

**FINDLAY CITY COUNCIL MEETING AGENDA
DECEMBER 19, 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 December 5, 2023 Public Hearing to rezone 1700 Fostoria Avenue via Ordinance No. 2023-119.
- Acceptance or changes to the December 5, 2023 Public Hearing to rezone 1600 East Melrose Avenue via Ordinance No. 2023-118.
- Acceptance or changes to the December 5, 2023 Regular Session City Council meeting minutes.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:

The following will be requested to be replaced on the December 19, 2023 Regular Session City Council agenda:

REPLACEMENTS:

1. Ordinance No. 2023-115, AS AMENDED – zoning code amendments (*LEGISLATION section*)
 - SECTION 1: That new Chapter ~~331.45~~ of the Codified Ordinances of the City of Findlay, Ohio be enacted which reads as follows:
changed to:
 - SECTION 1: That new Chapter **1100 et seq** of the Codified Ordinances of the City of Findlay, Ohio be enacted which reads as **attached in Exhibit A:**

PROCLAMATION: none

RECOGNITION/RETIREMENT RESOLUTIONS: none

PETITIONS:

Status of TR 230/CR 212 (Hat Trick) aka Buchanan (Sheetz) annexation

On December 11, 2023, annexation documents for the TR 230/CR 212 (Hat Trick) aka Buchanan (Sheetz) annexation were received from the County Commissioners Office and will now be held in the office of the City Clerk the required 60 days ending February 11, 2024. Philip L. Rooney, Rooney & Ranzau, Ltd., is the agent for the petitioner and will be submitting a letter requesting what the property will be zoned as. This annexation will be referred to as the TR 230/CR 212 (Hat Trick) aka Buchanan (Sheetz) Annexation. Resolution No. 024-2023 for the services the City will provide if annexed into City limits were adopted during the November 8, 2023 City Council meeting. The City Planning Commission and the Planning and Zoning Committee will discuss the zoning request during their March 14, 2024 meetings with their recommendations provided to City Council during the March 19, 2024 Regular Session City Council meeting. If approved, legislation to accept and approve the annexation, as well as zone the parcel will be on the April 2, 2024 Regular Session City Council meeting agenda to receive its first reading after City Council accepts the March 14, 2024 PLANNING & ZONING COMMITTEE report during the March 19, 2024 Regular Session City Council meeting. Annexation documents will be on hold in the City Clerk's Office until February 11, 2024.

ORAL COMMUNICATIONS: none

WRITTEN COMMUNICATIONS:

email from Zach Thomas – Findlay Downtown Recreational Area

letter from Buckeye Broadband Vice President, Business & Legal Affairs Mathew Beredo – rate changes effective January 1, 2024

email from Kari Holman – Water Treatment Facility

email from Zach Thomas – support for Immigration Task Force

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

City Planning Commission minutes – November 9, 2023; **staff report** – December 14, 2023.

Service-Safety Director Martin - annual Community Park Improvement Program grant

The City of Findlay has received grant monies in the amount of twenty-two thousand dollars (\$22,000.00) from the annual Community Park Improvement Program Grant the Hancock Park District. The grant funds will be used for restoration of the main restroom and main electrical building at Riverside Park. The restoration will include removing loose and defective mortar joints, power washing the building, and tuck and point work on all defective mortar joints, then sealing the building. The work will be performed by a local contractor. Legislation to appropriate funds is requested. Ordinance No. 2023-138 was created.

FROM:	HPD Grant	\$ 22,000.00
TO:	HPD Grant 2024 #31934700-other	\$ 22,000.00

Mayor Muryn – appointments to Shade Tree Commission

Mayor Muryn is reappointing Jane Ebersole, Tom Mills, and Rick Watson to serve on the Shade Tree Commission. Their appointments will be effective through December 31, 2026. These appointments do not require Council's confirmation.

Mayor Muryn – appointment to Civil Service Commission

Mayor Muryn is reappointing Tom Kemp to serve on the Civil Service Commission. His appointment will be effective through December 31, 2029. This appointment does not require Council’s confirmation.

Mayor Muryn – appointment to City Planning Commission

Mayor Muryn is appointing Kerry Trombley to serve on the City Planning Commission. Mr. Trombley has served on the Board of Zoning Appeals for the past several years and has expressed a desire and willingness to continue to serve the community now as a member of the City Planning Commission. He brings a vast background of representing business entities in front of Planning Commissions and understands the importance of supporting property owners while applying reasonable regulations to promote beneficial development. His service on the Board of Zoning Appeals will end December 31, 2023. His appointment as a member of the City Planning Commission will be effective January 1, 2024, through December 31, 2029. This appointment does not require Council’s confirmation.

Mayor Muryn – appointment to Hancock Regional Planning Commission Board

Mayor Muryn is appointing Dan Seman to serve on the Hancock Regional Planning Commission Board. His appointment will be effective through December 31, 2025. This appointment requires Council’s confirmation.

Treasurer’s Reconciliation Report – November 30, 2023.

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

- Summary of Year-To-Date Information as of November 30, 2023
- Open Projects Report as of November 30, 2023
- Cash & Investments as of November 30, 2023

Findlay Police Department Activities Report – November 2023.

Findlay Municipal Court Activities Report – November 2023.

Mayor Muryn – Ohio Urban Forestry grant

Mayor Muryn is requesting a resolution at the December 19, 2023 Regular Session City Council meeting to update the Findlay Shade Tree Commission City Planting and Management Plan (aka Shade Tree Ordinance). The Findlay Shade Tree Commission has been working diligently to update this plan (aka Shade Tree Ordinance) and are looking for opportunities to further their impact and efforts to enhance the City of Findlay tree canopy. One opportunity that has been identified is the Ohio Urban Forestry Grant Program. It is being offered through the Ohio Department of Natural Resources Division of Forestry and has the goals of working with local governments to promote large stature trees and species diversity, enhancing the quality of life in cities, reduce stormwater runoff, strength existing tree care and planting programs, and much more. The Shade Tree Commission would like to submit a grant application to this program with no match requirements, however, as part of the application, a resolution of support is required. The Shade Tree Commission plans to apply for approximately three hundred thousand dollars (\$300,000) of funds to support additional planting, a contractor to help assess, prune, and remove (when needed), the current City right-of-way trees. Funds can also reimburse the City for City employees’ time spent on qualifying activities. The funds would support planting and maintenance of new trees. Resolution No. 031-2023 was created.

Police Chief Mathias – Findlay-Hancock County Community Foundation President’s Discretionary Grant #24266

The Findlay-Hancock County Community Foundation authorized a President’s Discretionary Grant to the City of Findlay Police Department for an awarded amount of five thousand dollars (\$5,000). This grant is to support community engagement activities between the Police Department and residents of Findlay, Ohio. There is not required match for the grant. Attached is details about the grant, its terms and conditions. The City of Findlay Police Department has worked with the Findlay-Hancock County Community Foundation on various projects and programs over the years and has a great standing relationship. Legislation to accept this grant funding to assist with this program implementation between the City of Findlay Police Department and the citizens of Findlay is requested. The City of Findlay Police Department will be exploring all potential ideas of new community engagement activities for final sections in January 2024. Ordinance No. 2023-140 was created.

City Auditor Jim Staschiak – year-end items to transfer/appropriate

The following accounts require an appropriation or a transfer for this budget year so that the City may remain in compliance with ORC and audit. It is important that the rules be suspended and the legislation for these transfers be passed at the December 19, 2023 City Council meeting in order to remain in compliance.

Transfer Resolution:

FROM:	Service-Safety Director #21020000-other	\$ 5,000.00	
TO:	Service-Safety Director #21020000-personal services		\$ 5,000.00
FROM:	Cemetery #21046000-personal services	\$ 5,000.00	
TO:	Cemetery #21046000-other		\$ 5,000.00
FROM:	Electronic Imaging #22084000-other	\$ 2,000.00	
TO:	Electronic Imaging #22084000-personal services		\$ 2,000.00
FROM:	Utility Billing #25072000-personal services	\$ 55,000.00	
TO:	Utility Billing #25072000-other		\$ 55,000.00
FROM:	Parking #25075000-other	\$ 3,000.00	
TO:	Parking #25075000-personal services		\$ 3,000.00

REASON: the transfers deal with moving already appropriated funds between the respective department’s personal services (wages and related benefits) and other (operational expenses) accounts to be able to finish the rest of the year.

Emergency legislation for the above listed items is requested to be adopted on an emergency basis during the December 19, 2023 meeting. Resolution No. 032-2023 was created.

Appropriation Ordinance:

FROM:	General Fund	\$ 30,000.00	
TO:	Mayor #21002000-personal services		\$ 30,000.00
FROM:	General Fund	\$ 20,000.00	
TO:	Law Director #21005000-other		\$ 20,000.00
FROM:	General Fund	\$ 300.00	
TO:	Planning & Zoning #21008000-other		\$ 300.00

REASON: There is a need to appropriate additional funds in order for the department to be able to finish out the rest of the year based upon what has already occurred or projected to occur by year end by the respective departments.

FROM:	CR 236 TIF Fund	\$ 53,834.08	
TO:	CR 236 Widening Debt Service #23060310-other		\$ 53,834.08
FROM:	CR 236 Widening Debt Service #23060310-other	\$ 53,834.08	
TO:	CIT – Capital Improvements Restricted Account		\$ 53,834.08

REASON: the CR 236 debt payments were appropriated and paid initially by CIT Fund-Capital Improvements money for 2023. \$53,834.08 in 2023 of TIF revenue to offset a portion of the 2023 debt payment. These appropriations allow the TIF Fund money to be used for the debt and reimburse the Capital Improvements Restricted Account.

FROM:	County Permissive Fund	\$ 208,005.00	
TO:	CR 236 Widening Debt Service #23060310-other		\$ 208,005.00
FROM:	CR 236 Widening Debt Service #23060310-other	\$ 208,005.00	
TO:	CIT – Capital Improvements Restricted Account		\$ 208,005.00

REASON: the CR 236 Debt payments were appropriated and paid initially by the Capital Improvements money for 2023. We were able to draw \$208,005.00 of County Permissive Fund money to offset a portion of the 2023 debt payments as an allowable use of the money. These appropriations allow the County Permissive money to be used for the debt and reimburse the Capital Improvements Restricted Account. Unlike in years past, there was not enough County Permissive Funds available to cover all of the remaining debt after TIF collections in 2023; County Permissive Funds was short by \$135,186.42.

FROM:	Energy Bonds Series B #23056100	\$ 5,108.04	
TO:	CIT Fund – Capital Improvements Restricted Account		\$ 5,108.04

REASON: The City had to appropriate the entire amount of the interest payment for the Energy Bonds for the 2023 debt payments. However, the Series B bonds are federally subsidized and we did receive a portion of our subsidy payment. Due to the federal mandated sequester, we did not receive the entire subsidy. There is a federally established process with the IRS to request the payments that we must follow twice a year, but the IRS has not yet sent the City the second half of the 2023 subsidy. This transaction takes care of the return of the fronted appropriation to CIT Fund – Capital Improvements restricted account.

FROM:	Police Pension Fund	\$ 80,669.85	
TO:	Police Pension #27078000-761400		\$ 80,669.85
FROM:	Fire Pension Fund	\$ 80,669.85	
TO:	Fire Pension #27079000-761400		\$ 80,669.85

REASON: A portion of the amount received from the assorted property taxes from the County tax settlements is deposited into Police and Fire Pension Funds by law. The cash balance is then transferred to the General Fund at the end of the year. Although the revenue budgets for 2023 were estimated very closely, the transfers out of these funds were budgeted low. The County revises their revenue estimates after adoption of our annual appropriation ordinance, and in order to avoid potentially over-budgeting the fund on the certificate filing, the transfer out is budgeted lower than expected.

FROM:	Cemetery Trust Fund	\$ 68,120.18	
TO:	Cemetery Trust #27086000-other		\$ 68,120.18

REASON: The amount of interest earned on the Cemetery Trust investment has come in much higher than the original budgeted estimate due to the increasing interest rates. This appropriation allows for the total amount of interest earned to be transferred to the General Fund to support the current operations of the cemetery as intended.

FROM:	Special Assessments Storm Sewer #28030000	\$ 41.08	
TO:	General Fund		\$ 41.08

REASON: in 2022, the City made the final debt payment on the Hunter’s Creek Drainage Assessment debt. However, there was several property owners that have not paid the assessment or not paid the assessment timely incurring penalty and interest charges through the County real estate process. The City had to cover the costs of the debt payments with General Fund money and was to be reimbursed when the property owners finally made payment. The \$41.08 represents the amount of money that was received in 2023 for some of these parcels. This money should now be returned to the General Fund. There is still a few outstanding assessments to be collected from these projects.

FROM:	General Fund	\$ 1,000,000.00	
TO:	Severance Payout Reserve Fund		\$ 1,000,000.00

REASON: With the latest analysis of employees that we are aware are eligible to retire in the next two (2) years, the Severance Payout Reserve Fund will be short by a minimum of \$1,000,000.00. Legislation for the above listed items is requested to be adopted on an emergency basis during the December 19, 2023 meeting. City Auditor Staschiak requests that this letter be read. Ordinance No. 2023-141 was created.

Service-Safety Director Martin – City of Findlay electric aggregation program

Service-Safety Director Martin received notice from the City’s electric aggregation consultants, Independent Energy Consultants (IEC) on December 7, 2023 that Findlay’s three (3) year electric supply agreement with Constellation will expire on March 2024. IEC invited all eligible electric suppliers to submit proposals to support a seamless continuation of the City’s electric program. The City of Findlay received various price offers for various terms from suppliers. Electricity prices have risen since the start of the current term, however, the program will continue to provide price protection and the ability to budget by providing a stable fixed rate that is attractive against comparable market alternatives. Following a detailed review of bids and market conditions with IEC, it was the collective recommendation to sign a supply agreement with Energy Harbor:

- They provided the most attractive pricing beyond 12 months.
- 24-month rate from Energy Harbor would provide attractive pricing over a moderate term length.
- Their indicative 24-month fixed rate of \$0.0653/kwh fares well against comparable alternatives.

Supplier proposals are honored for thirty (30) days, so a decision is requested by December 29, 2023. Energy Harbor will prepare a Master Service Agreement for the City’s approval. There are a number of time consuming action items that have to be completed by the supplier, utility and the City’s consultant, in order to support a seamless continuation of the program in March. IEC will prepare a news release, FAQs, website material, etc. for the City’s use before any letters are sent. Letters will go to residents and small businesses informing them of the new offer in late January/early February. Those not wishing to participate will have twenty-one (21) days to opt-out and another seven (7) day rescission period, prior to enrollment. The City’s program was voter approved in November 2011. This is simply another option for residents in their attempts to manage their electricity costs. As before, the program will have not early termination fee. Participation in Findlay’s program is completely voluntary, and residents can leave the program at any time for any reason, free of charge. Legislation authorizing the City Administration to enter into a twenty-four (24) month fixed rate supply agreement with Energy Harbor is requested. Ordinance No. 2023-142 was created.

COMMITTEE REPORTS:

THE **WATER AND SEWER COMMITTEE** met on December 5, 2023 to discuss sewer rules amendments via Ordinance No. 2023-134. We recommend further clarification to the language and drafting of an amended ordinance no. 2023-134. Ordinance no. 2023-134 received its first reading during the November 21, 2023 City Council meeting, its second reading during the December 5, 2023 City Council meeting. The amended Ordinance No. 2023-134 is up for its third reading during the December 19, 2023 City Council meeting.

An **AD HOC COMMITTEE** met on December 11, 2023 to discuss 2024-2025 Council Rules of Procedure.
We recommend modifications to **SECTION 11, PARAGRAPH E.**

Attendance:

- majority vote of Councilmembers present to excuse an absence
- majority vote of Council to adopt health guidelines
- **SECTION 11, PARAGRAPH M-5 voting abstentions change "shall" to "may"**

An **AD HOC COMMITTEE** met on December 11, 2023 to discuss 2024-2025 Council committee assignments.
We recommend continued discussion with 2024-2025 Councilmembers on assignments.

An **AD HOC COMMITTEE** met on December 11, 2023 to discuss compensation for elected officials.
We recommend Ordinance No. 2017-119 be amended with new clarifying language similar to **PARAGRAPH B in Ordinance No. 2023-133 AS AMENDED. Ordinance No. 2023-139 for Councilmembers, President of Council, and City Treasurer was created.**

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 030-2023 (Ordinance No. 2023-071) **requires three (3) readings** **second reading**

A RESOLUTION AUTHORIZING THE USE OF A PORTION OF THE PROCEEDS OF BONDS OR BOND ANTICIPATION NOTES OF THE CITY, IN THE ESTIMATED PRINCIPAL AMOUNT OF NOT TO EXCEED \$40,000,000, TO BE ISSUED FOR THE PURPOSE OF DESIGNING, ENGINEERING, CONSTRUCTING AND IMPROVING A DOWNTOWN RECREATION AREA, AND AUTHORIZING AND APPROVING RELATED MATTERS, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 031-2023 (Ohio Urban Forestry Grant) **requires one (1) reading** **first reading**

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO APPLY FOR OHIO URBAN FORESTRY GRANT PROGRAM FUNDS THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES DIVISION OF FORESTRY AND ENTER INTO AN AGREEMENT TO UPDATE THE CITY OF FINDLAY, OHIO CITY PLANTING AND MANAGEMENT PLAN, ALSO REFERRED TO AS THE SHADE TREE ORDINANCE, TO FURTHER ENHANCE THE CITY OF FINDLAY TREE CANOPY.

RESOLUTION NO. 032-2023 (year end transfers) **requires one (1) reading** **first reading**

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

ORDINANCES:

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

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

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

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

ORDINANCE NO. 2023-102 (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. 2023-115 (*zoning code*) **requires three (3) readings** **third 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. 2023-125 **requires three (3) readings** **third 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** **third reading**
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 0 KEITH PARKWAY, PARCEL NO. 570001019010 REZONE) WHICH PREVIOUSLY WAS ZONED “C-2 GENERAL COMMERCIAL” TO “M-2 MULTI-FAMILY, HIGH DENSITY”.

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

ORDINANCE NO. 2023-130 (*AIP-35 North Apron Rehab Alternates*) **requires three (3) readings** **third 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) reading** **third 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** **third 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, AS AMENDED (*elected official salary – Mayor, City Auditor, Law Director*) **requires three (3) readings** **third 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 THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-134, AS AMENDED (*Sewer Rules amendment*) **requires three (3) readings** **third reading**
AN ORDINANCE ADDING NEW SECTION V.6.A-C AND V.7. TO THE CURRENT RULES AND REGULATIONS OF THE CITY OF FINDLAY WATER AND WASTEWATER DEPARTMENTS OF CHAPTER 6109 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, UNDER OHIO REVISED CODE, SECTON 743.01 THROUGH 743.04, CHAPTER 6109 SAFE DRINKING WATER, CHAPTER 6111 WATER POLLUTION, AND 3745-95 OF THE OHIO ADMINISTRATIVE CODE, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-138 (*HPD Community Park Improvement Program grant*) **requires three (3) readings** **first reading**
AN ORDINANCE APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-139 (*elected officials salaries (Councilmembers, President of Council, Treasurer)*) **requires three (3) readings** **first reading**
AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 2017-119 ESTABLISHING THE SALARIES FOR CITY COUNCILMEMBERS, PRESIDENT OF COUNCIL, AND TREASURER OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-140 **requires three (3) readings** **first reading**
(*Findlay-Hancock County Community Foundation President’s Discretionary Grant*)
AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ACCEPT AND ENTER INTO A GRANT AGREEMENT WITH THE FINDLAY-HANCOCK COUNTY COMMUNITY FOUNDATION IN ORDER TO RECEIVE FUNDS FROM THEIR PRESIDENT’S DISCRETIONARY GRANT #24266 PROGRAM, TO BE UTILIZED FOR COMMUNITY ENGAGEMENT ACTIVITIES BETWEEN THE CITY OF FINDLAY POLICE DEPARTMENT AND THE RESIDENTS OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-141 (*year-end appropriations*) **requires three (3) readings** **first reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-142 (*electric aggregation program renewal - Constellation*) **requires three (3) readings**

first reading

AN EMERGENCY ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE (THE "AGGREGATION PROGRAM") DIRECTING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO EXECUTE AN ELECTRIC SUPPLY AGREEMENT WITH ENERGY HARBOR LLC., AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS:

OLD BUSINESS

NEW BUSINESS

Denise Devore

From: Zach Thomas <ZThomas@YourPathToHealth.org>
Sent: Monday, December 4, 2023 7:37 AM
To: John Harrington; Holly Frische; Dennis Hellmann; Beth Warnecke; Jim Slough; Brian Bauman; Jim Niemeyer; Joshua Palmer; Grant Russel; Randy Greeno; Jeff Wobser
Cc: Christina Muryn; Kathy Launder; Denise Devore
Subject: [EXTERNAL]Findlay Downtown Recreational Area
Importance: High

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December 4, 2023

Dear Council Members,

I sent the correspondence below earlier this year (6/28/23). However, I wanted to share my thoughts with you again as very important, critical, and time-sensitive decisions are to be made this month regarding the future of Findlay Downtown Recreational Area project.

Sincerely,
Zach Thomas
118 Greenlawn Ave.
419-889-9093

6/28/23

Dear Council Members,

I am writing to express my personal excitement for the proposed Findlay Downtown Recreational Area. While I recognize this project is not without its challenges, particularly among fellow citizens that question its necessity and expense, I believe that it will be an incredible addition and asset to the overall health, wellness, and vitality of the community.

In my professional work, I promote the benefits of creating and expanding numerous pro-social engagement opportunities for the community. Pro-social engagement opportunities (or more simply, healthy ways to connect with others) is the most important protective factor that supports healthy behaviors across all domains in which a person may be connected (self, family, school/work, and community). The greater the number of options to create such opportunities for connection – such as this project – reduces the likelihood of significant behavioral health challenges, such as substance use disorder, and increases mental health and wellness. I was impressed to read that the benefits to mental and physical health were included in the proposal that has been submitted to the Appropriations Committee.

We know that a significant number of our younger workforce chooses to live outside of Findlay/Hancock County, particularly because concerns of few options for entertainment and enrichment. It is my belief

that this project will serve to help meet this need, leading to a larger number of the younger workforce choosing to live in Findlay/Hancock County, contributing to increased economic expansion and solvency.

I have heard some say that this project will only lead to another space for our unhoused population to relocate – exacerbating a challenge this community is currently experiencing. However, the collective work of our Unhoused Coalition, along with the tremendous efforts of our health and human services agencies, is working daily to see that our most vulnerable citizens will be housed and cared for humanely and with dignity.

The financial burden to the community is, perhaps, the loudest voice of opposition to this project. However, any true community improvement that seeks to not only change the visible landscape, but also create a healthy and vibrant citizenry, is not without expense. But, at what other (perhaps unintended consequences) expense might we see because of a lack of significant investment? I am confident that our city leadership will offer due diligence to ensure that all viable financial resources and opportunities are exhausted to fund this project.

I know that when Marathon Center for the Performing Arts was conceived and developed, similar comments were made regarding its necessity and expense. The community knows now (at least it is my hope) the significance MCPA is to the community and what it has done to help transform Findlay/Hancock County into a relevant and worthwhile destination city in Northwest Ohio. Additionally, it has added significantly to the enrichment of our youth through arts education programs which help to build healthy and resilient community members. This project can follow the same legacy.

I am eager to see N. Main St. transform into something that we will all cherish and look forward to spending quality time with our families and friends. Carry on.

Sincerely,
Zach Thomas

Zachary Thomas, OCPS
Director of Wellness & Education

**Hancock County Alcohol, Drug Addiction
& Mental Health Services**

www.yourpathtohealth.org

438 Carnahan Ave.
Findlay, OH 45840
419-424-1985 (O)
419-889-9093 (C)
419-424-2037 (F)



2700 Oregon Rd., Northwood, OH 43619
419.724.9802 • buckeyebroadband.com

December 5, 2023

Mr. John Harrington, Council President
City of Findlay
318 Dorney Plaza Rm. 314
Findlay, OH 45840

Dear Mr. Harrington:

This letter is to inform you of rate changes taking effect on January 1, 2024, to assist you in the event you receive calls from your constituents.

Printed on the back of this letter is a copy of the notice which appeared in The Blade.

If you have questions regarding the rate change, please feel free to call me at 419-724-9802. If you receive questions regarding the rate change from community members, please feel free to refer them to me. Other questions regarding service should be directed to our general number 419-724-9800, and the call will be directed for resolution.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mathew Beredo", is written over a light blue horizontal line.

Mathew Beredo
Vice President, Business & Legal Affairs

MB/pkp

BUCKEYE BROADBAND RATE ADJUSTMENT ANNOUNCEMENT

We appreciate the opportunity to serve the NW Ohio and SE Michigan area with High-Speed Internet with bandwidth plans up to 10 Gig, HD Cable TV and Home Phone. As a valued customer, we want to provide you with advance notice of an upcoming change to our pricing structure.

Due to higher infrastructure, labor, and programming costs, we find it necessary to adjust the rates on the services outlined here **effective January 1, 2024**. This rate adjustment is necessary in order to continue the high level of service our customers have come to expect from Buckeye Broadband.

Residential & Business HD Cable TV	Rate Adjustment
Local 30+	+ \$2.00
Broadcast Transmission Fee	+ \$5.00
Popular Standard	+ \$5.00
All StreamTV (incl. current and retired)	+ \$1.00–\$3.99
All StreamTV Ultra (residential, incl. current and retired)	+ \$1.00–\$4.00
MGM+	+ \$1.00
Channel Guide Magazine	+ \$0.26
Residential Genre Paks	
Kids & Family Pak	+ \$0.50
News Pak	+ \$1.00
Movie Pak	+ \$0.25
Entertainment Pak	+ \$0.75
Sports Pak	+ \$2.00
Popular Lite	+ \$3.50
Residential & Business HD Cable TV Equipment	
HD DTA	+ \$1.04
Residential & Business High-Speed Internet	
All speed plans (incl. current and retired)	+ \$4.00
Residential & Business Miscellaneous Fees	
AutoPay (New)	+ \$5.00
Printed Statement Fee (Business, New)	+ \$5.00



Visit BuckeyeBroadband.com for the most current rates.

MKT230984

Denise Devore

From: Kari Holman <holmankari@yahoo.com>
Sent: Wednesday, December 6, 2023 8:54 AM
To: City Council - All
Subject: [EXTERNAL]Water Treatment Facility

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

Hello Councilmen and Councilwomen.

I would like to propose a possible savings of the water treatment schedule. If flouride is added to our water, there is no need for it. In fact, it is more of a hazard than a benefit. Typically, the flouride added to public water is a byproduct of industry that would otherwise have to be discarded as a biohazard waste.

It's been proven that flouride lowers the IQ of children who drink it.

I do hope that you seriously consider my recommendation for the good of Findlay residents.

I also hope that you will research for yourselves the dangers of added flouride and the history of why it was done so many years ago.

Yours truly,
Kari Holman

[Sent from Yahoo Mail on Android](#)

Denise Devore

From: Zach Thomas <ZThomas@YourPathToHealth.org>
Sent: Wednesday, December 13, 2023 12:53 PM
To: John Harrington; Holly Frische; Dennis Hellmann; Beth Warnecke; Jim Slough; Brian Bauman; Jim Niemeyer; Joshua Palmer; Grant Russel; Randy Greeno; Jeff Wobser
Cc: Christina Muryn; Kathy Launder; Denise Devore
Subject: [EXTERNAL]Support for Immigration Task Force

Importance: High

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

Council Members,

On behalf of the Hancock County Cultural Humility and Health Equity Delegation (The Delegation), I share its support for Mayor Christina Muryn, Jaclynn Hohman, and the Office of the Mayor for assuming a coordinating role of the Immigration Task Force. We recognize this work is complex and requires a navigator who is capable of coordinating and aligning these efforts. The Delegation is eager to work collaboratively with the Mayor's Office and other organizations as a comprehensive and meaningful response is developed to support our immigrant community members. It is not lost on the Delegation the additional work placed on the Mayor's Office to coordinate these efforts. We truly are grateful to have a centralized point to help establish a working plan, which can then help to delegate initiatives to other community organizations as they are identified.

The Delegation is a community collaborative and member coalition of the Center for Civic Engagement. It is deeply committed to helping the community build welcoming and safe spaces for all people; increasing meaningful community engagement; and, fostering healthy dialogue on how best to instill a sense of belonging for anyone who may call Findlay/Hancock County their home. The Delegation has committed to ensuring the work of the Immigration Task Force is a discussion point at its monthly meetings. The Delegation is particularly interested in supporting efforts related to cultural awareness and education. We invite you, as City Council Members to attend any of the monthly Delegation meetings. Your engagement with the work of the Delegation is important and we welcome you at any time. We do recognize that the work of the Delegation does not necessarily fall under the function of government, but the work of the Delegation does help to provide additional context of community concerns and issues.

We welcome any questions you may have and look forward to working with you in the future.

Sincerely,
Zachary Thomas, OCPS
Director of Wellness & Education

**Hancock County Alcohol, Drug Addiction
& Mental Health Services**

www.yourpathtohealth.org

438 Carnahan Ave.
Findlay, OH 45840
419-424-1985 (O)

419-889-9093 (C)
419-424-2037 (F)



Zachary Thomas, OCPS

Strategy Leader - Center for Civic Engagement

Center for Student Life, Office 172 | Findlay, OH 45840
419-434-6051



Confidentiality: The information contained in this electronic mail message and any attachments is intended only for the use of the individual or entity to whom it is addressed and may contain legally privileged, confidential information or work product. If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution or forwarding of this email message is strictly prohibited. If you have received this message in error, please notify me by email reply and delete the original message from your system.

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

Minutes

MEMBERS:

Mayor Muryn
Rob Martin
Dan DeArment
Jackie Schroeder
Dan Clinger

STAFF ATTENDING:

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

GUESTS:

Dale Alt, Eric Trout, John Gallagher, Jim Warner

CALL TO ORDER

ROLL CALL

The following members were present:

Mayor Muryn
Rob Martin
Dan DeArment
Jackie Schroeder
Dan Clinger

SWEARING IN

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

APPROVAL OF MINUTES

Dan DeArment motioned to approve the minutes for the October 12, 2023 meeting. Rob Martin seconded. Motion approved 5-0-0.

NEW ITEMS

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

CPC STAFF

General Information

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

Parcel History

The site is currently vacant.

Staff Analysis

The applicant is requesting the rezone to M-2 Multi-Family, High Density. Last month, it was recommended lots 9, 10, and 11 would be rezoned to M-2 Multi-Family High Density. This was the last lot on the west side of Keith Parkway that would have remained C-2 Commercial. Given the surrounding area, the applicant wished to rezone to fit with the lots to the south.

Although the Findlay Land Use Map recommends that these parcels along Keith Parkway be commercial, the parcel is abutting M-2 already. Given the existence of multi-family in the area, staff did not have any concerns with the request.

Staff Recommendation

Staff recommends CPC recommend approval of APPLICATION FOR ZONING AMENDMENT #ZA-11-2023 filed by Strauch III LTD to rezone lot 8 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends CPC recommend approval of APPLICATION FOR ZONING AMENDMENT #ZA-11-2023 filed by Strauch III LTD to rezone lot 8 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.

DISCUSSION

Phil Rooney was present on behalf of the applicant. For clarification, Matt Cordonnier reminded the commission that the three lots to the south were going through a rezoning to M-2 as well, and the applicant decided to make the final parcel match. Dan Clinger asked if all the lots will be

combined once they have been rezoned. Matt Cordonnier said that he anticipated it, but wouldn't know for sure until they have a site plan prepared.

Dan DeArment asked if the applicant was the same as last month. Matt Cordonnier said that the three last month were from a developer who had a purchase agreement contingent upon rezoning. This one is the current owner trying to match the zoning. He didn't think the sale of the site would have impacted their decision either way. Mr. Martin asked if the property to the north has the same owner. Phil Rooney confirmed it is, as well as the site to the west.

Mayor Muryn said from her perspective, the rezoning makes sense. This has been a commercial area, but the development in the area has been multi-family.

The owner of the Friends office across Keith Parkway, Dale Alt, spoke on the item. He said that they had plans to expand their driveway to accommodate truck traffic. He asked if that would be a problem with the multi-family development going into the site. Rob Martin asked how much traffic he anticipated on the site. He said it would be fairly minimal, with 1-10 trucks a day. Mayor Muryn said that she appreciated him coming into to share this. In terms of the rezoning, she still thought it was a good fit. Matt Cordonnier added that when the site comes in for a site plan review, he will take it into account and request some additional screening and larger setbacks along Keith Parkway to avoid the pedestrians being close to the street.

MOTION

Mayor Muryn made motion for CPC to recommend approval of **APPLICATION FOR ZONING AMENDMENT #ZA-11-2023 filed by Strauch III LTD to rezone lot 8 of the East Melrose Business Park from C-2 General Commercial to M-2 Multi-Family, High Density, located at 1600 E. Melrose Avenue.**

2nd: Dan Clinger

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

- 2. APPLICATION FOR SITE PLAN REVIEW #SP-26-2023 filed by Werk-Brau, for a 30,772 sf parking lot expansion of their facility at 2500 Fostoria Avenue.**

CPC STAFF

General Information

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

Parcel History

This is the site for Werk-Brau.

Staff Analysis

The applicant has requested to construct a new parking lot that can accommodate 72 parking spaces. Last month, Werk-Brau had submitted a site plan that had a building expansion which eliminated 68 parking spaces. As part of the building expansion, some of the employees are being shifted into different buildings on site. With the shift, they needed the parking lot to be shifted to the west to address this.

The only part staff noted is that they don't show any additional landscaping for the parking lot. Staff would recommend 20 trees for perimeter landscaping be included around the perimeter of the parking lot.

Staff Recommendation

Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-26-2023 filed by Werk-Brau, for a 30,772 sf parking lot expansion of their facility at 2500 Fostoria Avenue with the following condition:

- **Work with HRPC to get an approved landscaping plan**

ENGINEERING

Access –

Site will be accessed from existing drive.

Water Service –

No proposed service.

Sanitary Service –

No proposed service.

Stormwater Management –

The new parking lot will be utilizing the existing surge pond that is located on site.

MS4 Requirements –

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

Recommendations:

Approval of the Site-

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-26-2023 filed by Werk-Brau, for a 30,772 sf parking lot expansion of their facility at 2500 Fostoria Avenue with the following condition:

- **Work with HRPC to get an approved landscaping plan**

DISCUSSION

Eric Trout from Peterman Associates, and John Gallagher from Werk-Brau, were present on behalf of the application. Dan Clinger asked if there would be a hard surface between the parking lot and the new building expansion. John Gallagher said that there was existing pavement that connects along the back. He said there would be a path from this parking area to the new expansion. Dan Clinger asked if there would be an employee entrance on the new expansion and Mr. Gallagher confirmed there would be large overhead doors that employees could use.

Mr. Gallagher asked who they would work with for guidance on the trees. Matt Cordonnier said his staff would work with them.

MOTION

Mayor Murnyn made motion for **approval of APPLICATION FOR SITE PLAN REVIEW #SP-26-2023 filed by Werk-Brau, for a 30,772 sf parking lot expansion of their facility at 2500 Fostoria Avenue with the following condition:**

- **Work with HRPC to get an approved landscaping plan**

2nd: Jackie Schroeder

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

3. APPLICATION FOR SITE PLAN REVIEW #SP-27-2023 filed by VFW Post 5645 for an 1800 sf pavilion and fencing at 315 Walnut Street.

CPC STAFF

General Information

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

Parcel History

The site is currently vacant.

Staff Analysis

The VFW would like to add a pavilion to their site. They host events in the summer and would like to have an outdoor area where they can gather. The pavilion would be a four-post structure with an overhang located in the southeast corner of the site. They would enclose this with an 8-foot high vinyl fence that they would wrap around the south and east property line. There will also be a 4-foot high aluminum fence across the north side of the pavilion space. Staff did not have any concerns with the proposed plan.

Staff Recommendation

Staff recommends approval of **APPLICATION FOR SITE PLAN REVIEW #SP-27-2023** filed by **VFW Post 5645** for an **1800 sf pavilion and fencing at 315 Walnut Street.**

ENGINEERING

Access –

Site will be accessed the existing drive off Walnut Avenue.

Water Service –

No proposed service.

Sanitary Service –

No proposed service.

Stormwater Management –

Due to the stone being pretty compact and the proposed building fairly small it does not appear that detention is required. Would like to see the stone in front of the fence removed and replaced with grass.

MS4 Requirements –

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

Recommendations:

Approval of the Site-

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends approval of **APPLICATION FOR SITE PLAN REVIEW #SP-27-2023** filed by **VFW Post 5645** for an **1800 sf pavilion and fencing at 315 Walnut Street.**

DISCUSSION

Dan DeArment asked if the 8-foot fence would be too tall rather than a 6-foot fence. Dan Clinger said that the Elks had an 8-foot fence at their location for their outdoor pavilion. Mayor Muryrn said if she was an abutting property owner, the taller fence would be preferable to block the noise.

Dan Clinger asked if the fence would extend to the building. Matt Cordonnier highlighted that the fence connected to the existing fence. Jackie Schroeder added that it does indicate 91 LF of fencing on the south side.

MOTION

Dan DeArment made a motion **for approval of APPLICATION FOR SITE PLAN REVIEW #SP-27-2023** filed by **VFW Post 5645** for an **1800 sf pavilion and fencing at 315 Walnut Street.**

2nd: Dan Clinger

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

- 4. APPLICATION FOR CONDITIONAL USE #CU-18-2023 filed by MadCass LLC, 116 W. Lima Street, to establish a triplex at 239 Garfield Avenue located at parcel 210001029420.**

CPC STAFF

General Information

This request is located on the south side of Garfield Street, just west of the railroad tracks. The parcel is zoned R-3 Small Lot Residential. It is in a neighborhood of R-3 Small Lot Residential. The City of Findlay Land Use Plan designates the area as small lot residential. It is not located within the 100-year flood plain.

Parcel History

The site is vacant after a fire destroyed the previous structure.

Staff Analysis

The applicant is proposing to split the existing parcel in half. Once split, they would like to construct a triplex on the eastern half, nearest to the railroad tracks. The house on the west side would be a single-family home. MadCass LLC owns several properties along Garfield Avenue already. They would like to continue their layout with a shared driveway between two houses, with the driveway opening up to a parking area in the rear of the buildings. The layout of the house would have the garage in the front, with a first unit on the second floor. In the back of the house, there would be a unit on each floor.

For the triplex, they are proposing a 3-car garage. They would have a parking area in the back that would accommodate at least four (4) additional cars.

Given the presence of duplexes along Garfield Avenue, and that they have provided adequate parking, staff did not have any concerns with the request.

Staff Recommendation

Staff recommends **approval of APPLICATION FOR CONDITIONAL USE #CU-18-2023 filed by MadCass LLC, 116 W. Lima Street, to establish a triplex at 239 Garfield Avenue located at parcel 210001029420.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION

Staff recommends approval of **approval of APPLICATION FOR CONDITIONAL USE #CU-18-2023 filed by MadCass LLC, 116 W. Lima Street, to establish a triplex at 239 Garfield Avenue located at parcel 210001029420.**

DISCUSSION

Jim Warner was present on behalf of his application. He noted that he built the three houses to the west, which are a similar style to this proposal. One thing he wanted to note was that a lot of water collects in the back of this lot. To address this, they have added a storm drain to the parking area, that will tie into the storm sewer on Garfield. He noted that Garfield Avenue is a narrow street, so they did their best to provide as much off-street parking as possible.

Mayor Muryn noted that the house burning down was an unfortunate incident, but that these homes will be a good for the street. The only thing she would have liked was to see a little more green space. Mr. Warner said that he is in discussion with the neighbor about purchasing some of that lot. He added that they will do some stone landscaping along the east side of property. Mr. Clinger asked if they looked at the retention because of the impervious surface. Jeremy Kalb said they have never done it for residential development.

Matt Cordonnier said that he was excited to see infill development. He noted that he is eligible for the Community Reinvestment Area, so he offered to have HRPC staff work with him on applying.

Mr. Clinger commended Mr. Warner for the previous work he had done, and was encouraged to see the development occurring. He asked Matt Cordonnier if the triplex was the conditional use. Mr. Cordonnier confirmed it was.

MOTION

Mayor Muryn made a motion to approval of APPLICATION FOR CONDITIONAL USE #CU-18-2023 filed by MadCass LLC, 116 W. Lima Street, to establish a triplex at 239 Garfield Avenue located at parcel 210001029420

2nd: Rob Martin

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

There being no further business, Mayor Muryn adjourned the meeting.

FINDLAY CITY PLANNING COMMISSION



STAFF REPORT December 14th, 2023

CITY PLANNING COMMISSION MEMBERS

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

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

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
December 14th, 2023 – 9:00 AM

AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

TABLED ITEMS

NEW ITEMS

1. **APPLICATION FOR SITE PLAN REVIEW #SP-28-2023** filed by Dan Maciejewski for a parking lot expansion at 315 N. Blanchard Street.
2. **APPLICATION FOR CONDITIONAL USE #CU-19-2023** filed by Kade & Lindsay Harris to establish a cat café at 125 E. Crawford Street.
3. **APPLICATION FOR CONDITIONAL USE #CU-20-2023** filed by David Brennan to convert 123 E. Crawford Street into residential.
4. **APPLICATION FOR SITE PLAN REVIEW #SP-29-2023** filed by CESO for a new Sheetz gas station, convenience store, and car wash to be located at parcel number 020001015352 at the northeast corner of the intersection between County Road 220 and County Road 99.
5. **APPLICATION FOR SPECIAL REVIEW #SR-01-2023** filed by the City of Findlay for new restroom facilities at Swale Park and Rawson Park.

ADMINISTRATIVE APPROVALS

ADJOURNMENT

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

COMMENTS

NEW ITEMS

1. **APPLICATION FOR SITE PLAN REVIEW #SP-28-2023 filed by Dan Maciejewski for a parking lot expansion at 315 N. Blanchard Street.**

CPC STAFF

General Information

This request is located on the east side of N Blanchard Street south of the intersection with Tiffin Avenue. It is rezoned to C-1 Local Commercial earlier in the year. To the north and west, it is zoned C-1 Local Commercial. To the south and east, it is zoned R-3 Small Lot Residential. It is located within the 100-year flood plain.

Parcel History

The site is currently vacant after a fire destroyed the home on site in October 2022.

Staff Analysis

The applicant is proposing extend the existing parking lot into the lot. The lot was only 37 feet by 45 feet, making it unlikely to be developed. The dimensions of the new parking lot would measure 37.71' x 44.80' and have four parking spaces. The parking lot has planters at the south end to ensure nobody enters/exits through the alleyway to the south.

The parking lot does project into the setback. Parking lots not permitted to be within 5 feet of a side lot line or 10 feet from any front or rear lot line. In this case, the applicant is has proposed a zero foot setback along Blanchard Avenue, a two foot setback on the south side, and a three foot setback on the east. While the applicant has proposed the zero foot setback along N. Blanchard Street, it has a grass buffer and roughly 3 feet of distance from the roadway. The code also requires for dead end parking to have a dead end turn radius area, which has not been included. Staff did not have concerns about the configuration, as long as they received the appropriate variances from the BZA.

Staff Recommendation

Staff recommends CPC recommend approval of **APPLICATION FOR SITE PLAN REVIEW #SP-28-2023 filed by Dan Maciejewski for a parking lot expansion at 315 N. Blanchard Street with the following condition:**

- **Receive the setback variances from the BZA**

ENGINEERING

Access –

Site will be accessed from existing drive coming off of N. Blanchard Street.

Water Service –

No proposed service.

Sanitary Service –

No proposed service.

Stormwater Management –

Due to no increase in impervious area, detention is not required.

MS4 Requirements –

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

Recommendations:

Approval of the Site-

FIRE PREVENTION

- No Comment

RECOMMENDATION

CPC Staff recommends CPC recommend approval of **APPLICATION FOR SITE PLAN REVIEW #SP-28-2023** filed by **Dan Maciejewski** for a parking lot expansion at 315 N. Blanchard Street with the following condition:




- Receive the setback variances from the BZA



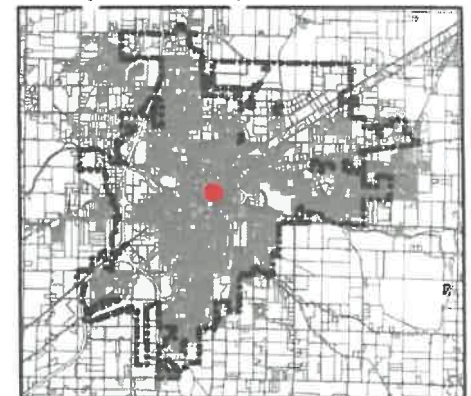
SP-28-2023

APPLICATION FOR
SITE PLAN REVIEW
filed by Daniel Maciejewski
for a parking lot
expansion at
315 N. Blanchard Street

Legend

-  315 N. Blanchard
-  Parcels
-  Road Centerline

Findlay Locator Map





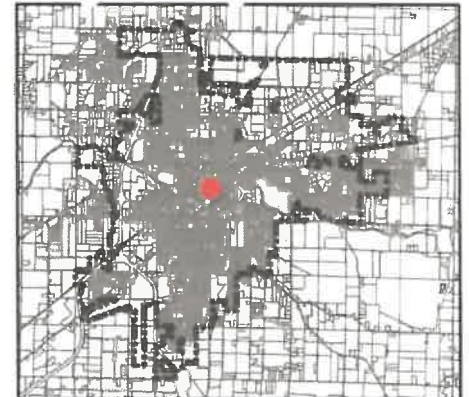
SP-28-2023

APPLICATION FOR
SITE PLAN REVIEW
filed by Daniel Maciejewski
for a parking lot
expansion at
315 N. Blanchard Street

Legend

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

Findlay Locator Map





2. APPLICATION FOR CONDITIONAL USE #CU-19-2023 filed by Kade & Lindsay Harris to establish a cat café at 125 E. Crawford Street.

CPC STAFF

General Information

This request is located on the south side of E. Crawford Street. It is in an area of C-3 Downtown Commercial. It is located within the 100-year flood plain. The City of Findlay Land Use Plan designates the parcel as Downtown Commercial.

Parcel History

This is the site is currently vacant, but has served as an office space in the past.

Staff Analysis

The applicant has requested to start a cat café in the space. A cat café operates as a normal café would, but with the addition of a few cats that are housed at the site. The applicant indicated they intended to house the cats in the rear of the space, and would have somewhere between 5-7 cats at a time. These cats would also be adoptable as well.

In the C-3 Downtown Commercial District, there is a note on Veterinary Clinics that notes no kennels are permitted. While this is not a kennel, due to the hybrid nature of the business staff advised that this needed to be reviewed as a conditional use. An appropriate condition for the business would be a limit on the number of cats allowed.

Staff Recommendation

Staff recommends approval of APPLICATION FOR CONDITIONAL USE #CU-19-2023 filed by Kade & Lindsay Harris to establish a cat café at 125 E. Crawford Street with the following condition:

- **No more than 5 cats are allowed to be housed at the café.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment

RECOMMENDATION




CPC Staff recommends approval of APPLICATION FOR CONDITIONAL USE #CU-19-2023 filed by Kade & Lindsay Harris to establish a cat café at 125 E. Crawford Street with the following condition:

- **No more than 5 cats are allowed to be housed at the café.**

CU-19-2023

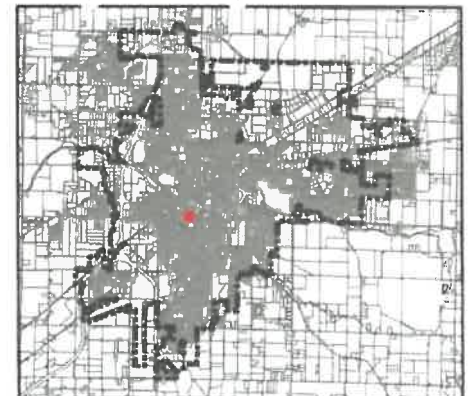
2. APPLICATION FOR
CONDITIONAL USE
filed by Kade & Lindsay Harris
to establish a cat café at
125 E. Crawford Street.

Legend

-  123 and 125 E. Crawford Street
-  Parcels
-  Road Centerline



Findlay Locator Map



3. APPLICATION FOR CONDITIONAL USE #CU-20-2023 filed by David Brennan to convert 123 E. Crawford Street into residential.

CPC STAFF

General Information

This request is located on the south side of E. Crawford Street. It is in an area of C-3 Downtown Commercial. It is located within the 100-year flood plain. The City of Findlay Land Use Plan designates the parcel as Downtown Commercial.

Parcel History

This is the site is currently vacant, but has served as an office space in the past.

Staff Analysis

The applicant would like to convert this property into a 3-bedroom living unit. This site has had difficulties in the past due to a lack of a bathroom. Both 123 and 125 E. Crawford Street have a corridor at the rear of the building that connects to the Kirk Building to the east for a restroom. This conversion to residential would add bathrooms back to this side of the building.

In the C-3 Downtown Commercial District, residential is a conditional use. On Main Street and Main Cross Street, first floor residential is strictly prohibited. While E. Crawford Street is not included in that, staff notes that this street is in the heart of downtown Findlay. The space however is a small 3,750 sf, 1-story building, so its impact to the commercial core would be limited.

Staff Recommendation

Staff recommends approval of **APPLICATION FOR CONDITIONAL USE #CU-20-2023 filed by David Brennan to convert 123 E. Crawford Street into residential.**

ENGINEERING

- No Comment

FIRE PREVENTION

- No Comment




RECOMMENDATION

CPC Staff recommends approval of **APPLICATION FOR CONDITIONAL USE #CU-20-2023 filed by David Brennan to convert 123 E. Crawford Street into residential.**

CU-20-2023

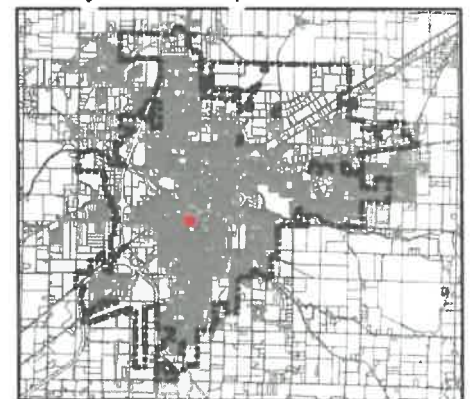
APPLICATION FOR
CONDITIONAL USE
filed by David Brennan to
convert 123 E. Crawford Street
into residential.

Legend

-  123 and 125 E. Crawford Street
-  Parcels
-  Road Centerline



Findlay Locator Map



- 4. APPLICATION FOR SITE PLAN REVIEW #SP-29-2023 filed by CESO for a new Sheetz gas station, convenience store, and car wash to be located at parcel number 020001015352 at the northeast corner of the intersection between County Road 220 and County Road 99.**

CPC STAFF

General Information

This is located at the northeast corner of N. Main Street and CR 99. The parcel is located in unzoned Allen Township. The neighboring parcels inside the City of Findlay are zoned C-2 General Commercial. The City of Findlay Land Use Plan designates the area as regional commercial. It is not located within the 100-year flood plain.

Parcel History

The site is vacant.

Staff Analysis

The applicant is proposing to construct a gas station, convenience store, and car wash at the location. The gas station would feature 12 pumps and the convenience store/restaurant would be 6,139 sf in size. The convenience store would have a made to order section that would feature a drive-thru. A 1,649 sf car wash facility would be located on the east side of the property.

While it is not located in the City of Findlay, staff did review the site based on C-2 General Commercial Zoning standards. The plans met the code for parking, drive thru stacking, and landscaping. The applicant did request a pylon sign, but on the plans, they show a monument sign on the landscaping sheet. Staff would recommend a ground mounted sign for the site.

Staff Recommendation

Staff recommends approval of APPLICATION FOR SITE PLAN REVIEW #SP-29-2023 filed by Sheetz for a new gas station located at parcel number 020001015352 at the northeast corner of the intersection between County Road 220 and County Road 99.

ENGINEERING

Access –

Site will be access by one drive off of CR 220 and two drives off of CR99. Since the site is outside of the City Limits the curb cuts will need to approved by the County Engineer. Looking at the distances of the two drives on CR99 and the County's Access Management Manual, they will unlikely to approve both drives, but that will be determined through the County Engineer

Water Service –

The site plans are proposing a 2-inch Water Service to come off of the existing mainline on CR220. The City of Findlay Water Department will work with the contractor to finalize the location of the Water Meter prior to placement.

Sanitary Service –

The site plans are proposing a sanitary lateral to come off of the existing sanitary sewer on CR220. Looking at the plans the site also has a grease interceptor as part of the plans. The approval of the grease interceptor will be through the Health Department.

Stormwater Management –

The property is outside of City Limits so City of Findlay Drainage Detention does not apply. If the applicant does annex into the City, the site will need to comply with the City of Findlay Storm Detention Requirements (Chapter 931 and 937).

MS4 Requirements –

The property is outside of the City Limits so the MS4 requirements do not apply. If the applicant does annex into the City, the site will need to comply with City of Findlay Stormwater Standards (Chapter 931).

Recommendations:

Approval of the Site-

Permits Required Before Construction Can Start:

- Water Service
 - 2-inch Domestic

FIRE PREVENTION

- No Comment

RECOMMENDATION

Staff recommends approval of approval of APPLICATION FOR SITE PLAN REVIEW #SP-29-2023 filed by Sheetz for a new gas station located at parcel number 020001015352 at the northeast corner of the intersection between County Road 220 and County Road 99.

SP-29-2023

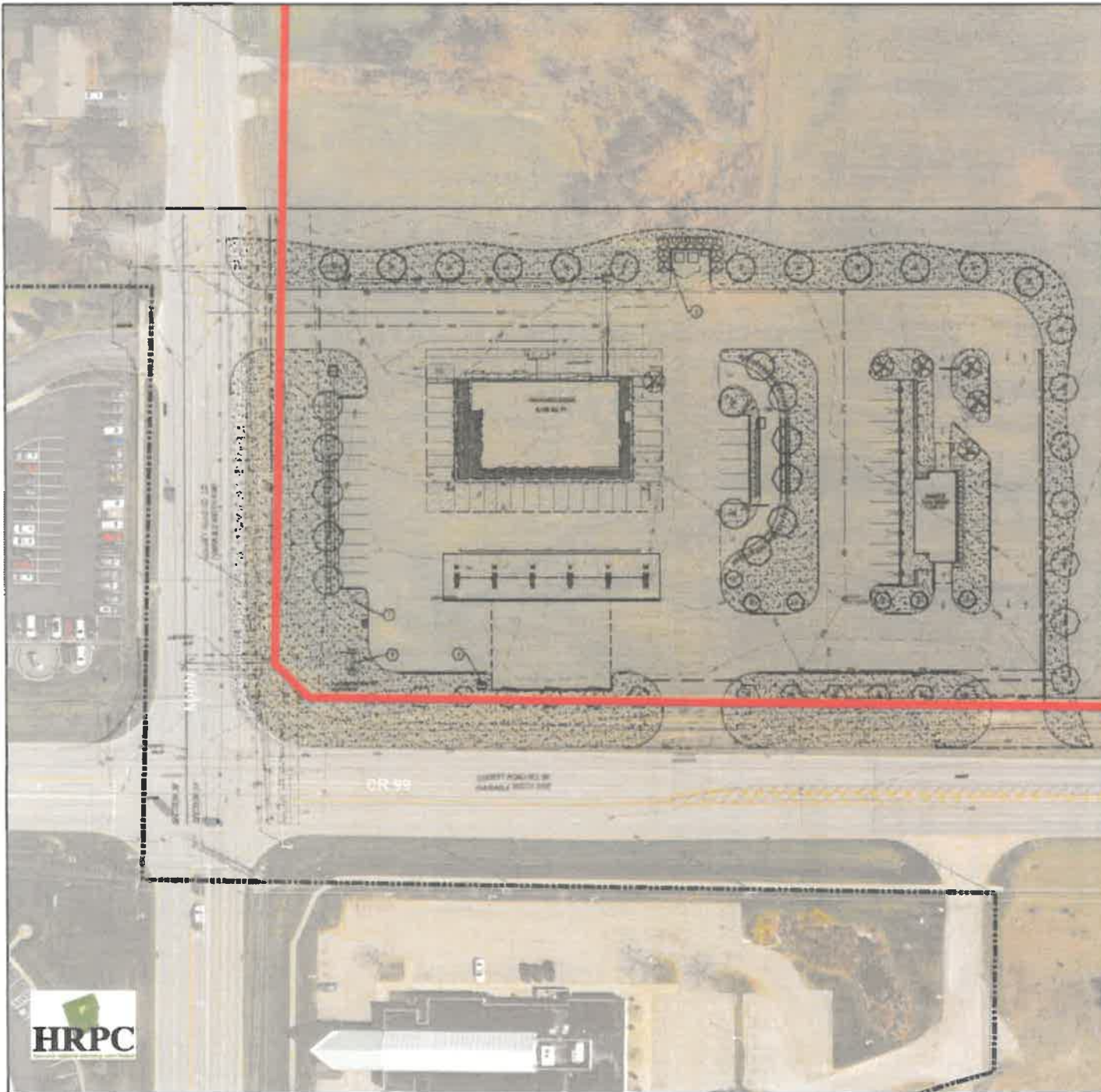
APPLICATION FOR
SITE PLAN REVIEW
filed by CESO for a new
Sheetz gas station, convenience
store, and car wash to be located
at parcel number 020001015352
at the northeast corner of the
intersection between County Road 220
and County Road 99:

Legend

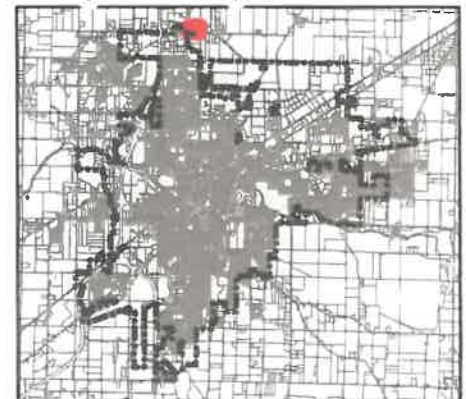
 SP-29-2023

 Parcels

 Road Centerline



Findlay Locator Map



SP-29-2023

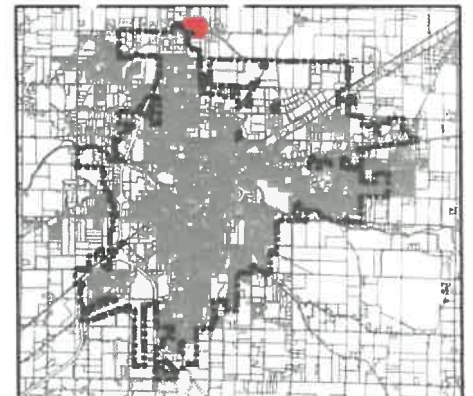
APPLICATION FOR
SITE PLAN REVIEW
filed by CESO for a new
Sheetz gas station, convenience
store, and car wash to be located
at parcel number 020001015352
at the northeast corner of the
intersection between County Road 220
and County Road 99.

Legend

-  SP-29-2023
-  Parcels
-  Road Centerline



Findlay Locator Map



5. APPLICATION FOR SPECIAL REVIEW #SR-01-2023 filed by the City of Findlay for new restroom facilities at Swale Park and Rawson Park.

CPC STAFF

The City of Findlay is proposing an upgrade to the bathroom facilities at Swale Park and Rawson Park. The Rawson Park bathroom would be located on the west side of Broad Avenue, just north of River Road. This would be a small family bathroom.

For Swale Park, they are proposing three different bathroom sites. One is a renovation of an existing bathroom, nearby the baseball fields. They are proposing a second bathroom facility nearby the group of four baseball diamonds, which would be a small family bathroom. They also have a third bathroom proposed by the east side of the park by the parking lot.

All the bathroom facilities fit with the Parks and Open Space district, and are well inside the parks, limiting their impact on the neighboring community.

SR-01-2023

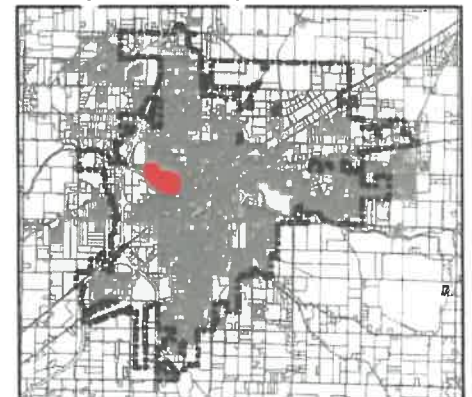
APPLICATION FOR
SPECIAL REVIEW
filed by the City of Findlay
for a new restroom facilities
at Swale Park and
Rawson Park.

Legend

-  Parcels
-  Road Centerline



Findlay Locator Map

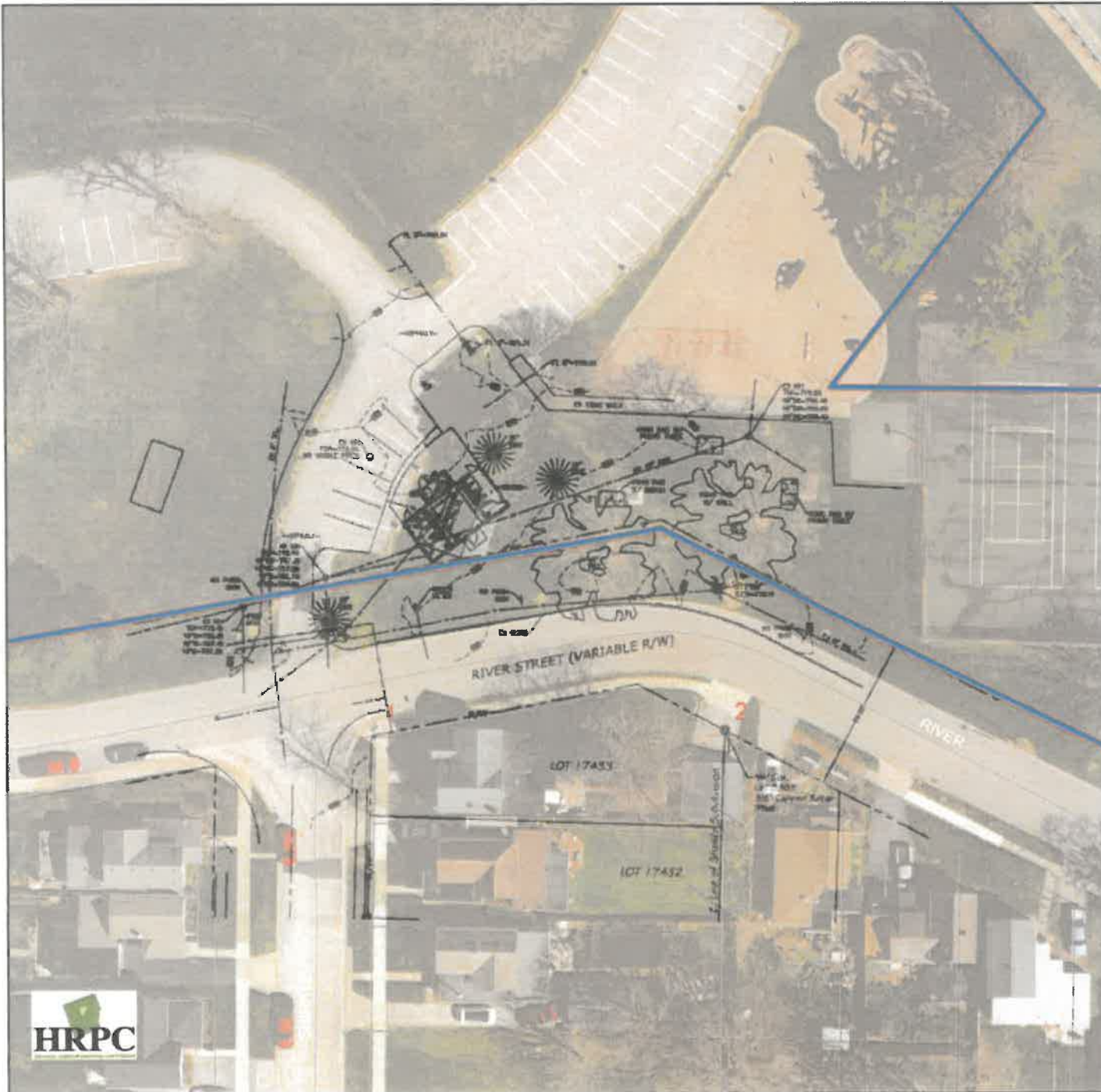


SR-01-2023

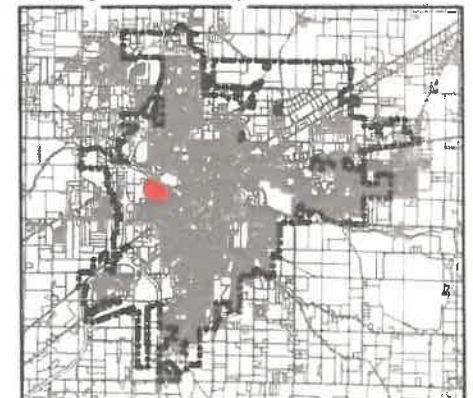
APPLICATION FOR
SPECIAL REVIEW
filed by the City of Findlay
for a new restroom facilities
at Swale Park and
Rawson Park.

Legend

-  Rawson
-  Parcels
-  Road Centerline



Findlay Locator Map





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

Rob Martin BSN, MBA
Service-Safety Director

December 1, 2023

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The City of Findlay has received grant monies in the amount of \$22,000 from the annual Community Park Improvement Program Grant through the Hancock Park District. These grant funds will be used for restoration of the main restroom and main electrical building at Riverside Park. The restoration will include removing loose and defective mortar joints, power washing the building, and tuck and point work on all defective mortar joints, then sealing the brick. The work will be performed by a local contractor.

An appropriation is respectfully requested as follows:

FROM:	HPD Grant	\$22,000.00
TO:	HPD Grant FY 2024 31934700-other	\$22,000.00

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,

A handwritten signature in blue ink, appearing to read 'Rob Martin', is written over a blue ink scribble.

Rob Martin
Service-Safety Director

pc: Dave Honse, Public Works Department
Donald J. Rasmussen, Director of Law
Jim Staschiak II, City Auditor



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin BSN, MBA
Service-Safety Director

December 5, 2023

Honorable City Council
City of Findlay, Ohio

RE: Shade Tree Commission Appointment

Dear Council Members:

This is to inform you that I am reappointing Jane Ebersole, Tom Mills, and Rick Watson, to the Shade Tree Commission.

They have all expressed a desire and willingness to continue to serve the community as members of the Shade Tree Commission. These appointments will be effective through December 31, 2026.

This appointment does not require confirmation by Council; however, I trust that you will concur with this selection.

Sincerely,

A handwritten signature in blue ink that reads 'Christina M. Muryn'.

Christina M. Muryn
Mayor

cc: Jane Ebersole
Tom Mills
Rick Watson
Shade Tree Commission Members



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin BSN, MBA
Service-Safety Director

December 5, 2023

Honorable City Council
City of Findlay, Ohio

RE: Appointment to Civil Service Commission

Dear Council Members:

This letter is to inform you that I am reappointing Tom Kemp to the Civil Service Commission.

Mr. Kemp has expressed a desire and willingness to continue to serve the community as a member of the Civil Service Commission. This appointment will be effective January 1, 2024, through December 31, 2029.

This appointment does not require the confirmation of City Council, however, I trust that you will concur with this selection.

Sincerely,

A handwritten signature in blue ink that reads 'Christina M. Muryn'.

Christina M. Muryn
Mayor

cc: Tom Kemp
Civil Service Commission Members
Jim Staschiak II, City Auditor



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin BSN, MBA
Service-Safety Director

December 5, 2023

Honorable City Council
City of Findlay, Ohio

RE: Appointment to City Planning Commission

Dear Council Members:

This letter is to inform you that I am appointing Kerry Trombley to the City Planning Commission.

Mr. Trombley has served on the Board of Zoning Appeals for the past several years. He has expressed a desire and willingness to continue to serve the community now as a member of the City Planning Commission. He brings a vast background of representing business entities in front of Planning Commissions and understands the importance of supporting property owners while applying reasonable regulations to promote beneficial development.

His service on the Board of Zoning Appeals will end December 31, 2023. His appointment as a member of the City Planning Commission will be effective January 1, 2024, through December 31, 2029.

This appointment does not require the confirmation of City Council, however, I trust that you will concur with this selection.

Sincerely,

A handwritten signature in blue ink that reads 'Christina M. Muryn'.

Christina M. Muryn
Mayor

cc: Kerry Trombley
City Planning Commission Members

Kerry R. Trombley, PE

214 Glendale Ave
Findlay, Ohio 45840

(513) 305-9597
Kerry.Trombley@gmail.com

Work Experience:

Marathon Petroleum Company *Senior Business Development and Strategy Advisor* Apr 2022 - current

- o Led strategy development efforts for renewable liquid fuels portfolio, focusing on renewable diesel, biodiesel, and feedstock value chains.
- o Developed and delivered strategy recommendations to C-suite level executives.
- o Evaluated new organic business opportunities focusing on renewable liquid fuels.

Marathon Petroleum Company *Engineering Supervisor* Apr 2018 - Apr 2022

- o Supervised team of 10 engineers and oversaw the Above Ground Storage Tank maintenance and repair program.
- o Executed program spend of \$160MM, completing 63 API-653 projects and 11 new tanks.
- o Led efforts that reduced program costs by 30% and accelerated project completion by 17%.
- o Developed business case and led an internal team to test and validate robotic inspection tools, receiving \$250M in funding to build a test tank and conduct acceptance tests with six different robotic companies.
- o Developed and taught classes enterprise wide on Business Acumen and Leadership.
- o Nominated and attended the *Marathon Leadership Experience*.

Marathon Petroleum Company *Project Engineer III* Nov 2016 - Apr 2018

- o Managed engineering and construction of two pipeline pumps station on the Ozark Major Expansion project.

Speedway LLC *Program Manager* Apr 2013 - Nov 2016

- o Supervised team of 6 Project Managers and oversaw Speedway's Midwest retail construction program.
- o Executed a program spend of \$150MM, completing 40 new convenience stores.
- o Systematically reduced the program's construction cost overages by 50%.
- o Implemented an estimating model and process, delivering FEL 1 estimates that were within 11% of final costs.
- o Led a Process Improvement Project the department to establish the Speedway Project Management Process.
- o Developed and mentored young professionals in areas of engineering design, project management skills, leadership, and commercial skills.
- o Nominated and attended Marathon Petroleum's *Commercial Skills Program*.

Speedway LLC *Commercial Real Estate Representative* Oct 2011 - Oct 2013

- o Identified and acquired new site locations for Speedway convenience stores in Michigan and Ohio
- o Collaborated with cross functional teams to close on 41 new properties, for a total of over \$20MM dollars in capital expenditures and exceeding corporate growth goals.
- o Developed and executed store count growth strategy.
- o Nominated and attended Speedway's *Emerging Leaders* class.

Marathon Petroleum Company/Speedway LLC *Project Engineer/Construction Specialist* Jul 2007 - Oct 2011

- o Managed 11 Speedway convenience store newbuild projects, totaling \$19MM dollars in capital expenditures.
- o Delivered presentations to local officials during city council, zoning board, and planning commissions.

Education:

Bowling Green State University, Bowling Green, OH March 2017
Masters of Business Administration – Executive MBA Program G.P.A.: 4.00/4.00

University of Cincinnati, Cincinnati, OH June 2007
Bachelors of Science in Mechanical Engineering. G.P.A.: 3.35/4.00.

Activities:

Licenses: - *Professional Engineer* – Licensed in Ohio (PE.76175).

Community: - City of Findlay BZA member (2017 - current), Habitat for Humanity Land Development Committee (2019 - 2021), Marion Township Zoning Commissioner (2016), St. Michael's Pastoral Council (2015 - 2020).



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin BSN, MBA
Service-Safety Director

December 6, 2023

Honorable City Council
Findlay, Ohio 45840

RE: HRPC Board

Dear Council Members:

I respectfully request your confirmation of Dan Seman to the Hancock Regional Planning Commission Board. He has expressed a desire to continue to serve the community as a member of the Hancock Regional Planning Commission Board. This appointment will be effective through December 31, 2025.

This appointment requires the confirmation of Findlay City Council. I trust that you will concur with my choice and confirm my appointment. Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink that reads 'Christina M. Muryn'. The signature is fluid and cursive, with the first name being the most prominent.

Christina M. Muryn
Mayor

cc: Dan Seman
Hancock Regional Planning Commission



TREASURER'S OFFICE

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

Treasurer's Reconciliation for November 30, 2023

TREASURER

Susan Jo Hite Findlay City Treasurer

Fifth Third Initial Balance	2,553,537.76
- Withdrawals ()	(4,904,779.96)
+ Deposits	6,015,006.10
	<u>3,663,763.90</u>
(-Outstanding Checks)	(592,687.72)
Deposit in Transit	601.00
Bank Error	10.00
Deposit in Transit	744.50
	<u>Treasurer's Checking Bal</u>
	<u>3,072,431.68</u>
Investment Principal	97,488,243.08
Accrued Interest	
	<u>Treasurer's Total Cash and Investments</u>
	<u>100,560,674.76</u>

AUDITOR

Auditor's Checking Bal	3,072,431.68
	<u>Auditor's Total Cash and Investments</u>
	<u>100,560,674.76</u>

Respectfully submitted,


Susan Jo Hite
Treasurer



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

Thursday, December 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 November 30, 2023
Open Projects Report as of November 30, 2023
Cash & Investments as of November 30, 2023

Respectfully Submitted,

Jim Staschiak II
City Auditor

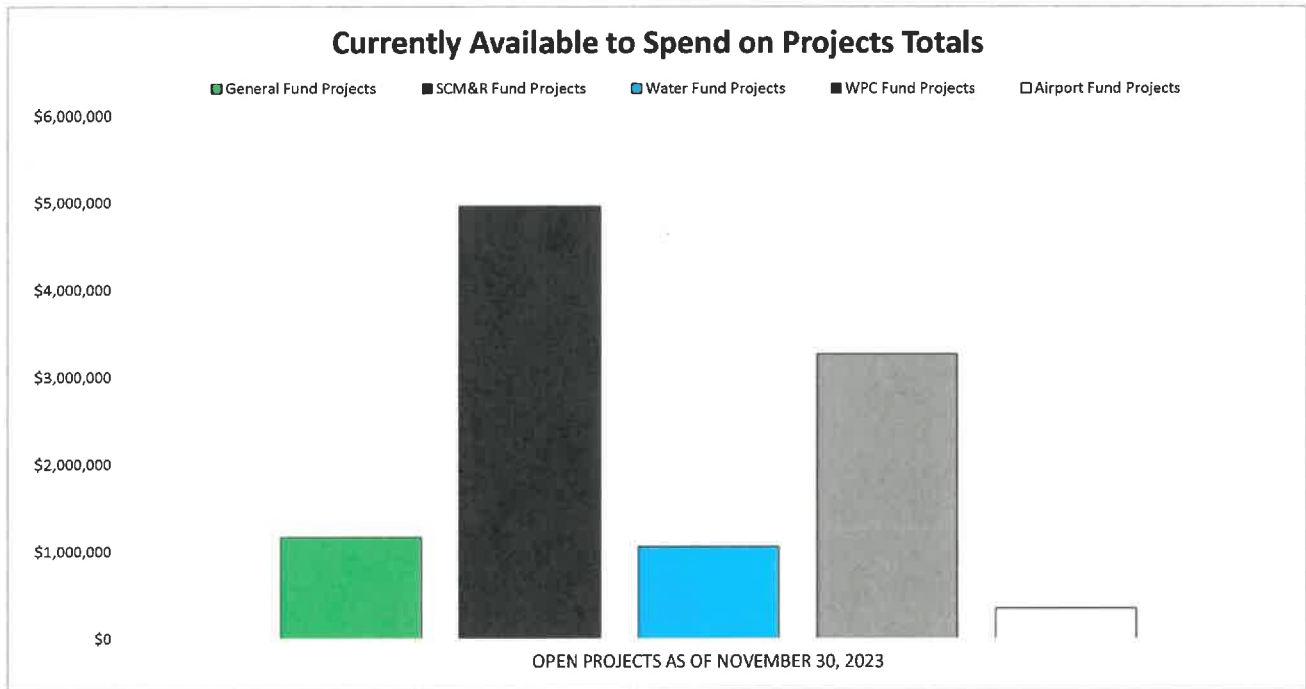
CITY OF FINDLAY
SUMMARY OF YEAR-TO-DATE INFORMATION AS OF NOVEMBER 30, 2023

	EXPENDITURE BUDGET	Y-T-D EXPENSED	Y-T-D %	ANNUAL REVENUE BUDGET	Y-T-D RECEIVED	Y-T-D %
COUNCIL	245,711	194,048	79.0%	2,500	2,331	93.2%
MAYOR'S OFFICE	346,758	300,937	86.8%	4,639	5,645	121.7%
AUDITOR'S OFFICE	933,039	757,611	81.2%	450,197	314	0.1%
TREASURER'S OFFICE	31,344	24,540	78.3%	-	-	0.0%
LAW DIRECTOR	850,239	743,827	87.5%	152,560	132,933	87.1%
MUNICIPAL COURT	2,803,489	2,157,830	77.0%	1,307,275	1,408,438	107.7%
CIVIL SERVICE OFFICE	123,751	89,767	72.5%	-	-	100.0%
PLANNING & ZONING	156,883	156,908	100.0%	-	-	0.0%
COMPUTER SERVICES	661,455	539,991	81.6%	661,445	664,197	100.4%
GENERAL EXPENSE	7,205,215	6,123,316	85.0%	-	-	0.0%
GENERAL REVENUE	-	-	0.0%	26,901,970	31,203,148	116.0%
POLICE DEPARTMENT	9,834,555	7,691,655	78.2%	465,030	190,844	41.0%
DISASTER SERVICES	66,801	62,919	94.2%	-	-	0.0%
FIRE DEPARTMENT	8,952,742	7,634,609	85.3%	364,207	100,124	27.5%
DISPATCH CENTER	1,300,790	1,048,076	80.6%	6,825	6,825	0.0%
HUMAN RESOURCES	184,408	143,136	77.6%	-	651	0.0%
SERVICE DIRECTOR	305,499	227,356	74.4%	-	-	0.0%
ENGINEERING OFFICE	913,616	747,835	81.9%	122,000	120,938	99.1%
PUBLIC BUILDING	737,354	445,415	60.4%	-	120	0.0%
ZONING	414,729	283,229	68.3%	87,350	98,344	112.6%
PARK MAINTENANCE	1,320,064	1,079,524	81.8%	124,735	136,712	109.6%
RESERVOIR RECREATION	14,688	4,041	27.5%	-	-	0.0%
RECREATION MAINTENANCE	1,560	-	0.0%	-	-	0.0%
RECREATION FUNCTIONS	1,130,396	935,215	82.7%	836,902	743,344	88.8%
CEMETERY DEPARTMENT	660,283	521,933	79.0%	178,300	137,649	77.2%
TOTAL GENERAL FUND	39,195,369	31,913,719	81.4%	31,665,935	34,952,558	110.4%

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	3,014,706	72.3%	3,366,798	3,232,549	96.0%
TRAFFIC-SIGNALS	640,587	488,941	76.3%	112,234	122,801	109.4%
TOTAL SCM&R FUND	4,812,302	3,503,647	72.8%	3,479,032	3,355,350	96.4%
SCM&R HIWAYS	195,995	164,446	83.9%	205,100	190,079	92.7%
TOTAL SCM&R HIWAYS FUND	195,995	164,446	83.9%	205,100	190,079	92.7%
AIRPORT OPERATIONS	1,513,602	1,179,909	78.0%	1,201,251	1,140,836	95.0%
TOTAL AIRPORT FUND	1,513,602	1,179,909	78.0%	1,201,251	1,140,836	95.0%
WATER TREATMENT	4,271,435	3,229,796	75.6%	46,300	66,389	143.4%
WATER DISTRIBUTION	3,026,687	1,884,533	62.3%	98,200	86,056	87.6%
UTILITY BILLING	2,228,065	1,485,587	66.7%	8,669,008	8,264,241	95.3%
SUPPLY RESERVOIR	1,277,162	469,285	36.7%	19,879	19,694	99.1%
TOTAL WATER FUND	10,803,349	7,069,201	65.4%	8,833,387	8,436,381	95.5%
SANITARY SEWER MAINT	1,385,997	903,587	65.2%	1,000	1,629	162.9%
STORMWATER MAINT	322,133	207,962	64.6%	790,500	730,962	92.5%
WATER POLLUTION CONTROL	4,781,207	3,407,930	71.3%	9,137,700	8,802,666	96.3%
TOTAL SEWER FUND	6,489,337	4,519,479	69.6%	9,929,200	9,535,256	96.0%
PARKING	145,946	115,488	79.1%	131,785	129,410	98.2%
TOTAL PARKING FUND	145,946	115,488	79.1%	131,785	129,410	98.2%
SWIMMING POOL	138,750	106,070	76.4%	109,003	109,003	100.0%
TOTAL SWIMMING POOL FUND	138,750	106,070	76.4%	109,003	109,003	100.0%
CIT ADMINISTRATION	26,111,642	25,612,190	98.1%	28,229,300	33,734,920	119.5%
TOTAL CIT FUND	26,111,642	25,612,190	98.1%	28,229,300	33,734,920	119.5%

CITY OF FINDLAY OPEN PROJECTS AS OF NOVEMBER 30, 2023



PROJECT NUMBER	PROJECT NAME	TOTAL APPROPRIATED	TOTAL EXPENSED	TOTAL PENDING PURCHASE ORDERS	CURRENTLY AVAILABLE TO SPEND
		INCEPTION TO DATE	INCEPTION TO DATE		
31912000	PARKER TRAINING/RESTROOM REMODEL	322,559	65,417	6,815	250,327
31912500	TRAFFIC/FABRICATION SHOP	97,750	88,144	6,350	3,256
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	-	977
31920800	ENG/ZONING FILE SCANNING	92,000	72,414	2,901	16,685
31920900	MUNI BLDG ELEVATOR REPLACEMENT	382,200	99,642	280,125	2,433
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	79,671	329	(0)
31924500	PARK/AIR RESTROOM CDBG	222,000	21,560	3,000	197,440
31924800	MLK MURAL	15,000	-	-	15,000
31925000	CITY ADA TRANSITIONAL PLAN	300,000	-	298,800	1,200
31925100	CITY RESTROOM ACCESSIBILITY	45,000	13,190	4,610	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	167,043	-	73
31930900	ARPA POLICE VEHICLES 2023	284,700	231,273	49,912	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	67,724	-	276

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	-	67,887	2,113
31931900	GREENWAY TRAIL P3	165,000	134,502	30,498	-
31932000	TEMPORARY SALT STRUCTURE	90,000	77,863	-	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	79,473	500
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	38,020	89,930	868,450
31933400	RAWSON PARK TENNIS COURTS	45,000	14,703	-	30,297
31933500	CUBE PARKING LOT RESURF PH 3	80,000	58,938	2,025	19,038
31933900	FFD PUCO HAZMAT TRAINING GRANT	23,500	-	-	23,500
31934000	SOLAR ECLIPSE 2024	20,000	1,923	8,077	10,000
31934100	CEMETERY SANITARY SEWER	55,000	54,423	-	577
31934300	BULK TRASH & TIRE DROPOFF (ARPA)	20,000	-	20,000	-
31948200	OHIO 629 - MARATHON	250,000	24,026	10,000	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	99,053	1,937	10
31993800	RVR GREENTRAIL TO RIVERBEND	3,224,509	2,740,744	407,345	76,420
31994900	FIRE STRICT FACILITY	2,440,500	2,153,796	261,754	24,950
GENERAL FUND PROJECTS		13,497,091	7,881,144	2,016,568	3,599,380
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	201,000	91,684	96,902	12,414
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	547,579	69,977	7,444
32830400	23 ANNUAL RESURFACING/CURB	1,427,000	1,313,263	3,007	110,730
32831000	2023 CITY SIDEWALKS/RAMPS	75,000	14,990	45,010	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
32876000	BLANCHARD/LINCOLN BIKE LANE	3,471,500	2,579,924	28,182	863,394
SCM&R FUND PROJECTS		11,776,320	6,187,884	623,553	4,964,883

PROJECT NUMBER	PROJECT NAME	TOTAL	TOTAL	TOTAL	CURRENTLY
		APPROPRIATED INCEPTION TO DATE	EXPENSED INCEPTION TO DATE	PENDING PURCHASE ORDERS	AVAILABLE TO SPEND
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	331,349	54,342
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	3,065,995	2,229,481	486,329	350,185
35512100	WASHINGTON AVE STORM UPGRADE	40,000	18,227	9,400	12,373
35521700	W LINCOLN STORM SWR	220,000	216,809	-	3,191
35601300	WPC CLARIFIER 3&4 REHAB	1,080,845	802,115	210,960	67,770
35611600	SPRINGLAKE SANITARY UPGRADE	625,000	525,642	48,250	51,108
35626200	CSO LTC PLAN AMENDMENT 22	390,000	79,856	284,660	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	495	-	2,999,505
35633600	2023 ANNUAL SEWER & MANHOLE	2,000	287	-	1,713
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	5,749,845	1,663,431	818,379	3,268,035
35710100	RECTOR AVE WATERLINE REPLACE	444,147	8,200	371,180	64,767
35723800	SMALL WATERLINE UPGRADES	505,000	1,187	30,500	473,313
35725300	WTP GENERATOR	1,685,000	-	1,683,047	1,953
35730800	LAUREL LANE WL REPLACEMENT	130,000	1,779	100,527	27,694
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	96,200	1,671,535	190,146
35783300	WATER METER SYSTEM REPLACE	4,723,622	1,267,622	3,267,147	188,853
35790800	WTP CO2 TANKS REPLACEMENT	1,250,000	52,701	1,149,464	47,835
	WATER FUND PROJECTS	11,588,250	2,075,479	8,455,234	1,057,537

<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 NOVEMBER 30, 2023

<u>AMOUNT</u>	<u>DESCRIPTION AND COUPON RATE</u>	<u>BANK/FIRM</u>
\$ 899,000.00	STAR OHIO @ 5.570%	
133,904.26	STAR OHIO @ 5.570%	
51,003,500.00	STAR OHIO @ 5.570%	
1,666,726.75	STAR OHIO @ 5.570%	
35,505,000.00	SAVINGS ACCOUNT	FIFTH THIRD BANK
997,804.87	US TREASURY @ 0.750% COUPON	FIFTH THIRD 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/>		
\$ 97,488,243.08	INVESTMENT TOTAL	
3,072,431.68	5/3 BANK ACCOUNT BALANCE	
-	ACCRUED INVESTMENT INTEREST	
<hr/>		
\$ 100,560,674.76	TOTAL CASH & INVESTMENTS	

UNAPPROPRIATED FUND BALANCES (CURRENT CASH BALANCES ON REVERSE)

GENERAL	\$ 28,277,800
SCM&R	1,361,168
SCM&R HIWAY	371,441
SEVERANCE PAYOUT RESERVE	1,570,145
ARPA	63,402
AIRPORT	215,124
WATER	2,629,753
SEWER	10,362,993
STORMWATER	1,944,421
PARKING	50,797
CIT ADMINISTRATION	6,444,000
CIT CAPITAL IMPROVEMENT	3,012,886
CIT FLOOD MITIGATION	2,500,000

CITY OF FINDLAY

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

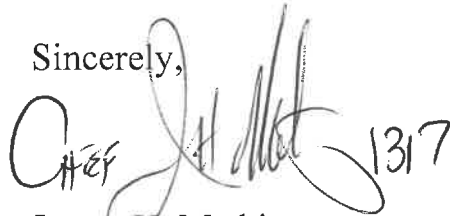
\$ 32,592,714.66	General Fund
1,500,000.00	General Fund Restricted Rainy Day
3,772,889.90	General Fund Projects
1,664,670.44	SCM&R Fund
3,209,277.66	SCM&R Fund Projects
208,005.00	County Permissive License Fund
386,723.10	State Highway Fund
934.39	Law Enforcement Trust Fund
3,044.03	Drug Law Enforcement Trust Fund
356,027.72	ID Alcohol Treatment Fund
55,099.04	Opioid Abatement Fund
75,244.06	Enforcement & Education Fund
1,042,868.77	Court Special Projects Fund
169,209.96	Court Computerization Fund
2,109.56	METRICH Drug Law Enforcement Trust Fund
178,095.04	Alcohol Monitoring Fund
190,899.64	Mediation Fund
103,139.26	Electronic Imaging Fund
20,792.13	Legal Research Fund
1,640,300.77	Severance Payout Fund
63,402.31	ARPA Fund
87,269.61	Debt Service Fund
53,834.08	CR 236 TIF Fund
1,078,710.25	Municipal Court Improvement Fund
485,480.83	Airport Fund
643,204.72	Airport Fund Projects
6,679,779.43	Water Fund
938,167.97	Water Fund Restricted
6,900,420.59	Water Fund Projects
11,869,362.36	Sewer Fund
5,328,517.51	Sewer Fund Restricted
3,972,011.42	Sewer Fund Projects
80,372.88	Parking Fund
-	Parking Fund Projects
40,439.31	Swimming Pool Fund
25,699.10	Internal Service Central Stores Fund
246,361.78	Internal Service Workers Comp Fund
942,630.44	Internal Service Self Insurance Fund
5,782,832.00	CIT Fund
2,628,730.07	CIT Fund- Restricted Capital Improvements
2,500,000.00	CIT Fund - Restricted Flood Mitigation
346,209.74	Police Pension Fund
346,209.74	Fire Pension Fund
73,490.02	Unclaimed Monies Fund
228,490.69	Tax Collection Agency Fund
1,744,738.48	Cemetery Trust Fund
167,535.81	Private Trust Fund
132,975.39	Guaranteed Deposits
1,712.02	Special Assessments Pavements Fund
-	Special Assessments Sidewalks Fund
-	Special Assessments Sidewalks Fund Projects
41.08	Special Assessments Storm Fund
\$ 100,560,674.76	TOTAL CASH & INVESTMENTS

December 12, 2023

Honorable Council:

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

Sincerely,

 1317

James H. Mathias
Chief of Police

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: **November 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	201	76	78	0	14	1	0	370	0
New cases filed	2	38	19	26	1	2	0	0	86	0
Cases transferred in, reactivated or redesignated	3	2	1	3	0	0	0	0	6	0
TOTAL (Add lines 1-3)	4	241	96	107	1	16	1	0	462	0
Jury trial	5	0	0	0	0	0	0	0	0	0
Court trial	6	0	0	3	0	0	0	0	3	0
Default	7			0	0	0	0	0	0	0
Guilty or no contest plea to original charge	8	9	10	6				25	0	
Guilty or no contest plea to reduced charge	9	1	0	1				2	0	
Dismissal for lack of speedy trial(criminal) or want of prosecution (civil)	10	0	0	0	0	0	0	0	0	
Other Dismissals	11	20	1	6	0	1	0	0	28	0
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	0
Unavailability of party for trial or sentencing	14	2	1	1	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	2	1	0	0	0	0	4	0
TOTAL (Add lines 5-16)	17	33	15	18	0	1	0	0	67	0
Pending end of period (Subtract line 17 from line 4)	18	208	81	89	1	15	1	0	395	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

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

Approved FTP 12-12-23

STEPHANIE M BISHOP Date

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

ALAN D HACKENBERG Date

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

Court: **FINDLAY MUNICIPAL COURT** Judge: **ALAN D HACKENBERG**
Report for the month of : **November 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	157	70	83	0	10	0	320	0
New cases filed	2	35	13	22	0	5	0	75	0
Cases transferred in, reactivated or redesignated	3	4	1	3	0	0	0	8	0
TOTAL (Add lines 1-3)	4	196	84	108	0	15	0	403	0
Jury trial	5	0	0	0	0	0	0	0	0
Court trial	6	0	2	0	0	0	0	2	0
Default	7			0	0	0	0	0	0
Guilty or no contest plea to original charge	8	13	5	7				25	0
Guilty or no contest plea to reduced charge	9	1	0	0				1	0
Dismissal for lack of speedy trial(criminal) or want of prosecution (civil)	10	0	0	0	1	0	0	1	0
Other Dismissals	11	14	1	11	0	2	0	28	0
Transfer to another judge or court	12	0	0	0	0	0	0	0	0
Referral to private judge	13			0	0	0	0	0	0
Unavailability of party for trial or sentencing	14	5	0	1	0	0	0	6	0
Bankruptcy stay or interlocutory appeal	15	0	0	0	0	0	0	0	0
Other terminations	16	2	2	3	0	1	0	8	0
TOTAL (Add lines 5-16)	17	35	10	22	0	4	0	71	0
Pending end of period (Subtract line 17 from line 4)	18	161	74	86	0	11	0	332	0
Cases pending beyond time guideline	19	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
Cases submitted awaiting sentencing or judgment beyond time guideline	21	0	0	0	0	0	0	0	0

Approved FTP 12-12-23

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 : **November 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	88	10	336	7	629	60	0	211	1348
New cases filed	2	5	114	30	635	0	102	18	0	42	946
Cases transferred in, reactivated or redesignated	3	0	33	3	96	0	2	0	0	0	134
TOTAL (Add lines 1-3)	4	12	235	43	1067	7	733	78	0	253	2428
Trial/Hearing by judge (include bindover by preliminary hearing, guilty or no contest pleas and defaults)	5	0	13	2	18	0	106	11	0	0	150
Hearing by Magistrate (Include guilty or no contest pleas and defaults)	6		10	0	28	0	0	0	0	51	89
Transfer (Include waivers of preliminary hearing and individual judge assignments)	7	5	73	32	48	1	7	0	0	0	166
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	8	0	0	0	0	0	6	2	0	0	8
Other dismissals (Include dismissals at preliminary hearing)	9	3	23	2	123	0	19	9	0	28	207
Violations Bureau	10		0		223						223
Unavailability of party for trial or sentencing	11	1	11	0	111	0	0	0	0	0	123
Bankruptcy stay or interlocutory appeal	12	0	0	0	0	0	3	0	0	0	3
Other terminations	13	0	18	0	158	0	6	1	0	0	183
TOTAL (Add lines 5-13)	14	9	148	36	709	1	147	23	0	79	1152
Pending end of period (Subtract line 14 from line 4)	15	3	87	7	358	6	586	55	0	174	1276
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

Fax to:
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Mail to:
Court Statistical Reporting Section
Supreme Court of Ohio
65 South Front Street, 6th Floor
Columbus, Ohio 43215-3431

Approved FTP 12-12-23
ALAN D HACKENBERG _____ Date _____
Preparer's name and telephone number if other than judge (print or type) _____ 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 November, 2023

PAGE 1

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CASES FILED:				
TRAFFIC	665	7,814	685	7,741
TRAFFIC COMPANION	94	1,059	87	1,048
TRAFFIC OVERTIME PARKING	-	-	-	2
CRIMINAL	119	1,446	125	1,542
CRIMINAL COMPANION	12	150	12	180
SEARCH WARRANT	10	70	8	91
CIVIL	120	2,000	107	1,482
SMALL CLAIMS	42	924	63	981
EXTRADITION	-	11	-	16
HABITUAL TRAFFIC VIOLATOR	-	-	1	2
OTHER	13	154	10	136
TOTALS	1,075	13,628	1,098	13,221
COURT PROCEEDINGS:				
ABILITY TO PAY	4	27	11	49
Admin License Suspension	4	28	1	20
APPEAL DOG DESIGNATION	-	2	-	2
Arraignment	767	9,046	840	9,211
Attachment	6	113	7	103
Bond	-	8	2	22
BOND RETURN	2	22	-	3
BOND VIOLATION	2	4	1	10
Civil Status Conference	3	24	1	29
COMMUNITY SERVICE REVIEW	4	76	14	141
Contempt of Court	29	308	16	352
CONTESTED DUS CONTEMPT HEARING	1	2	2	11
Contested Small Claims	1	13	1	11
Continued	615	7,462	666	7,238
Damages	2	12	2	8
Debtors Examination	21	636	19	434
Default	1	9	-	3
Desk Review	78	1,234	52	1,172
DIVERSION PLEA	1	19	2	31
DUS CLINIC	-	22	-	59
DUS DIVERSION REVIEW	2	28	4	42
Expungement	-	1	-	-
Extradition	-	2	-	9
Forcible Detention	20	210	25	195
Garnishment	1	13	2	16
Habitual Traffic Violator	-	-	-	1
Hearing on Motion	1	64	6	70
HEARING ON MOTION TO SEAL RECOR	6	67	9	103
HEARING ON WARRANT	-	35	40	360
Jury Trial	2	6	-	2
Marriage	5	40	5	40
Mediation	-	-	-	5
Miscellaneous	2	11	1	25
Motion to Compel	-	1	-	-
Motion to Dismiss	-	2	-	-

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
Motion to Vacate Judgment	-	1	1	2
Motion to Withdraw as Counsel	1	5	6	16
No Hearing	1	1	-	-
Plea	64	1,028	83	1,124
Preliminary	10	84	7	98
Pre-Trial	126	1,728	194	1,790
Pre-Trial with Judge	55	757	67	753
Reconsideration of Sentence	-	2	-	11
Restitution	-	2	1	1
Revivor	8	53	2	22
Revocation	14	111	14	123
SAFE SURRENDER	-	29	-	11
SECOND PRETRIAL	87	1,104	106	1,141
Sentencing	1	42	7	42
Small Claims	69	707	78	812
STATUS CONFERENCE	1,266	16,150	1,417	16,579
Suppression	2	42	5	49
TELEPHONE PRETRIAL	5	175	13	182
Trial	6	54	3	59
WRIT OF RESTITUTION	18	165	22	151
WRITTEN PLEA	7	77	9	71
TOTALS	<u>3,320</u>	<u>41,864</u>	<u>3,764</u>	<u>42,814</u>

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CRIMINAL VIOLATIONS:				
ASSAULT	6	53	2	46
BREAKING & ENTERING	-	-	-	3
BURGLARY	-	4	-	7
CONTEMPT	2	2	-	-
CRIMINAL DAMAGING	2	27	1	41
CRIMINAL TRESPASS	4	54	8	91
DISORDERLY CONDUCT	13	128	8	111
DOMESTIC VIOLENCE	15	171	13	175
DRUG ABUSE	21	295	30	333
OPEN CONTAINER PROHIBITED	2	20	1	22
OVI	-	1	2	2
RESISTING ARREST	2	28	-	27
ROBBERY	-	2	-	3
TELEPHONE HARASSMENT	-	6	-	7
THEFT	24	226	23	183
UNDERAGE CONSUMPTION	2	17	1	14
OTHER CRIMINAL	40	564	48	657
TOTALS	133	1,598	137	1,722
TRAFFIC VIOLATIONS:				
ACD/SPEED	33	224	38	263
DISOBEYING TRAFFIC CONTROL DEV	11	104	6	129
DRAG RACING	-	2	-	5
DRIVING UNDER SUSPENSION	33	372	39	412
EXPIRED REGISTRATION	23	224	19	315
FAIL TO MAINTAIN CONTROL	17	258	29	261
FAILURE TO YIELD RIGHT OF WAY	11	98	9	107
LEAVING SCENE OF AN ACCIDENT	2	40	4	51
LEFT OF CENTER	1	8	1	9
OVERLOAD	34	562	50	559
OVI	53	535	33	471
PASSING A STOPPED SCHOOL BUS	1	18	2	25
RECKLESS OPERATION	2	21	1	20
SEAT BELT	92	703	114	791
SPEEDING	303	3,606	272	3,534
OVERTIME PARKING	-	-	-	2
OTHER TRAFFIC	143	2,098	155	1,837
TOTALS	759	8,873	772	8,791

NOTE: SEARCH WARRANTS NOT INCLUDED IN VIOLATION TOTALS

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

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

ARRESTING AGENCY:

PATROL

OVERTIME PARKING	-	-	-	1
TRAFFIC OTHER	464	5,693	515	5,114
OMVI	36	265	12	192
CRIMINAL FELONIES	-	6	1	15
CRIMINAL MISDEMEANORS	17	213	19	225
SEARCH WARRANTS	-	8	-	8

FINDLAY P.D. (BY ORDINANCE)

OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	172	1,600	149	1,957
OMVI	8	169	13	193
CRIMINAL FELONIES	-	-	-	-
CRIMINAL MISDEMEANORS	81	872	82	895
SEARCH WARRANTS	-	-	-	1

FINDLAY P.D. (BY ORC)

OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	1	6	-	4
OMVI	-	1	2	2
CRIMINAL FELONIES	5	96	7	93
CRIMINAL MISDEMEANORS	19	196	11	224
SEARCH WARRANTS	10	47	6	68

SHERIFF

OVERTIME PARKING	-	-	-	1
TRAFFIC OTHER	66	1,018	72	1,199
OMVI	9	99	8	84
CRIMINAL FELONIES	-	7	-	14
CRIMINAL MISDEMEANORS	7	140	7	155
SEARCH WARRANTS	-	14	2	13

OTHERS

OVERTIME PARKING	-	-	-	-
TRAFFIC OTHER	3	21	3	44
OMVI	-	2	-	2
CRIMINAL FELONIES	-	-	-	1
CRIMINAL MISDEMEANORS	2	65	8	98
SEARCH WARRANTS	-	1	-	1

TOTALS	900	10,539	917	10,604
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PROBATION:

ESTABLISHED	22	319	27	295
TERMINATED	29	350	29	296
CURRENT	107	107	108	108
TOTALS	158	776	164	699

ACTIVITIES ORDERED:	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
ALCOHOL EVALUATION	-	1	1	2
ALCOHOL/SUBSTANCE EVAL	6	113	15	107
ANGER MANAGEMENT	-	4	-	1
BENCH WARRANT TO AGENCY	193	2,125	249	2,902
COMMUNITY SERVICE	-	3	-	3
COMMUNITY SERVICE CITY	2	43	4	55
COMMUNITY SERVICE COUNTY	8	86	9	94
COMMUNITY SERVICE INDIVIDUAL	18	214	23	258
COMMUNITY SERVICE NO JAIL	-	2	-	5
DIP	15	211	15	166
DOMESTIC VIOLENCE PROGRAM	-	7	-	8
ELECTRONIC HOME MONITORING	-	2	1	2
EXECUTION TO AGENCY	-	1	-	-
FORM 95	1	10	6	19
HOUSE ARREST	-	-	-	1
JAIL	5	57	7	72
Jail Term Suspended Condition	-	15	-	9
MENTAL EVAL	-	20	4	22
NO CONTACT WITH VICTIM	3	21	4	17
Pay Restitution	1	22	-	26
Probation	10	128	7	129
SCRAM	-	44	1	25
STAR Program	4	41	1	52
TREATMENT FRC	1	48	5	55
TREATMENT MISCELLANEOUS	2	45	8	79
UCP	-	9	2	9
Unsupervised Probation	-	-	-	1
VIP	12	188	13	146
TOTALS	281	3,460	375	4,265

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

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

RECEIPTS DEPOSITED:

ALCOHOL MONITORING	\$1,810.32	\$26,306.10	\$2,561.44	\$26,214.25
BOND FEES	\$475.00	\$3,375.00	\$200.00	\$2,675.00
CIVIL DEPOSIT TENDERS	\$1,502.07	\$16,106.20	\$900.00	\$3,833.67
COURT COST	\$57,850.09	\$691,092.79	\$58,530.01	\$600,621.39
DUI ENFORCEMENT	\$2,118.00	\$28,944.04	\$2,403.93	\$29,626.36
ELECTRONIC IMAGING	\$3,520.80	\$45,201.09	\$3,489.96	\$41,213.88
FINES & FORFEITURES	162,464.54	\$1,932,386.67	173,982.65	\$1,890,327.07
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$414.00	\$5,571.31	\$593.74	\$6,164.87
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$195.80	\$2,031.44	\$121.46	\$761.08
JAIL HOUSING	\$11,599.97	\$189,297.15	\$10,525.60	\$157,744.08
JAIL REIMBURSEMENT	\$248.90	\$2,596.59	\$273.44	\$4,496.67
LEGAL RESEARCH	\$0.50	\$25.50	\$2.50	\$63.50
MEDIATION	\$1,093.62	\$14,250.44	\$1,076.00	\$13,010.30
MISCELLANEOUS	\$18,609.63	\$273,459.41	\$19,316.17	\$268,887.40
MUNI COURT COMPUTERIZATION	\$5,792.22	\$73,614.37	\$5,700.50	\$66,854.17
MCNI COURT IMPROVEMENT	\$14,821.78	\$189,135.09	\$14,689.71	\$172,005.65
RESTITUTION	\$313.09	\$4,466.93	\$249.96	\$5,876.40
SPECIAL PROJECTS	\$24,342.08	\$309,661.29	\$24,162.91	\$283,738.74
STATE PATROL	\$18,654.16	\$240,631.24	\$17,377.66	\$206,107.07
TRAFFIC/CRIMINAL BONDS	\$10,276.22	\$111,681.77	\$945.25	\$54,418.04

336,102.79 \$4,159,834.42 337,102.89 \$3,834,639.59


DISTRIBUTIONS:

ALCOHOL MONITORING	\$1,810.32	\$26,306.10	\$2,561.44	\$25,970.65
BOND FEES	\$475.00	\$3,375.00	\$200.00	\$2,625.00
CIVIL DEPOSIT TENDERS	\$1,502.07	\$13,905.54	\$0.00	\$1,422.78
COURT COST	\$57,732.96	\$687,163.80	\$58,132.01	\$597,160.14
DUI ENFORCEMENT	\$2,101.05	\$28,706.74	\$2,390.37	\$29,242.79
ELECTRONIC IMAGING	\$3,508.80	\$44,982.09	\$3,477.96	\$40,979.88
FINES & FORFEITURES	162,548.34	\$1,939,059.97	173,656.37	\$1,887,412.42
FUND REIMBURSEMENT	\$0.00	\$0.00	\$0.00	\$0.00
INDIGENT DRIVER ALCOHOL	\$414.00	\$5,571.31	\$593.74	\$5,964.87
INMATE MEDICAL EXPENSE	\$0.00	\$0.00	\$0.00	\$0.00
INTEREST	\$195.80	\$2,031.44	\$121.46	\$547.02
JAIL HOUSING	\$11,599.97	\$189,062.94	\$10,525.60	\$154,168.34
JAIL REIMBURSEMENT	\$248.90	\$2,596.59	\$273.44	\$4,431.67
LEGAL RESEARCH	\$0.50	\$25.50	\$2.50	\$63.50
MEDIATION	\$1,089.62	\$14,178.44	\$1,072.00	\$12,940.30
MISCELLANEOUS	\$34,253.02	\$390,870.46	\$34,688.82	\$377,331.26
MUNI COURT COMPUTERIZATION	\$5,772.22	\$73,251.37	\$5,680.50	\$66,483.17
MUNI COURT IMPROVEMENT	\$14,769.78	\$188,189.09	\$14,637.71	\$171,038.65
RESTITUTION	\$313.09	\$4,134.79	\$249.96	\$5,637.71
SPECIAL PROJECTS	\$24,258.08	\$308,133.29	\$24,078.91	\$282,186.35
STATE PATROL	\$18,522.16	\$238,528.24	\$17,274.66	\$203,271.07


341,115.68 \$4,160,072.70 349,617.45 \$3,868,877.57

DISTRIBUTED TO:

	*****CURRENT YEAR*****		*****LAST YEAR*****	
	MTD	YTD	MTD	YTD
CITY OF FINDLAY	150,798.11	\$1,908,062.18	141,881.10	\$1,695,446.48
HANCOCK COUNTY	\$13,995.37	\$195,911.82	\$14,594.99	\$209,170.37
OTHERS	150,793.42	\$1,638,761.76	154,484.27	\$1,511,190.20
STATE OF OHIO	\$44,582.93	\$596,039.04	\$45,705.35	\$541,229.71
	<u>360,169.83</u>	<u>\$4,338,774.80</u>	<u>356,665.71</u>	<u>\$3,957,036.76</u>



STEPHANIE M. BISHOP, JUDGE



ALAN D. HACKENBERG, JUDGE

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



OFFICE OF
THE MAYOR
CHRISTINA M. MURYN

Rob Martin, BSN, MBA
Service-Safety Director

December 12th, 2023

RE: Ohio Urban Forestry Grant

Dear Honorable Council,

By way of this letter I am requesting a resolution be prepared for your approval at the December 19th, 2023 Regular City Council Meeting. The Findlay Shade Tree Commission has been working diligently to update our City Planting and Management Plan, our Shade Tree Ordinance, and looking for opportunities to further their impact and efforts to enhance the City of Findlay tree canopy.

One opportunity that has been identified is the Ohio Urban Forestry Grant Program. This program is being offered through the Ohio Department of Natural Resources Division of Forestry and has the goals of working with local governments to promote large stature trees and species diversity, enhance the quality of life in cities, reduce stormwater runoff, strengthen existing tree care and planting programs, and much more.

The Shade Tree Commission would like to submit a grant application to this program, there is NO MATCH requirements, however as part of the application a resolution of support is required. The Shade Tree Commission plans to apply for approximately \$300,000 of funds which would support additional planting, a contractor to help assess, prune, and remove (when needed) the current City right of way trees. Funds can also reimburse the City for our employees' time spent on qualifying activities. Finally, the funds would support planting and maintenance of new trees.

Thank you for your consideration and action on this resolution.

Sincerely,

A handwritten signature in black ink that reads 'Christina M. Muryn'.

Christina M. Muryn
Mayor

City of Findlay

Christina M. Mury, Mayor

POLICE DEPARTMENT

James Mathias, Chief of Police

318 Dorney Plaza, Room 116 • Findlay, OH 45840

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

www.findlayohio.com

December 12, 2023

Rob Martin, BSN, MBA
Service Safety Director
City of Findlay
Findlay, Ohio 45840

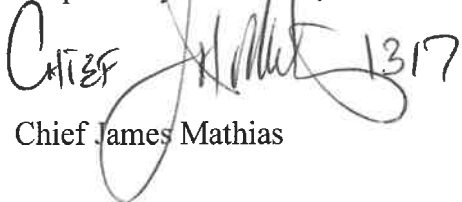
Re: Findlay-Hancock County Community Foundation President's Discretionary Grant #24266

Rob,

The Findlay-Hancock County Community Foundation authorized a President's Discretionary Grant to the City of Findlay Police Department for an awarded amount of \$5,000.00. This Grant is to support community engagement activities between the Police Department and residents of Findlay, OH. There is no required match for the Grant. Please see the attached paperwork about this Grant and with the terms and conditions.

The Police Department was worked with the Findlay-Hancock County Community Foundation on various projects and programs over the years and have a great standing relationship and collaboration. I request that the City of Findlay accept the Grant funding to help this program implementation between the Police Department and the citizens of Findlay. We will be exploring all of the potential ideas of new community engagement activities in January of 2024 for final selections and moving forward with the plan.

Respectfully Submitted,

1317

Chief James Mathias



Findlay • Hancock County

The Community Foundation

Bridging Resources. Granting Opportunity.

December 1, 2023

City of Findlay
318 Dorney Plaza
Findlay, Ohio 45840
Attn: Police Chief James Mathias

Re: Grant Number 24266

Dear Chief Mathias,

We are happy to inform you that the Findlay-Hancock County Community Foundation authorized a President's Discretionary grant totaling \$5,000 be awarded to the City of Findlay to support community engagement activities between the police department and residents of Findlay. Funding Source: Madeleine Thomas Schneider Fund

A copy of the Grant Agreement is enclosed. **We suggest you make a copy of this Agreement for your files. Please take special note of all the terms and conditions indicated in the Grant Agreement.** We are asking you to sign the enclosed copy and return the entire document to the Foundation office as soon as possible indicating your acceptance. No check can be issued until the signed Grant Agreement has been received. Please note that a financial and narrative progress report, as required by the Grant Agreement, will be due as follows: December 31, 2024 – Final Written Report

Reporting forms can be found at www.community-foundation.com. If you have any questions regarding the enclosed Grant Agreement, please contact me. We ask that you **include the above referenced grant number on all reports and any correspondence regarding the grant.** Please reference the following two documents on our website for publicity purposes (*Publicity Guidelines for Communicating Your Grant* and *The Community Foundation's Branding Guidelines*).

We wish you every success in the accomplishment of the goals of this project and look forward to receiving reports of your progress.

Sincerely,

Kimberly Bash

Kimberly Bash
Chief Community Engagement Officer

Enclosures



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

December 13, 2023

The Honorable Council
Findlay, Ohio 45840

SUBJECT: YEAR-END ITEMS TO TRANSFER /APPROPRIATE

Dear Council Members:

It is respectfully requested that the first paragraph of this letter be read into the Council record.

The following accounts require an appropriation or a transfer for this budget year so that the City may remain in compliance with ORC and audit. It is important that the rules be suspended and the legislation for these transfers be passed at your December 19th meeting in order to remain in compliance. I have listed below the amount of each request and the corresponding reason for the appropriation or transfer.

A **TRANSFER RESOLUTION** is needed for the following:

FROM:	Service-Safety Director (21020000-other)	5,000.00	
TO:	Service-Safety Director (21020000-personal services)		5,000.00
FROM:	Cemetery (21046000-personal services)	5,000.00	
TO:	Cemetery (21046000-other)		5,000.00
FROM:	Electronic Imaging (22084000-other)	2,000.00	
TO:	Electronic Imaging (22084000-personal services)		2,000.00
FROM:	Utility Billing (25072000-personal services)	55,000.00	
TO:	Utility Billing (25072000-other)		55,000.00
FROM:	Parking (25075000-other)	3,000.00	
TO:	Parking (25075000-personal services)		3,000.00

REASON: The transfers deal with moving already appropriated funds between the respective department's personal services (wages and related benefits) and other (operational expenses) accounts to be able to finish the rest of the year.

An **APPROPRIATION ORDINANCE** is needed for the following:

FROM:	General Fund	30,000.00	
TO:	Mayor (21002000-personal services)		30,000.00
FROM:	General Fund	20,000.00	
TO:	Law Director (21005000-other)		20,000.00
FROM:	General Fund	300.00	
TO:	Planning & Zoning (21008000-other)		300.00

REASON: There is a need to appropriate additional funds in order for the department to be able to finish out the rest of the year based upon what has already occurred or projected to occur by year end by the respective departments.

FROM:	CR 236 TIF Fund	\$53,834.08	
TO:	CR 236 Widening Debt Service #23060310-other		\$53,834.08
FROM:	CR 236 Widening Debt Service #23060310-other	\$53,834.08	
TO:	CIT - Capital Improvements restricted account		\$53,834.08

REASON: The CR 236 Debt payments were appropriated and paid initially by CIT Fund-Capital Improvements money for 2023. We have received a total of \$53,834.08 in 2023 of TIF revenue to offset a portion of the 2023 debt payment. These appropriations allow the TIF Fund money to be used for the debt and reimburse the capital improvements restricted account.

FROM:	County Permissive Fund	\$208,005.00	
TO:	CR 236 Widening Debt Service #23060310-other		\$208,005.00
FROM:	CR 236 Widening Debt Service #23060310-other	\$208,005.00	
TO:	CIT - Capital Improvements restricted account		\$208,005.00

REASON: The CR 236 Debt payments were appropriated and paid initially by the capital improvements money for 2023. We were able to draw \$208,005.00 of County Permissive Fund money to offset a portion of the 2023 debt payments as an allowable use of the money. These appropriations allow the County Permissive money to be used for the debt and reimburse the capital improvements restricted account. Unlike in years past, there was not enough County Permissive funds available to cover all of the remaining debt after TIF collections in 2023; County Permissive funding was short by \$135,186.42.

FROM:	Energy Bonds Series B (23056100)	\$5,108.04	
TO:	CIT Fund - Capital Improvements restricted account		\$5,108.04

REASON: The City had to appropriate the entire amount of the interest payment for the Energy Bonds for the 2023 debt payments. However, the Series B bonds are federally subsidized and we did receive a portion of our subsidy payment. Due to the federal mandated sequester, we did not receive the entire subsidy. There is a federally established process with the IRS to request the payments that we must follow twice a year, but the IRS has not yet sent the City the second half of the 2023 subsidy. This transaction takes care of the return of the fronted appropriation to CIT Fund - Capital Improvements restricted account.

FROM:	Police Pension Fund	\$80,669.85	
TO:	Police Pension (27078000-761400)		\$80,669.85

FROM:	Fire Pension Fund	\$80,669.85	
TO:	Fire Pension (27079000-761400)		\$80,669.85

REASON: A portion of the amount received from the assorted property taxes from the county tax settlements is deposited into Police and Fire Pension Funds by law. The cash balance is then transferred to the General Fund at the end of the year. Although the revenue budgets for 2023 were estimated very closely, the transfers out of these funds were budgeted low. The County revises their revenue estimates after adoption of our annual appropriation ordinance, and in order to avoid potentially over-budgeting the fund on the certificate filing, the transfer out is budgeted lower than expected.

FROM:	Cemetery Trust Fund	\$68,120.18	
TO:	Cemetery Trust (27086000-other)		\$68,120.18

REASON: The amount of interest earned on the Cemetery Trust investment has come in much higher than the original budgeted estimate due to the increasing interest rates. This appropriation allows for the total amount of interest earned to be transferred to the General Fund to support the current operations of the cemetery as intended.

FROM:	Special Assessments Storm Sewer (28030000)	\$41.08	
TO:	General Fund		\$41.08

REASON: In 2022 the City made the final debt payment on the Hunter's Creek Drainage Assessment debt. However, there was several property owners that have not paid the assessment or not paid the assessment timely incurring penalty and interest charges through the county real estate process. The

City had to cover the costs of the debt payments with General Fund money and was to be reimbursed when the property owners finally made payment. The \$41.08 represents the amount of money that was received in 2023 for some of these parcels. This money should now be returned to the General Fund. There are still a few outstanding assessments to be collected from these projects.

FROM: General Fund	\$1,000,000.00
TO: Severance Payout Reserve Fund	\$1,000,000.00

REASON: With the latest analysis of employees that we are aware are eligible to retire in the next two years, the Severance Payout Reserve Fund will be short by a minimum of \$1,000,000.00.

Council will need to adopt emergency legislation for the above listed items at your meeting on December 19, 2023. By copy of this letter I have asked the Law Director to prepare the necessary legislation.

Respectfully submitted,



Jim Staschiak, II
City Auditor

cc: Don Rasmussen

December 13, 2023

Dear Council Members,

RE: City of Findlay Electric Aggregation Program

On December 7th, 2023 I received notice from our consultants, Independent Energy Consultants (IEC) that Findlay's 3-year electric supply agreement with Constellation will expire in March 2024. IEC invited ALL eligible electric suppliers to submit proposals to support a seamless continuation of the City's electric program. We received various price offers for various terms from suppliers. Electricity prices have risen since the start of the current term. However, the program will continue to provide price protection and the ability to budget by providing a stable fixed-rate that is attractive against comparable market alternatives. Following a detailed review of bids and market conditions with IEC, it was the collective recommendation to:

- Sign a supply agreement with Energy Harbor.
 - They provided the most attractive pricing beyond 12-months.
 - A 24-month rate from Energy Harbor would provide attractive pricing over a moderate term length.
 - Their indicative 24-month fixed rate of \$0.0653/kWh fares well against comparable alternatives.

Supplier proposals are honored for 30 days, so a decision is requested by December 29th. Energy Harbor will prepare a Master Service Agreement for the City's approval. There are a number of time-consuming action items that have to be completed by the supplier, utility and our consultant, to support a seamless continuation of the program in March. IEC will prepare a news release, FAQs, website material, etc., for the City's use before any letters are sent. Letters will go in late January/early February residents and small businesses informing them of the new offer. Those not wishing to participate will have 21-days to opt-out, and another 7-day rescission period, prior to enrollment. The City's program was voter-approved in November 2011 and it is simply another option for residents in their attempts to manage their electricity costs. As before, the program will have no early termination fee. Participation in Findlay's program is completely voluntary, and residents can leave at any time, for any reason, free of charge.

By copy of this letter, the Law Director is requested to prepare the necessary legislation that will authorize the Administration to enter into a 24-month fixed rate supply agreement with Energy Harbor.

Sincerely,



Rob Martin
Service Safety Director

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

Committee Members:

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


Staff:

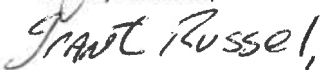
- Tammy Zsembik, Billing Supervisor
- Jason Phillips, Water Treatment & Distribution Superintendent
- Dave Beach, WPCC Superintendent
- Jeremy Kalb, City Engineer

Meeting Start Time: 5:04 pmMeeting End Time: 5:18 pm**Guests:**Rob MARTIN, SSD
Dan DiArment, Ward 4-elect

_____**Agenda:****Call to Order****Roll Call****New Items**

sewer rules amendments via Ordinance No. 2023-134

Adjournment

Randy Greeno, Water & Sewer Committee Chair


COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **WATER AND SEWER COMMITTEE** met on December 5, 2023 to discuss sewer rules amendments via Ordinance No. 2023-134.

We recommend

- further clarification to the language and drafting of an amended ORD 2023-134

Aye Nay

Grant Russel MODICA
Grant Russel, Chairman

LEGISLATION: _____

Aye Nay

Randy Greeno SECOND
Randy Greeno

DATED: December 5, 2023

Aye Nay

Josh Palmer
Josh Palmer

COMMITTEE:
WATER & SEWER

WATER AND SEWER COMMITTEE MEETING

REGULAR SESSION

DECEMBER 5, 2023

COUNCIL CHAMBERS

COMMITTEE MEMBERS PRESENT: Grant Russel, At-Large Committee Chair, Councilman Palmer, Ward 7, Councilman Greeno, At-Large
OTHERS PRESENT: Service-Safety Director Martin, City Engineer Kallb, Council-Elect DeArment, Ward 4

This WATER AND SEWER COMMITTEE meeting was called to order at 5:04pm on Tuesday, December 5, 2023.

Committee Chair Russel began the meeting by explaining that the streaming software was not working at the start of this meeting, so it was being voice-recorded instead of livestreamed and then will be transcribed into meeting minutes.

Tonight's meeting is to discuss Ordinance No. 2023-134. An email was sent out with the proposed language changes that Committee Chair Russel would like to have the Word version document become part of the minutes. He asked Service-Safety Director Martin to provide a copy of the Word document for this to be included with these minutes. He asked Councilman Palmer and Councilman Greeno if they have read the proposed changes. Both Councilman Palmer and Councilman Greeno verbally stated they have read them. Committee Chair Russel asked if there are any concerns with any of the proposed changes. Both Councilman Palmer and Councilman Greeno verbally stated that they have no concerns with the proposed changes to which Committee Chair Russel replied that he was of the same feeling, but thought there was some minor wordsmithing needed.

Committee Chair Russel said that the only changes he was looking at was in the last section where it says "Once a plan is approved, then penalties and fees are waived for the duration of the payment plan as long as the following stipulations are maintained during the term of the payment plan" there is a list of seven (7) bullet points with only two (2) of them being relevant of having to be maintained throughout the payment plan in order to satisfy the payment plan, which is to keep the bill current and make payments on a monthly basis. Everything else is about what went into the payment plan: 1) to keep the bill current and 2) make payments on a monthly basis. Everything else is about what went into the payment plan, who has liability, if the liability goes with the tenant or stays with the landlord, etc. It was stated that the payment plan has to be established at the City of Findlay Utility Billing Office, but that is not really a stipulation of something that needs to be maintained. Committee Chair Russel would like to clean that up and then he feels it is good to go.

Service-Safety Director Martin added that per his email with Committee Chair Russel, it was suggested to have the second (2nd) and sixth (6th) bullet points can be categorized as stipulations to the agreement leaving bullets 1, 3, 4, 5, and 7 as attributes, but that those terms (i.e. 'stipulations' & 'attributes') do not seem like proper words and would like to wordsmith them. Councilman Palmer suggested changing them to be criteria. Committee Chairman Russel noted that there are a bunch of items above it and that they could be bullet points: for residential customers with extraordinary situations; that someone being a tenant in which there has to be a landlord signature; that these plans are not to be used with regular delinquent shut off notices; that they are limited to one-time per customer unless in extreme situations; a payment plan must be established in-person at the Utility Billing Office which is a bullet point. The payment plan goes with the tenant if the tenant moves within the City, which is a bullet point. The description of what someone entering into the program has to maintain has been mixed with descriptions of the plan. He is looking for the separation of those and then this is good to go.

It used to be that the person that owns the property is responsible for the water, but in this situation, the City is stating that the tenant is responsible. A payment plan will not even be established unless the landlord has signed off on it. Service-Safety Director Martin replied that some of the transition of trend on that is that the landlord is putting the tenants notice on the bill versus the landowner including it in their monthly rent. When talking about the onus on a tenant versus the landlords, that is the shift of the landlord putting it on them (then tenant). It needs to identify that both the tenant and the landlord both have skin in the game.

Committee Chair Russel asked if the water bill is still a lean on the property. Service-Safety Director Martin replied it is and that the owner needs to be aware that the tenant is responsible the way their contract is established. Committee Chair Russel pointed out that the way this is written, the City does not care what the tenant/landlord relationship is. Tenants, who do not have ownership of the property need to have their landlord present to sign a document. There has to be proof of ownership of the property.

Service-Safety Director Martin asked if the AD-HOC COMMITTEE would like him to break out the two (2) points of the stipulation and create a narrative of these bullet points for clarity. Committee Chair Russel asked if Ordinance No. 2023-134 is getting its second reading during tonight's Regular Session City Council meeting. Service-Safety Director Martin replied that is correct.

Councilman Greeno asked if bullet points 2 and 6 are required. Service-Safety Director Martin replied those are stipulations. Committee Chair Russel does not have a problem with the word stipulation, but where it appears. It is in the wrong place. Councilman Palmer added that it should be with the account balance verbiage. It should be part of the rules and before the table. Service-Safety Director Martin asked if the two (2) items the committee wants as stipulations are 1) that the bill must remain current and 2) payment plans must be maintained on a monthly basis. Councilman Palmer replied no, those two (2) stay where they are and the others move up on the table. Service-Safety Director Martin asked if the narrative under the table with the word stipulation makes sense for those two (2) and the rest of them move above it. Councilman Palmer replied that is correct because that is more of an explanation of what the plan rules inside the criteria that is being used below that.

Committee Chair Russel pointed out that the last statement (payment plans are signed off by the property owner) is redundant and does not need to be repeated. That can be deleted. The landlord's signature can be changed to be landlord's written approval. He asked if the landlord has to physically come to the Utility Billing Office and sign. Service-Safety Director Martin replied it is a new adapted process. There needs to be either a written signature or something that states they are aware of it, or they have to come in. Committee Chair Russel replied that he would hope that the City's billing office is bending over backwards to contact property owners to say this is what is going on at their property. Service-Safety Director Martin replied that they do communicate with the property owners. He does not feel that if a property owner has a tenant managing their own water bill, that they should have to follow them into the Utility Billing Office and instead, can just have some sort of written communication that could be supportive and on record that they are aware of it. That would be sufficient. Councilman Greeno replied that the City does not want to drag them in to sign every time, but that contacting property owners every time a tenant comes in to sign up is a must. Committee Chair Russel asked if it should be worded that if an account holder is a tenant, the landlord's signature is required before a plan can be established. He asked how they will obtain a landlord's signature at the Utility Billing Office after a payment plan is established. The landlord has to sign off on it in some manner. It does not matter where they do so, but that they do have to sign off on it. Service-Safety Director Martin replied that he will think about how to add context to establish that without making the landlord come in. There has to be a way to accomplish that without both the owner and tenant having to come in. City Engineer Kalb asked how it would play out if it is a managed property. Committee Chair Russel replied that this will not be amended tonight and that during discussion, small changes can be discussed to specifically clarify the person in the payment plan's responsibilities versus the design of it which will be an amended Ordinance for the next meeting. Councilman Palmer added that it could be an email acknowledgement from the property owner. Service-Safety Director Martin asked the committee if that would suffice the Utility Billing Supervisor and Superintendent. He wants to ensure that they are okay with this process. He will make these changes and share the revised document electronically before the next meeting.

Committee Chair Russel moved to that the committee recommends further clarification to the language of drafting an amended Ordinance No. 2023-134, seconded by Councilman Greeno. There were no further comments or questions. All were in favor.

Service-Safety Director Martin asked if a WATER AND SEWER COMMITTEE meeting will be held before the next City Council meeting for revision as long as revisions are emailed. Committee Chair Russel replied that the committee is not permitted to meet by email, but that if the committee is comfortable with him working Service-Safety Director Martin to come up with the necessary language and have it ready for the next meeting, he can do so. Or, the committee can meet again before the next City Council meeting, which would need to meet next week in which Councilman Palmer replied that the committee understands the intent and does not feel another meeting is necessary. Service-Safety Director Martin replied that he wanted to make sure the committee had the opportunity since the Ordinance will be up for its third reading during the next Regular Session City Council meeting on December 19, 2023.

The meeting adjourned at 5:18pm.



COMMITTEE CHAIRMAN

Robert Martin

From: Robert Martin
Sent: Thursday, December 7, 2023 10:40 AM
To: Grant Russel
Cc: Jason Phillips
Subject: water rule changes
Attachments: water rule changes Dec 7 RMM.docx

Grant,

Please see the attached with recommendations from W&S committee. I highlighted changes in yellow. Additionally I deleted the final statement which was redundant about the plan needing signed off by the property owner. We already have a process in place to accommodate landlords to be able to fill out a form and sign it for the tenant to provide at UB while establishing service. I added language to support that. Please let me know if you have anything else.

Thanks

Rob Martin BSN, MBA
Service Safety Director

City of Findlay, Ohio
Phone: 419-424-7119
www.findlayohio.com



V. Billing for Service

6. Utility Bill Adjustment process in response to the reconciliation of utility bills status post the water meter transmitter replacement project

- A. The following is the criterion to determine if an adjustment is warranted and how it will be calculated:
 - The last actual read recorded in the billing system will be compared to the actual read at the time of installation of new equipment or repairs.
 - If the last estimation is higher than the actual, physical read, credit will be issued for the account.
 - If the last estimation is lower than the actual, physical read, the difference will be evaluated
 - If the difference between the billed amount and the recorded usage is greater than 500%, a one-time adjustment may be made to the account up to a 75% discount with approval from the Mayor and/or Service-Safety Director.
 - If after the adjustment, a payment is still needed, please refer to the section titled "Utility Billing Payment Plan Rules".
- B. Underground leaks unfounded during the transmitter replacement project, prior to a bill being issued, a one-time adjustment to the account up to a 75% discount with approval from the Mayor and/or Service-Safety Director may be considered. This is only for situations that have met the criteria set forth in section 4, "Adjustment for Leak".
- C. If the underestimation is for any other situation please refer to section titled "Utility Billing Payment Plan Rules".

7. Utility Billing Payment Plan Rules

The City of Findlay understands the criticality of having working water and sewer services. It is common practice for the Utility Billing Office to be in contact with account holders to aid in keeping their utility bills current. It is the City's desire to make every effort to support the account holder should a payment plan become necessary due to financial hardships stemming from a large utility bill.

Upon completion of an extensive investigation of an account, including but not limited to payment history, payment status of other accounts, current payment history and circumstances that caused the large account balance, the Utility Billing staff may offer the below Payment Plan to the account holder.

Negligence of the account holder or property owner excludes the account from the Payment Plan.

If the account holder is a tenant, the landlord's signature is required before the plan can be established. This can be accomplished in person at the Utility Billing Department or by completing the Variance Authorization Letter which can be found on the City of Findlay Water Department website.

This is offered for residential customers with extraordinary situations only. The plans are not to be used with regular, delinquent/shut off notices. These plans are limited to one time per customer unless evaluated by the Mayor and Safety Service Director for extreme situations. The following points must be adhered to:

- Payment plans will be established in person at the Utility Billing Office
- The payment plan remains with the property and is the responsibility of the tenant to inform the property owner
- If a tenant moves and stays in the City, the payment plan will remain with the tenant
- If a tenant leaves town the payment plan will be the responsibility of the property owner
- If an account becomes delinquent and water is shut off due to nonpayment, the balance of the payment plan, the current bill and the reconnection fee shall be due prior to the water service being restored to the property.

Account Balance	Length of Payment Plan
Under \$100	Not eligible for payment plan
\$100-\$500	Up to Six (6) months to pay
\$501 - \$1,000	Up to Twelve (12) months to pay
\$1,001 - \$1,500	Up to Eighteen (18) months to pay
\$1,501 and above	Up to Twenty-four (24) months to pay

Payment plans must be approved by the Mayor or Service-Safety Director. Once a plan is approved, then penalties and fees are waived for duration of the payment plans as long as the following stipulations are maintained during the term of the payment plan:

- Bills must remain current during the agreed upon payment plan term
- Payment plans will be paid on a monthly basis by the due date (generally the 12th) of each month

Committee Members:

- | | | |
|-------------------------------------|-------------------------------|--------------------------|
| <input checked="" type="checkbox"/> | Grant Russel, At-Large, Chair | <input type="checkbox"/> |
| <input checked="" type="checkbox"/> | Brian Bauman, Ward 5 | <input type="checkbox"/> |
| <input checked="" type="checkbox"/> | Joshua Palmer, Ward 7 | <input type="checkbox"/> |
| <input type="checkbox"/> | | <input type="checkbox"/> |
| <input type="checkbox"/> | | <input type="checkbox"/> |

Staff:

Meeting Start Time: 4:00 pm

Guests:

Meeting End Time: 5:02 pm

Agenda:

Call to Order

Roll Call

New Items

1. 2024-2025 Council Rules of Procedure
2. committee assignments
3. compensation for elected officials

- 3 changes; Russel to update & distribute

- continue to discuss

2017-119 - amend this on disavow

Adjournment



Ad Hoc Committee Chair

*Next meeting:
Dec 19 @ 4:30 pm*

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

An **AD HOC COMMITTEE** met on December 11, 2023 to discuss 2024-2025 Council Rules of Procedure.

We recommend

modifications to Section 11 Paragraph E - Attendance:

- may majority vote of council members present to excuse an absent majority vote of council to adopt health guidelines

- Section 11 Paragraph M & S change "shall" to "may" voting abstains

Aye Nay

Grant Russel
Grant Russel, Chair

AD-HOC COMMITTEE

Aye Nay

Brian Bauman
Brian Bauman

LEGISLATION: _____

Aye Nay

Josh Palmer
Josh Palmer

DATED: December 11, 2023

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

An **AD HOC COMMITTEE** met on December 11, 2023 to discuss 2024-2025 Council committee assignments.

We recommend

*continued discussions w/ 2024-25
Council members on assignments*

Aye Nay

Grant Russel NETION
Grant Russel, Chair

AD-HOC COMMITTEE

LEGISLATION: _____

Aye Nay

Brian Bauman
Brian Bauman

DATED: December 11, 2023

Aye Nay

Josh Palmer SELOUND
Josh Palmer

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

An **AD HOC COMMITTEE** met on December 11, 2023 to discuss compensation for elected officials.

We recommend

ORD 2017-119 be ~~updated~~ ^{amended}
with new clarifying language
similar to paragraph "B" in
ORD 2023-133 AS Amended

Aye Nay Grant Russel *NOTION*
Grant Russel, Chair

Aye Nay Brian Bauman
Brian Bauman

Aye Nay Josh Palmer *SECOND*
Josh Palmer

AD-HOC COMMITTEE

LEGISLATION: _____

DATED: December 11, 2023

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
DECEMBER 19, 2023**

RESOLUTION NO. 030-2023 (*Ordinance No. 2023-071*) **requires one (1) reading** **second reading**
A RESOLUTION AUTHORIZING THE USE OF A PORTION OF THE PROCEEDS OF BONDS OR BOND ANTICIPATION NOTES OF THE CITY, IN THE ESTIMATED PRINCIPAL AMOUNT OF NOT TO EXCEED \$40,000,000, TO BE ISSUED FOR THE PURPOSE OF DESIGNING, ENGINEERING, CONSTRUCTING AND IMPROVING A DOWNTOWN RECREATION AREA, AND AUTHORIZING AND APPROVING RELATED MATTERS, 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. 2023-115 (*zoning code*) **requires three (3) readings** **third 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. 2023-125 **requires three (3) readings** **third 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** **third reading**
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 0 KEITH PARKWAY, PARCEL NO. 570001019010 REZONE) WHICH PREVIOUSLY WAS ZONED “C-2 GENERAL COMMERCIAL” TO “M-2 MULTI-FAMILY, HIGH DENSITY”.

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

ORDINANCE NO. 2023-130 (*AIP-35 North Apron Rehab Alternates*) **requires three (3) readings** **third 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** **third 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** **third 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, AS AMENDED (*elected official salary – Mayor, City Auditor, Law Director*) **requires three (3) readings** **third 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 THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2023-134, AS AMENDED (*Sewer Rules amendment*) **requires three (3) readings** **third reading**
AN ORDINANCE ADDING NEW SECTION V.6.A-C AND V.7. TO THE CURRENT RULES AND REGULATIONS OF THE CITY OF FINDLAY WATER AND WASTEWATER DEPARTMENTS OF CHAPTER 6109 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, UNDER OHIO REVISED CODE, SECTION 743.01 THROUGH 743.04, CHAPTER 6109 SAFE DRINKING WATER, CHAPTER 6111 WATER POLLUTION, AND 3745-95 OF THE OHIO ADMINISTRATIVE CODE, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2023-030

A RESOLUTION AUTHORIZING THE USE OF A PORTION OF THE PROCEEDS OF BONDS OR BOND ANTICIPATION NOTES OF THE CITY, IN THE ESTIMATED PRINCIPAL AMOUNT OF NOT TO EXCEED \$40,000,000, TO BE ISSUED FOR THE PURPOSE OF DESIGNING, ENGINEERING, CONSTRUCTING AND IMPROVING A DOWNTOWN RECREATION AREA, AND AUTHORIZING AND APPROVING RELATED MATTERS, AND DECLARING AN EMERGENCY

WHEREAS, the City of Findlay, Ohio (the "City") reasonably anticipates that it will incur certain "Original Expenditures" (as defined in Treasury Regulations Section 1.150-2(c) and Section 1.150-2(d)(3)) for the above-referenced purpose (the "Project"); and

WHEREAS, the City may advance costs for Original Expenditures for the Project from its General Fund, Water Fund, WPC (Sewer) Fund, and/or its City Income Tax Fund – Capital Improvements Restricted Account; and

WHEREAS, the City intends to reimburse itself, within 18 months from the later of the date of the Original Expenditures or the date the Project is placed in service (but in no event more than three years after the Original Expenditures are paid or, alternatively, five years after the Original Expenditures are paid if the special rule for long-term construction projects set forth in Treasury Regulations Section 1.150-2(d)(2)(iii) is applicable), for Original Expenditures of not to exceed \$40,000,000 for the Project from the proceeds of one or more series of tax-exempt obligations (the "Obligations") to be issued by the City;

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

SECTION 1. The City intends that this resolution shall constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations prescribed under the Internal Revenue Code of 1986, as amended, and declares its intention to use a portion of the proceeds of the Obligations to reimburse the City for expenses of the Project advanced from its General Fund, Water Fund, WPC (Sewer) Fund, and/or its City Income Tax Fund – Capital Improvements Restricted Account.

SECTION 2. The City intends to make a reimbursement allocation on its books for the Original Expenditures within the "reimbursement period" set forth under Section 1.150-2(d)(2) of the Treasury Regulations, namely not later than 18 months after the later to occur of (a) the respective date each Original Expenditure is paid, or (b) the date the Project is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c), but in no event more than three years after each Original Expenditure is paid.

SECTION 3. It is hereby found and determined that all formal actions of this Council of the City (the "Council") concerning and relating to the passage of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

SECTION 4. 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, and for the further reason that it is immediately necessary for the City to be able to reimburse existing funds for expenditures made upon the commencement of the Project.

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 _____

CERTIFICATE

The undersigned Clerk of Council hereby certifies that the foregoing is a true copy of a resolution duly adopted by the Council of the City of Findlay, Ohio on December 5, 2023.

Clerk of Council
City of Findlay, Ohio

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

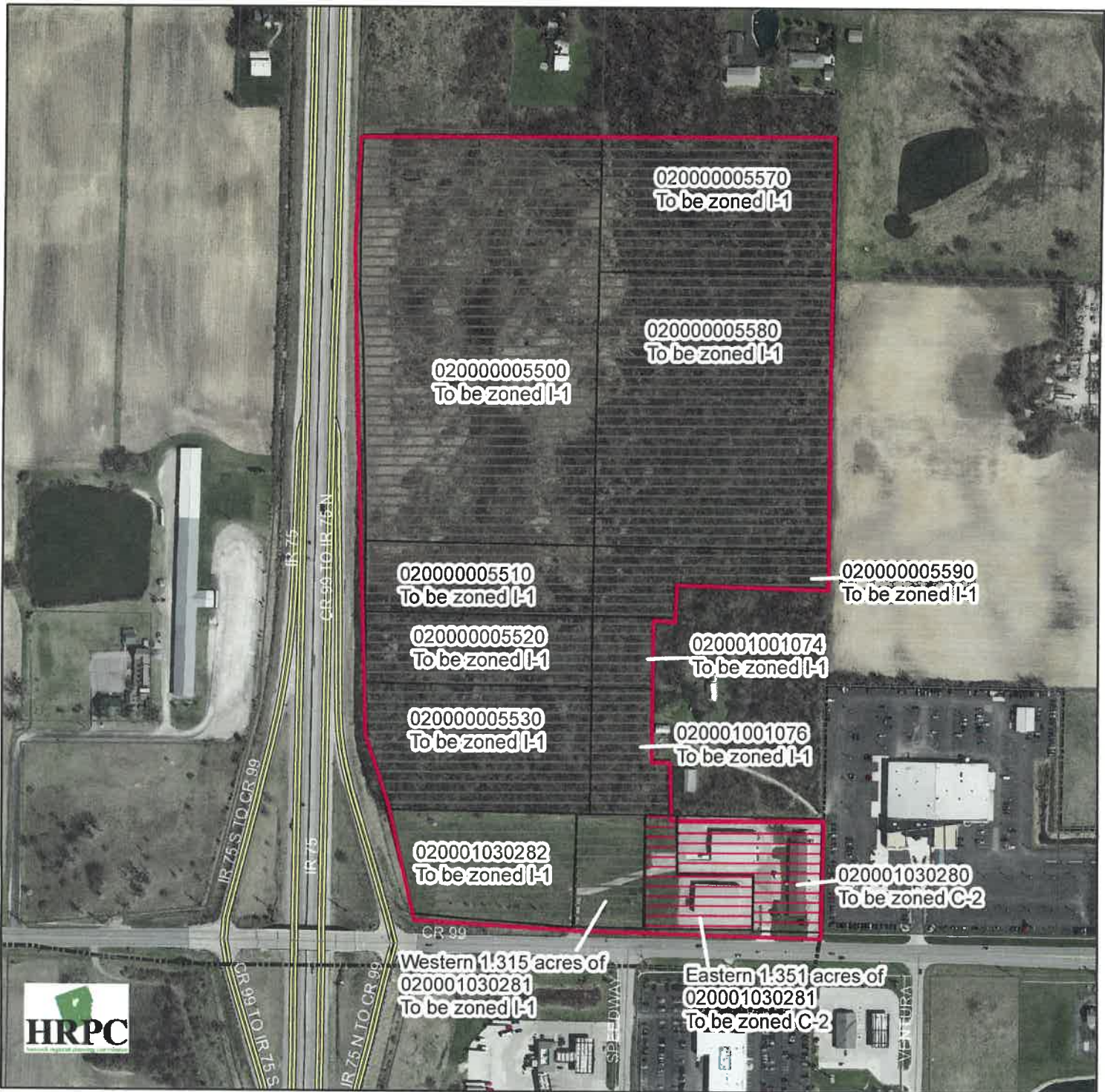
APPROVED _____

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



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. 2023-115

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. 2023-125

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. 2023-129

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, AS AMENDED

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 THERETO, 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, Sections 1, 2, 3, 4, and 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, including any adjustments made to the base prior to calculating a pay increase, 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, including any adjustments made to the base prior to calculating a pay increase, 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, or any new office holder of this position, shall receive a pay increase each year that is commensurate with the raise, if any, including any adjustments made to the base pay to calculating a pay increase, provided to the non-union employees of the City of Findlay. Said salary to be paid on a bi-weekly basis.

C. In the event that the person occupying the office of Director of Law changes, the initial annual salary for a new full time Director of Law shall be paid according to the following schedule:

Years in Legal Practice	Initial Annual Salary
0-5	\$ 60,000.00
6-10	\$ 76,500.00
11-15	\$ 95,000.00
16-20	\$ 101,000.00
21-25	\$ 116,000.00
26+	\$ 138,772.00

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.

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. 2023-134, AS AMENDED

AN ORDINANCE ADDING NEW SECTION V.6.A-C AND V.7. TO THE CURRENT RULES AND REGULATIONS OF THE CITY OF FINDLAY WATER AND WASTEWATER DEPARTMENTS OF CHAPTER 6109 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, UNDER OHIO REVISED CODE, SECTON 743.01 THROUGH 743.04, CHAPTER 6109 SAFE DRINKING WATER, CHAPTER 6111 WATER POLLUTION, AND 3745-95 OF THE OHIO ADMINISTRATIVE CODE, 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 new Section V.6.A.-C. of the current Sewer Rules and Regulations be added to the Codified Ordinances of the City of Findlay, Ohio to reads as follows:

V. Billing for Service

6. Utility Bill Adjustment process in response to the reconciliation of utility bills status post the water meter transmitter replacement project.
 - A. The following is the criterion to determine if an adjustment is warranted and how it will be calculated:
 - The last actual read recorded in the billing system will be compared to the actual read at the time of installation of new equipment or repairs.
 - If the last estimation is higher than the actual, physical read, credit will be issued for the account.
 - If the last estimation is lower than the actual, physical read, the difference will be evaluated.
 - If the difference between the billed amount and the recorded usage is greater than five hundred percent (500%), a one-time adjustment may be made to the account up to a seventy-five percent (75%) discount with approval from the Mayor and/or Service-Safety Director of the City of Findlay, Ohio.
 - If after the adjustment, a payment is still needed, please refer to the Section titled "Utility Billing Payment Plan Rules".
 - B. Underground leaks unfounded during the transmitter replacement project, prior to a bill being issued, a one-time adjustment to the account up to a seventy-five percent (75%) discount with approval from the Mayor and/or Service-Safety Director of the City of Findlay, Ohio, may be considered. This is only for situations that have met the criteria set forth in Section 4 "Adjustment for Leak".
 - C. If the underestimation is for any other situation, please refer to section titled "Utility Billing Payment Plan Rules".

SECTION 2: That new Section V.7. of the current Sewer Rules and Regulations be added to the Codified Ordinances of the City of Findlay, Ohio to reads as follows:

7. Utility Billing Payment Plan Rules.

The City of Findlay understands the criticality of having working water and sewer services. It is common practice for the Utility Billing Office to be in contact with account holders to aid in keeping their utility bills current. It is the City's desire to make every effort to support the account holder should a payment plan become necessary due to financial hardships stemming from a large utility bill.

Upon completion of an extensive investigation of an account, including but not limited to payment history, payment status of other accounts, current payment history and circumstances that caused the large account balance, the Utility Billing staff may offer the below Payment Plan to the account holder.

Negligence of the account holder or property owner excludes the account from the Payment Plan.

If the account holder is a tenant, the landlord's signature is required before the plan can be established. This can be accomplished in person at the Utility Billing Department or by completing the Variance Authorization Letter which can be found on the City of Findlay Water Department website.

This is offered for residential customers with extraordinary situations only. The plans are not to be used with regular, delinquent/shut off notices. These plans are limited to one time per customer unless evaluated by the Mayor and Service-Safety Director of the City of Findlay, Ohio for extreme situations. The following points must be adhered to:

- o Payment plans will be established in person at the Utility Billing Office.
- o The payment plan remains with the property and is the responsibility of the tenant to inform the property owner.
- o If a tenant moves and stays in the City, the payment plan will remain with the tenant.
- o If a tenant leaves town, the payment plan will be the responsibility of the property owner.
- o If an account becomes delinquent and water is shut off due to nonpayment, the balance of the payment plan, the current bill, and the reconnection fee shall be due prior to the water service being restored to the property.

Account Balance	Length of Payment Plan
Under \$100	Not eligible for payment plan
\$100 - \$500	Up to Six (6) months to pay
\$501 - \$1,000	Up to Twelve (12) months to pay
\$1,001 - \$1,500	Up to Eighteen (18) months to pay
\$1,501 and above	Up to Twenty-four (24) months to pay

Payment plans must be approved by the Mayor or Service-Safety Director of the City of Findlay, Ohio. Once a plan is approved, then penalties and fees are waived for duration of the payment plans as long as the following stipulations are maintained during the term of the payment plan:

- o Bills must remain current during the agreed upon payment plan term.
- o Payment plans will be paid on a monthly basis by the due date (generally the 12th) of each month.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason that it is immediately necessary to authorize said additional language to the aforementioned current Sewer Rules and Regulations, so that one-time adjustment criteria and payment plan procedures for utility bills may be enacted.

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

DECEMBER 19, 2023

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, DECEMBER 19, 2023 MEETING.

RESOLUTIONS

- 031-2023 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO APPLY FOR OHIO URBAN FORESTRY GRANT PROGRAM FUNDS THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES DIVISION OF FORESTRY AND ENTER INTO AN AGREEMENT TO UPDATE THE CITY OF FINDLAY, OHIO CITY PLANTING AND MANAGEMENT PLAN, ALSO REFERRED TO AS THE SHADE TREE ORDINANCE, TO FURTHER ENHANCE THE CITY OF FINDLAY TREE CANOPY.
- 032-2023 A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCES

- 2023-138 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2023-139 AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 2017-119 ESTABLISHING THE SALARIES FOR CITY COUNCILMEMBERS, PRESIDENT OF COUNCIL, AND TREASURER OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.
- 2023-140 AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ACCEPT AND ENTER INTO A GRANT AGREEMENT WITH THE FINDLAY-HANCOCK COUNTY COMMUNITY FOUNDATION IN ORDER TO RECEIVE FUNDS FROM THEIR PRESIDENT'S DISCRETIONARY GRANT #24266 PROGRAM, TO BE UTILIZED FOR COMMUNITY ENGAGEMENT ACTIVITIES BETWEEN THE CITY OF FINDLAY POLICE DEPARTMENT AND THE RESIDENTS OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.
- 2023-141 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.
- 2023-142 AN EMERGENCY ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE (THE "AGGREGATION PROGRAM") DIRECTING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO EXECUTE AN ELECTRIC SUPPLY AGREEMENT WITH ENERGY HARBOR LLC., AND DECLARING AN EMERGENCY.

RESOLUTION NO. 031-2023

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO APPLY FOR OHIO URBAN FORESTRY GRANT PROGRAM FUNDS THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES DIVISION OF FORESTRY AND ENTER INTO AN AGREEMENT TO UPDATE THE CITY OF FINDLAY, OHIO CITY PLANTING AND MANAGEMENT PLAN, ALSO REFERRED TO AS THE SHADE TREE ORDINANCE, TO FURTHER ENHANCE THE CITY OF FINDLAY TREE CANOPY.

WHEREAS, The Findlay Shade Tree Commission desires to update the City of Findlay City Planting and Management Plan (also referred to as the Shade Tree Ordinance), and are looking to further their impact and efforts to enhance the City of Findlay tree canopy, and;

WHEREAS, Council hereby authorizes the Mayor of the City of Findlay, Ohio to apply for Ohio Urban Forestry Grant Program funds through the Ohio Department of Natural Resources Division of Forestry and enter into agreement to update the City of Findlay, Ohio City Planting and Management Plan, also referred to as the Shade Tree Ordinance, to further enhance the City of Findlay Tree Canopy authorizing the use of said funds for said plan.

WHEREAS, there is no match requirements for the City of Findlay, Ohio.

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

SECTION 1: That the Mayor of the City of Findlay, Ohio be and she is hereby authorized to apply for Ohio Urban Forestry Grant Program funds through the Ohio Department of Natural Resources Division of Forestry and enter into an agreement to allocate awarded funds to update the City of Findlay, Ohio City Planting and Management Plan, also referred to as the Shade Tree Ordinance, to further enhance the City of Findlay Tree Canopy.

SECTION 2: 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 apply for and enter into an agreement to utilize awarded Ohio Urban Forestry Grant Program funds to update the City of Findlay, Ohio City Planting and Management Plan.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

RESOLUTION NO. 032-2023

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

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

SECTION 1: That the Auditor is authorized to transfer the following sums to the following accounts and/or projects:

FROM:	Service-Safety Director #21020000-other	\$ 5,000.00
TO:	Service-Safety Director #21020000-personal services	\$ 5,000.00
FROM:	Cemetery #21046000-personal services	\$ 5,000.00
TO:	Cemetery #21046000-other	\$ 5,000.00
FROM:	Electronic Imaging #22084000-other	\$ 2,000.00
TO:	Electronic Imaging #22084000-personal services	\$ 2,000.00
FROM:	Utility Billing #25072000-personal services	\$ 55,000.00
TO:	Utility Billing #25072000-other	\$ 55,000.00
FROM:	Parking #25075000-other	\$ 3,000.00
TO:	Parking #25075000-personal services	\$ 3,000.00

SECTION 2: 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 make said transfer to this account so that funds already appropriated between this department's personal services (wages and related benefits) and other (operational expenses) accounts may be available to finish the rest of the year,

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. 2023-138

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:	HPD Grant	\$ 22,000.00
TO:	HPD Grant FY2024 #31934700-other	\$ 22,000.00

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 awarded grant funds may be utilized,

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. 2023-139

AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 2017-119 ESTABLISHING THE SALARIES FOR CITY COUNCILMEMBERS, PRESIDENT OF COUNCIL, AND TREASURER OF THE CITY OF FINDLAY, OHIO, AND REPEALING ALL OTHER ORDINANCES AND/OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

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

SECTION 1: That all Ordinances and/or parts of Ordinances in conflict herewith be and the same hereby are repealed.

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

- A. For calendar year 2024 - \$8,693.70 annually, payable bi-weekly.
- B. For calendar year 2025 and each calendar year thereafter, the members of City Council shall receive a pay increase each year that is commensurate with the raise, if any, including any adjustments made to the base prior to calculating a pay increase, 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 President of City Council of the City of Findlay, Ohio, be and the same is herewith established as follows:

- A. Calendar Year 2024 - \$8,693.70 annually, payable bi-weekly.
- B. For calendar year 2025 and each calendar year thereafter, the President of City Council shall receive a pay increase each year that is commensurate with the raise, if any, including any adjustments made to the base prior to calculating a pay increase, provided to the non-union employees of the City of Findlay. Said salary to be paid on a bi-weekly basis.

SECTION 4: That effective January 1, 2024, the salary of the Treasurer for the City of Findlay, Ohio be and the same is herewith established as follows:

- A. Calendar Year 2024 and 2025 to be calculated as per ordinance 2017-119. The amount for 2024 shall be - \$11,152.88 annually, payable bi-weekly.
- B. For the term beginning calendar year 2026 and each calendar year thereafter, the City Treasurer of City Council shall receive a pay increase each year that is commensurate with the raise, if any, including any adjustments made to the base prior to calculating a pay increase, provided to the non-union employees of the City of Findlay. Said salary to be paid on a bi-weekly basis.

SECTION 5: 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.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2023-140

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ACCEPT AND ENTER INTO A GRANT AGREEMENT WITH THE FINDLAY-HANCOCK COUNTY COMMUNITY FOUNDATION IN ORDER TO RECEIVE FUNDS FROM THEIR PRESIDENT’S DISCRETIONARY GRANT #24266 PROGRAM, TO BE UTILIZED FOR COMMUNITY ENGAGEMENT ACTIVITIES BETWEEN THE CITY OF FINDLAY POLICE DEPARTMENT AND THE RESIDENTS OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Findlay, Ohio is desirous to accept and enter into a grant agreement with the Findlay-Hancock County Community Foundation (hereinafter referred to as “THE FOUNDATION”) in order to receive grant awarded funds in support of community engagement activities between the City of Findlay Police Department and the residents of the City of Findlay, Ohio, and;

WHEREAS, THE FOUNDATION has awarded a five thousand five hundred dollars (\$5,000.00) grant to the City of Findlay Police Department with no City match required.

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 Service-Safety Director of the City of Findlay, Ohio be and he is hereby authorized to accept and enter into a grant agreement with THE FOUNDATION in order to receive awarded funds to be utilized for community engagement activities between the City of Findlay Police Department and the residents of 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 it is immediately necessary to authorize the accepting and entering into a grant agreement with the Findlay-Hancock County Community Foundation President's Discretionary Grant program, so that funds may be utilized within the City of Findlay Police Department for community engagement activities between the City of Findlay Police Department and the residents of the City of Findlay, Ohio.

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. 2023-141

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	General Fund	\$	30,000.00	
TO:	Mayor #21002000-personal services		\$	30,000.00
FROM:	General Fund	\$	20,000.00	
TO:	Law Director #21005000-other		\$	20,000.00
FROM:	General Fund	\$	300.00	
TO:	Planning & Zoning #21008000-other		\$	300.00
FROM:	CR 236 TIF Fund	\$	53,834.08	
TO:	CR 236 Widening Debt Service #23060310-other		\$	53,834.08
FROM:	CR 236 Widening Debt Service #23060310-other	\$	53,834.08	
TO:	CIT – Capital Improvements Restricted Account		\$	53,834.08
FROM:	County Permissive Fund	\$	208,005.00	
TO:	CR 236 Widening Debt Service #23060310-other		\$	208,005.00
FROM:	CR 236 Widening Debt Service #23060310-other	\$	208,005.00	
TO:	CIT – Capital Improvements Restricted Account		\$	208,005.00
FROM:	Energy Bonds Series B #23056100	\$	5,108.04	
TO:	CIT Fund – Capital Improvements Restricted Account		\$	5,108.04
FROM:	Police Pension Fund	\$	80,669.85	
TO:	Police Pension #27078000-761400		\$	80,669.85
FROM:	Fire Pension Fund	\$	80,669.85	
TO:	Fire Pension #27079000-761400		\$	80,669.85
FROM:	Cemetery Trust Fund	\$	68,120.18	
TO:	Cemetery Trust #27086000-other		\$	68,120.18
FROM:	Special Assessments Storm Sewer #28030000	\$	41.08	
TO:	General Fund		\$	41.08
FROM:	General Fund	\$	1,000,000.00	
TO:	Severance Payout Reserve Fund		\$	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 said funds so that funds may be available to pay expenditures as they become due,

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. 2023-142

AN EMERGENCY ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE (THE "AGGREGATION PROGRAM") DIRECTING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO EXECUTVE AN ELECTRIC SUPPLY AGREEMENT WITH ENERGY HARBOR LLC., AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am S.B. No. 3") which authorizes the legislative authorities of cities, villages, townships and counties to aggregate the retail electrical loads located within their jurisdiction and to enter into service agreements to facilitate for those loads the purchase and sale of electric; and

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electric deregulation through lower electric rates which they would not otherwise be able to have individually, and;

WHEREAS, the City of Findlay is certified by the Public Utilities Commission of Ohio as a Governmental Aggregator of electricity and through the efforts of this consultant, Energy Harbor LLC. has solicited electric supply offers to serve its Electric Aggregation Program.

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

SECTION 1: That the City of Findlay is hereby authorized to perform all actions necessary to support the implementation and continuation of a governmental aggregation program and to enter into a Master Service Agreement for electric supply with Energy Harbor LLC. facilitate the sale and purchase of electricity to consumers in the City's opt-out program. Such agreement when signed will be effective as of the date of this Ordinance.

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City, and for the further reason that this Ordinance is required to be immediately effective in order to begin realizing the savings sought by the Electric Aggregation Program

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 _____