

FINDLAY CITY COUNCIL AGENDA

REGULAR SESSION

January 2, 2013

COUNCIL CHAMBERS

ROLL CALL of 2012-2013 Councilmembers

PLEDGE OF ALLEGIANCE

MOMENT OF PRAYER

ACCEPTANCE OR CHANGES OF MINUTES AND PUBLIC HEARINGS:

Acceptance or changes to the December 18, 2012 Regular Session City Council meeting minutes.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA – none.

PROCLAMATION – none.

RECOGNITION/RETIREMENT RESOLUTIONS – none.

WRITTEN COMMUNICATIONS – none.

ORAL COMMUNICATIONS – none.

PETITIONS – none.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Service-Safety Director Paul Schmelzer – 2012 Sewer Cleaning (large diameter), project 35620200

By authorization of Ordinance No. 2012-007, bids were opened for this project on December 12, 2012. Bids were received from three (3) potential contractors, and the City is now ready to award a contract. This project is included in the 2012 Capital Improvements Plan, but needs to be carried over into 2013 due to the timing of the bid process. Legislation to appropriation funds is requested. Ordinance No. 2013-002 was created.

Mayor Lydia Mihalik – Appointment of Hancock Metropolitan Housing Authority Board

Mayor Mihalik appointed Charles Rogers to serve on the Board of Commissioners for the Hancock Metropolitan Housing Authority. This appointment will be effective through December 31, 2017. The appointment does not require Council's confirmation.

COMMITTEE REPORTS – none.

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 044-2012 (CRA #1)

Tabled

first reading on 9/4/12 – requires Council motion to be lifted from table

A RESOLUTION AMENDING RESOLUTION NO. 33-1987, AS AMENDED BY RESOLUTION NO. 37-1988, BY INCLUDING AN ADDITIONAL AREA WHICH IS CONTIGUOUS TO THE AREA ALREADY DEFINED IN SAID REINVESTMENT AREA.

RESOLUTION NO. 045-2012 (CRA #2)

Tabled

first reading on 9/4/12 – requires Council motion to be lifted from table

A RESOLUTION AMENDING RESOLUTION NO. 38-1988, AS AMENDED BY RESOLUTION NO. 23-1990, AS AMENDED BY RESOLUTION NO. 38-1990 (TO CORRECT ERRORS IN THE LEGAL DESCRIPTION) BY INCLUDING AN ADDITIONAL AREA WHICH IS CONTIGUOUS TO THE AREA ALREADY DEFINED IN SAID REINVESTMENT AREA.

RESOLUTION NO. 001-2013

First reading

A RESOLUTION REQUESTING THE COUNTY AUDITOR TO MAKE TAX ADVANCES DURING THE YEAR 2013 PURSUANT TO OHIO REVISED CODE §321.34.

RESOLUTION NO. 002-2013

First reading

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

ORDINANCES

ORDINANCE NO. 2012-090 (1100 Interstate Dr rezone)

Tabled

tabled at third reading on 11/20/12 – requires Council motion to be lifted from table

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 1100 INTERSTATE DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "C1 LOCAL COMMERCIAL DISTRICT" TO "C2 GENERAL COMMERCIAL DISTRICT".

ORDINANCE NO. 2012-099 (1112 Lima Avenue rezone)

Third reading

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 1112 LIMA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "I-2 GENERAL INDUSTRIAL" TO "C-2 GENERAL COMMERCIAL".

ORDINANCE NO. 2012-100

Tabled

Mayor referred this to the 1/8/13 Appropriations Committee meeting during the 12/18/2012 City Council meeting

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT WITH HANCOCK COUNTY EMERGENCY MANAGEMENT AGENCY TO DEVELOP AN EMERGENCY OPERATION PLAN THAT WILL ENCOMPASS ALL POLITICAL SUBDIVISIONS OF HANCOCK COUNTY, DEVELOP A TRAINING PROGRAM, AND COORDINATE THE EMERGENCY MANAGEMENT ACTIVITIES OF ALL THE POLITICAL SUBDIVISIONS ACCORDING TO THE DUTIES AND REQUIREMENTS OF SECTION 5502.27 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2012-105 (HRPC RLF – waiting on revised hour log)

Second reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2013-001

First reading

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FINDLAY, OHIO, DURING FISCAL YEAR ENDING DECEMBER 31, 2013, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2013-002

First reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2013-003

First reading

AN ORDINANCE AMENDING CHAPTER 193.12 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS

- OLD BUSINESS
- NEW BUSINESS



Office of the Mayor

Lydia L. Mihalik

318 Dorney Plaza, Room 310
Findlay, OH 45840
Telephone: 419-424-7137 • Fax: 419-424-7245
www.findlayohio.com

Paul E. Schmelzer, P.E., P.S.
Service-Safety Director

December 28, 2012

Honorable City Council
Findlay, Ohio

RE: 2012 Sewer Cleaning (Large Diameter), Project No. 35620200

Dear Council Members:

By authorization of Ordinance 2012-7, bids were opened for the above-referenced project on December 12, 2012. Bids were received from three potential contractors, and we are now ready to award a contract. The project was included in the 2012 Capital Improvements Plan but needs to be carried over into 2013 due to the timing of the bid process.

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

FROM:	Sewer Fund	\$45,000
TO:	2012 Sewer Cleaning (Large Diameter) Project #35620200	\$45,000

Thank you for consideration in this matter.

Sincerely,

Paul E. Schmelzer, P.E., P.S.
Service-Safety Director

pc: Donald J. Rasmussen, Director of Law
Jim Staschiak II, City Auditor
Engineering Department
File



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December 28, 2012

Honorable City Council
City of Findlay, Ohio

RE: Appointment to Hancock Metropolitan Housing Authority Board

Dear Council Members:

This is to inform you that I am reappointing Charles Rogers to serve on the Board of Commissioners for the Hancock Metropolitan Housing Authority.

Mr. Rogers has expressed a desire and willingness to continue to serve the community in this capacity. This appointment will be effective through December 31, 2017.

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

Sincerely,

Lydia L. Mihalik
Mayor

cc: Charles Rogers
Hancock Metropolitan Housing Authority
File

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
January 2, 2013**

RESOLUTION NO. 044-2012 (CRA #1)
*tabled at 9/4/12 City Council meeting after 1st reading
requires Council motion to be lifted from table*

A RESOLUTION AMENDING RESOLUTION NO. 33-1987, AS AMENDED BY RESOLUTION NO. 37-1988, BY INCLUDING AN ADDITIONAL AREA WHICH IS CONTIGUOUS TO THE AREA ALREADY DEFINED IN SAID REINVESTMENT AREA.

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requires Council motion to be lifted from table*

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ORDINANCE NO. 2012-090 (1100 Interstate Dr rezone)
*tabled at 11/20/12 City Council meeting after 3rd reading
requires Council motion to be lifted from table*

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 1100 INTERSTATE DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "C1 LOCAL COMMERCIAL DISTRICT" TO "C2 GENERAL COMMERCIAL DISTRICT".

ORDINANCE NO. 2012-099 third reading
(1112 Lima Avenue rezone)

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 1112 LIMA AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "I-2 GENERAL INDUSTRIAL" TO "C-2 GENERAL COMMERCIAL".

ORDINANCE NO. 2012-100
Mayor referred this to the 1/8/13 Appropriations Committee mtg

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT WITH HANCOCK COUNTY EMERGENCY MANAGEMENT AGENCY TO DEVELOP AN EMERGENCY OPERATION PLAN THAT WILL ENCOMPASS ALL POLITICAL SUBDIVISIONS OF HANCOCK COUNTY, DEVELOP A TRAINING PROGRAM, AND COORDINATE THE EMERGENCY MANAGEMENT ACTIVITIES OF ALL THE POLITICAL SUBDIVISIONS ACCORDING TO THE DUTIES AND REQUIREMENTS OF SECTION 5502.27 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2012-105 second reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.



City of Findlay

Office of the Director of Law

318 Dorney Plaza, Room 310
Findlay, OH 45840
Telephone: 419-429-7338 • Fax: 419-424-7245

Donald J. Rasmussen
Director of Law

JANUARY 2, 2013

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, JANUARY 2, 2013 MEETING.

RESOLUTIONS

- 001-2013 A RESOLUTION REQUESTING THE COUNTY AUDITOR TO MAKE TAX ADVANCES DURING THE YEAR 2013 PURSUANT TO OHIO REVISED CODE §321.34.
- 002-2013 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).

ORDINANCES

- 2013-001 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FINDLAY, OHIO, DURING FISCAL YEAR ENDING DECEMBER 31, 2013, AND DECLARING AN EMERGENCY.
- 2013-002 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2013-003 AN ORDINANCE AMENDING CHAPTER 193.12 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 001-2013

A RESOLUTION REQUESTING THE COUNTY AUDITOR TO MAKE TAX ADVANCES DURING THE YEAR 2013 PURSUANT TO OHIO REVISED CODE §321.34.

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

SECTION 1: That the County Auditor be and he is hereby requested to draw from the County Treasurer to pay on such draft to the Treasurer of the City of Findlay, Ohio, such money as may be in the County Treasury from time to time during the year 2013, to the account of the City of Findlay, Ohio, and lawfully applicable to the purpose of the current fiscal year in which such request is made, such payments to be made from time to time as the Auditor of City of Findlay, Ohio, may request.

SECTION 2: That the Clerk of Council be and she is hereby directed to transmit a certified copy of this Resolution to the Auditor of Hancock County, Ohio.

SECTION 3. This Resolution shall take effect and be in force from and after the earliest period provided by law.

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

RESOLUTION NO. 002-2013

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

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

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

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

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

OVER PURCHASE ORDER/NO PURCHASE ORDER- COUNCIL AUTHORIZATION

VENDOR	VOUCHER	ACCOUNT	DEPARTMENT NAME	AMOUNT	REASON FOR EXPENSE	WHY
HANCOCK REGIONAL PLANNING COMMISSION	108603	31922100- 441100	PROJECT	15000.00	PLANNING ACTIVITY	NO PURCHASE ORDER WRITTEN



December 28, 2012

TO: Findlay City Council Members
FROM: Matt Cordonnier, Interim Director *MC*
RE: HRPC Invoice for FY2011 Formula Grant Activity - Planning

HRPC submitted an invoice in the amount of \$15,000 to the City of Findlay for services related to the FY2011 Formula Grant Activity - Planning. The Planning Activity was to prepare a Neighborhood Plan that would identify flood prone properties and identify potential improvements to the low to moderate income area. This invoice represents the work done to date associated with the Neighborhood Plan through December 2012. The neighborhood consists mainly of Census Tract 8, Block Groups 1 and 2. This area is located between Tiffin Avenue and the Blanchard River extending east to McManness and west to Main Street.

If you have any questions regarding this invoice, please contact me at 419-424-7094.

ORDINANCE 2013-001

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FINDLAY, OHIO, DURING FISCAL YEAR ENDING DECEMBER 31, 2013, AND DECLARING AN EMERGENCY.

Be it ordained by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That to provide for the current expenses and other expenditures of the City of Findlay, Ohio, during the fiscal year ending December 31, 2013, the following sums be and they are hereby set aside and appropriated as follows:

SECTION 2: That there hereby be appropriated from the General Fund the following:

Council	21001000 – personal services	\$	111,590.00
	21001000 – other		24,743.00
Mayor's Office	21002000 – personal services		205,758.00
	21002000 – other		9,297.00
Auditor's Office	21003000 – personal services		453,243.00
	21003000 – other		74,102.00
Treasurer's Office	21004000 – personal services		7,591.00
	21004000 – other		3,005.00
Law Director	21005000 – personal services		456,189.00
	21005000 – other		142,106.00
Municipal Court	21006000 – personal services		1,312,295.00
	21006000 – other		195,504.83
Civil Service Office	21007000 – personal services		67,850.00
	21007000 – other		20,165.00
Planning & Zoning	21008000 – other		102,640.00
Computer Services	21009000 – personal services		252,734.56
	21009000 – other		61,532.00
General Expense	21010000 – other		1,894,130.00
Police Department	21012000 – personal services		6,418,365.00
	21012000 – other		468,227.00
Disaster Services	21013000 – other		38,904.00
Fire Department	21014000 – personal services		6,437,352.00
	21014000 – other		351,526.00
Dispatch Center	21015000 – personal services		838,606.00
	21015000 – other		118,304.00
N.E.A.T.	21016000 – personal services		79,835.00
	21016000 – other		25,556.00

ORDINANCE 2013-001

Human Resources	21018000 – personal services	120,441.00
	21018000 – other	57,122.00
W.O.R.C.	21019000 – personal services	65,389.00
	21019000 – other	266,164.00
Service Safety Director	21020000 – personal services	157,619.00
	21020000 – other	53,271.00
Engineering Department	21021000 – personal services	723,702.00
	21021000 – other	97,629.00
Public Building	21022000 – personal services	82,650.00
	21022000 – other	199,507.00
Health Department	21030000 – personal services	1,053,512.00
	21030000 – other	347,859.00
Zoning	21032000 – personal services	106,641.00
	21032000 – other	10,137.00
Parks Maintenance	21034000 – personal services	201,625.00
	21034000 – other	103,417.00
Reservoir Recreation	21035000 – other	3,911.00
Recreation Functions	21041000 – personal services	382,121.00
	21041000 – other	431,267.00
Cemetery Department	21046000 – personal services	222,768.00
	21046000 – other	42,369.00
GENERAL FUND TOTAL		\$ 24,900,271.39

SECTION 3: There hereby be appropriated from the Special Revenue Funds the following:

SCM&R Streets	22040000 – personal services	\$ 1,765,725.00
	22040000 – other	453,718.00
Traffic Signals	22043200 – personal services	128,150.00
	22043200 – other	93,484.00
SCM&R Hiways	22045000 – other	92,520.00
Law Enforcement Trust	22060000 – other	714.00
Drug Law Enforc Trust	22065000 – other	581.00
I. D. Alcohol Treatment	22070000 – other	120,000.00
Enforcement/Education	22075000 – other	60,369.00
Court Special Projects	22079000 – personal services	96,713.00
	22079000 – other	193,320.00
Court Computerization	22080000 – other	101,568.00
METRICH Drug Law Enf	22081000 – other	2,464.00
Alcohol Monitoring	22082000 – other	62,000.00
Mediation Services	22083000 – other	6,500.00

ORDINANCE 2013-001

Electronic Imaging	22084000 – personal services	53,920.00
	22084000 – other	17,000.00
Severance Payout Res.	22090000 – personal services	50,000.00
C I T Administration	27047000 – personal services	187,001.00
	27047000 – other	15,533,640.00
Police Pension	27078000 – other	261,637.00
Fire Pension	27079000 – other	261,637.00
SPECIAL REVENUE		
FUND TOTAL		\$ 19,542,661.00

SECTION 4: There hereby be appropriated from the CIT Capital Improvements/Debt Service Fund the following:

Crystal/Melrose DS	23035000 – other	\$ 7,200.00
'04 Ref '96 Fire Issue DS	23045000 – other	204,225.00
Energy Bonds Ser A DS	23056000 – other	73,669.24
Energy Bonds Ser B DS	23056100 – other	27,972.28
HRC Land Purchase DS	23060000 – other	99,630.00
HRC Rehab 08 Issue DS	23060100 – other	127,630.00
CR236 Land 08 Issue DS	23060200 – other	38,807.50
CR236 Widen 08 Issue	23060300 – other	166,056.26
5-Plex 08 Issue DS	23060400 – other	217,962.50
Howard St Improv DS	23065000 – other	7,483.12
DEBT SERVICE FUND		
TOTAL		\$ 970,635.90

SECTION 5: There hereby be appropriated from the Capital Improvement Funds the following:

Muni Court Improvement	24020000 – other	\$ 391,300.00
CAPITAL		
IMPROVEMENT FUND		
TOTAL		\$ 391,300.00

ORDINANCE 2013-001

SECTION 6: There hereby be appropriated from the enterprise funds the following:

Airport Operations	25010000 – personal services	\$	340,310.00
	25010000 – other		856,144.00
Sanitary Sewer Maint	25048000 – personal services		844,783.00
	25048000 – other		186,657.00
Stormwater Maintenance	25049500 – personal services		147,970.00
	25049500 – other		109,519.00
Water Treatment	25050000 – personal services		1,135,867.00
	25050000 – other		1,017,261.00
Main Street W/L DS	25050200 – other		6,961.32
Sherman Park W/L DS	25050600 – other		10,000.00
CR 144 W/L DS	25050700 – other		9,242.96
Broad Ave W/L DS	25050800 – other		10,000.00
W Melrose W/L DS	25050900 – other		9,679.50
Center Street W/L DS	25051000 – other		7,925.00
2003 Water Refunding	25051500 – other		324,605.00
1 st , 2 nd , 3 rd W/L DS	25051700 – other		1,529.88
'04 Ref '96 Wtr Issue	25051900 – other		174,462.50
'11 Wtr Refunding DS	25052400 – other		252,397.50
OWDA WTP Improvemt	25052600 – other		275,581.34
OWDA '09 Clearwell DS	25052700 – other		10,534.20
Water Distribution	25053000 – personal services		1,073,597.00
	25053000 – other		392,410.00
2001 EPA Loan DS	25060200 – other		213,556.18
2000 EPA Loan DS	25060300 – other		2,449,506.68
'04 Ref '96 Swr Issue DS	25060900 – other		762,612.50
Water Pollution Control	25061000 – personal services		1,299,104.00
	25061000 – other		1,623,242.00
Utility Billing	25072000 – personal services		712,525.00
	25072000 – other		427,686.00
Supply Reservoir	25073000 – personal services		114,590.00
	25073000 – other		483,423.00
Parking Facilities	25075000 – personal services		83,905.00
	25075000 – other		17,836.00
Swimming Pool	25076000 – personal services		16,649.00
	25076000 – other		30,359.00
ENTERPRISE FUND			
TOTAL			\$ 15,432,431.56

ORDINANCE 2013-001

SECTION 7: There hereby be appropriated from the Internal Service Funds the following:

Int Serv – Central Stores	26063000 – other	\$	26,300.00
Self Insurance	26066000 – other		73,000.00
INTERNAL SERVICE			
FUND TOTAL		\$	99,300.00

SECTION 8: There hereby be appropriated from the Trust and Agency Funds the following:

Cemetery Trusts	27086000 – other	\$	1,400.00
Private Trusts	27087000 – other		2,000.00
TRUST AND AGENCY			
FUND TOTAL		\$	3,400.00

SECTION 9: There hereby be appropriated from the Special Assessments Funds the following:

Spec Assmt Sidewalks	28020000 – other	\$	9,756.53
Spec Assmt Storm Sewer	28030000 – other		27,418.04
SPECIAL ASSESSMENT			
FUNDS TOTAL		\$	37,174.57
TOTAL OPERATING			
FUNDS		\$	61,377,174.42

SECTION 10: That the City Auditor is hereby authorized to draw warrants on the City Treasurer for payment from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore or an ordinance or resolution of the Council to make the expenditures provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance.

SECTION 11: This ordinance is subject to review and amendments by the City Council if and when it becomes apparent the expenditures for 2013 may exceed the certificate of resources.

ORDINANCE 2013-001

SECTION 12: The City Auditor is hereby authorized to debit various accounts within a particular department for charges incurred by said department up to the amount appropriated to that department without the necessity of transferring funds within an appropriated fund.

SECTION 13: That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason that it is immediately necessary to appropriate said money to insure the continued operation of essential City functions;

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

President of Council

Mayor

Passed _____

Attest _____
Clerk of Council

Approved _____

ORDINANCE NO. 2013-002

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM: Sewer Fund (stormwater restricted account)	\$ 257,489.00
TO: Sewer Fund	\$ 257,489.00
FROM: Sewer Fund	\$ 10,000.00
TO: Law Director #21005000-441403	\$ 10,000.00
FROM: Sewer Fund	\$ 45,000.00
TO: 2012 Sewer Cleaning (large diameter) Project #35620200	\$ 45,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate said funds to unrestrict stormwater funds to support stormwater maintenance budget presented in Ordinance No. 2013-001, and to pay for legal costs associated with negotiating and/or administering the sewer bargaining contract, so that the 2012 Sewer Cleaning (large diameter), Project No. 35620200 may be carried over into 2013 due to the timing of the bid process,

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2013-003

AN ORDINANCE AMENDING CHAPTER 193.12 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the Council desires to reallocate City Income Tax funds, effective January 1, 2013.

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

SECTION 1: That Chapter 193.12 of the Codified Ordinances of the City of Findlay, Ohio which reads as follows:

193.12 ALLOCATION OF FUNDS.

Effective January 1, 2012 funds collected under the provision of this chapter shall be deposited in the City Income Tax Administration Fund, and the funds shall be disbursed as follows.

- (a) The part necessary to defray all costs of collecting the taxes, and the cost of administering and enforcing the provisions hereof.
- (b) Six hundred thousand dollars (\$600,000.00) shall be disbursed, appropriated, and allocated to the Capital Improvements/Flood Mitigation Account for 2012.
- (c) The balance shall be disbursed, appropriated, and allocated as follows.
 - (1) Ninety percent (90%) to the General Fund.
 - (2) Ten percent (10%) to the CIT- Capital Improvement Fund.
- (d) A special windfall tax collection provision is hereby enacted and defined as being business income tax collections that exceed the Auditor's estimate for business income tax collections for that calendar year. In such an event, fifty percent (50%) of the windfall collections shall be allocated and go to the rainy day fund, and the other fifty percent (50%) shall be allocated and go to the Capital Improvements Fund. When the balance in the Rainy Day Fund reaches one million dollars (\$1,000,000.00), all windfall collections received thereafter are hereby allocated to the Capital Improvements Fund.

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

193.12 ALLOCATION OF FUNDS.

Effective January 1, 2013 funds collected under the provision of this chapter shall be deposited in the City Income Tax Administration Fund, and the funds shall be disbursed as follows.

- (a) The part necessary to defray all costs of collecting the taxes, and the cost of administering and enforcing the provisions hereof.
- (b) The balance shall be disbursed, appropriated, and allocated as follows.
 - (1) Eighty-four percent (84%) to the General Fund.
 - (2) Sixteen percent (16%) to the CIT- Capital Improvement Fund.
- (c) A special windfall tax collection provision is hereby enacted and defined as being business income tax collections that exceed the Auditor's estimate for business income tax collections for that calendar year. In such an event, fifty percent (50%) of the windfall collections shall be allocated and go to the rainy day fund, and the other fifty percent (50%) shall be allocated and go to the Capital Improvements Fund. When the balance in the Rainy Day Fund reaches one million dollars (\$1,000,000.00), all windfall collections received thereafter are hereby allocated to the Capital Improvements Fund.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio and for the further reason, it is immediately necessary to reallocate the City Income Tax collections so that Capital Improvement Fund may receive increased funding to support needed projects,

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____