

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

April 17, 2018

COUNCIL CHAMBERS

PRESENT: Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser

ABSENT: none

President Monday opened the meeting with the Pledge of Allegiance and a moment of silent prayer.

ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:

Councilman Slough moved to accept the April 3, 2018 Regular Session City Council meeting minutes. Councilman Niemeyer seconded the motion. All were in favor. Motion carried. Filed.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:

Councilman Russel moved to replace the following in tonight's agenda. Councilman Shindledecker seconded the motion. All were in favor. Motion carried. Filed.

REPLACEMENTS:

- Ordinance No. 2018-039 (**LEGISLATION** section)
 - added \$12,500 to last appropriation (2018 Utility Rate Study #35783500-other)
- Ordinance No. 2018-044 (**LEGISLATION** section)
 - removed "AN ADDITIONAL EIGHT PERCENT (8%)" from the header
 - removed "an eight percent (8%)" from SECTION 1:

RECOGNITION/RETIREMENT RESOLUTIONS: - none.

PROCLAMATIONS: - none.

PETITIONS:

Alley vacation request – Hawthorne Road

Greg Mohr is requesting to vacate part of Carrol Street lying east of Benton Street as platted in the Cory and Daniels Addition to the City of Findlay, Ohio. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

Zoning amendment request – 118 Center Street

Eric and Jennifer Bishop would like to change the zoning of 118 Center Street to R4 Duplex/Triplex. It currently is zoned R3 Single Family, High Density. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

WRITTEN COMMUNICATIONS: - none.

ORAL COMMUNICATIONS:

City Auditor Staschiak introduced Lance Watkins and Kelly Lowry from CompManagement. CompManagement comes before Council each year to explain how they are doing with the City's Workers Compensation and how the City is doing. The Ordinance in tonight's packet does not have a letter on it because they are here in person to explain the Ordinance that allows the City to move forward as part of the annual financial and medical planning with the same program that has been done each year. They will also explain how the City is doing both long-term and short-term. It is his hope that the City will continue to save the hundreds of thousands of dollars that it does each year through Workers Compensation. Lance Watkins is the Vice President of Client Services. Kelly Lowry has been before City Council the last three (3) years to explain how the City is doing. She is the Client Services Manager that the City Auditor's Office meets with regularly.

Kelly Lowry – Workers Compensation

Ms. Lowry is before City Council tonight to review the City's status with Workers Compensation. CompManagement LLC is a third party administrator that helps the City with their Workers Compensation. She handed out copies of an executive summary that shows what has been going on with the City's Workers Compensation the last few years. Every year, she comes before City Council to inform them with great news, and this year is no exception. The first page of the handout is on frequency. The Safety Department has done an excellent job. There were thirty percent (30%) fewer injuries from 2014-2017. It was safer in 2017 than it was in 2014 to work for the City of Findlay. The second page is on severity of claims. Of those fewer injuries the City had, they cost the City less money and required less treatment. The City does a really good job of controlling costs to receive discounts. The City has a good team in place. CompManagement LLC works well with the City's Auditor's Office and other offices within the City. The severity of claims is what the Bureau looks at each year. TML are the long-term losses, or what the City lost during a four (4) year period of time. TRL is what an average City similar to Findlay would lose. Findlay is well under that benchmark. The next page is the City's employer merit rate (EMR). A "1" means what the City would lose compared to what other cities of its size in Ohio are losing. From 2014-2017, Findlay has consistently been well under the benchmark that the Bureau sets. From 2014 to 2017, Findlay went from a four percent (4%) credit and paying ninety-six percent (96%) of the base rate to a seventy-five percent (75%) which is a twenty-five percent (25%) discount on the base rate. During that time, the City's payroll went up eight percent (8%) and the premium went down thirty-two percent (32%). That was not by chance, but by design.

It shows that the City is choosing the right programs and has the right team in place. On the next page, the ancillary programs (i.e. Go Green, early payment discounts, Safety Council, etc.) are not listed. Because the City is doing those, they received seventeen thousand five hundred dollars (\$17,500) in discounts last year just from those programs. Under the Group Retro Program, a program the City chose in 2014 forward, the City has received three hundred twenty-nine thousand dollars (\$329,000) in Group Retro refunds. For the 2018 policy, the City is projected to get over one hundred six thousand dollars (\$106,000) in refunds under the same Group Retro program. In addition to that, CompManagement looks at every claim for a discount on the claim known as Handicap Discount. It is a good program because it does not impact the injured worker negatively. They still get the benefits that they would get normally, but gives the City a discount on the claim. Under that program, CompManagement LLC has been able to save the City ninety-five thousand dollars (\$95,000) of dollar for dollar in claims cost under the old program, and sixty-eight thousand dollars (\$68,000) in premiums which is one hundred sixty-four thousand dollars (\$164,000) that CompManagement LLC has been able to save the City without negatively impacting its injured workers. CompManagement LLC appreciates the City allowing them to be a part of their team, the team that puts this into place, and looks forward to many years of successfully working together.

Lance Watkins – Workers Compensation

Mr. Watkins is before City Council tonight to go over the premium, costs to the City and outstanding trend of downward premium costs for the City, and rates charged by the State. He works for CompManagement Halo Systems. They are the management care organization for the City of Findlay. They handle the medical management of each Workers Comp claim filed against the City. They work collaboratively with Ms. Lowry's group as a TPA with the City's employees that are injured on the job, with their treating Physicians, and with the City of Findlay's management team to make sure that City employees receive medical treatment that is appropriate, efficient without overspending on medical treatment and is effective by minimizing the disability and number of lost work days associated with the claim. Their goals with every claim they touch is to minimize lost work time, lost work days, and help employees recover and return to work more quickly. Some of the success over the last four (4) years on every single Workers Compensation claim is that there has been a one hundred percent (100%) return to work rate. The goal is not just to return employees to work, but also to return them quickly, safely, and productively. They have been the management organization with the City since 1997 which is when managed care organizations were introduced in the State of Ohio. Ms. Lowry and CompManagement has been affiliated longer than that.

Discussion:

Councilman Slough pointed out that Ordinance No. 2018-045 for this requests emergency legislation. He asked if this needs adopted yet tonight or if it can receive three (3) separate readings. Ms. Lowry replied the sooner the better.

City Auditor Staschiak added that CompManagement has given the City access to a large program. In comparing it to other programs, based on the projected costs of the premiums, Findlay has access to the best program available in the State. Findlay has beat those numbers every year. Findlay's costs have come in lower than that. Coincidentally today, the Ohio Society of CPAs has notified him that CompManagement is the group to go to for Workers Compensation, so the City is being served by the best as they strive to be the best. Everyone who works on this, including the HR Director deserves kudos on the amount of savings in this program.

Councilman Wobser asked what it costs the City for CompManagement to provide services. City Auditor Staschiak replied it was approximately five thousand dollars (\$5,000) two (2) years ago, approximately five thousand seven hundred dollars (\$5,700) last year, and is six thousand three hundred dollars (\$6,300) this year.

Safety Director Schmelzer also thanked the HR Director and his efforts that were put forth as part of the KPI's part of the strategic planning. He also thanked all of the department heads and employees for working in a safe fashion. It is one thing to save money on managing claims, but is an entirely different thing to manage a culture of safety which is what the City is trying to do. That is where the City saves real money.

Barrett Brooks – Findlay City Schools safety meeting update

Mr. Brooks pointed out that Councilwoman Frische and Safety Director Schmelzer were both at the meeting where the Superintendent of Findlay City Schools addressed some of the school issues and concerns with some of the school shootings that have happened in Florida. Safety Director Schmelzer attended to find out what the City could offer. He asked where the City stands on helping the schools.

Discussion:

Safety Director Schmelzer pointed out that the Mayor mentioned that a forum is being put together. He discussed that forum with Ed Kurt. The school has some things that they are contemplating. The City will be available when and if the School Board decides to come to the City with what they are looking for. During last week's Chief and Mayor's conference, there was a lot of discussion around school safety centered on the counseling that needs to take place. School Resource Officers and the complexity of their jobs and how they are consistently looking for the right person is centered around the fact that they are looking for Counselors. He asked City Council to be open if discussions turn to the topic of counseling. It is one thing to talk about bullet-proof glass, and is another thing to talk about mental health, which is what the communities they were talking to last week were saying.

Councilman Wobser asked if Mr. Schmelzer was referring to counseling as a preventive measure. Safety Director Schmelzer replied that is correct.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Treasurer's Reconciliation Report – February 28, 2018. Filed.

City Income Tax Monthly Collection Report – March 2018.

Discussion:

City Auditor Staschiak pointed out that this increased to 5.37%. 5.41% increase was budgeted, so it was right on target with the expected growth in income tax. Filed.

Precipitation and Reservoir levels report – January–March 2018. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for H N Ruby LLC, 1103 Tiffin Avenue, Findlay, Ohio for a D3 liquor permit. This requires a vote of Council.

John E. Dunbar, Chief of Police – H N Ruby LLC, 1103 Tiffin Avenue, Findlay, Ohio. A check of the records shows no criminal record on the following:

Ngoc H. Mai
Hai T. Nguyen

Councilman Slough moved for no objections be filed. Seconded by Councilman Harrington.

Discussion:

Councilman Niemeyer asked what location this is for. Council President Monday replied 1103 Tiffin Avenue. Councilman Hellmann replied it is near where SR 12 and 224 come together next to Taco Bell on the west side.

All were in favor. Filed.

City Auditor Staschiak – summary financial reports

A set of summary financial reports for the prior month follows including:

- Summary of Year-To-Date Information as of March 31, 2018
- Financial Snapshot for General Fund as of March 31, 2018
- Open Projects Report as of March 31, 2018
- Cash & Investments as of March 31, 2018

Filed.

Findlay Municipal Court Activities Report – March 2018. Filed.

Findlay Fire Department Activities Report – March 2018. Filed.

City Auditor Staschiak – Ohio Public Records Laws & Open Government (Sunshine Laws) training

According to the Ohio Revised Code, all elected officials must attend at least three (3) hours of training on Ohio's Public Records Laws and Open Government (Sunshine Laws) during each term in office. The training received must be certified by the Ohio Attorney General. Proof that the training has been completed must include documentation that either the Attorney General's Office or another entity certified by the Attorney General (i.e. State Auditor's Office) provided the training to the elected official. Attendees who successfully complete the training will receive a certificate to serve as proof of the training. Since the requirement covers such an important topic, for members who cannot attend, a "designee" can be sent; however, he/she must be an employee in the public office and there must be evidence of the designation (such as a letter that has been signed by the elected official). As required by law, all trainings are free and new sessions are added throughout the year when they become available. The link to the current Auditor of State's Certified Public Records training sessions can be found: <https://ohioauditor.gov/trainings/registration.html>. The link to the current Ohio Attorney General's Office training sessions can be found: <http://www.ohioattorneygeneral.gov/Legal/Sunshine-Laws/Sunshine-Law-Training>. If you cannot make it to one of the listed sessions, there is an online option available through the Attorney General's Office: <https://sunshinelaw.ohioattorneygeneral.gov/>, after the course is completed, provide a copy of the certificate of attendance for the Auditor's Office files. The certificates are asked for as a regular part of the audit process.

Discussion:

Councilman Harrington pointed out that many Councilmembers have attended these in the past and have also designated a Councilmember instead of attending. Last year, Councilman Russel was designated. He strongly suggested that any new Councilmember attend. It is very informative. There are a lot of rules that he was not aware of until he attended the training.

Councilman Shindledecker asked if any meeting dates and/or locations have been set for these sessions. City Auditor Staschiak replied the links included in the letter are where the dates and/or times are noted.

Councilwoman Frische attended every year except for last year. The online course is also an option. She encouraged anyone interested in this training to do it via online instead of physically attending. The online course is a little time-consuming, so it should not be done via a cell phone and should be done via a computer. Filed.

Service Director/Acting City Engineer Thomas – 2nd quarter appropriations

Similar to previous years, in an effort to minimize the financial impact on the beginning of the year Capital Improvement Fund, the fund appropriation requests are being split into quarterly breakdowns. The first quarter appropriation requests were authorized on March 20, 2018 with Ordinance 2018-019 AS AMENDED. He is now requesting the appropriation for the next group of projects and points out that the attached list is only part of the projects/equipment that was provided earlier in the year due to the funds that are currently available in the Capital Fund. Legislation to appropriate funds based on the attachment is requested. Ordinance No. 2018-039 was created. Filed.

Safety Director Schmelzer – 2018 Capital Improvements – PD vehicles

Capital Funds were placed in the parking budget for the purchase of a new enforcement vehicle, but a used vehicle was purchased locally for approximately twelve thousand three hundred dollars (\$12,300.00). The remainder of the funds are requested to be transferred to the Police Department budget for a detective vehicle in VNU. Legislation to appropriate and transfer funds is requested. Ordinance 2018-040 was created.

FROM: Parking Enforcement #25075000-551300 *Outlay-Equipment* \$ 17,789.00
TO: Police Department #21012000-*other* \$17,789.00

Discussion:
Councilman Hellmann asked what VNU stands for. Safety Director Schmelzer replied it stands for Vice Narcotics Unit. Filed.

Mayor Mihalik – District 13 Integrating Committee appointment

Mayor Mihalik is appointing Brian A. Thomas, P.E., P.S., Service Director for the City of Findlay, to the District 13 Integrating Committee. This term will expire April 30, 2018. This appointment does not require Council's confirmation.

Discussion:
Councilman Wobser asked if the term expiration date is listed correctly as April 30, 2018. Mayor Mihalik replied it is.

Councilman Russel asked if District 13 is ODOT related. Mayor Mihalik replied it is Public Works related. Mr. Thomas has done this for a few years. Filed.

Mayor Mihalik – Shade Tree Commission appointment

Mayor Mihalik is appointing Becky Stahl to the City of Findlay Shade Tree Commission. Her appointment will be effective through December 31, 2020. This appointment does not require Council's confirmation. Filed.

Findlay Police Department Activities Report – March 2018. Filed.

Service Director/Acting City Engineer Thomas – 2018 Resurfacing Program, Contracts A & B, Project #32880100

By authorization of Ordinance No. 2018-020, a bid opening was held for this project on April 11, 2018. For Contract A, one (1) potential contractor submitted a bid in the amount of \$723,949.61. Bids were also received for two (2) alternates totaling \$161,449.24. the bid was received from Helms and Sons Excavating of Findlay, Ohio. For Contract B, four (4) potential contractors submitted base bids ranging from \$499,932.15 to \$604,232.10. Bids were also received for five (5) alternates ranging from \$115,855.55 to \$163,842.35. The lowest and best bid was received from M&B Asphalt of Tiffin, Ohio. Due to the bids coming in just under the estimate, no alternates will be completed this year. This project is included in the 2018 Capital Improvements Plan, and the total project estimate is within the budgeted amount. Previously, an amount of \$10,000 was appropriated to the project for design and startup. Legislation to appropriate funds for construction, inspection, and contingency is requested. Ordinance No. 2018-042 was created.

FROM: CIT Fund – Capital Improvements Restricted Account \$ 1,240,000.00
TO: 2018 Resurfacing Program *Project No. 32880100* \$ 1,240,000.00

Discussion:
Councilman Russel asked why the bids were closer to estimate this time. Service Director/Acting City Engineer Thomas replied that some of the asphalt came in a little higher and the price for tar went up which caused the asphalt price to be a little higher than what was expected. Otherwise, he is unsure why the bids were closer to estimate.

Councilman Wobser asked if there was only one (1) bidder. Service Director/Acting City Engineer Thomas replied yes for the concrete portion. Councilman Wobser asked if that is normal to only have one (1) bidder. Service Director/Acting City Engineer Thomas replied there usually are three to four (3-4). The concrete was the first bid that was opened via electronic bidding, so when he saw that there was only one (1) bidder, he wondered if something went wrong assuming the electronic program messed up, so he contacted the two (2) concrete businesses that usually bid who both told him they did not bid on this project because they already have a lot of work and would not be able to hit the timeframe the City is asking. The City only received one (1) bid, but four (4) plans were taken out. That one (1) bidder did not know that no one else was bidding on it until the bid opening, so it did not affect the pricing at all.

Councilman Shindledecker asked what the policy is on the alternatives as there were some that did not get done last year because there was not enough money left after the major projects. He asked if there ends up being funds left if any of those on the waiting list from last year will go to the top of the list. Service Director/Acting City Engineer Thomas replied that they review the ranking that they have. Some streets hold up better than others, some completely fall apart during the winter, and then a street next to it will be completely fine. The streets are re-evaluated each year. An estimate is done for each of the fifteen (15) or so streets that are listed to be done, then he looks to see how much money is available and add a couple of extra streets as alternates so that if pricing does come in low, they can be added. If a street was an alternate and did not get done that year, he assumes it would get done the next year because they do not just get better on their own and other streets could also fall apart in between and need done first.

Councilman Russel asked if bid information went out later than normal. Service Director/Acting City Engineer Thomas replied it went out about a month later than last year. Part of the reason was because he was trying to get the template set up for online bidding. The concrete contractor finished his part early last year and the asphalt contractor came in at the end, so there was a big gap of time between the concrete and the asphalt. It was broke out this year and completion dates were provided to prevent gaps which brought the pricing up some because the contractor has to come in more than once, but it was something he wanted to do to take care of all the concerns he had last year. Filed.

Service Director/Acting City Engineer Thomas – FY19 ODOT Aviation Grant

The City would like to submit an ODOT Aviation grant. If obtained, the grant would be used to help pay for the replacement and relocation of the existing wind sock and rotating beacon, and the demolition of the existing towers near the terminal building. The grant would pay for ninety-five percent (95%) of the construction costs, but the projects score higher if they ask for a smaller percentage. To increase the probability of receiving the grant, it is proposed to ask for the grant to pay eighty-four percent (84%) of the construction (same as past years). At this time, the grant request is estimated to be for approximately one hundred thousand dollars (\$100,000.00). Legislation authorizing the Service Director to sign and submit the grant application is requested. Ordinance No. 2018-043 was created.

Discussion:

Councilman Harrington noted that he is a representative on the Airport Advisory Board. The Board has met for the fourth (4th) time this year which is not the normal as they rarely meet. The current tower is in terrible despair. It is the one that has the beacon on top that is aged and needs some repairs. It also has a windsock. There are some sight issues on one of the runways. The plan is to relocate it and build new. The windsock would be relocated away from the tower to eliminate any remaining site issues. One of the head FAA representatives visited the airport and remarked how great a job is being done there. That individual gives away millions of dollars in grants each year and Findlay made a big enough impact on the FAA to put us at the top of list for anything we would apply for.

Councilman Wobser asked if this is time sensitive. Service Director/Acting City Engineer Thomas replied he found out about it last week. The deadline is May 1st, so it is time sensitive.

Councilman Harrington clarified that this is to apply for the grant & no funds are being spent yet, so he does not see any issues with suspending the statutory rules and adopting the ordinance yet tonight. Filed.

Service Director/Acting City Engineer Thomas – Airport Manager

The payroll ordinance requires that Council be notified of any pay raise(s) above eight percent (8%) in a calendar year. Legislation to raise the bi-weekly pay of the current Airport Manager to \$2,769.60 (approximately \$72,000 per year) is on tonight's agenda. Matt McVicker has been an excellent Manager since taking the position. He has coordinated projects, hosted Airport events, and has worked hard to promote the Airport. This is a similar pay range to other Supervisors in the City of Findlay. Depending on how the year progresses, there may be a need for an additional appropriation to cover the difference in personnel services, but no appropriation is being requested at this time. Legislation to allow the Mayor and/or Service Director to grant the increase in the bi-weekly pay of the current Airport Manager position which would exceed the allotted eight percent (8%) of the current salary ordinance is requested. Ordinance No. 2018-044 was created.

Discussion:

Councilwoman Frische requested this letter be read. The Council Clerk read the letter in its entirety. Filed.

Councilwoman Frische asked if additional funds were appropriated into the Airport's salary budget with the thought it may not be needed and asked why it is unknown if the funds may not be needed. She asked for an explanation for the thirty-three percent (33%) pay increase. Service Director/Acting City Engineer Thomas replied that the appropriation is not being done now because he is unsure what the total healthcare costs will be this year. If there are funds left in the healthcare fund, those funds can be transferred to pay this salary increase. There are also other areas where the money can be transferred from. The other reason he is not transferring money now is because Deputy Auditor Sampson was out of the office this past Thursday and Friday, so he did not have a chance to talk to her about it. This Ordinance is just to seek Council's approval for the salary increase and if approved, he can request the appropriation later. He did not want to make the appropriation now and if it ends up that there is money left over in other areas, those funds could be transferred to pay the salary increase and the appropriation would not have been needed. Councilwoman Frische asked if there will possibly be healthcare savings. She was under the impression that there may not be any savings the last couple of years. City Auditor Staschiak replied healthcare costs are going up ten to fifteen percent (10-15%). The City has kept good control on costs. It is too soon to tell. Early in the year, the program started off well, but the last month or so, it has been a lot more expensive. He will have a better idea in July or August. What the Service Director/Acting City Engineer is doing with this situation falls in line with best practices for budgeting. Council has shown that they are more than willing to support the Administration and their efforts where they request to do spending and not to request it until it is needed which is good cash management. He does not find fault with his logic on this matter.

Councilwoman Frische asked for an explanation of this request due to the amount of increase. Service Director/Acting City Engineer Thomas replied he does not have the exact figures with him tonight, but that it is closer to a twenty-three percent (23%) increase. The main reason for the size of this increase is because he looked at what other supervisors in the City make and found out that our Airport Manager is well below what other supervisors are making. As an Airport Manager, he is on call 24/7 so it does not seem fair that his wages are where they are compared to other supervisory positions that are also 24/7. For example, the Sewer Maintenance Supervisory positions are between seventy-one and seventy-three thousand dollars (\$71,000-\$73,000), so this will move the Airport Manager to the same salary as what they are making.

Councilman Wobser asked if this make the Airport Manager comparable to other cities of Findlay's size with the same type of operations. Service Director/Acting City Engineer Thomas replied he would assume.

Councilman Watson noted that it is always good to see our government working as they should and the Airport Manager is no exception. One of the reasons Council created the eight percent (8%) cap was to open up transparency, so it is nice to see that process is available for everyone. When the legislation on salary caps was introduced two (2) years ago, it was not to stop the Administration from being nimble and to retain quality employees. Everything he has heard about the Airport and the Airport Manager have been positive which is exciting to hear. The City should want to continue to retain and attract quality employees.

Councilman Harrington echoed Councilman Watson's comments and added that the Airport Manager has put himself on the radar for other airports. This ordinance is a proactive attempt to make him feel that he has found a home and is being fairly compensated as other supervisors with similar time commitments and roles. He applauds the Administration for their efforts on this.

Safety Director Schmelzer noted that it is just as easy to do the calculation in reverse and instead of twenty-two percent (22%) increase that makes him equal to other supervisors, it could be said that for multiple years, he was working at below market rate by about twenty-two percent (22%). The Airport Manager came from Wood County as a relatively young individual with relatively little experience, so his pay rate at that time was fair. He has done an outstanding job. He has not kept up with the wage scale over the past few years and is in a very competitive position with other department heads, so it is his hopes to keep the Airport Manager around for awhile. Filed.

Hancock Regional Planning Commission Director Cordonnier – revisions to the Zoning Code for the Downtown Design Review District

The City Planning Commission and the Planning and Zoning Committee reviewed the proposed amendments to the Zoning Code for the Downtown Design Review Districts who have requested the following changes:

- 1) When the documents refer to the Design Review District, replace with Downtown Design Review District.
- 2) The following changes to Chapter 1138
 7. Vacant lots: must be level at grade, maintained, and cleared of debris. The Board may require fencing to secure the site and to maintain aesthetic character.
 8. Graffiti or other types properly defacement.

Ordinance No. 2018-035 received its 1st reading during the April 3, 2018 City Council meeting and will receive its 2nd reading. AS AMENDED, during tonight's meeting. Filed.

COMMITTEE REPORTS:

The **STRATEGIC PLANNING COMMITTEE** met on April 3, 2018 to continue March 6, 2018 discussions on year one (1) goals and expectations. *We recommend the next meeting be held on May 1, 2018 at 5:30pm (location TBD). For Councilwoman Ostrander to poll other Councilmembers on ideas for public meetings. Councilman Wobser, Councilman Russel, and Auditor Staschiak to circulate sample strategic plans to this committee. Goal of next STRATEGIC PLANNING COMMITTEE meeting on May 1, 2018: produce outline of plan.*

Councilman Harrington moved to adopt the committee report. Councilman Hellmann seconded the motion.

Discussion:

City Auditor Staschiak noted that he did attend this committee meeting, but did not sign the committee report because he had to leave early for another commitment prior to the committee report being circulated for signatures. All were in favor. Filed.

An **AD HOC COMMITTEE** met on April 10, 2018 to continue discussions from the February 15, 2018, December 12, 2017 and December 19, 2017 AD HOC COMMITTEE meeting to review Council's Rules of Procedures for the 2018-2019 Council term. *We recommend the Ad-Hoc Committee continue to meet to discuss this issue.*

Discussion:

Councilman Russel noted that this Ad Hoc Committee started with the new Council, so it did not extend the two (2) December 2017 meetings as listed on the committee report and asked that December 12, 2017 and December 19, 2017 be struck from the committee report. The committee has only met once on February 15, 2018. He moved to amend to remove "December 12, 2017 and December 19, 2017" from the committee report, seconded by Councilman Harrington. All were in favor. Council President Monday clarified that the recommendation remains.

Councilman Harrington moved to adopt the committee report as amended, seconded by Councilman Wobser.

Discussion:

Councilwoman Frische asked if drafts of the Rules of Procedures are circulating around, if Councilmembers that are not on the committee could receive a copy of the current draft. All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Van Horn, Hoover & Associates, Inc. on behalf of Pro Tech Rental Properties LLC to rezone 113 Alexander Place from R2 Single Family, Medium Density to M2 Multi-Family, High Density. *We recommend to approve as requested. Ordinance No. 2018-037 was created.*

Councilman Harrington moved to adopt the committee report. Councilman Shindledecker seconded the motion. All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Jacob Berg to rezone 2131 Spruce Drive from R2 Single Family, Medium Density to R4 Duplex/Triplex, High Density Residential District. *We recommend to approve as requested. Ordinance No. 2018-038 was created*

Discussion:

Councilman Harrington noted that Councilman Russel made the motion on this committee report, but failed to sign it. He was in attendance at the meeting.

Councilman Harrington moved to adopt the committee report. Councilman Hellmann seconded the motion.

Discussion:

Councilwoman Frische asked if this is the back of Michael Eller Diamonds. Councilman Harrington replied it is. Councilwoman Frische asked if there are any residential concerns. Councilman Harrington replied there were no objections given.

All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Hancock Regional Planning Director Matt Cordonnier to discuss changes to the Design Review Board Regulations Chapter 1138, as well as new Chapter 1139 Design Review Guideline via Ordinance No. 2018-035.

We recommend that Council approve Chapter 1138 and Chapter 1139 with the following recommendations and additions:

1. 1138.08(A) – add maintenance/removal of graffiti.
2. Vacant lot appearance and maintenance be addressed in general zoning code at a later date.
3. Consistent naming of Design Review.

Ordinance No. 2018-035 was created. It received its first reading during the April 3, 2018 City Council meeting. It is amended to reflect the PLANNING & ZONING COMMITTEE's recommendations. Ordinance No. 2018-035 AS AMENDED will receive its 2nd reading during the April 17, 2018 City Council meeting.

Councilman Harrington moved to adopt the committee report. Councilman Russel seconded the motion. All were in favor. Filed.

LEGISLATION:

RESOLUTIONS – none.

ORDINANCES

ORDINANCE NO. 2018-024 (2350 Keith Pkwy rezone) requires three (3) readings **third reading** **adopted**
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 2350 KEITH PARKWAY REZONE) WHICH PREVIOUSLY WAS ZONED "C2 GENERAL COMMERCIAL" TO "I-1 LIGHT INDUSTRIAL".

Councilman Slough moved to adopt the Ordinance, seconded by Councilman Hellmann. Ayes: Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2018-024 and is hereby made a part of the record.

ORDINANCE NO. 2018-025 (South St rezone) requires three (3) readings **third reading** **adopted**
AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS SOUTH STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Hellmann. Ayes: Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2018-025 and is hereby made a part of the record.

ORDINANCE NO. 2018-026 (2017 Ordinances & Resolution changes) requires three (3) readings **third reading** **adopted**
AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Shindledecker. Ayes: Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2018-026 and is hereby made a part of the record.

ORDINANCE NO. 2018-031 (2017 annual sewer & manhole lining program) requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2018-032 (Blanchard St/Sixth St Intersection upgrade) requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2018-033 (areas B-4 & B-6 sewer separation Phase 1) requires three (3) readings **second reading** **adopted**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

Councilman Russel moved to suspend the statutory rules and give the Ordinance its third reading, seconded by Councilman Harrington. Ayes: Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann. The Ordinance received its third reading. Councilman Russel moved to adopt the Ordinance, seconded by Councilman Wobser.

Discussion:

Councilman Hellmann asked for an explanation on why the recommendation is given for the ordinance to receive its third reading tonight. Service Director/Acting City Engineer Thomas replied that the project needs to be bid soon in order to obtain grant funds so that it is constructed in time.

Ayes: Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-033 and is hereby made a part of the record.

ORDINANCE NO. 2018-034 (*rubber flooring for CUBE arena*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

second reading adopted

Discussion:

Councilman Russel asked what the concern with the supplier and timing on this is. Service Director/Acting City Engineer Thomas replied that the supplier has a lot of material in stock, but if they get to the point that they do not have enough in stock for what the City needs, it will take six (6) weeks to get more in. Once the money is appropriated, he will then need to get a purchase order for it, so he would like to have this done before the ice goes down for hockey, so he would prefer to have it expedited to ensure it is done on time.

Councilman Russel moved to suspend the statutory rules and give the Ordinance its third reading, seconded by Councilman Slough. Ayes: Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander. The Ordinance received its third reading. Councilman Wobser moved to adopt the Ordinance, seconded by Councilman Russel. Ayes: Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-034 and is hereby made a part of the record.

ORDINANCE NO. 2018-035, AS AMENDED (*Design Review District changes*) requires three (3) readings
AN ORDINANCE REPLACING CHAPTER 1138, ENTITLED DESIGN REVIEW REGULATIONS, AS WELL AS ENACTING NEW CHAPTER 1139 ENTITLED DESIGN REVIEW GUIDELINES, BOTH OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

second reading

Second reading of the Ordinance.

ORDINANCE NO. 2018-037 (*113 Alexander Place rezone*) requires three (3) readings
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 113 ALEXANDER PLACE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY, MEDIUM DENSITY" TO "M2 MULTI-FAMILY, HIGH DENSITY".

first reading

First reading of the Ordinance.

ORDINANCE NO. 2018-038 (*2131 Spruce Dr rezone*) requires three (3) readings
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 2131 SPRUCE DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY, MEDIUM DENSITY" TO "R4 DUPLEX/TRIPLEX, HIGH DENSITY RESIDENTIAL DISTRICT".

first reading

First reading of the Ordinance.

ORDINANCE NO. 2018-039 (*2nd qtr Capital expenditures*) requires three (3) readings
AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS WHERE REQUIRED AND ENTER INTO A CONTRACT OR CONTRACTS FOR CONSTRUCTION OF VARIOUS PROJECTS IN ACCORDANCE WITH THE 2018 DEPARTMENT EQUIPMENT LIST WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT A, APPROPRIATING FUNDS FOR SAID CAPITAL EXPENDITURES, AND DECLARING AN EMERGENCY.

first reading

First reading of the Ordinance.

ORDINANCE NO. 2018-040 (*2018 Capital Improvements - PD vehicles*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

first reading adopted

Councilman Russel moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Harrington. Ayes: Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker. The Ordinance received its second and third readings. Councilman Slough moved to adopt the Ordinance, seconded by Councilman Niemeyer.

Discussion:

Safety Director Schmelzer noted that this is actually a resolution of transfer because the monies were already budgeted.

Ayes: Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-040 and is hereby made a part of the record.

ORDINANCE NO. 2018-041 (*change to junk vehicles codified ordinance*) requires three (3) readings
AN ORDINANCE AMENDING SECTION 521.04(c)(1) AND SECTION 521.07(a) OF CHAPTER 521 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

first reading

First reading of the Ordinance.

ORDINANCE NO. 2018-042 (*2018 resurfacing program Contracts A & B*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

first reading

First reading of the Ordinance.

ORDINANCE NO. 2018-043 (FY19 ODOT Aviation Grant) requires three (3) readings first reading adopted
AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO TO EXECUTE THE NECESSARY GRANT APPLICATION(S) AND/OR AGREEMENT(S) TO RECEIVE GRANT FUNDS FROM THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE FY19 AVIATION GRANT, AND DECLARING AN EMERGENCY.

Councilman Harrington moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Slough. Ayes: Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson. The Ordinance received its second and third readings. Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Russel. Ayes: Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-043 and is hereby made a part of the record.

ORDINANCE NO. 2018-044 (Airport Manager) requires three (3) readings first reading adopted
AN ORDINANCE AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO TO GRANT A SALARY INCREASE FOR THE CURRENT AIRPORT MANAGER POSITION, WHICH WOULD EXCEED THE ALLOTTED EIGHT PERCENT (8%) OF CURRENT CODIFIED ORDINANCE NO. 2017-108, AS AMENDED OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE SALARY ORDINANCE, AND DECLARING AN EMERGENCY.

Councilman Watson moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Shindledecker. Ayes: Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser. Nays: Frische. The Ordinance received its second and third readings. Councilman Slough moved to adopt the Ordinance, seconded by Councilman Hellmann. Ayes: Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-044 and is hereby made a part of the record.

ORDINANCE NO. 2018-045 (continue Workers Compensation programs) first reading adopted
AN ORDINANCE AUTHORIZING THE AUDITOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

Councilman Slough moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Hellmann. Ayes: Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann. The Ordinance received its second and third readings. Councilman Slough moved to adopt the Ordinance, seconded by Councilman Hellmann. Ayes: Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-045 and is hereby made a part of the record.

UNFINISHED BUSINESS: **OLD BUSINESS**

Mayor Mihalik clarified that Ordinance No. 2018-041 is modifications to junk vehicles that includes some definitions that helps the City get rid of those quicker. It also includes a height for weeds that has not been included in any ordinance before. Since the beginning of the year, the City has taken a much more effective enforcement on junk issues and nuisance violations. Once it starts to warm up outside and the weeds start to grow, she wants to move quickly with modifications to help enforce the junk vehicles and noxious weed ordinance. The Zoning Department has now taken over the N.E.A.T. duties. The Zoning Department has three (3) employees who would like to get this ordinance passed as soon as possible so that modifications to the junk vehicles and noxious weed ordinance can be made.

Councilman Hellmann has had some constituents talk to him about grass not being mowed as well as leaves not being raked up at a particular residence who has called the City on a couple of occasions and was told that the ordinance deals with grass, but does not deal with leaves and that the City has no authority to make them rake their leaves, therefore, the leaves have gone unraked for quite awhile. He asked if leaves could be added to the ordinance and if so, if it requires an amendment to the ordinance. Safety Director Schmelzer replied that what is in the ordinance is a lot of complaint tracking over the years, so there is a good rationale on what is in the Ordinance now. If there starts to be a lot of complaints about leaves and the accumulation thereof or the lack or racking, discussions of some standard surround that rather than try to insert language into the Ordinance tonight. Discussion on language for it would take longer than tonight.

Councilman Russel noted that this Ordinance does not have the emergency clause on it and asked if it takes forty-five (45) days to be in effect. Safety Director Schmelzer nodded in agreement. Councilman Russel then noted that in 521.04(c)(1)(4), it states that it is considered unlawful storage of motor vehicles if the vehicle is motorized but is incapable of being moved under its own power. He asked why the motorized clause is in it. Safety Director Schmelzer replied that just because some would claim that if there is a motor in it, it is a functional vehicle, but when the City has them start it and move it and it doesn't, it would be considered a junk vehicle. Councilman Russel asked if it would then be incapable of being moved under its own power. Safety Director Schmelzer replied that is correct which is why it is in there. Councilman Russel then asked if it is not a motorized vehicle and is incapable of being moved under its own power if it can stay. Safety Director Schmelzer replied no it cannot. That already meets the definition. It would be a vehicle that it can be claimed to be a junk vehicle even if it has a motor in it.

Councilman Niemeyer asked if the City still has three (3) parking spaces on South Main Street north of the Hancock Hotel and asked if they would be considered public parking, but are not marked. Safety Director Schmelzer asked if they are right in front of the MPLX building. Councilman Niemeyer replied there are three (3) extra parking spots where the valet parking service at the Hancock Hotel is that are unmarked. He asked if they could be marked so that the public would know they could use them. Councilman Slough asked if they are across from Subway. Councilman Niemeyer replied they are. Mayor Mihalik replied there is an entrance to the MPLX parking garage there. Safety Director Schmelzer replied he will look to be sure, but he believes it is where the valet parking in front of the hotel is and the drive that goes into the parking garage, and the pavement area that is in front of MPLX which is no longer public parking because of the width of the sidewalk area.

Councilman Harrington noted that it is not marked similar to what is marked in front of Rieck's Gallery and the Post Office where there is not specific striping for it. Safety Director Schmelzer asked if the parking in front of Rieck's Gallery is not striped. Councilman Harrington replied that is correct. It is also like that in front of the Post Office. Mayor Mihalik added that those are get in where you fit in type parking. Councilman Harrington asked if it can be public parking or not and if Council can be informed of that decision. Mayor Mihalik replied that she has Google maps on her phone & asked if Councilman Niemeyer could show her exactly where he is referring to after tonight's meeting. Safety Director Schmelzer replied he will check it out. There is some distance between the valet parking and the entrance area of the parking garage. Parking is restricted in that area so that valet cars would not enter the lane of traffic to go around a parked car to turn into the parking garage. It is a lane they can use without interrupting traffic flow in the normal lane.

Councilman Wobser asked if the parking areas downtown are going to be stripped. Safety Director Schmelzer replied the City has not restriped yet. The lines are significantly faded. They are debating if it will provide more functional parking to have a single line versus putting all the boxes and lines back. A final decision has not been made on that yet and there still is some time left to decide as the weather has not cooperated for any painting to be done right now. He has had two (2) entrepreneurs that have businesses downtown who would be in favor of putting lines back in. Many do not like to pull up to the car in front of them and leave big spaces and end up losing spots.

Councilman Slough echoed Councilman Wobser's comments as he has had numerous conversations with business owners who have voiced the same concern.

Councilwoman Frische asked when the Law Director is not in attendance at a City Council meeting if someone will be present in his place so that legal counsel is available. He was not present at the last City Council meeting and there was a legal question brought up but no one able to answer it. Law Director Rasmussen replied he does have it resolved to have someone at City Council meetings when he cannot be in attendance. He was not at the last meeting because he was ill. Councilwoman Frische then asked if he is ill, if there will be someone in attendance. Law Director Rasmussen replied that he tried to contact Elliott Werth, but he is part of a private practice and also prosecutes all the City's cases. It is set up that Mr. Werth will be in attendance in his absence.

Councilman Hellmann noted that during the last City Council meeting, he tentatively selected April 24, 2018 for a COMMITTEE OF THE WHOLE meeting, but the Income Tax Administrator is not available then, so the date is now changed to May 15, 2018, which is a City Council meeting day.

Councilman Hellmann: **COMMITTEE OF THE WHOLE** meeting on May 15, 2018 at 5:00pm in the third floor conference room of the Municipal Building (CR1).

agenda: estimated tax payment program

Councilwoman Frische pointed out that there will be some wind turbines installed in Marion Township. She attended a Marion Township meeting last week where property owners within the City limits voiced their concerns during that meeting about how it will affect their property value. Even though that area is an industrial area, it backs up to residential. The current windmill zoning policy seems to only address residential type windmills and does not cover the six hundred foot (600') tall wind turbines. She asked how to go about addressing it to get a policy in place to address wind turbines. There were twelve (12) spots marked on the FAA mapping for wind turbines on the north end of town where there are a lot of property owners in that area, so it needs to be addressed. She asked if it should be addressed during an Ad Hoc Committee meeting or referred somewhere. Mayor Mihalik replied the City current does not allow wind turbines inside the City of Findlay. Councilwoman Frische replied she is referring to windmills. Where windmills are anticipated to be installed, they back up to her ward where residential properties are. Mayor Mihalik replied that where the wind turbines are going to be constructed are in the township. The City of Findlay does not allow wind turbines within the city limits. Councilwoman Frische noted that during that meeting, Marion Township also mentioned that they prefer to have that property annexed into the City because of their restriction on height. There is a lot of discussion going forward on that specific turbine. Since the City is constantly annexing, there is a need for discussion for the residences that are abutting. When talking to the legal counsel at the township meeting, the majority of turbines are out in fields, but this one is very close to the city limits. They back up to the City of Findlay. While there is a policy for wind turbines, it is not for six hundred foot (600') tall ones. The City has rules for cell phone towers, church steeples and building heights, so six hundred foot (600') tall structures, even when in the township, need to have guidelines for when and if they want to annex into the City. Safety Director Schmelzer replied that what Councilwoman Frische did was one of the best approaches by going to the township meetings. The township zoning codes need to have language that would prohibit if they are in residential areas or abut them which is how the change gets affected. The City has very little choice on townships that are not zoned, such as Allen Township. The City has had discussions with the townships about our position on some of the locations with these so that we know where there are at because of the airport, but as a City, we do not have control over what the townships do with their zoning codes and permits. The City grants annexations when utilities are to be extended and are contiguous. If a township wants to annex property to us, we can entertain that conversation and would bring the request to Council. Councilwoman Frische added that when wind companies put up wind turbines, they do so on a smaller mega watt and are not having to follow the state levels, and the setbacks are different. She asked how the City can work with the Townships. Safety Director Schmelzer replied to talk with the Townships about modifying their zoning code areas that abut the City that are residential areas or could be at some time. That is the only avenue the City has. Councilwoman Frische asked who should have those discussions with the Townships. Safety Director Schmelzer replied Councilwoman Frische is asking him what the City can do, so he is replying that she can keep those conversations going. He does not know anything about the Township petitioning for annexation. Councilwoman Frische replied they have not yet.

Councilman Harrington noted that this has been a discussion at the Airport Advisory meeting where it was determined that it is a jurisdiction issue that the City of Findlay has ordinances that affect the city limits. The Townships have their own set of rules, so if they allow turbines to be installed, it affects the City's Airport, so the Airport Advisory Committee has talked about this at length. As a City-owned Airport, it would not have any jurisdiction over any of the current turbines or proposed turbines other than the Ohio Department of Transportation Airport Division FAA. If it affects our air space, but that is not a City of Findlay issue and would be an ODOT FAA issue. Those issues do come before the Advisory Board who contacts the correct people. First Energy proposes how many turbines per site, some being wishful, so they might propose three (3) to get one (1). They are not under the Utility Commission because of the wattage and the way they are configured. He suggested constituents voice their questions and concerns to the Township where the turbines are going in and/or where they live and because it is their jurisdiction. Concerned citizens are also welcome to attend Hancock Regional Planning Commission meetings to voice their concerns. The City's hands are tied.

Councilman Shindledecker pointed out that he is the Chairman of the Inter-Government Relations & Legislation Review Committee which has not met for several years, but have already had a meeting this year. They have asked the Marion Township Trustee if they would like to meet with his committee, so the ball is in their court at this point.

NEW BUSINESS

Councilman Harrington noted that Spectrum recently digitalized their signal throughout the City. The contract they have with the City specifies basic service that needs to be provided to all citizens of Findlay, including public access. The debates on the University of Findlay television station and City Council is not the case right now unless it gets into the 1000s digital numbers, which is not available with the basic cable package even with the digital converters. He asked that the contract with Spectrum be looked at to confirm they are following the contract so that those who watch television on a limited basis have access to City Council meetings as agreed to in the contract. Mayor Mihalik replied it has been quite some time since anyone in this building has had access to any news channel because of the digitalization of Spectrum. There have been a lot of citizens call and complain about Spectrum, the cost increases, and difficulty in accessing channels. The Administration's conversation with them is long overdue and will be having one within the next week.

Councilman Russel thanked the Service Director/Acting City Engineer, the Project Manager, and the Street Supervisor for their efforts with the Stix Restaurant on East Sandusky Street. They had contacted him about sidewalk repair that was eliminating the ability for anyone to enter into the restaurant, so he contacted the Service Director/Acting City Engineer who had the Street Supervisor look at it which tells him the problem will get solved because he always does. Within the hour, the Street Supervisor was at the site with the contractor to work out a plan on how to get this resolved which showed the business owners that when you get the City engaged, they work for you. Their work was very much appreciated. Stix Restaurant was economically hurt by the sidewalk being that way. Mayor Mihalik added that it had nothing to do with any City construction. It was a utility contractor that poured concrete in unfavorable weather. While she is pleased with the response that was given, she wishes the utility companies would be more of a partner. Councilman Russel added that the utility company did not contact the businesses or the subcontractor or the City first before pouring the concrete to make sure it was being done correctly. The contractor that the utility company picked did not pour the concrete according to ADA codes, so it has to be redone making an added inconvenience. The Street Supervisor took personal ownership of the situation to ensure the business owners would have one contact to address all of their issues. When talking about the safety culture of the City, it is also the culture of service. It is very noticeable and is appreciated.

Councilwoman Frische: **WATER & SEWER COMMITTEE** meeting on April 26, 2018 at 4:30pm in the Council Office, first floor of the Municipal Building (CO).

- agenda:
1. 2017 waterline oversize payment for Deer Landing Subdivision
 2. Review of Rotary policy changes
 3. Guidelines & procedures on water and sewer lines from past issues

Councilman Harrington moved to reconsider Ordinance No. 2018-041, seconded by Councilman Slough. Ayes: Frische, Harrington, Hellmann, Ostrander, Shindledecker, Slough. Nays: Niemeyer, Russel, Watson, Wobser. The Ordinance is reconsidered. Councilman Harrington moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Slough. Ayes: Harrington, Hellmann, Ostrander, Shindledecker, Slough, Frische. Nays: Niemeyer, Russel, Watson, Wobser. Motion defeated.

President Monday adjourned Council at 8:30 pm.


CLERK OF COUNCIL


PRESIDENT OF COUNCIL