$740.15	\$246.72	\$2,960.58

For example, the average two-person residential property will see an **annual cost** increase of approximately \$70 (base rate + usage) for those paying inside water rates. "We recognize that every penny our residents earn is valuable. We have spent over a year evaluating how to best address the Water Fund needs while also limiting the impact to our users as much as possible," said Findlay Service-Safety Director Rob Martin.

Water rates have not increased since 2011. As water revenues have remained flat, expenses have increased 13% since 2012. The cost of chemicals used to treat water increased by over 40% in 2022 and has remained high, and materials such as pipes, hydrants, and other water system components have increased between 25%-40%. According to the Ohio Environmental Protection Agency (OEPA), since 1997 Ohio municipalities as a whole have averaged nearly a 4% annual increase. In an average bill comparison study released in 2019 by the

OEPA (see graph below), Findlay's bill comparison was 51% lower than the Ohio Average. Had the City followed the State trend and increased rates by 4% annually since 2012, City base rates would be 10% higher than the current proposal.

To maintain the existing high-quality water plant and services, infrastructure requires routine preventative maintenance and capital improvements. Since 2019, the Findlay Water Department has delayed over \$6.6 million in needed capital improvement expenses in order to maintain solvency in the Water Fund. They also invested nearly \$1 Million of American Rescue Plan Act Funds towards needed improvements such as a Generator and CO2 Tank replacement. The Water Fund is an Enterprise Fund and is therefore separate from the City's General Fund. Enterprise Funds are to be self-sustaining funds with revenues covering operating expenses, capital needs, and long-term improvements. Despite rising costs of materials, labor, and maintenance, the Findlay Water Department has successfully managed expenses to maintain a minimum balance of nearly \$1.5 Million which is required under the City Ordinance, and Ohio Environmental Protection Agency Regulation additionally this allowed the City to complete the Water Transmitter Project which was necessary prior to making any rate adjustments.

During the Committee meeting Thursday, the Administration stated that part of this rate increase is not just meeting current demands and projected routine capital needs but also preparing the fund for future significant investments that may be necessary on the plant which will be 100 years old in 2031.

Moving forward, the Administration plans to implement a formal Rate Review Process which would occur annually to determine what, if any, rate changes are necessary to avoid significant rate increases like this in the future. The Annual Water Fund Report would involve: reviewing operational cost variability in relation to revenues; ensuring the minimum reserve balance required by the OEPA aligns with operational cost projections; ongoing evaluation of capital needs for maintenance of current infrastructure and system growth demand; evaluation of debt policies; and evaluating short-term priorities while positioning the Findlay Water Department for long term sustainability.

"The City of Findlay realizes the immense value in maintaining our water treatment and distribution system," says Service-Safety Director Rob Martin. "In order to continue to provide this community service at the lowest cost possible we must evaluate the sustainability of our Water Fund on an ongoing basis and make adjustments regularly. As we look forward this is a necessary step in ensuring this service remains both now and for generations to come."

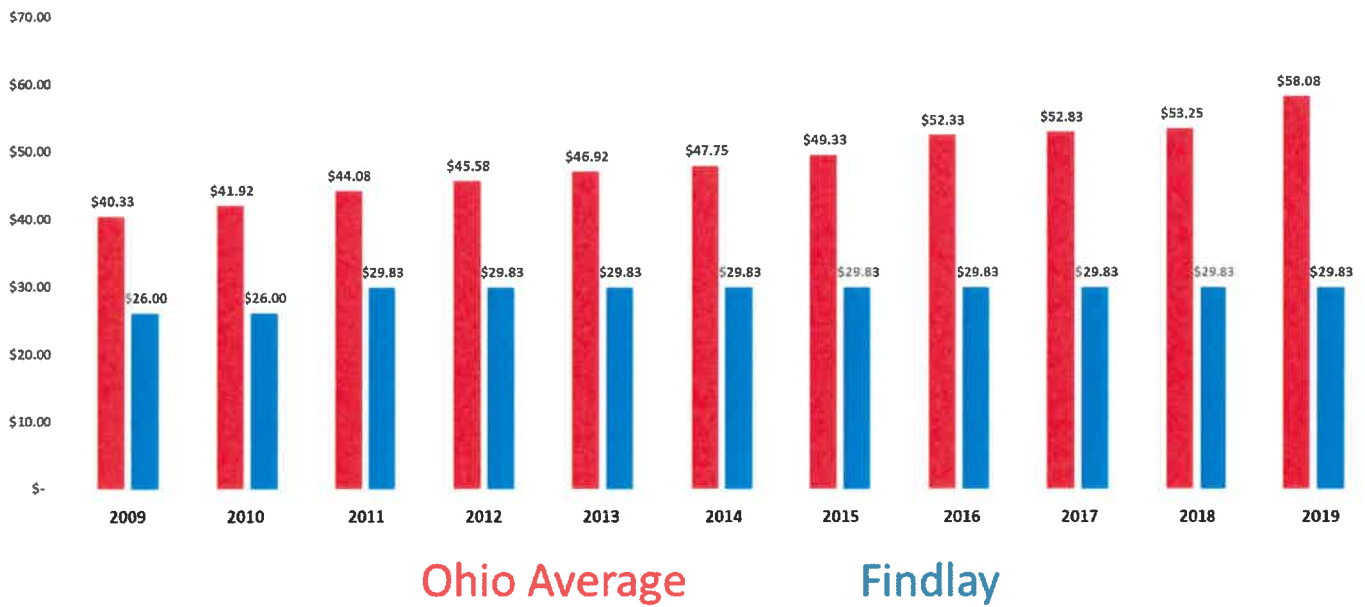
"Our team has been working diligently the past few years to make upgrades necessary to then be able to fully evaluate the sustainability of our Water Fund. Unfortunately, we are at a point in time where we can no longer delay making a rate change," said Findlay Mayor Christina Muryn.

Additionally, in the Water & Sewer Committee meeting, Mayor Christina Muryn reiterated that the City of Findlay is not looking to sell the Water Treatment Plant. "The Findlay Water Treatment Plant is an immense resource that we must continue to protect and leverage to both ensure high-quality, low-cost water for our residents and also use as an economic development tool. The recent conversations about selling surplus water to surrounding communities have generated a variety of misinformation. It is critical that residents understand that selling the water treatment plant or relinquishing control from the City government is not, and has never been, a discussion point under my Administration. Water Treatment Plants are very expensive to operate and I

believe that having further conversations on how the City may be able to generate revenue to help offset the City resident’s cost burden is worthwhile. Any conversations are always focused on prioritizing existing City of Findlay water users.”

More information visit www.FindlayOhio.gov.

Ohio Environmental Protection Agency – Findlay Average Bill Comparison






WATER DEPARTMENT
RATE ADJUSTMENT PROPOSAL



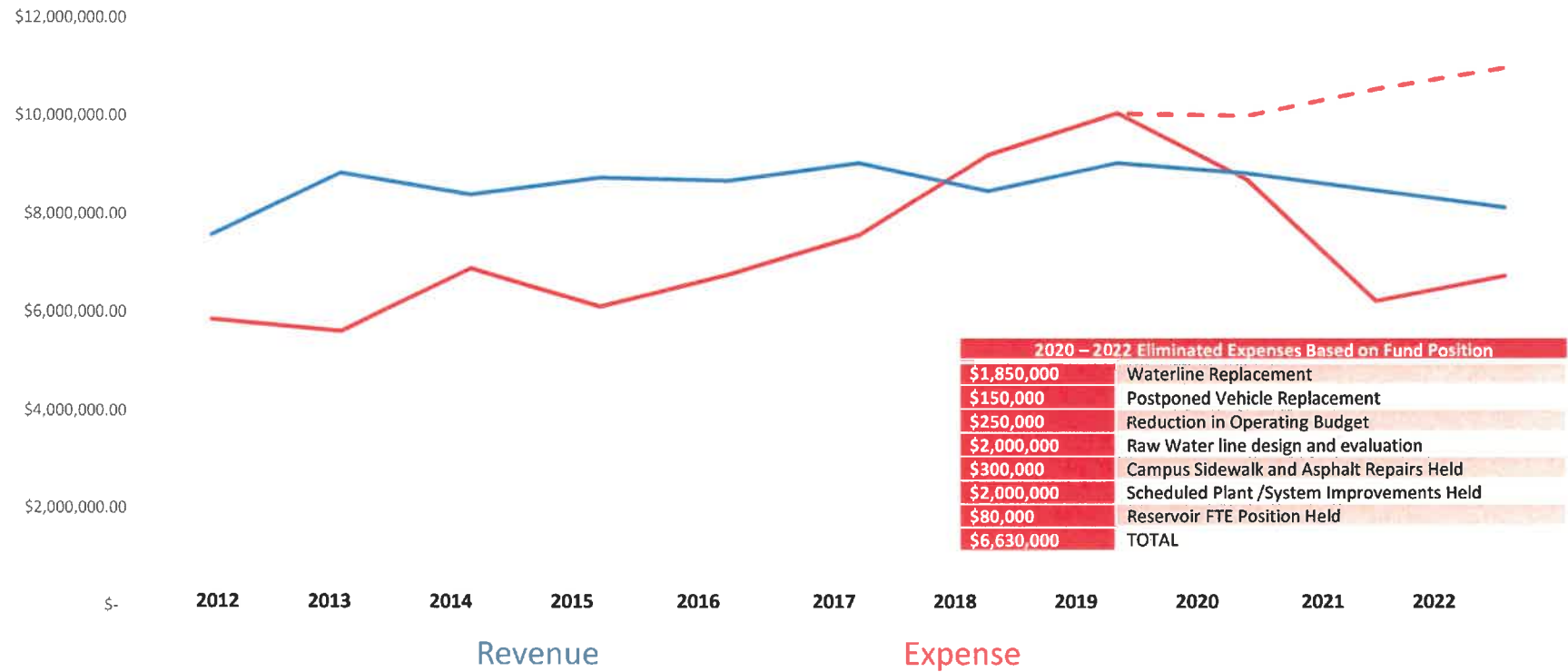
Current Situation

- The water department has not increased water rates since 2011
 - As water revenues have remained flat, expenses have increased 13% since 2012
 - In recent years major elimination of expenses (Capital and Operational) to maintain solvency
 - Experienced between 40 - 50% increase in 2022 for a majority of chemicals and has remained high
 - Capital outlook through 2031 for infrastructure improvements is anticipated to be in excess of \$50M
 - Masterplan
 - Raw water line replacement and rehabilitation
 - Emerging contaminant project
 - Continued water line replacement
 - System expansion based on demand – clear wells, towers, solids contact unit (SCU), etc.
- 

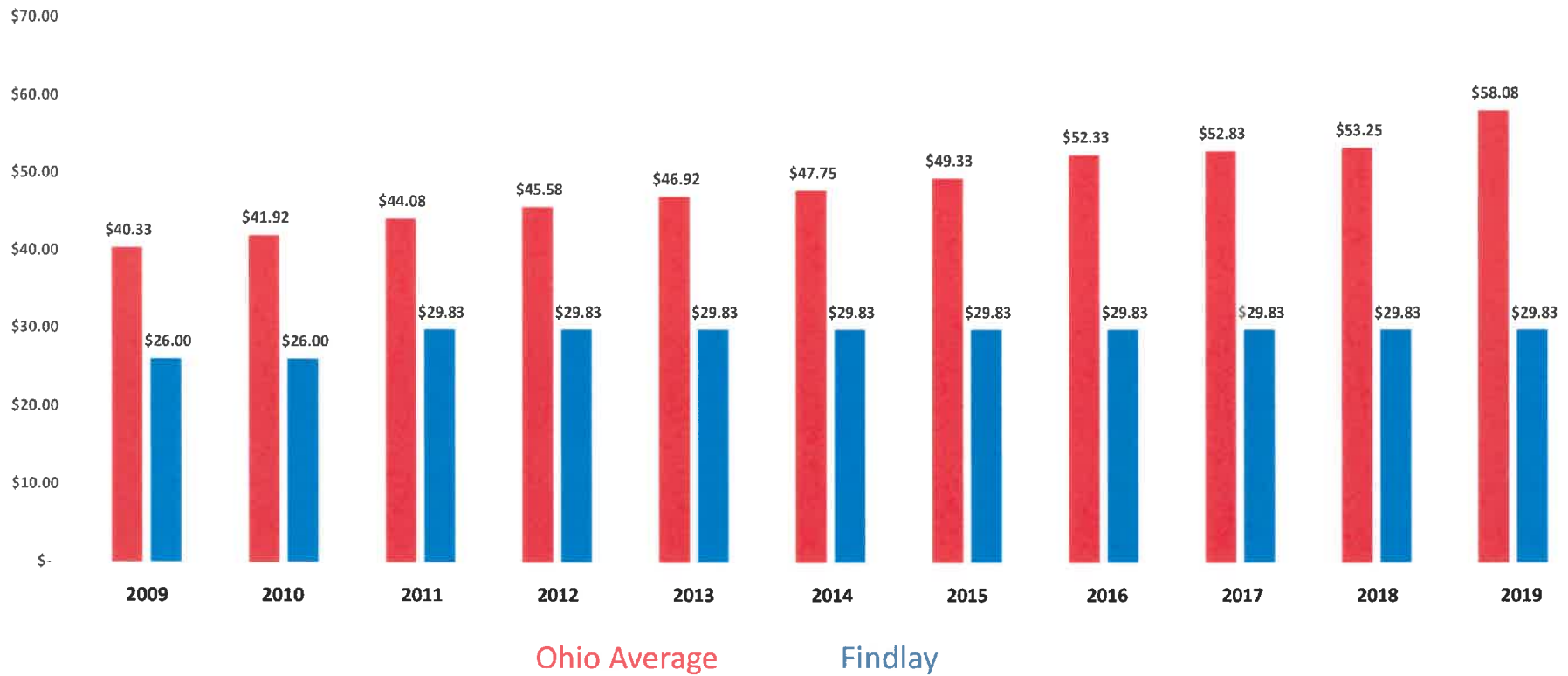
Current Situation

- According to the OEPA, Since 1997 Ohio municipalities as a whole have averaged nearly a 4% annual increase year over year
- To maintain the existing high quality water plant and services, infrastructure requires routine preventative maintenance and capital improvements
- Adjusting rates to align with the current market expense trajectory creates internal sustainability while also allowing for needed capital investment and long term set aside

Revenue / Expense Trend Comparison



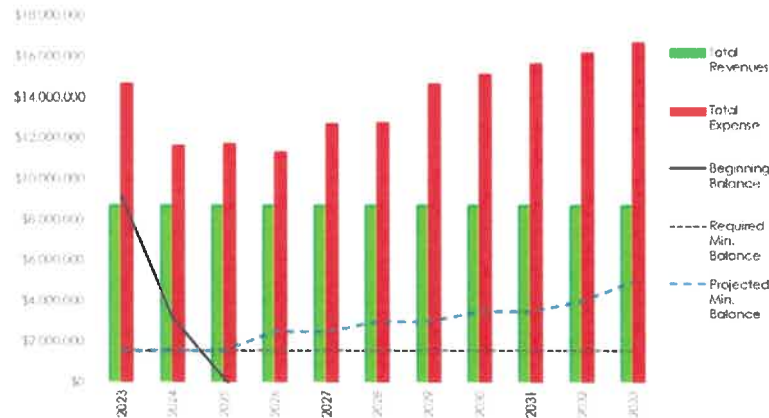
OEPA – Findlay Average Bill Comparison





Current Conditions

WATER FUND



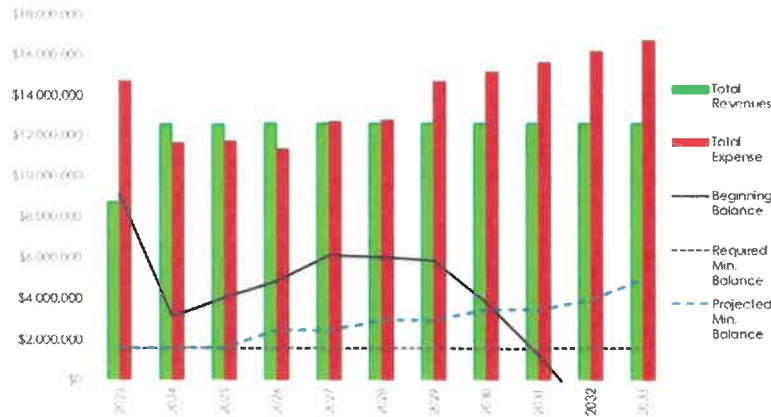
Fiscal Year	Total Expense	Total Revenues	Beginning Balance	Excess of Projected Min. Reserve
2023	\$14,724,549	\$8,731,199	\$9,170,341	\$1,504,421
2024	\$11,652,493	\$8,731,199	\$3,176,991	-\$1,356,873
2025	\$11,760,797	\$8,731,199	\$255,697	-\$4,386,471
2026	\$11,362,685	\$8,731,199	-\$2,773,901	-\$7,905,387
2027	\$12,747,485	\$8,731,199	-\$5,405,387	-\$11,921,673
2028	\$12,803,871	\$8,731,199	-\$9,421,673	-\$16,494,345
2029	\$14,722,337	\$8,731,199	-\$13,494,345	-\$22,485,483
2030	\$15,201,230	\$8,731,199	-\$19,485,483	-\$29,455,514
2031	\$15,699,279	\$8,731,199	-\$25,955,514	-\$36,423,594
2032	\$16,217,250	\$8,731,199	-\$32,923,594	-\$44,409,646
2033	\$16,755,940	\$8,731,199	-\$40,409,646	-\$53,434,387

ADDITIONAL INFORMATION

- Annual return of \$750,000 was assumed for operating budget
- Assumed a 4% annual growth in operational expense
- Large amount of debt rolls off in 2026
- Capital expenses assume no grant funds
- Current Plant was originally built in 1931
- Last major renovation to plant occurred in 1986
- Chemical feed system was upgraded in 2007
- SCU No. 2 and sodium permanganate added to the plant in 2012.
- Currently serve 1,540 users outside the City Limits

Meter Size	Inside City Limits		Outside City Limits	
	No. of Users	Current Monthly Base Rate	No. of Users	Current Monthly Base Rate
5/8-Inch	16,804	\$8.48	1,403	\$12.72
3/4-Inch	685	\$10.06	38	\$15.09
1.0-Inch	505	\$13.21	54	\$19.82
1.5-Inch	232	\$21.08	8	\$31.62
2.0-Inch	352	\$30.53	26	\$45.80
3.0-Inch	62	\$52.57	6	\$76.86
4.0-Inch	39	\$84.06	3	\$126.09
6.0-Inch	26	\$162.78	2	\$244.17
8.0-Inch	23	\$257.25	0	\$385.88
10.0-Inch	14	\$367.47	0	\$551.21
12.0-Inch	0	\$493.43	0	\$740.15

WATER FUND



ADDITIONAL INFORMATION

- Annual return of \$750,000 was assumed for operating budget
- Assumed a 4% annual growth in operational expense
- Outside Users will continue to be charged x1.5 inside rate
- Assuming the same amount of water users
- Revenue used in calculations was averaged from previous actuals

Minimum Balanced was raised to account for 3 months of operating expenses and to set funds aside for major renovation or construction projects.

- Along with the Base Rate adjustment the Water Usage Rate for inside users will be increased from \$2.67 per 100 CF to \$4.01 per 100 CF, outside users will continue to be charged x1.5 inside rate

WATER BILL IMPACT BASED ON CHANGE

Meter Size	Current Base Rate	Proposed Base Rate	Monthly Increase on Base Rate	Annual Increase on Base Rate
5/8-Inch	\$8.48	\$12.72	\$4.24	\$50.88
3/4-Inch	\$10.06	\$15.09	\$5.03	\$60.36
1.0-Inch	\$13.21	\$19.82	\$6.61	\$79.26
1.5-Inch	\$21.08	\$31.62	\$10.54	\$126.48
2.0-Inch	\$30.53	\$45.80	\$15.27	\$183.18
3.0-Inch	\$52.57	\$78.86	\$26.29	\$315.42
4.0-Inch	\$84.06	\$126.09	\$42.03	\$504.36
6.0-Inch	\$162.78	\$244.17	\$81.39	\$976.68
8.0-Inch	\$257.25	\$385.88	\$128.63	\$1,543.50
10.0-Inch	\$367.47	\$551.21	\$183.74	\$2,204.82
12.0-Inch	\$493.43	\$740.15	\$246.72	\$2,960.58

Monthly Residential Impact for Inside Users = 90% of Consumers

5/8" Meter	Monthly Impact	Annual Impact
Minimum Usage	\$4.24	\$50.88
Family of 3	\$11.61	\$139.32
Family of 6	\$21.66	\$259.92

3/4" Meter	Monthly Impact	Annual Impact
Minimum Usage	\$5.03	\$60.36
Family of 3	\$12.40	\$148.80
Family of 6	\$22.45	\$269.40

1" Meter	Monthly Impact	Annual Impact
Minimum Usage	\$6.61	\$79.32
Family of 3	\$13.98	\$167.76
Family of 6	\$24.03	\$288.36

Monthly Residential Impact for Outside Users

5/8" Meter	Monthly Impact	Annual Impact
Minimum Usage	\$6.36	\$76.32
Family of 3	\$17.42	\$209.04
Family of 6	\$32.49	\$389.88

3/4" Meter	Monthly Impact	Annual Impact
Minimum Usage	\$7.55	\$90.60
Family of 3	\$18.60	\$223.20
Family of 6	\$33.68	\$404.16

1" Meter	Monthly Impact	Annual Impact
Minimum Usage	\$9.92	\$119.04
Family of 3	\$20.97	\$251.64
Family of 6	\$36.05	\$432.60

Future Considerations

- Annual review of water fund to determine solvency:
 - Operational cost variability in relation to revenues
 - Ensuring the minimum reserve balance aligns with operational cost projections
 - Ongoing evaluation of capital needs for maintenance of current infrastructure and system growth demand
 - Paying cash for projects vs. securing debt for large projects
 - Minor annual rate increases vs. “As needed” reconciliation
 - Short term priorities while positioning the Water Department for long term sustainability
 - Prioritizing the Master Plan

Prioritizing the Master Plan

- Short Term Plant improvements:
 - Addition of Aeration in tower and clear wells for TTHM (Total Trihalomethane) removal
 - Rehabilitation of SCU#1 (Solid Contact Unit)
 - Addition of a lime press to solids handling
 - Sand Filters Rebuild/ Rehabilitation
 - Cleaning and inspection of 1M gallon raw water tank in front of plant
 - Cleaning of emergency line to Riverside Park

- Long Term Considerations:
 - Second Raw Water Line
 - Additional Water Tower(s)
 - Addition of GAC (Granular Activated Carbon) /Ion exchange for advanced treatment
 - Addition of second VFD (Variable Frequency Drive) high service pump for efficiency
 - Additional Clearwell for Finished water

Questions



**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
NOVEMBER 21, 2023**

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

ORDINANCE NO. 2023-043 (*Phase 2 benching project*) **requires three (3) readings** **tabled after third reading on 5/16/23**
AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ACCEPT PERMANENT OWNERSHIP OF PROPERTIES IN ORDER FOR THE BOARD OF COMMISSIONERS OF HANCOCK COUNTY, OHIO, TO TRANSFER THE PARCELS LISTED ON THE ATTACHED EXHIBIT TO THE CITY OF FINDLAY, OHIO AND DECLARING AN EMERGENCY.

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

ORDINANCE NO. 2023-102 **requires three (3) readings** **third reading – tabled until 12/19/23 public hearing**
(*CR 99 annexation – accept & approve*)
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** **third reading – tabled until 12/19/23 public hearing**
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** **third reading – tabled until 12/19/23 public hearing**
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. 2023-114 (*Income Tax Code update*) **requires three (3) readings** **third 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** **second reading – tabled until 12/19/23 public hearing**
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. 2023-118 (*1600 E Melrose Ave 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 1600 EAST MELROSE AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED “C-2 GENERAL COMMERCIAL” TO “M-2 MULTI-FAMILY, HIGH DENSITY”.
First reading of the Ordinance.

ORDINANCE NO. 2023-119 (*1700 Fostoria Ave 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 1700 FOSTORIA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED “C-2 GENERAL COMMERCIAL” TO “I-1 LIGHT INDUSTRIAL”.

ORDINANCE NO. 2023-121 **requires three (3) readings** **second reading**
(*HAN I-75 CR 99 DDI Interchange (PID102375) Project No. 32811100 City’s share for construction*)
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-123 (*City Income Tax Administration Fund*) **requires three (3) readings**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

second reading

ORDINANCE NO. 2023-124 (*salary ordinance amendment*) **requires three (3) readings**
AN ORDINANCE AMENDING ONE (1) SECTION OF CODIFIED ORDINANCE NO. 2023-097, AS AMENDED, KNOWN AS THE SALARY ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER PARTS OF ORDINANCES IN CONFLICT HEREWITH, DECLARING AN EMERGENCY.

second reading

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 _____

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. 2023-102

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

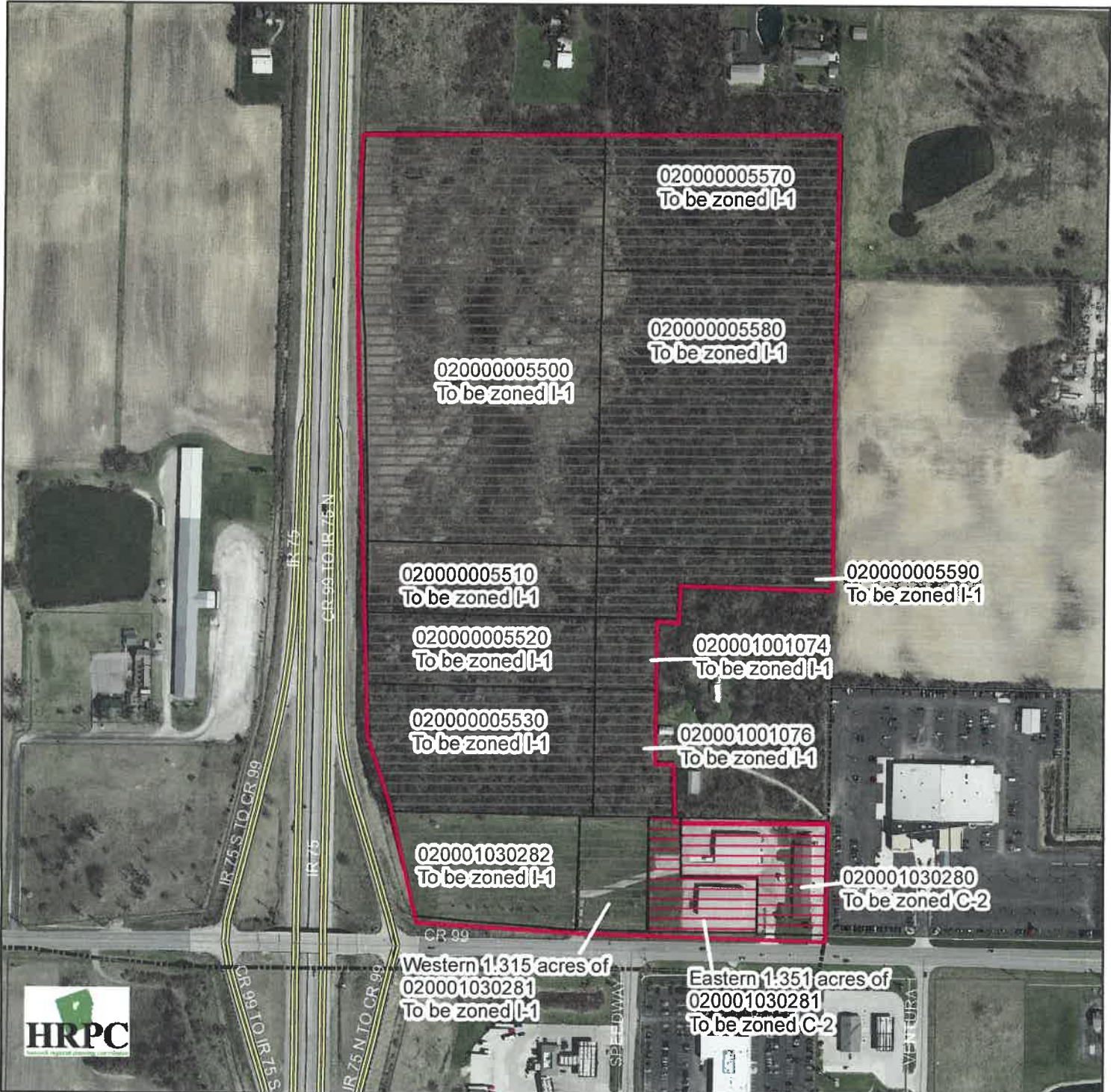
APPROVED _____

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



020000005570
To be zoned I-1

020000005580
To be zoned I-1

020000005500
To be zoned I-1

020000005510
To be zoned I-1

020000005590
To be zoned I-1

020000005520
To be zoned I-1

020001001074
To be zoned I-1

020000005530
To be zoned I-1

020001001076
To be zoned I-1

020001030282
To be zoned I-1

020001030280
To be zoned C-2

Western 1.315 acres of
020001030281
To be zoned I-1

Eastern 1.351 acres of
020001030281
To be zoned C-2



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. 2023-114

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. 2023-118

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 1600 EAST MELROSE AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "M-2 MULTI-FAMILY, HIGH DENSITY".

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

SECTION 1: That the following described parcel:

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

Being Lots 9-11 (parcel nos. 570001019011, 570001019012, 570001019013) in the East Melrose Business Park.

Be and the same is hereby rezoned from its respective zoning classifications to M-2 Multi-Family, High Density.

SECTION 2: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to M-2 Multi-Family, High Density 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. 2023-119

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 1700 FOSTORIA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "I-1 LIGHT INDUSTRIAL".

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

SECTION 1: That the following described parcel:

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

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

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

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

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-121

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:	CIT Fund – Capital Improvement Restricted Account	\$ 1,000,000.00
TO:	HAN-I75 CR 99 DDI Interchange (PID102375), <i>project no. 32811100</i>	\$ 1,000,000.00

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 the City's share of the construction costs for the Diverging Diamond Interchange for I-75 and County Road 99 may be paid, a contractor selected, and the project be scheduled.

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. 2023-123

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:	City Income Tax Administration Fund	\$ 5,223,200.00
TO:	City Income Tax Administration #27047000-other	\$ 5,223,200.00

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 said funds so that increased revenue from business net profit tax receipts may be available in the General Fund.

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. 2023-124

AN ORDINANCE AMENDING ONE (1) SECTION OF CODIFIED ORDINANCE NO. 2023-097, AS AMENDED, KNOWN AS THE SALARY ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER PARTS OF ORDINANCES IN CONFLICT HEREWITH, 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 a portion of SECTION 9 of Codified Ordinance No. 2023-097, AS AMENDED of the City of Findlay, Ohio which reads as following:

Assistant Recreation Supervisor	0170-0200	9170-9200
Assistant Utilities Billing Supervisor	0170-0200	9170-9200

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

Assistant Recreation Supervisor	0160-0200	9160-9200
Assistant Utilities Billing Supervisor	0160-0200	9160-9200

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 amend current salary ordinance no. 2023-097, AS AMENDED to add pay ranges 0160 and 9160 back into the salary ordinance for preparation and implementation of various changes in specific provisions which will go into effect on January 7, 2024.

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

NOVEMBER 21, 2023

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, NOVEMBER 21, 2023 MEETING.

ORDINANCES

- 2023-125 AN ORDINANCE REPEALING CURRENT CHAPTER 913 ET SEQ OF THE CODIFIED ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 913 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO ENTITLED ESTABLISHMENT OF SHADE TREE COMMISSION AND TREE REGULATIONS ORDINANCE FOR THE CITY OF FINDLAY, OHIO, THUS REPEALING ORDINANCE NO. 2016-040, AS AMENDED AND ALL ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
- 2023-126 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 0 KEITH PARKWAY, PARCEL NO. 570001019010 REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "M-2 MULTI-FAMILY, HIGH DENSITY".
- 2023-127 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2023-128 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2023-129 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2023-130 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2023-131 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.
- 2023-132 AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS, WHERE REQUIRED, AND ENTER INTO CONTRACTS TO IMPROVE A STONE BIKE PATH ALONG THE BLANCHARD RIVER, PROJECT NO. 31934600, APPROPRIATING FUNDS FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES THROUGH THE RECREATIONAL TRAILS PROGRAM, AND DECLARING AN EMERGENCY.
- 2023-133 AN ORDINANCE ESTABLISHING THE SALARIES FOR THE MAYOR, AUDITOR, AND DIRECTOR OF LAW OF THE CITY OF FINDLAY, OHIO, BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2027 AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT WHERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-125

AN ORDINANCE REPEALING CURRENT CHAPTER 913 ET SEQ OF THE CODIFIED ORDINANCE OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE, ENACTING A NEW CHAPTER 913 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO ENTITLED ESTABLISHMENT OF SHADE TREE COMMISSION AND TREE REGULATIONS ORDINANCE FOR THE CITY OF FINDLAY, OHIO, THUS REPEALING ORDINANCE NO. 2016-040, AS AMENDED AND ALL ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SECTION 1: That Chapter 913 of the Codified Ordinance of the City of Findlay, Ohio be and the same is hereby repealed in its entirety.

SECTION 2: That a new Chapter 913 be and the same is hereby adopted to read as follows:

913.01 ESTABLISHMENT

There is hereby created and established the Shade Tree Commission of the City of Findlay, County of Hancock, State of Ohio.

913.02 MEMBERSHIP AND TERMS

1. The Commission shall consist of ten (10) members. Six members shall be appointed by the Mayor. One member each shall be from City Council, the City Engineer's office, the Service-Safety Director's office, and one member from the Public Works Department.
2. The Mayor, subject to the approval of the City Council, shall appoint all members of the Commission.
3. The Chairperson of the Commission shall preside over all meetings of the Commission and act as parliamentarian. The Vice-Chairperson shall assume the duties of the Chairperson in his or her absence.
4. The six public members of the Commission shall be appointed for three-year terms and staggered so not more than two members' terms expire in the same year. An exception to the expiration schedule shall be if a member or members resign before the expiration of his/her or their term, the Mayor shall immediately appoint a replacement to fill the unexpired term.
5. The Commission members shall serve without compensation.
6. Any Commission member who misses three (3) consecutive meetings or more than fifty percent (50%) of the regular meetings on an annual basis shall be removed from the Shade Tree Commission.

913.03 POWERS AND DUTIES

1. The Commission, when requested by City Council, shall consider, investigate, make findings, report and recommend upon any special matter or question regarding the tree lawn or public trees.
2. To hold regular and special meetings, at which the subject of trees, insofar as it relates to the Municipality, may be discussed by the members of the Commission, officers, personnel, and Council committees of the Municipality and all others interested in the tree program.
3. To educate and inform the public regarding the selection, planting and maintenance of trees within the corporate limits, whether the same be on private or public property.
4. To participate in the Tree City USA program, and to ensure the City meets all standards therein, including an Arbor Day observance on an annual basis.
5. To work with the City Administration and the Public Works Department to implement a tree planting program as the budget allows.
6. To adopt rules, regulations, and policy consistent with this chapter and to enforce in a court of law said rules, regulations, and policy.

913.04 MEETINGS AND PROCEDURES

The Commission shall choose its own officers, make its own rules and regulations, and keep a journal of its proceedings. A simple majority of the appointed members present shall be a quorum for the transaction of business. All plans, findings, advice, reports, and recommendations of the Commission shall be in writing. The minutes shall be filed with the Mayor's Office.

913.05 TREE REGULATIONS**A. DEFINITIONS**

1. "Boulevard" means a wider than normal street with two-way traffic separated by a median strip usually landscaped with shrubs and/or trees.
2. "Hazardous Tree" refers to any public tree that has identified parts which are likely sources of harm within a target zone and is capable of causing damage or is a threat to the health and safety of persons or property.
 - a) Size of tree is an obstruction to Engineering as it pertains to sidewalks, utilities, or street cleaning.
 - b) Size of tree is an obstruction for motorists and/or pedestrians.
 - c) Fruit or nut is too messy, has a bad odor, and/or is deemed toxic.

3. "Large Trees" shall refer to trees taller than 50' at maturity.
4. "Medium Trees" shall refer to trees taller than 25' and no taller than 50' at maturity.
5. "Person" means any person, firm, partnership, association, corporation, company, or organization of any kind.
6. "Property Line" means the boundary between two (2) or more pieces of property.
7. "Property Owner" means the person owning such property as shown by the Hancock County Auditor's Plat of the City of Findlay, Hancock County, Ohio, including the executor, administrator, or beneficiary of the estate of a deceased owner.
8. "Pruning" means the process of removing of tree parts for a specific reason following International Society of Arboriculture Best Management Practices.
9. "Public Places" shall include all other grounds owned by the City of Findlay.
10. "Public Trees" shall include all trees now or hereafter growing within the right-of-way.
11. "Public Works Department" means the person or persons designated by the Service-Safety Director who, among other things, has under his or her control all public streets and highways within the corporate limits of the City.
12. "Right-of-Way" means any strip of land dedicated to public use.
13. "Service-Safety Director" means the person designated as Director of Public Service-Safety pursuant to Ohio Revised Code Chapter 735 et seq and Ohio Revised Code Chapter 737, et seq.
14. "Shrub" means a low growing woody plant with one or several perennial main stems producing branches, shoots, or multiple stems from or near the base of the plant and incapable of being pruned to provide at least six feet of clear branchless trunk.
15. "Small Trees" shall refer to trees no taller than 25' at maturity.
16. "Street, Boulevard or Highway" means the entire width of every public way, easement of right-of-way when any part thereof is open to the public, as a matter of right, for the purpose of vehicular and pedestrian traffic.
17. "Target" refers to people, property, or activities that could be injured, damaged, or disrupted by a tree failure.

18. "Tree" means a tall growing woody plant with one or more perennial main stems or a trunk which develops branches from the aerial section of the stem rather than from the base; capable of being pruned to at least six feet of clear branchless trunk below the crown within ten (10) years of planting. Tree size is defined in 3, 4, and 15 above.
19. "Tree Inventory" means a survey of trees in all public places, including City parks and tree lawns; identifying the number of trees, species distribution, size distribution, maintenance needs, and planting needs.
20. "Tree Lawn" means that part of a street and or that part of private land abutting the street or highway, lying between the property line and that portion of the street or highway usually used for vehicular traffic.
21. "Tree Topping" is the practice of removing whole tops of trees or large branches and/or trunks from the tops of the trees leaving stubs or lateral branches that are too small to assume the role of a terminal leader.
22. "Zoning Department" means the person or persons designated by the Service-Safety Director who is responsible for the administration of the City of Findlay's Zoning regulations.

B. DUTY OF PRIVATE PROPERTY OWNER

1. It shall be the duty of any private property owner owning or occupying property bordering on right-of-way upon which property there may be non-public trees or shrubs, to prune or cause to be pruned such tree or shrub in a manner that they will not obstruct street lights, street signs, or obstruct pedestrian or vehicular traffic on sidewalks or streets. Debris disposal shall be the responsibility of the private property owner.
2. It shall be the duty of any person owning or occupying property bordering on right-of-way upon which there are any non-public trees or shrubs that are designated by the Public Works Department as dead, dying, diseased, or hazardous or deemed a menace to the health, safety, and welfare of the people of Findlay, to remove or cause to be removed said tree(s) and/or shrub(s).
3. In either of the above situations, the Service-Safety Director, his/her designee, including the Public Works Department, shall provide a notice to the property owner indicating the required action (pruning or removal) to be taken and a deadline by which to respond. Should the property owner fail to comply with the deadline, it shall be lawful for the Mayor or his/her agent to enter upon the property and cause such action. The property owner or occupant may be charged triple the actual cost of the work and cash payment shall be made within sixty (60) days; otherwise said costs shall be assessed to the property taxes.

4. No person or property owner shall remove or significantly impact a tree from the right-of-way for any reason without approval from the Service-Safety Director and/or the Public Works Department. Should approval not be given for the removal, the person shall be required to replant or replace an equal number of approved trees at the landowner's cost. The Service-Safety Director, the Public Works Department, and/or their designee, must approve the replacement or replanting.

C. CITY MAY REMOVE TREES

1. The Public Works Department may identify hazardous trees that have the potential to cause harm to persons or property and may remove those trees as soon as practical.
2. The Public Works Department may remove or cause or order to be removed, any trees or part thereof which by reason of its nature is injurious to existing sewers, electric power lines, gas lines, sidewalks or other public improvements.
3. The Public Works Department shall provide notice to the abutting property owner indicating the required action to be taken.

D. CITY MAY PRUNE TREES

1. The Public Works Department may prune trees that impede utility, traffic and visibility clearance, pedestrian and vehicular clearance.
2. The Public Works Department may provide notice to abutting property owner(s).

E. CITY MAY PLANT TREES

1. The Shade Tree Commission, with the continuing financial support of the City, will conduct an annual tree planting program. City residents may participate in the tree planting program which will allow them to purchase a tree at a reduced rate, and based on guidance from the Commission, plant the tree in a specified spot within their tree lawn with approval from the Public Works Department.
2. The City may subsidize purchase of a tree to plant on private property in an area not to exceed 20' from the right-of-way line.
3. Whenever it is necessary for the City to remove a tree from the tree lawn and other public places, the property owner may apply to plant a new tree in a contiguous area, if possible, within regulations set forth herein.
4. The Zoning Department may refer developers/builders to this ordinance to ensure plans for proposed landscaping and/or tree plantings comply with regulations set forth herein as defined in Section J.

F. PLANTING TREES IN TREE LAWNS AND OTHER PUBLIC PLACES

No person shall plant a tree in a tree lawn or other public place without first obtaining the prior approval of the Public Works Department, the Shade Tree Commission, or their designee.

G. TREES PROHIBITED IN PUBLIC PLACES

1. No person shall plant a tree that is located on the Shade Tree Commission's prohibited tree list.
2. Whenever any tree or shrub is planted or set out in conflict with the provisions of this Regulation, the City may remove without obligation to replace the illegally planted tree(s).

H. ABUSE OR MUTILATION OF PUBLIC TREES

1. No person or entity shall intentionally damage, cut, carve, top, transplant, or remove any tree; attach any rope, wire, nails, advertising posters, squirrel feeder, or other contrivance to any public tree or shrub; allow any gaseous, liquid, or solid substance to come in contact with any public tree or shrub; set fire or permit fire to burn when the fire or heat thereof shall injure any portion of any public tree or shrub.
2. No person or entity shall excavate any ditches, tunnels, trenches, alley, or drive within a radius of ten feet from any public tree or shrub without obtaining approval from the Public Works Department.
3. No person shall deposit, place, store, or maintain upon any tree lawn or public place, any stone, brick, sand, concrete, or other materials that may impede the free passage of water, air, or fertilizer to the roots of any tree growing therein, except by written consent of the Public Works Department.

I. TREE SPACING

These are regulations for tree placement and planting. Exceptions may occur in special plantings designed or approved by the Service-Safety Director, the Public Works Department, and/or the Shade Tree Commission.

1. The spacing of public trees will be in accordance with the three (3) species size classes referred to in the Ordinance Definitions for tree size and no trees may be planted closer together than the following:

Small trees:	twenty (20) feet
Medium trees:	thirty (30) feet
Large trees:	forty (40) feet
2. Trees may be planted on private property a minimum of ten (10) feet from the edge of the pavement and no more than twenty (20) feet from the back edge of the sidewalk.

3. Distance from Curb and Sidewalk: Minimum size of the tree lawn width shall be:

Small trees:	eight (8) feet
Medium trees:	eleven (11) feet
Large trees:	fourteen (14) feet or planted on private property as noted in private easement section and at least five (5) feet from the sidewalk and no more than twenty (20) feet from right-of-way line.

Plant trees in center of tree lawn to avoid root problems with sidewalks and curbs. Exceptions may occur in special plantings designed or approved by the Service-Safety Director or Public Works Superintendent.

There shall be no plantings in a tree lawn of less than eight (8) feet.

J. DISTANCE FROM THE STREET CORNERS, WATER METERS, MANHOLES, FIRE PLUGS, ETC.

1. No public tree shall be planted closer than fifty (50) feet from any stop sign or seventy-five (75) feet from the outside of the curb radius on a street where there are no stop signs.
2. No public tree shall be planted closer than ten (10) feet to any fire hydrant.
3. No public tree shall be planted closer than ten (10) feet to any water meter cover or lid or manhole cover or lid.
4. No public tree shall be planted closer than five (5) feet from underground utility lines, including gas, electric, and sewer.
5. No public tree shall be planted closer than twenty-five (25) feet from curb cuts (e.g. driveways or crosswalks) and street signs.
6. No public tree shall be planted closer than twenty-five (25) feet from street lights.
7. No public tree shall be planted until all utilities are located by the Ohio Utilities Protection Service (OUPS).
8. No public tree shall be planted under overhead utility wires with a planting distance no closer than twenty-five (25) feet.
9. No public trees shall be planted closer than seventy-five (75) feet from mid-street crosswalks.
10. Minimum size of the tree planting area shall be ten (10) feet from edge of pavement.

K. ADOPTION OF RULES

The Shade Tree Commission, with the approval of City Administration, may adopt rules consistent with the Ordinance that shall provide detailed guidelines for the administration of this Ordinance.

913.99 PENALTY

Any person violating or failing to comply with any provision of this chapter upon conviction or a plea of guilty, for the first offense shall be subject to a minor misdemeanor penalty. A second violation shall constitute a separate violation and upon conviction or plea of guilty shall be subject to a misdemeanor of the fourth degree penalty. A third violation upon conviction or a plea of guilty shall be subject to a misdemeanor of the third degree penalty. A fourth violation upon conviction or plea of guilty shall be subject to a misdemeanor of the second degree penalty. A fifth and subsequent violation, thereafter, upon a conviction or plea of guilty shall be a misdemeanor of the first degree. The Court shall consider the issue of restitution for damages in addition to any fine or term of imprisonment.

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. 2023-126

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 0 KEITH PARKWAY, PARCEL NO. 570001019010 REZONE) WHICH PREVIOUSLY WAS ZONED "C-2 GENERAL COMMERCIAL" TO "M-2 MULTI-FAMILY, HIGH DENSITY".

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 8 in the East Melrose Business Park.

Be and the same is hereby rezoned from its respective zoning classifications to M-2 Multi-Family, High Density.

SECTION 2: That from and after the effective date of this ordinance, said parcel above described herein shall be subject to M-2 Multi-Family, High Density 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. 2023-127

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: CIT Fund	\$ 285,000.00
TO: City Income Tax Department #27047000-other	\$ 285,000.00

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 said funds so that additional income tax refunds may be made.

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. 2023-128

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	General Fund	\$ 1,739.37
TO:	Mayor's Office #21002000-other	\$ 1,739.37

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 funds received for the Hometown Hero Program may be utilized within the Mayor's Office.

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. 2023-129

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	General Fund	\$ 1,065,000.00
TO:	Self-Insurance Fund	\$ 1,065,000.00

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 in order to replenish the City's Self-Insurance Fund,

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. 2023-130

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: FAA AIP Grant (3-39-0034-035-2023) \$ 189,162.00
TO: AIP-35 (North Apron Rehab Alternates), *Project No. 35225200* \$ 189,162.00

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 the North Apron may be rehabilitated,

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. 2023-131

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:	FAA AIP Grant (3-39-024-034-2023)	\$ 268,200.00
TO:	Taxiway 7-25 Rehabilitation, <i>Project No. 35234200</i>	\$ 268,200.00
FROM:	CIT Fund – Capital Improvement Restricted Account	\$ 14,900.00
TO:	Taxiway 7-25 Rehabilitation, <i>Project No. 35234200</i>	\$ 14,900.00

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 awarded grant funds for the design cost may be utilized, and so that the City's share of the design of this project may be paid, a contractor selected, and the project be scheduled.

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. 2023-132

AN ORDINANCE AUTHORIZING THE MAYOR, SERVICE-SAFETY DIRECTOR AND/OR CITY ENGINEER OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS, WHERE REQUIRED, AND ENTER INTO CONTRACTS TO IMPROVE A STONE BIKE PATH ALONG THE BLANCHARD RIVER, PROJECT NO. 31934600, APPROPRIATING FUNDS FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES THROUGH THE RECREATIONAL TRAILS PROGRAM, 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, Service-Safety Director and/or City Engineer of the City of Findlay be and they are hereby authorized to advertise for bids and enter into contracts to improve a stone bike path along the Blanchard River. Said bike path project will consist of installing a ten foot (10') wide multi-use path along the south side of the Blanchard River from Broad Avenue to River Street that will tie into the existing path going under the Broad Avenue overpass continuing to the east behind the Cooper Ballfields and tying into the Karg Well Dam area..

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

FROM:	Ohio Department of Natural Resources Recreational Trails Program	\$ 150,000.00
TO:	Broad Avenue Bike Path, <i>Project No. 31934600</i>	\$ 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 advertise for bids and enter into contracts to improve a stone bike path along the Blanchard River, Project No. 31934600, appropriating funds from the Ohio Department of Natural Resources through the Recreational Trails Program, so that said improvements to said stone bike path may be made.

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. 2023-133

AN ORDINANCE ESTABLISHING THE SALARIES FOR THE MAYOR, AUDITOR, AND DIRECTOR OF LAW OF THE CITY OF FINDLAY, OHIO, BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2027 AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT WHERE TO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, a majority of all members elected thereto concurring:

WHEREAS, Council desires to amend certain sections of the Salary Ordinance for the Mayor, Auditor and Director of Law for calendar years 2024, 2025, 2026, and 2027.

WHEREAS, All Ordinances and/or parts of Ordinances in conflicts herewith be and the same are hereby repealed.

WHEREAS, Section 1, 2, 3, 4, 7 of Ordinance No. 2018-125 be and the same is hereby amended to read as follows:

SECTION 1: That effective January 1, 2024, the salary for the Mayor of the City of Findlay, Ohio, be and the same are herewith established as follows:

- A. For calendar year 2024 - \$92,861.00 annually, payable bi-weekly
- B. For calendar year 2025 and each calendar year thereafter, the Mayor shall receive a pay increase each year that is commensurate with the raise, if any, provided to the non-union employees of the City of Findlay. Said salary to be paid on a bi-weekly basis.

SECTION 2: That effective January 1, 2024, the salary of the Auditor of the City of Findlay, Ohio, be and the same are herewith established as follows:

- A. For calendar year 2024 - \$92,746.00 annually, payable bi-weekly
- B. For calendar year 2025 and each calendar year thereafter, the Auditor shall receive a pay increase each year that is commensurate with the raise, if any, provided to the non-union employees of the City of Findlay. Said salary to be paid on a bi-weekly basis.

SECTION 3: That effective January 1, 2024, the salary of the Full-Time Director of Law for the City of Findlay, Ohio, be and the same are herewith established as follows:

- A. For calendar year 2024 - \$138,772.00 annually, payable bi-weekly
- B. For calendar year 2025 and each calendar year thereafter, the Director of Law shall receive a pay increase each year that is commensurate with the raise, if any, provided to the non-union employees of the City of Findlay. Said salary to be paid on a bi-weekly basis.

SECTION 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason that said Ordinance must be enacted and in force by January 1, 2024.

SECTION 5: That the Mayor, Auditor, and Director of Law, of the City of Findlay, Ohio shall be provided hospitalization and medical policy upon notification by said elected official that he or she desires said coverage. Said policy shall be under the same group plan provided for non-elected City employees and the amount to be paid by the City of Findlay, Ohio, shall be equal to that paid by the City for non-elected City employees.

SECTION 6: That the Mayor, Auditor, Director of Law of the City of Findlay, Ohio, shall be furnished by the City of Findlay, Ohio, a term life insurance policy in an amount equal to the amount of term life insurance provided to non-elected City employees; said policy to insure the life of said elected official with the aforementioned elected official reserving the right to designate his or her beneficiary of the insurance on his or her life. Said term life insurance policy shall include a double indemnity accidental coverage clause and shall be the same policy furnished to non-elected City employees

SECTION 7: The Director of Law shall serve in a full-time capacity. The Director of Law shall give up the "full-time private practice of law," and shall utilize the office space and facilities provided by the City.

Full Time Director of Law Initial Salary Schedule paid annually commencing January 1, 2024:

Years in Legal Practice	Initial Annual Salary
0-5	\$ 60,000.00
6-10	\$ 76,500.00
11-15	\$ 82,000.00
16-20	\$ 87,400.00
21-25	\$ 100,312.00
26+	\$ 138,772.00

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 _____