

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

June 19, 2018

COUNCIL CHAMBERS

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

ABSENT: None

President Pro-Tem Russel opened the meeting and asked Boy Scout Troops 314 out of Mt. Blanchard, Forest, and Warton, who met with Councilman Wobser, Councilman Shindledecker, and Councilman Russel prior to tonight's meeting to discuss some of their merit badges and also Troop 319 from St. Mike's to lead the Pledge of Allegiance followed by a moment of silent prayer.

ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:

Councilman Slough moved to accept the June 5, 2018 Regular Session City Council meeting minutes. Councilman Hellmann seconded the motion. All were in favor. Motion carried. Filed.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:

Councilman Harrington moved to add the following to tonight's agenda. Councilman Slough seconded the motion. All were in favor. Motion carried. Filed.

ADD-ONS:

- Letter from VP Client Services Mark MaGinn, CompManagement LLC (*WRITTEN COMMUNICATIONS* section)

PROCLAMATIONS: - none.

RECOGNITION/RETIREMENT RESOLUTIONS: - none.

PETITIONS:

Petition for Annexation – Lonetree Drive Annexation

A petition for annexation to the City of Findlay filed by Howard Elliott on behalf of the Agent of the Petitioners Jeffrey Whitman on May 30, 2018. A legal description for said property is attached with the petition. The property requested to be annexed is in Marion Township, Hancock County. Referred to Law Director for a Resolution of Services. Resolution No. 013-2018 was created.

Zoning amendment request – 804 Franklin Ave

Mark Collins would like to change the zoning of 804 Franklin Avenue to R4 Duplex/Triplex. Multi-Family. It currently is zoned R2 Single Family, Medium Density. Referred to City Planning Commission and Planning & Zoning Committee.

Zoning amendment request – 311/311 ½ E Lincoln St

Troy Green would like to change the zoning of 311 and 311 ½ E Lincoln Street to R4 Duplex/Triplex. It currently is zoned C2 General Commercial. Referred to City Planning Commission and Planning & Zoning Committee.

ORAL COMMUNICATIONS:

Lynn Passet – All American Rock House

Mr. Passet came before City Council about two (2) months ago about the All American Rock House and things have not really changed. The music is still completely out of control. The neighborhood is very angry and very upset. He seems to be the spokesperson for the group. Several have told him that they are not going to bother calling anymore as it seems like nothing happens. He is frustrated with that comment. What really irritated a lot of them last week was when the owner of the bar went live on his Facebook page in front of the Canterbury Swim and Tennis Club holding his decibel reader acting like that was worse than his bar. Canterbury is a swimming pool that is only open three (3) months out of the year, so he feels he is reaching and grasping for straws. When the owner of the bar was at City Council the same night Mr. Passet was a couple of months ago, he publicly state that he would work with us and try to make things right, but he has done nothing but lie. He told us the bands were over by midnight, 12:30am at the latest, which is a complete, absolute lie. He was awake until 1:15am last Saturday night and had to be up for church at 6:40am and did not get to bed until about 1:30-1:45am because of the loud music. It is irritating everyone's sleeping patterns. It is now summer time and kids do not have school, but when he came before Council last time, school was still in session. There is an apartment complex and condos that line up right behind the fence behind the All American Rock House. He does not know how those kids sleep at night. It is a public nuisance and something needs to be done. The owner recommended a decibel reading and he is to the point where he agrees, but in order to take that decibel reading, you would have to stand fifty feet (50 ft) away and find a level that everyone seems to think is accurate. The owner stated he would stand by that, but so far he has done nothing by lie, so only time will tell if the owner will adhere to that. The noise ruling for the community is left to the jurisdiction of whomever says it is loud. The owner claimed on his Facebook page that the City of Findlay Police Department was behind him, if that is true, he has a hard time believing it. Mr. Passet has nothing but good things to say about the Findlay Police. Every time they come to his door, they treat him with respect. Mr. Passet believes the owner has learned that the Police Department shift change is at 10:00pm, so he turns things up because he knows no body can get out there for at least an hour. It is becoming intolerable and something needs to be done. Citizens are not feeling like they are being heard or that it is not of any concern to anyone at this point of time.

Discussion:

Councilwoman Frische pointed out that Councilman Russel went out to the All American Rock House after the last discussion to investigate it himself. She asked Councilman Russel to provide what he learned from that. She also asked Law Director Rasmussen for the status of trying to read decibel readings in order to give Mr. Passet some direction on where the City is going with it. Council President Pro-Tem Russel replied that he has been out there three (3) or four (4) times at various times and on none of those occasions has he heard music that he considers loud. He missed a live band by ten (10) minutes on one of those occasions. He has also asked some residents on Camelot Lane about their experiences. They too state that the music is not an issue. Law Director Rasmussen replied that he and the Safety Director have discussed trying to clean up the language in the noise ordinance so that it is not a fifty foot (50 ft). We used to have a decibel reading that was difficult to enforce. The fifty foot (50 ft) was really meant for automobiles. Paul was talking about getting some ambient noise readings and then settling an amount that you could exceed legally on the ambient noise readings. They have not done much to change it, nor have they come up with a good solution for the legislation.

Mayor Mihalik pointed out that as complaints have come in and Officers have gone out on those complaints, that the business owner has been cited on several different occasions. Mr. Passet replied that he has been cited three (3) times that he is aware of. The owner has been complaining about being cited, but in his opinion, he should have been cited many more times than that. It is the only way to get his attention. He is unaware of what the cover charge to get in is, but if they are charging a five to ten (\$5-\$10) cover fee and ten (10) people walk in the door, that's covers the fine. He does not believe it is affecting the owner, so it is not effective at this point. Mr. Passet can sit in his living room that is in the back of his home closest to the establishment watching a movie or ball game and can tell you exactly when that music starts. You can hear the bass start in. You can also hear it outside. When he is inside with the windows shut and his air conditioning is running, he can still hear it, so it is obviously too loud. He does not know why anyone wants to go in that place and get their eardrums blown out for the night. He asked why it has to be that loud.

Safety Director Schmelzer echoed what Mayor Mihalik said. He knows Officers have been out and they have been cited. He finds it hard to believe that our Police Officers who are sworn to enforce the law would say that they are on someone's side. What Law Director Rasmussen is eluding to is a conversation on Zippy's Car Wash's conditional use. There were concerns in that neighborhood on the level of sound that would be produced in that environment. The consultant went out and took ambient noise measurements that upheld that decibel level standard to the environment that was produced by the largest concern at the time which was the vacuums. If Council is looking for some direction or something to continue a conversation with or legislation to be considered, that is one option that could be used.

Councilwoman Frische would like to bring this issue to a head somehow. The All American Rock House was trying to work with the City, and the City is trying to work with the neighborhood, so we need to find whatever that is going to be and spell it out. She is unsure if that would include a committee or if the Law Director can get it going and have something figured out in the next month. She asked what needs to be done. Law Director Rasmussen replied that the legislation needs to be addressed, but he is not the person to address the language that is going to be in the legislation. He does not have any decibel reading equipment that does that. That is not what he does. If Council has some suggestions, it is more of an issue for the Service Director/Acting City Engineer and the Safety Director who understand it. He understands that decibels are different than bass noises, so he does not know how either of those will be addressed until he learns more about what decibel readings look like and what ambient noise is all about. Mr. Passet noted that he has lived with this when the Yucatan and when Daisy Dukes were there, and now is living through it with the All American Rock House. It has been an ongoing problem that everyone wants to pass the buck and drag their feet. The residents are the ones who suffer. They would just like someone to do something. It has gone on for way too long.

Councilman Hellmann believes there are engineering firms out there that the City could hire a consultant to look into this if that is the direction it is headed. Someone knows how to measure these things. He empathizes with the neighborhood and does not think they should have to put up with it. He asked if there is an escalation in the citation amount when an entity like this gets cited repeatedly. He asked what the citation amount is. Mr. Passet replied according to the City's website, he thinks it is \$120. Law Director Rasmussen added that it is a minor misdemeanor for the first offense and then escalates up to a maximum of a misdemeanor of the fourth degree which would be a \$250 fine with the possibility of incarceration. Councilman Hellmann asked if we can begin to enforce it even if it gets to the point of incarceration. Law Director Rasmussen replied we are. They have to go to court. He has talked with Jeff Hawkins who is their attorney who was a Prosecutor here years ago. He understands that they have to do some work too. They want to get it resolved. The question is what the standard is and how do we enforce that standard. He understands the situation and knows that it will not happen overnight. It has been a problem for awhile. It is a rock band establishment right up against a housing district, so it is difficult.

Council President Pro-Tem Russel added that he not passing the buck. He has driven across town between 11:30pm-1:00am and walked through Mr. Passet's neighborhood. He stood in Mr. Passet's front yard listening to the All American Rock House. At the times he was there, he did not hear the music like Mr. Passet has, but he has not been there when any of Mr. Passet's complaints have been filed. Mr. Passet's experiences and his have not intersected. Mr. Passet replied that when he called the Saturday before, the Officer came and stood in his driveway with him. Mr. Passet told the Officer that while he does not hear it at the time, if he came inside, he would. So, the Officer went with him into his family room and acknowledged that it was totally different than what he heard outside. The vibration from the subsonic bass is unreal. It vibrates his windows. The subsonic bass is the worst part of it. His wife can fall asleep in no time, but he is a very light sleeper, so it is a long night for him. He is tired of it.

Safety Director Schmelzer, for a point of clarification, he asked if Mr. Passet had stated that it couldn't be heard outside the house, but could be heard inside. Mr. Passet replied at times that seems to be the case. Most of the time, he does hear it on his deck. There are times that he can be standing in front of his house and does not hear it, but when he goes inside to his back family room and is watching the television, he can feel it and hear it.

Charles Williams – High Street brush

Mr. Williams addressed Mayor Mihalik saying he supports her beliefs on grass, trash, etc., but that some City workers are not on the same page as her. He owns an apartment at 135 Midland where the bushes have been there for thirty-eight (38) years, but he has since removed them and put them into a dump truck. He has a bad knee, so he had someone take the bushes out to High Street where a someone in a white pickup truck told him that he could dump it, but that he cannot ever bring the dump truck in there again. His driver contact him and he went out to High Street to back up the Mayor. He asked the employee working the machinery where the employee with the white truck was who told him that he was not allowed to bring a dump truck there. A red dump truck pulls up behind him belonging to Mr. Croy whose wife just passed away, so he asked if that was a mirage. The employee told him to go up to the office. He did so and asked why he cannot use his dump truck when others can. When he asked that, the employee informed him that he is the guy in the white truck, so Mr. Williams asked him why he couldn't dump his brush. The employee replied because it is a commercial truck. Mr. Williams asked him how he determined it is a commercial truck as it is not a commercial. The employee told him if it has a sign on the side of the truck, it is commercial. There is no sign on the side of his truck. The employee told him it has to be a single axle. Mr. Williams replied that his truck is a single axle. In the end, what it came down to was that he was told that Mr. Croy has done a lot for Findlay, and he does not deny that, but he too has done a lot for Findlay. Mr. Croy is allowed to dump, but Mr. Williams is not allowed to. He has to put stuff onto a truck and take it out there and dump it. Someone can take a trailer much bigger and dump it, but he was told he could not. What he finds bizarre is that the guy in charge of it wanted to put him in his place. He came out and told him it was his place to which he replied that it cannot be his place because it belongs to the City of Findlay. Mr. Williams told him he will dump his stuff here and the employee called the Police to which Mr. Williams has no issues with. The guys says he does not recognize Mr. Williams, but then comes up and says he does recognize him. He asked the Mayor to provide him clarification if she wants citizens to clean up this town, and he backs her up 100%, they need to have the tools to do it with. He asked why he cannot take a dump truck and why he is not allowed to, but Mr. Croy is.

Discussion:

Mayor Mihalik replied to Mr. Williams's question stating that they will look into the situation as she is not familiar with it. The City does discourage dump trucks from being utilized because of the fact that it is not a commercial dumping site. It is for residents only. It is not for commercial use. She will talk to them about it, but the City should not be picking and choosing whom they are and are not allowing to go into the site with a dump truck. Mr. Williams pointed out that the employee told him the drop-off site is for residential use to which he replied that his property is on 135 Midland and invited him to go by it. Mr. Williams took shrubs out and stained the building, so it is looking nice. As he told the Mayor, and he meant what he said, if he can get some of the rentals cleaned up, maybe the next person who has a rental will clean up theirs too. There are bushes around houses that are fifteen feet (15 ft) high in front of houses that are not bushes and is just trash.

Genie Burr – too many farm animals in a yard

Ms. Burr provided pictures of all the ducks, chickens, rabbits in a tent, and a wheelbarrow full of rabbit poop. She has filed a complaint with the Health Department and provided them a petition with all the signatures of the neighbors, but they sent her back to the City saying they could not do anything about it. The smell is horrible. When it is windy, she cannot open her windows. This has been going on since April. One of her neighbors who lives behind the farm property is also in the audience tonight to back her up. According to Craigslist, they are going to get rid of them, but nothing is listed about the rabbits. They are still butchering. The ad states they can be bought already butchered. She lives in the city limits and pays property tax and does not want people butchering in their garage and putting the remains in their trash. She had to go to the doctor because the situation makes her sick. She throws up after she mows her lawn. She cannot enjoy her deck. The doctor told her to take Benadryl or Claritin, but she does not want to sleep her summer away. She works six (6) days a week. She knows they have lost chickens and rabbits because they have not watered them. She believes they know who has turned them in as now they are starting to mess with her house. The person who owns them just got picked up for drugs. She does not like the fact that they know who turned them as it is tough on her because she lives by herself with two (2) dogs to protect her. Everyone she has talked to about this just keeps going back and forth and she does not know where to go anymore. She cannot even enjoy the outdoors.

Discussion

Mayor Mihalik pointed out that this has just been brought to her attention within the last couple of weeks. She is appalled that someone would be slaughtering chickens in Ms. Burr's neighborhood. She has heard they have up to one hundred fifty (150) which is ludicrous. There is nothing in the Zoning Code that prohibits it from being done, so it needs to be addressed. In the meantime, this is definitely a public health issue. The best thing right now is that Ms. Burr's timing is perfect because representatives from Hancock Public Health are here tonight. The Administration will talk with them about not only this particular property, but another property in town that is maintaining large piles of horse manure, which is not okay. It is an issue that needs to be addressed together. No one is passing the buck on this one. Very soon, there will be a modification to the Zoning Code for Council's consideration. She assumes it will be referred to a committee at some point to discuss it with the public to see what they will and will not support. Ms. Burr's situation is absolutely ludicrous and she should not have to live next to something like that. She has property rights just like they do. They do not have the right to infringe on her health. This needs to be fixed. She did not know this was happening. Councilman Slough did contact the Mayor's Office to alert us of the situation. She apologized that Ms. Burr has been getting the run-around, but will take care of it for her. Ms. Burr added that she is aware that the owner has been told to get rid of the chickens and the ducks. He is going to keep hens to lay eggs which will stink too. Nothing was said about the rabbits in the tent that have died because they did not have water as no one paid attention to them. There are rabbits in their yard. When someone has thirty (30) rabbits, they stink too. Mayor Mihalik replied that people who have animals for 4-H projects and those types of things who properly care for them is one thing, but those who do not and take advantage of whatever limits they have been given or not given, those are the individuals that the Zoning Code should be addressing. The City is not discouraging kids from participating in 4-H with small animals, but in this case, it is not a 4-H project. If it is, it has gone way wrong. Ms. Burr added that they are butchering the rabbits. Mayor Mihalik replied that she is going to work with the Health Department and will see what can be done on the City's side to regulate the size, the manure, the nuisance that is caused by people who do not properly care for their pets. Ms. Burr added that they were told to get rid of them, which is fine, but once winter comes, she does not care what they do because she will not be outside.

Councilman Russel informed Council that Ms. Burr provided approximately eight (8) signatures, as well as two (2) other documents. He asked the Council Clerk to email them and distribute them to Council tomorrow.

Councilman Slough pointed out that he received a phone call from Ms. Burr who was quite distraught. He contacted the Zoning/Floodplain Administrator and thanked him for taking time out of his hectic schedule to go observe the situation. Councilman Slough did drive by and got out of his car to check the situation. It was rather noxious. He thanked the Mayor for her assistance.

Safety Director Schmelzer followed up on this a couple of days ago with the Health Department who are going to cite and/or issue orders under noxious odor regulations. He is unsure if it matters what type of animal it is if someone is smelling manure, feces, or dead animals, the Health Department will work with the City of Findlay on that.

Council President Pro-Tem Russel asked Ms. Burr to expand on what she meant when she stated her house is being messed with. Ms. Burr replied that people have been in her backyard when she is at work. She knows that is happening because there is a trick to open her gate and whenever it was did not shut her gate and her dogs got out. She leaves her back door unlocked so that her daughter can get in, but that will no longer happen. She mainly worries about the outside of her house. She has trees (i.e. apple tree, weeping pussy willow tree) and grass that are dying from the remains of the animals next door. There are reforming drug addicts living there which scares her. One of the residents was picked up the other day for marijuana which also scares her to be there.

Barb Wilhelm, Hancock Public Health – Bike Pathways

She has been in the public health field for the past twenty-three (23) years, twenty (20) of which with the Findlay City Health Department. Part of the responsibilities of a good public health department is to monitor the health status of the community to identify community health problems. One of the ways to do that is to regulate community health assessments. One was done in 2011 that showed sixty-two percent (62%) of the population were either overweight or obese. That number rose to sixty-five percent (65%) during the 2015 assessment. Another community health assessment will be done this fall. It is their hopes that number has not risen even more. The health implications of being obese or overweight are high blood pressure, insulin resistance, diabetes, cardio vascular disease, high cholesterol, strokes, and certain types of cancer. Some experience certain types of body pain and difficulty with physical functioning, poor mental health, and lower quality of life. There is a coalition in place made up of the Public Health, hospital, OSU Extension, City of Findlay Rec Department, etc. who are trying to increase access to healthy foods and physical activity. One of the strategies they have in place is to implement and advocate more bike and walk activities. They have been following what has been happening at City Council very closely.

They are very pleased with the Cory Street bike lanes and are happy to see the traffic calming measures on Main Street, and what was done at the last City Council meeting to approve the TAP funds for expanding the Blanchard River Bike Path and the bike paths along Blanchard Street and Lincoln Street. There was a report from Smart Growth America in 2015 that was funded by Kaiser Permanente that showed growing evidence of the health benefits of these types of activities. The report looked at street projects in thirty-seven (37) different cities across the United States that were designed to improve both walk and bike ability. The data shows that as a result of these projects, the streets were made much safer. Seventy percent (70%) of these projects had a significant decrease in the amount of traffic collisions that occurred along those street projects. Twenty-three (23) projects were specifically looked at to determine whether these type of projects increased bike activity. Twenty-two (22) of the twenty-three (23) had marked improvement in the number of people who were out biking after these projects were implemented. Twelve (12) of thirteen (13) projects that they looked specifically at walker and pedestrian traffic saw that it increased the amount of pedestrians that were out using the trails. The report also found other benefits such as increased employment within a one to two (1-2) block radius of the street improvement projects after they were completed. They also looked at business creation and retail sales along those projects, and were able to demonstrate those types of improvements. Dr. Kose wanted to be here tonight, but had to be out of town. On behalf of the Health Coalition, she is asking Council to consider certain things: look to the Hancock Park District's Master Trail Plan as a guide for continued development of the trail infrastructure in our community that is a complete well-thought out document that gives great direction for improvement in the future. She also asked that Council incorporate consideration for trails, bike paths, traffic calming measures, sidewalks and pedestrian features every time when looking at the design phase of a new road project. She also asked that Council replicate the same type of cooperative City, contractor or homeowner effort for sidewalk maintenance that is going on South Main Street into all road construction projects. She asked Council to consider annually dedicating some of the capital budget toward trail maintenance and extension, and small fill-in project for the pathways. She asked Council to continue to aggressively work to attract special funding similar to the TAP funding. She is grateful for what Council has done so far and asked that they continue to consider those type of projects in the future. The Hancock County Public Health has great partnerships here in Hancock County. They want to continue to work with the Parks Department, the Rec Department, and the City to promote and advocate the use of the parks and trails in the community. If you build sidewalks, bike paths and trails, they will come. If they come, they will get some much needed physical activity.

Discussion:

Councilman Watson asked Ms. Wilhelm what is the most important thing that Council can act on or do to help facilitate the bike pathways. Ms. Wilhelm replied that every time there is a new street project to think of ways to help those traffic calming measures and pedestrian safety. Findlay is not really a safe community for bikers or pedestrians as we do not have the pathways like other cities around the country do. You do not have to live in a warmer climate to go out walking and be moving. It is the norm for cities such as Madison Wisconsin or Denver Colorado for people to get out. Part of the problem with obesity issues in our community and across the nation is that the healthy choice is not always the easy choice, so we have to try to find ways to make it the easy choice. With the bike paths, trails, and sidewalks that are safe, it is easy to go out and move and will find more people out doing it. When she visits Westerville, Ohio, she feels guilty for not using the bike trails because they have such a great infrastructure in their community.

Councilman Wobser asked if the results of the bike and walking paths study show a decrease in the number of obesity percentages in communities where there is an increase in the number of bike paths. Ms. Wilhelm replied that they do see that in the healthier cities when looking at obesity rates. They do see the correlation in cities that are more physically active. They have lower obesity rates. Colorado is a state that in general has much more access to bike paths and trails.

Councilman Russel informed Council that the Hancock Park District's Master Trail Plan that Ms. Wilhelm mentioned is available on the Hancock Park District's website. He will also provide a copy to the Council Clerk to distribute out to everyone. It is a couple of years old, but is still a solid document.

Mayor Mihalik informed Council that it is the second year of the Keep Active, Keep Healthy campaign in conjunction with the Ohio State University Extension Office and also Hancock Public Health who coordinates several events throughout the summer encouraging kids and adults to come out and play whether it is at one of our neighborhood parks, such as Firestone or the Flag City Sports Complex, with ultimate frisbe. There will be five (5) events this year (1 a month). They will be an opportunity not only for the kids to get active, but Hancock Public Health will talk about nutrition, healthy snacks and those types of things. It is a great opportunity for kids to learn about healthy food choices. It is their hope that this effort in conjunction with our partners will help with obesity. Ms. Wilhelm added that it is a great family strengthening effort too. Family nights at the parks highlight the different parks other than just Riverside throughout the community.

Councilman Russel noted that the City is repaving part of South Main Street as part of the cooperative program. Helms and Sons is the contractor who are working with the neighbors to ensure that if there are any sidewalks that need repair are part of the project at homeowners expense. Jeremy Kalb and some others in the City's Engineer Department walked the sidewalks and put markings on areas that needed fixed that wouldn't pass an inspection. As a result, his neighbors have responded wanting to fix those areas. They are trying it out in just that neighborhood to see if it works. If it proves successful and has a lot of participation, it will be something that can be expanded. The goal is to improve sidewalk infrastructure as we also fix the streets.

WRITTEN COMMUNICATIONS:

Mark MaGinn, Vice President of CompManagement

In an effort to provide city officials with the information they need to make the best business decision possible regarding the management of their workers' compensation program, they are providing the following information for your consideration. They have very much enjoyed the business relationship they have forged with the City of Findlay during the past twenty-two years and are proud of the results produced. They are equally pleased that their colleague, Kelly Lowry, has been able to serve as the Account Manager for the past fifteen years. The institutional knowledge gained through the long partnership has been a tremendous asset to both organizations and contributed significantly to the success of the City's workers' compensation program. It needs to be noted that the City's Experience Modification Rate has improved by 25 points during the past five years (see attached). This has resulted in the City's annual premium going from \$529,580 in 2014 to an estimated \$342, 393 for 2018. In addition to reducing its premium spend, the City has also benefited from its participation in the group retrospective rating plan they manage. Since 2015, the City has received group refunds that total \$375,790.13 and they are projected to receive an additional \$298,508 in refunds related to the 2015, 2016, 2017 and 2018 policy periods. It should further be noted that their efforts on handicap reimbursements saved the City \$95,576 off its' retrospective claim costs (which are related to its past participation in an individual retrospective rating plan). For the 2019 Group Rating Program, 78% of the cities that participated in the program last year chose to stay with CompManagement and were filed with the Ohio Bureau of Workers' Compensation on May 31, 2018.

Size is critical to the success of group rating programs, but even more critical to the performance of group retrospective rating programs. They are seeing the same enrollment trend continue with group retro and currently have retained two-thirds of the participants that were in the group retro program last year. Like the group rating program, they plan to file the most robust City group retrospective program. CareWorks managed a group retrospective rating program for cities in 2012 on behalf of the Ohio Association of Public Treasurers (OAPT) with that group retro program receiving the maximum assessment of 5%. Stated simply, everyone in that group received an assessment and paid more than they would have paid had they not been in a group at all. That is one of the many reasons why the Ohio Association of Public Treasurers (OAPT) terminated their arrangement with CareWorks and moved their program over to CompManagement. With the rise of cancer related claims for firefighters and the threat that first responders face every day, the size of the group retro program is more critical than ever (a larger premium pool is needed so losses can be more easily absorbed). The CareWorks/OML program has published a projected group retro refund of 40%. According to 12/31/2017 public group retrospective rating data provided by the Ohio Bureau of Workers' Compensation (BWC), the CareWorks public employer group retro program for townships averaged a 24% refund from 2010-2016.

Unfortunately, they had three municipalities suffer fatalities over the years, wherein police officers/firefighters died in the line of duty and impacted overall group performance. Even with those tragedies, their groups produced solid refunds. This is why the size of the programs is so critical to its eventual success. They will respect the City's final decision, but want to educate them on where things stand in order to have all of the accurate information needed to make the best business decision for the City of Findlay. They understand the financial pressure public entities face and do not want the City to make a decision that could cost their municipality thousands of additional dollars. The deadline to enroll in a group retrospective rating program is not until July 31, 2018, so there is still plenty of time left before a decision is needed. They can continue to provide updates on the enrollment progress they are making). They appreciate the business relationship they have had with Findlay and are hopeful the City will continue that relationship either now or in the future.

Discussion:

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

Councilwoman Frische informed Council that when this email came to her, she responded to it. Mr. McGinn responded that he would not be able to attend tonight, but is willing to meet with Council. There are two (2) issues going on right now: where the City belongs with either CompManagement or CareWorks, and at the end of the day, who the City wants to manage it (HR or staying where it is at with the City Auditor's Office). Since the deadline isn't until July 31st, there is time for Council to fully vet this. Even if the Mayor is the Administrator and can make the decision on her own, it is valuable for Council to get a full presentation from both groups at the same time. It would also give Appropriations, if that is where Council wants to run it through, the time to fully figure out what is the best savings for the City with the maximum benefit. She asked the APPROPRIATIONS COMMITTEE schedule to meet with Mr. McGinn and the two (2) TPA entities to fully vet this. There is a lot of different information going on. Council needs to get down to the factual information. It needs to know who is going to lead the City. If it is going to be the OML and go off their experience or if it will go off the City's experience based on the track record. She asked that the APPROPRIATIONS COMMITTEE take the lead on this, schedule the meeting, and vet the process before July 31st. Filed.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Ward 2 Councilmember Dennis Hellman, Ward 3 Councilmember Dina Ostrander, Ward 4 Councilmember John Harrington, At Large Councilmember Grant Russel, At-Large Councilmember Tom Shindledecker – vacation of unimproved Carrol Street and Benton Street. Ordinance No. 2018-058 was created. Filed.

Findlay Police Department Activities Report – May 2018. Filed.

Findlay Fire Department Activities Report – May 2018.

Discussion:

Councilman Wobser asked if there is a way to get a historical perspective on these reports. He would like to know if the numbers given in the reports are good or something to be alarmed about. He is not aware of anything to compare them to. Safety Director Schmelzer replied there is historical information and that it will be much easier to compare when the Tyler Platform is done. It is a very cumbersome process. He can take old spreadsheets and compile them if that is what Council wants. If someone has a specific question or wants a comparison, he would be happy to pull up that data for them. It is one of the advantages of reporting that he is looking forward to when the new platform is complete.

Councilman Russel asked if historical data will be put into that system or if it will be from the time of conversion. Safety Director Schmelzer replied they still have to make that decision. There are a lot of data reports, incident reports, people, and all that information. It will be relatively easy to move into the new system. That is definitely what we would like to do. If we come back and take a look at what it is going to take to merge that data and there is a very large price tag associated with that, it will be brought to Council for consideration. The primary focus and desire is to get all of the information put into the platform. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for Executive Food & Beverage Group LLC, 411 South Main Street, Findlay, Ohio for a D1, D2, D3 and D3A liquor permits. This requires a vote of Council.

John E. Dunbar, Chief of Police – Executive Food & Beverage Group LLC, 411 South Main Street, Findlay, Ohio. A check of the records shows no criminal record on the following:

Mark J. Klein
Robert J. Rousseau
Nickolas L. Reinhart

Councilman Slough moved for no objections be filed. Seconded by Councilman Harrington. 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 May 31, 2018
- Financial Snapshot for General Fund as of May 31, 2018
- Open Projects Report as of May 31, 2018
- Cash & Investments as of May 31, 2018

Filed.

Minutes for June 19, 2018 City Council meeting

Service Director/Acting City Engineer Brian Thomas – fire hydrants

During conversations with the Water Distribution Department, he was informed that the construction of the waterline replacement projects for this year will use the remaining inventory of fire hydrants that the City has on hand. When the contractors pay the City for the hydrants, the money goes back into the Water Fund and does not go back into Water Distribution's budget. An appropriation of seventy-five thousand dollars (\$75,000) is being requested at this time so that Water Distribution can purchase hydrants to build the inventory back up so that hydrants may be available for any other development that might occur for the remainder of this year. Legislation to appropriate funds is requested. Ordinance No. 2018-061 was created.

FROM: Water Fund \$ 75,000
TO: Water Distribution #25053000-other \$ 75,000

Discussion:

Councilman Harrington asked what a fire hydrant costs. Service Director/Acting City Engineer Thomas replied that they are now a little more expensive because they made a change last year that the Fire Department had been asking for. All the new hydrants have a storz fittings on them that lets them hook the hose up with a quarter turn. So, instead of having to spin the hose around, they just turn it and it is attached. Right now, they have an attachment on the hoses, so this will allow them to get rid of the attachments. The connection caused the cost to go up two hundred dollars (\$200.00) each which is two thousand two hundred dollars (\$2,200.00) for a hydrant. Last year, the inventory at the end of the year was lower than what they had thought. There were some big projects they were not planning on. When they get reimbursed from the contractor, it goes back to the fund and not their budget so they cannot use it to buy more. This is so they can buy some more to get their inventory up to hold them out until the end of the year.

Councilman Hellmann asked when they get reimbursed for the fire hydrants if it is inappropriate that the money does not go back to the Water Distribution budget and goes to the Water Fund. City Auditor Staschiak replied it is the same fund. Councilman Hellmann asked if this ordinance is just a means of budgeting. City Auditor Staschiak replied that Water Distribution and the Water Fund are the same thing. They are just different departments under the same financial fund. Councilman Hellmann then asked why they have to go through this if they were reimbursed why it doesn't just go back into their pot. City Auditor Staschiak replied that is how department budgets flow. Safety Director Schmeizer added that they have to purchase them out of the fund they track it from. Filed.

Service Director/Acting City Engineer Brian Thomas – Downtown Revitalization (Transportation Alternative Plan) Project No. 31942400

During construction, there were some field changes that needed to be made in order ensure that the finished project will function in the manner it was intended (for example, extra paving and concrete work at some of the intersections to make sure that stormwater will drain to the storm sewer system and will not pond in front of the pedestrian ramps). There are also some concerns that have been made by both citizens and Councilmembers that will be addressed. The additional cost for these items are considered non-eligible by ODOT, so the cost is the City's responsibility. The funding for these additional costs is planned to be funded per the CRA Development Agreement with Marathon Petroleum Company and City Capital funds. The development agreement was structured during the planning of the new MPLX campus. A portion of the CRA abatement that MPC was due to receive based on the construction of it's new MPLX campus was negotiated to be paid to the City for this particular project. The project has been planned to compliment the new campus and new investment in our downtown. He appreciates the partnership with MPC and the fact that it allows us to accomplish the project without placing a burden on the Capital Fund. The increase in pedestrian friendliness and aesthetics of the downtown area will foster further investment and will help make downtown a destination, and not just an area to drive through to go to other parts of town. MPC has already deposited eight hundred twenty-five thousand dollars (\$825,000) with the City to put towards this project. Legislation to appropriate funds is requested. Ordinance No. 2018-062 was created.

FROM: General Fund (MPC contribution) \$ 825,000
TO: Downtown Revitalization (Transportation Alternative Plan) Project No. 31942400 \$ 825,000

Discussion:

Councilman Harrington noted that this is the final payment from Marathon. There seems to be continuing discussions about the downtown improvement program and the waste of money on it. He thinks it is important that the citizens of Findlay understand that the amount of money Marathon reinvested in our downtown was something they did not have to do, but has made it one of the most beautiful downtowns in the area. He recently went through downtown Bowling Green who went through a similar program a number of years ago, but is nowhere near as nice as ours. They had probably spent as much if not more. Some are upset with some of the things they have seen. Some of the original critics no longer seem to be heard now that the landscaping and the center dividers are complete. He applauds Marathon for their investment in our downtown.

Councilman Wobser asked for clarification in that the first paragraph of this letter talks about additional work that needs to be done for the \$825,000 appropriation, but then it talks about the money that Marathon has already paid. He asked if these additional funds are coming from Marathon or if it is a reimbursement from Marathon and not necessarily additional funds. Service Director/Acting City Engineer Thomas replied these are additional funds. Councilman Wobser asked if Marathon is giving the City an additional eight hundred twenty-five thousand dollars (\$825,000) above and beyond what they have given us before. Service Director/Acting City Engineer Thomas replied that is correct.

Councilwoman Frische agrees that we are very fortunate to have Marathon. She asked for clarification in the first paragraph where it lists extra paving and concrete work to eliminate puddling with the drainage and asked if that should have been good to go when the State came through and paved. Service Director/Acting City Engineer Thomas replied it should have been, but when a project is surveyed, points are taken at certain locations. Elevation shots cannot be taken at every quarter (1/4) of an inch around the whole length of the curb. Unfortunately, when that is done, there are some low and high spots that get missed. It is just the way it is. It depends on every project. Some other funds are going to be used. Two (2) of the main concerns he has heard here at Council are about the difficulty seeing the medians at night, so he is looking into putting reflectors on them to make them a little easier to see. The other concern he has heard is the visibility at the mid-block crossings at night, so he is looking at adding some additional lighting there that will light up when pedestrians cross the mid-block crossings so that cars will know someone is trying to cross the street. Lights will alert drivers. Councilwoman Frische thanked Service Director/Acting City Engineer Thomas for the information as they are two (2) big concerns for the public. Service Director/Acting City Engineer Thomas added that when the survey was done for this project, they had to go through the whole ODOT review process. The survey for the project was actually done three (3) or four (4) years ago. When they got to Cory Street, there was a large section from Crawford Street to Lima Street where they filled in the patch and repair work where it was bad, but by the time they got to the construction, it had deteriorated to where it all had to be replaced which was costly. If we are going to spend the money, we need to make sure it is done right. We do not want to spend money and then the next year, the curb is falling into the street.

Councilman Watson asked that caution be taken when choosing the mid-block crossing lights so that there are will not too many lights and too many flashing things. Service Director/Acting City Engineer Thomas replied it is not going to be blinding to drivers. Filed.

Board of Zoning Appeals Minutes – March 8, 2018. Filed.

City Planning Commission agenda – July 12, 2018. Filed.

Service Director/Acting City Engineer Brian Thomas – HAN-Findlay FY19 Resurfacing (PID100185) Project No. 32884400

The City is eligible for Federal Highway Administration Funds administered through the Ohio Department of Transportation (ODOT). This project is eligible for this type of funding. For the past few years, these funds have been used for resurfacing, and funds are planned for resurfacing again in 2019. At this time, the project is estimated at five hundred ninety-seven thousand three hundred thirty-three dollars (\$597,333) with eighty percent (80%) being funded by ODOT and twenty percent (20%) from the City. The City's matching share is included in the 2019 of the 5-year Capital Improvements Plan. Legislation to authorize the Service Director to enter into the project agreement with ODOT is requested. Ordinance No. 2018-063 was created. Filed.

Service Director/Acting City Engineer Brian Thomas – HAN-Findlay FY2020 Resurfacing (PID100184) Project No. 32884500

The City is eligible for Federal Highway Administration Funds administered through the Ohio Department of Transportation (ODOT). This project is eligible for this type of funding. For the past few years, these funds have been used for resurfacing, and funds are planned for resurfacing again in 2020. At this time, the project is estimated at one million two hundred ten thousand two hundred fifty dollars (\$1,210,250) with eighty percent (80%) being funded by ODOT and twenty percent (20%) from the City. The City's matching share is included in the 2020 of the 5-year Capital Improvements Plan. Legislation to authorize the Service Director to enter into the project agreement with ODOT is requested. Ordinance No. 2018-064 was created. Filed.

COMMITTEE REPORTS:

The STRATEGIC PLANNING COMMITTEE met on June 5, 2018 to continue May 1, 2018, April 3, 2018 and March 6, 2018 discussions on year one (1) goals and expectations.

We recommend to have the Mayor's Office prepare a draft proposal to bring back to the committee a request for proposal for a consultant to guide the planning process.

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

An AD HOC COMMITTEE met on June 14, 2018 to continue discussions from the May 8, 2018, April 10, 2018 and February 15, 2018 AD HOC COMMITTEE meetings to review Council's Rules of Procedures for the 2018-2019 Council term.

We recommend continued discussions at a subsequent meeting.

Councilman Slough moved to adopt the committee report. Councilman Hellmann seconded the motion. All were in favor. Filed.

The PLANNING & ZONING COMMITTEE to whom was referred a request from Garry and Janis Parsell to rezone 221 Lima Avenue from R2 Single Family, Medium Density to M2 Multi-Family, High Density.

We recommend rezone to M2 on the following conditions:

- A formal agreement be obtained from the owner of 219 Lima Avenue to ensure that the new owner of 221 Lima Avenue be able to use four (4) parking spaces at 219 Lima Avenue and the agreement be recorded.
- Comply with any and all regulations applicable to the property from the Wood County Building Inspector.

Ordinance No. 2018-059 was created.

Councilman Shindledecker moved to adopt the committee report. Councilman Wobser seconded the motion.

Discussion:

Councilwoman Frische asked how someone will keep track of the formal agreement and why that property gets some parking spaces. Councilman Russel replied that the property had converted to a 4-plex many years ago without ever being legally done. When it came time to sell, the bank would not allow it to be sold as a 4-plex unless it was zoned as such. It had been operating as 4-plex for as long as anyone can remember. They have been able to run as a 4-plex because they had a hand-shake agreement with the neighbors to the east who allowed them to park four (4) cars there which was the only way that they could meet the parking requirements. As part of the sale, the committee told them that agreement has to be formalized, recorded with the County so that subsequently, anybody buying the house with the four (4) parking spaces knows that when they buy that house, they are not getting those parking spots. Also, as a 4-plex, it comes under Wood County Zoning Building Inspection. The committee told them that whatever Wood County says they have to do and that they will have to comply with it. Wood County has since stated it has been that way and they are fine with it, but if any modifications are made, then they will have to go through their inspection processes.

All were in favor. Filed.

The PLANNING & ZONING COMMITTEE to whom was referred a request from John Redman, Redwoman LLC to rezone 239 East Foulke Avenue from R2 Single Family, Medium Density to R4 Duplex/Triplex, High Density.

We recommend approve as requested. Ordinance No. 2018-060 was created.

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

Discussion:

Councilman Hellmann attended the Planning Commission hearing on this and corrected a statement that was made there. They indicated to the Planning Commission that the applicant had offered this property to Habitat for Humanity who didn't want it because they did not want a property next to a rail road track, which was totally false. Councilman Hellmann contacted Habitat for Humanity today and spoke with the Executive Director who told him they do not have a policy like that. They have already accepted properties next to a railroad track and have built homes on them. He is unsure if that changes any opinions on the zoning of it.

All were in favor. Filed.

Minutes for June 19, 2018 City Council meeting

**LEGISLATION:
RESOLUTIONS**

RESOLUTION NO. 013-2018 (*Lonetree Dr annexation - services City will provide*) requires three (3) readings **first reading**
A RESOLUTION STATING WHAT SERVICES THE CITY OF FINDLAY, OHIO, WILL PROVIDE TO THE TERRITORIES PROPOSED TO BE ANNEXED TO THE CITY OF FINDLAY, OHIO, SITUATED IN MARION TOWNSHIP, COUNTY OF HANCOCK, STATE OF OHIO BEING A PART OF THE SOUTHEAST FORTH (1/4) OF SECTION 9, T1N, R11E, A TRACT OF LAND CONSISTING OF 0.2789 ACRES OF LAND FOR PARCEL A, 0.2777 ACRES FOR PARCEL B, AND 0.277 ACRES OF LAND FOR PARCEL C.

First reading of the Resolution.

RESOLUTION NO. 014-2018 (*no PO*) requires one (1) reading **first reading adopted**
A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

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

ORDINANCES

ORDINANCE NO. 2018-047 (*annual bids & contracts*) requires three (3) readings **third reading adopted**
AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, WITH OPTION YEARS, FOR THE PURCHASE OF THE MATERIALS, CHEMICALS, AND SERVICE AGREEMENTS NEEDED BY THE VARIOUS DEPARTMENTS OF THE CITY OF FINDLAY, OHIO COMMENCING JANUARY 1, 2019, AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Slough. Ayes: Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2018-047 and is hereby made a part of the record.

ORDINANCE NO. 2018-048 (*118 Center St 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 118 CENTER STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R3 SINGLE FAMILY, HIGH DENSITY" TO "R4 DUPLEX/TRIPLEX".

Councilman Slough moved to adopt the Ordinance, seconded by Councilman Wobser. Ayes: Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2018-048 and is hereby made a part of the record.

ORDINANCE NO. 2018-049 (*E Lincoln St ROW vacation*) requires three (3) readings **third reading adopted**
AN ORDINANCE VACATING A CERTAIN STREET RIGHT-OF-WAY (HEREINAFTER REFERED TO AS EAST LINCOLN STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Wobser. Ayes: Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2018-049 and is hereby made a part of the record.

ORDINANCE NO. 2018-054 (*Sandusky Street Waterline Extension to Dold Farms, Project No. 35780400*) requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2018-055 (*Blanchard River Greenway Trail extension*) requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2018-056 (*Miracle Field expansion*) requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2018-057 requires three (3) readings **second reading**
(*Concord Ct/Milton St/Summit St/Woodworth Dr/Merriweather Dr waterline replacement*)
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2018-058 (*Carrol St/Benton St vacation*) requires three (3) readings **first reading**
AN ORDINANCE VACATING A PORTION OF TWO (2) CERTAIN STREETS (HEREINAFTER REFERED TO AS CARROL STREET AND BENTON STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

First reading of the Ordinance.

ORDINANCE NO. 2018-059 (*221 Lima Ave rezone*) requires three (3) readings **first reading**
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 221 LIMA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY, MEDIUM DENSITY" TO "M2 MULTI-FAMILY, HIGH DENSITY".

First reading of the Ordinance.

ORDINANCE NO. 2018-060 (*239 E Foulke Ave rezone*) requires three (3) readings **first reading**
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 239 EAST FOULKE AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY, MEDIUM DENSITY" TO "R4 DUPLEX/TRIPLEX, HIGH DENSITY".

First reading of the Ordinance.

ORDINANCE NO. 2018-061 (*fire hydrants*) requires three (3) readings **first reading adopted**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilwoman Frische moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Harrington. Ayes: Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer. The Ordinance received its second and third readings. Councilwoman Frische moved to adopt the Ordinance, seconded by Councilman Slough. Ayes: Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-061 and is hereby made a part of the record.

ORDINANCE NO. 2018-062 (*Downtown Revitalization (Transportation Alternative Plan) Project*) requires three (3) readings **first reading adopted**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilwoman Frische moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Hellmann. Ayes: Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel. The Ordinance received its second and third readings. Councilwoman Frische moved to adopt the Ordinance, seconded by Councilman Slough. Ayes: Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-062 and is hereby made a part of the record.

ORDINANCE NO. 2018-063 (*HAN-Findlay FY19 Resurfacing (PID100185)*) requires three (3) readings **first reading adopted**
AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A PROJECT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE FY19 RESURFACING (PID 100185) PROJECT NO. 32884400, 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: Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough. The Ordinance received its second and third readings. Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Slough. Ayes: Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson. The Ordinance was declared adopted and is recorded in Ordinance volume XX, Page 2018-063 and is hereby made a part of the record.

ORDINANCE NO. 2018-064 (*HAN-Findlay FY2020 Resurfacing (PID100184)*) requires three (3) readings **first reading adopted**
AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A PROJECT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE FY2020 RESURFACING (PID 100184) PROJECT NO. 32884500, AND DECLARING AN EMERGENCY.

Councilwoman Frische moved to suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Slough. Ayes: Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough, Watson, Wobser. The Ordinance received its second and third readings. Councilwoman Frische 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 XX, Page 2018-064 and is hereby made a part of the record.

UNFINISHED BUSINESS:

OLD BUSINESS

City Auditor Staschiak addressed Councilman Hellmann's earlier question that it applies across the board to all City budgets. The seventy-five thousand dollars (\$75,000) flows back to the General Water Fund when receiving reimbursements. All revenues that come in, whether they are appropriated or reimbursed or just general revenues, go into the fund that they match to whether it be water, sewer, streets, or the General Fund. That happens because it is part of the state statutory budgetary process that says City Council, as the legislative authority, is the authority on what items are appropriated. So, when Council originally appropriated the money for the hydrants, it was spent once and the appropriation had been fulfilled.

To spend money again out of that line item, it would have to be re-appropriated whether it is collected or not. A simple advantage to that would be if money was tighter than it is in that fund. While this one is a very healthy fund, if it were a very unhealthy fund with the money flowing back into that line item when the reimbursements were received, and if it were coming out of a very good economic time, if there are two hundred (200) fire hydrants in stock, but the reality is that five (5) more hydrants are needed and thousands and thousands of dollars are tied up in supplies that the department bought that Council did not want appropriated, it would still be a part of the statutory controls that gives additional authority over what is going on. It comes back and applies to everything. It is government and is frustrating for everyone sometimes, but is part of the reason people confuse cash flow with revenue. Even if a department generates revenue, it does not always mean cash flow is positive. It is another way to make sure that when revenue is received, the cash flow is the way you want it to be whether it is subsidized or flows positively on its own.

Councilman Wobser asked if the water loop project that went out to One Energy's office and was going to go down to Whirlpool to improve their fire suppression system has been completed. Service Director/Acting City Engineer Thomas replied it has not. Councilman Wobser asked when that is going to be done. Service Director/Acting City Engineer Thomas replied the last time he talked to them, they said the County Engineer was looking at the plans for along Township Road 215. He wanted the waterline moved further away from the road, but the problem with that is that there are other utilities there, so they were looking at where they could place it or possibly get easements if they need one. The rest of it has been built from Distribution Drive up to their office. It is that stretch along the township that has not been constructed yet. Councilman Wobser asked if the part that is for their office is done. Service Director/Acting City Engineer Thomas replied it is. Councilman Wobser asked they have good water pressure there with that big pipe that we paid for but have not finished the rest of it. Service Director/Acting City Engineer Thomas replied we have not paid for any of it yet. Councilman Wobser asked if they do not get any of the money until it is finished. Service Director/Acting City Engineer Thomas replied that is correct.

Councilwoman Frische has talked with the County who has had the project sitting on their desk for six (6) months and have put it away because they represent the township. They were told that they didn't want them digging through the middle of the street and wanted them to take it off the side and have not heard anything since. She asked if that is something the City should follow up on. When Council passed that project, it was passed on an emergency because One Energy told us they needed that money because they started that project early before Council appropriated funds for that oversizing. It was passed on an emergency for them to continue business, but have not moved any money because they have not finished the project. She asked how long the money will sit there if the project is not going to continue to make that loop. Service Director/Acting City Engineer Thomas replied that he received a call from the County Engineer about the project and did talk to the engineering firm. The information he provided is what the engineering firm said. They had it shown off the edge of the road, the County wanted it further away from the road and are looking at where they could put it. Councilwoman Frische replied that she just wanted to point out that Council approved a project on an emergency before there was a solution. If Whirlpool does not have that desire to connect and share in that cost and nothing is completing that loop, Council should consider de-appropriating the money. It has been sitting there since October.

Councilman Harrington recently received a letter from the National League of Cities that Council is now a member of and asked if a City Councilmember has been nominated to represent us. It is something that Councilman Wobser suggested earlier this term. They have a summit in Los Angeles in November. Councilman Wobser replied that Council appropriated funds for two (2) people to go to that conference. He was going to bring it up in July to decide who wanted to go and take care of it then. Councilman Harrington pointed out that they have an early bird discount if done by July 15, 2018.

Councilman Wobser asked how the transition of CompManagement duties from the Auditor to the HR Director is going. Mayor Mihalik replied they are still making efforts to move forward to have a meeting with the Auditor's Office when their schedule will permit to sit down and talk about what the transition looks like and how they can work together to effectively manage the program that is in an advantageous position for our employees and our safety culture. Councilman Wobser asked both groups to get their calendars out and get moving on this one way or another and get it done. Both are duly elected officials, so he cannot tell them as another duly elected official to get their job done, but it is something that has been discussed at nauseam. He asked if the letter that was brought up earlier would have anything to do with this. If the Mayor can sign this, then she is an approval authority to do that and asked if the Auditor did not have the approval authority. Law Director Rasmussen replied the auditor is not a contracting officer of the City. He gets his authority from Council. Councilman Wobser asked what the limits are of the Mayor's contracting authority. Law Director Rasmussen replied Council has control over contracting when she has to expend funds. In this case, we have not even contracted. Councilman Wobser replied he thought it was stated we already signed a contract. Law Director Rasmussen replied it was stated four (4) or five (5) times last meeting that a contract has not been signed. We have only responded to an open invitation to enroll. There is still time to talk about this issue and have discussions with the Auditor's Office. We need to know who has the biggest and best pot of people which has a lot to do with what comes back into the coffers. Councilman Wobser asked if staying with CompManagement is still being considered. Law Director Rasmussen replied he will not speak for the Mayor, but that decision is to be made by July 31st, but would know a week or so before that because the last time the City sent them a form, they said they did not get it. A decision needs to be made at least a week before to give plenty of time to look at it. Both of these companies are still trying to organize their groups. CompManagement did have a head start by two (2) months. The OML had a really good first month having over three million dollars (\$3,000,000) in commission already. Hopefully, we will be able to find out exactly what the size of these groups are when it gets closer to the deadline date.

Councilwoman Frische asked the Mayor if she does or does not want to consider CompManagement after getting today's letter stating that they retained over seventy percent (70%) of the current group that the City has been in for many years. It weighs a lot in the decision. The discussions should not be just with the Auditor and the Mayor. The Appropriations Committee needs to be involved if we are going to enter into a contract that is spending money. Mayor Mihalik replied she has questions about the letter from CompManagement that was read tonight on its accuracy and truthfulness, so she reached out to OML and CareWorks to have a similar conversation with them to find out where they are at on their enrollment numbers. She finds it interesting that something like this is attracting so much attention. There is much to be had in terms of a TPA and MCO. It is vitally important to recognize that while CompManagement likes to say that they have saved us so much money, but with the changes we have made over the last six and a half (6 ½) years in creating a safety culture at the City of Findlay, that has had a significant impact on the dollar amount that we have been able to save over time. What goes into the calculation of the City's modification rate, first and foremost, it talks about the safety culture in the organization. HR Director Essex has been a huge part of that. Having him as our HR Director has been great. Councilman Niemeyer stated a couple of weeks ago that HR is a great spot for something like the management of Workers Comp and a lot just has to do with the fact that we are responsible for the employees that are covered here. We are trying to do what is best for the City of Findlay. Open communication is needed with our MCO and our TPA. For one reason or another, we were not getting that from either the Auditor or CompManagement. She is not looking back anymore.

She is looking forward to what is best for us as we make decisions relative to management of the City. She looks forward to the opportunity to have a meeting with the Auditor and his staff about how that best works together and hope to agree on a path forward. She is interested in doing some truth searching on the CompManagement letter because she does not know that it is accurate, but will find out. She would like to get a similar letter from CareWorks. There is a letter forthcoming from the Ohio Municipal League. The CompManagement letter states that the OML somehow breached their contract, but she thinks the OML would have a different opinion. She is unsure what is going on behind the scenes in all of this, but she ultimately wants to do the right thing and manage the three hundred fifty plus (350+) employees that we have at the City of Findlay and continue the refinement of the culture of safety which is what ultimately helps us save money. It is not just because of some consultant out of Columbus.

City Auditor Staschiak referred back to Councilman Wobser's question. He received an email request from the Mayor the day after the Council meeting and he replied that he would be happy to meet with her, but that he has a couple of things on his schedule that would keep him from doing it right now. He is hoping to meet within the next week or so. He also sent an email to the Appropriations stating that there is no reason for he and the Mayor to meet unless the Appropriations is or is not going to discuss this and get that answer. You have to look back to understand what the best choice would be because Workers' Comp is insurance. The insurance premium is based on the history of how it was managed. The cost of the TPA is roughly six thousand dollars (\$6,000). The cost of the MCO is nothing to us. The Law Director and the Mayor executed paperwork which chose an MCO for us for the next two (2) years. He is not in a position any more to advocate, nor does he think he should, for CompManagement. We need to listen to the groups to understand how the new relationship will work. The City has picked CareWorks for its MCO who is going to effectively manage the claims with the Bureau of Workers Compensation. The TPA is our advocate. CompManagement has done a wonderful job of doing that. Everything he has read looks good. He has no questions and would not question the ethics or statements that they have made, however, he does not think he is in a position to argue what the vendor should argue who can best manage on our behalf those claims, particularly since we have chosen a particular MCO for two (2) years. If the Appropriations wants to hear it, that would be great.

We can all hear the same information at the same time and Council would be able to vet it to be a proper public vetting. If they do not want to, then he and the Mayor will talk, but ultimately, based on what the Law Director has said, the Mayor is going to choose and sign the paperwork and will end up with a TPA and may end up with additional costs. He doesn't think there is going to be, but will see. It won't be known how much money we will potentially risk until down the road in the next one to five (1-5) years. There is more to it than what is being referred. As he said early on, he is concerned that everyone understands the relationships. The City would not have received the hundreds of thousands to millions of dollars in group retro savings that we received over the last several years if we did not have access to the group retro program that only existed in one place and was by invitation only. The City received an invitation to join that group which took a lot of work to get us into that position. He does not want us to underestimate and misjudge. He does not think the OML or the OAPT, the two groups that are finding out legally as to who controls what and who got breached and so forth, should not be picking for the City of Findlay. He thinks the City of Findlay should pick who is going to be our TPA. It is plain and simple. The best way to do that is to have them here and have them have it out. If Council wants to do so, let him know and he will schedule a meeting appropriately.

Councilman Shindledecker pointed out that he does not want to denigrate the importance of information, but it seems quite obvious from the discussion that the decision is going to be met by that side of the room. He sees no reason to have the Appropriations Committee hear from these two (2) organizations. The decision is going to come from over there, so he does not see the necessity.

Councilman Harrington would like to see the numbers as he is a black and white type of guy. It sounds like they are both organizations that are working on getting a proposal to us that will have specifics. What if's are just that. If he could see into the future, he'd be going to the racetrack every single day, but that is not the case. You have to look at the organizations and the services they provide and the history and let City Council see that information. That way, the Mayor, City Auditor, and Council can make the decision based on facts, not an innuendo, not a letter which is a letter that will no doubt be responded to by the other party. We just need the facts.

Mayor Mihalik pointed out that the Administration has a couple of examples of legislation for high grass on large lots for Council to decide where they want to go with it. She is indifferent to it. She has received some phone calls from a particular neighborhood who are upset about the inaction of one particular property owner. Those who have called tell her they feel as though they are unrepresented and that nobody cares about how they feel and how one person's actions are affecting their ability to enjoy their property. She would like Council to review the example legislation and decide what they want to do with it, determine if constituents would or would not support it, and for Council to work with the Law Director on it to work it through the system like the legislative body is supposed to do, and then the City will enforce it. The City needs to be responsive to some of the concerns the neighbors have. It is becoming more of a political drama than it is effective governing at this point. She asked Council what they want to do and where they want these example ordinances to go. Councilman Russel asked if the PLANNING AND ZONING COMMITTEE should review it as it seems like it is more about zoning. Mayor Mihalik asked if chickens and domestic farm animals could also be addressed. Councilman Harrington replied that PLANNING AND ZONING COMMITTEE would be more than happy to look on the ordinances on the large lot mowing, but have no desire to look at a chicken ordinance. They did that the last term and studied it thoroughly and determined that there are health ordinances that would help situations like what Ms. Burr is going through. Some of the conversations that were had the last time it was discussed were had by some of the chicken advocates and those who have farm animals as pets who were very vocal. When someone runs into a situation like what Ms. Burr has is the exception rather than the rule. He has not heard about the rabbit issue, but has heard about some of the chicken coop situations that have gotten smelly. Those went through the Health Department. He would be more than happy to put the mowing item on the PLANNING AND ZONING COMMITTEE agenda. Mayor Mihalik replied that the Health Department has been helpful in past. In some instances, they do not have the jurisdiction to deal with it. For instance, there is a manure pile at a property by the fair grounds that is about five feet (5 ft) high about twenty feet (20 ft) wide that has just sat there and has been there during rain storms. It impacts the neighbors. The City talked with the Health Department about it who told us that Soil and Water will take care of it. The EPA is now telling us that we have to deal with it relative to our storm water management practices. We should not allow people to have massive piles of manure anywhere in the City of Findlay as it impacts people's health. She is unsure where the line is drawn at the Board of Health, but it is worth looking at. We are not talking about regulating a couple of hens, we are talking about fifty to one hundred (50-100) chickens. There has to be a limit for all animals. There have been discussions in the past about a few chickens here and there, and even a rooster that kept someone up, but that is not what we are talking about here. This is about massive quantities of livestock in the City that are not properly maintained.

Councilman Harrington asked if something like this would be considered agricultural under the current zoning ordinances. It sounds like a farm operation and if so, they would be in violation of the Zoning Code. Law Director Rasmussen replied that those were the discussions that took place before. Those discussions were not for just a few chickens that laid eggs for their personal consumption and those that were well taken care of, or horses that are sitting in barns, or goats. At that time, there was no need to regulate it, but now there is someone who has about one hundred fifty (150) who was going to butcher and sell one hundred (100) of them for one dollar (\$1.00) a piece.

He is happy to draw up legislation, but in the past, Council has not wanted it. Councilman Harrington replied that he sat on that AD HOC COMMITTEE with former Councilwoman Spence who chaired it when it was discussed in the past. It tended to morph into numbers of cats and dogs and always came back to the Health Department. Everything the AD HOC COMMITTEE discussed came back to an issue (i.e. odor, feces, and the effects from those) which obviously is a health hazard. He asked if there is something in the Ordinances that would give some strength to the Health Department through the Municipal Court to remedy these types of situations. If not, he has no problem with sitting down and discussing it. There should be something out there for it. He does not want to run into the same situation that that happened before because of the very strong advocates on the pet population with ducks, rabbits, chickens and chicken coops. Conversations with the committee included a horse living in a garage on Allen Street which was totally legal in the City of Findlay. A person who had over thirty (30) cats living in their house was also a topic back then and what health hazards that would cause. It always boiled down to the Health Department. He welcomes the legislation that is constructive that seeks both sides of the conversation. It should take care of the situation that Ms. Burr is dealing with which is a no-brainer, just like a pile of manure. The Health Department should have the where-for-all to handle it. Mayor Mihalik replied the Administration will talk with the Health Department and if they do not, in fact, have the ability to enforce it, then we will look at ways that the City can enforce it.

City Auditor Staschiak addressed a couple of questions still left unanswered: when he will be able to meet with the Mayor on the Workers Comp issue. He asked if the APPROPRIATIONS COMMITTEE will be looking at the Workers Comp issue. The answer to that will allow him to move forward. Councilman Russel replied he does not understand whether the APPROPRIATIONS COMMITTEE meets or not would determine whether the City Auditor and the Mayor can have a conversation. If he is looking for the APPROPRIATIONS COMMITTEE approval for him to talk to the Mayor, then he on behalf of the APPROPRIATIONS COMMITTEE would approve of the City Auditor having conversations with the Mayor about doing what is best for City employees in terms of Workers Compensation. City Auditor Staschiak replied that is not his question. The question is if the APPROPRIATIONS COMMITTEE is going to meet to hear presentations from the two (2) vendors on Workers Comp based on both of them providing presentations so that clear facts are presented to Council through the APPROPRIATIONS COMMITTEE. If they do so, that tells him what to do and can convene then at a set time. If not, he can set a different timeframe to it. He asked for a yes or no if the APPROPRIATIONS COMMITTEE will be meeting on that subject. Councilman Russel replied that he still does not understand how that meeting changes how the City Auditor would approach the question. At this time, he does not have any consensus from the members of the APPROPRIATIONS COMMITTEE to meet, so at the present time, there are no plans. With the City Auditor's question now answered, he asked him if he will be meeting with the Mayor. City Auditor Staschiak replied he will schedule something presently.

NEW BUSINESS

Councilman Watson noted that he is the Council Representative that sits on the Blanchard River Water Partnership that meets once a month at the Hancock County Engineer's Office. They are focused on water quality. They are wanting to apply for a grant that they have to create a nine (9) element plan to focus on the sediments at the Riverside Dam. They would like to get a letter of support from Council allowing them to apply for that grant. It will not be an additional disbursement of funds and they are not asking for anything additional. The County Commissioners have already written a letter in support of this. He wanted to give Council a heads up that the request will be in an upcoming Council packet.

Councilman Shindledecker acknowledged the passing of Jim Knott. He was extremely active in the business community, civic community and in government. He served on City Council in the 1970s. Councilman Shindledecker recalled on the first day of the Blizzard of 1978 that Mr. Knott drove his snowmobile on Main Street to pick him up from his home to take him to the radio station. That was one of dozens of services that he provided. He was a fine representative of our community. He will be missed. Councilman Russel echoed Councilman Shindledecker. He knew Mr. Knott through the Findlay Kiwanis where he had fifty-three (53) years of perfect attendance. In fact, he was awarded his fifty-third year pin just last week at a special board meeting of the Findlay Kiwanis. He was also known as Frisky the Clown. He knew no strangers. He was actively involved with the BNI in Findlay. He was a Shriner's Clown and a long time Kiwanian. He was a downtown business owner, known as the Lamp Doctor. He was a special person who made Findlay great. He will be missed.

Councilwoman Frische noted that constituents are comparing the boulders on Main Street to mailboxes that are stationary in the right-of-way, meaning when they build them in/brick them in, that they are not legal because if someone were to hit them, the property owner would be liable because it is in the right-of-way. She asked if the City is opening themselves up for liability. Someone witnessed a semi driver drive over top of a boulder in the landscaping at the corner of Main Street and Main Cross. The semi got stuck and pulled itself off taking the boulder to the ground. Safety Director Schmelzer replied that both the old and newer boulders have been run over by trucks. Councilwoman Frische added that it shows a risk to pedestrians when semis are making the turns. She asked if the City would have a liability. All she found in the City ordinances is that there is a two foot (2 ft) limit of height from the ground up. The boulders are getting hit and people are questioning if there is a liability for the City and if it is a safety issue. Law Director Rasmussen replied it is our public right-of-way and we can put the boulders in the public right-of-way. We are trying to protect our right-of-way from motorists driving in them. Once someone goes through them, then everyone else is allowed to follow and go through them. Once everything is done, maybe we can re-route some traffic out and around which may help somewhat. You can sit there and watch twenty (20) drivers who have no problems making those turns. If a mailbox is put in the right-of-way and someone hits it, it would not be the City's or the property owner's fault. Councilwoman Frische replied they are supposed to be break away. All she saw in the City's landscaping ordinance is the two feet (2 ft) height limit in the right-of-way. If the boulders are in compliance and we cannot change the route of semis or over-size loads, what can be done. Law Director Rasmussen replied if someone hits a boulder, they are already off the road and are not supposed to be driving off the road. Councilwoman Frische replied it is the turns that are causing the issues. She asked if the City is liable. Law Director Rasmussen replied no we are not liable.

Mayor Mihalik brought to Council's attention that Safety Town no longer exists and that the Hancock County Sheriff's Office, Findlay Police Department, Findlay Fire Department, and Hanco have developed a new program called "Camp 911". It kicked off today out at Fire Station #4 with about fifty (50) campers learning about fire safety, water safety, stranger danger, and safety things that were previous covered at Safety Town (i.e. bike safety). It is pretty cool to see some of our kids learning from the best and brightest in public safety including Beth Baker from the Sheriff's Office, Chief Eberle and Kevin Shenise from the Findlay Fire Department, Brian White from the Findlay Police Department, Rob Martin and all of his crew over at Hanco. Even though Safety Town no longer exists, in true Findlay formula style, we came back with a new program called Camp 911 that kicked off today and will run through the rest of the week. Councilwoman Frische asked if it is on the City's website that could be shared with the public or where that information is. Mayor Mihalik replied there were social media marketing affiliated with it, but she will find it and send it to her.

Councilman Hellmann asked if the legislation for the Ohio Department of Transportation that was passed tonight will include sidewalks. Service Director/Acting City Engineer Thomas replied it is the money that the City gets annually from ODOT from the MPO program. The City of Findlay is not an MPO, but are one of the five (5) largest cities in the State that is not an MPO, so money is also awarded to that. That money is used for curb repairs and ADA ramps that are not compliant since the rules do change over the years. The Ordinances passed tonight are just to apply for the grant. The City receives the money year after year. He was going to have it on the last Council agenda, but did not think he needed it for them, but determined he did so that is why it was on tonight's agenda. Councilman Hellmann asked if this is part of 236. Service Director/Acting City Engineer Thomas replied that 2019 is going to be curb work and resurfacing on Production Drive and Industrial Drive. 2020 is to widen 236 out between Tiffin Avenue and 568. It will include a bike path or multi-use trail.

Councilwoman Frische pointed out that she is not the chair and that Councilman Russel is of the Income Tax Board, and that the last meeting was a non-scheduled meeting that she thought would be good to give some background to Council on what was going on. The City Auditor was not present for that meeting. The Village of Carey is interested in moving their tax collection over to the City of Findlay to manage. They currently do that with a company out of Cleveland. They had looked at Regional Income Tax Authority (RITA) in the past, but thought there was better benefit with having the Cleveland company do it, but that did not seem to pan out, so now they have the opportunity to have that done through the City and have Andrew's group manage it. They do not need to enter into any type of agreement to allow the City to do that, but in the past, contracts were renewed through legislation. Carey has to make a decision by July 1st, so they are taking it to their Council. Councilman Russel pointed out that he is not the President of the Income Tax Board. Councilwoman Frische replied that she stated he is the chair of the committee. Mayor Mihalik replied she is. Councilwoman Frische added that Councilman Russel is the Council representative which is why she said that. He is a voting member. She asked the Mayor to add anything she might have left out as it is important to debrief Council on this. Mayor Mihalik replied that it is a similar arrangement that the City has with Mt. Cory, Vanlue, and the Village of Arlington. The City of Findlay is happy to help out the Village of Carey.


Councilman Wobser asked if the City will have to add employees for this service. Mayor Mihalik replied no. Councilman Wobser pointed out that the Income Tax Administrator showed them eighty (80) slides and stated how busy he was. Mayor Mihalik replied we do not have to add employees.

Mayor Mihalik is forming a Complete Count Committee to help with the census for 2020. She would like to have Council-At-Large members as a part of that committee. The committee is going to be communicating the importance of participating in the census. Population dictates a lot of things such as equal representation, the amount of funding we get from the Federal Government and State Government relative to programs. She does not recall ever having a Complete Count Committee in the past. It will help raise awareness of the census and will help motivate every household to participate. We have a lot to gain by doing this. There are undercounted populations that need to be counted properly. She will be sending the At-Large Councilmembers a letter to participate on the committee.

Councilman Slough made a motion to excuse the absence of Councilman President Monday, seconded by Councilman Harrington. All were in favor. Filed.

Councilman Hellmann noted that some of the testimony that he heard that our Zoning Ordinance needs to be tightened up, enforced, and made a little stricter based on some of the comments heard tonight in terms of noise, vibration, hours of operation, and number of animals allowed. None of those are types of uses our Zoning Ordinance ought to permit. Whether that requires some research to update it or need to talk to the Planning Commission, it should be done. It is our residents that are being affected by that. Someone should not be permitted to run a slaughterhouse in their back yard.

President Pro-Tem Russel adjourned Council at 9:10pm.



CLERK OF COUNCIL



PRESIDENT OF COUNCIL PRO-TEM