

FINDLAY CITY COUNCIL AGENDA

REGULAR SESSION

MARCH 5, 2019

COUNCIL CHAMBERS

ROLL CALL of 2018-2019 Councilmembers

ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:

Acceptance or changes to the February 19, 2019 Regular Session City Council meeting minutes.

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

PROCLAMATIONS: - none.

RECOGNITION/RETIREMENT RESOLUTIONS: - none.

PETITIONS: - none.

ORAL COMMUNICATIONS:

Blanchard Valley Center Director of Operations Stephen Harper – Hancock County Board of DD/Blanchard Valley Center updates

WRITTEN COMMUNICATIONS:

Regional Vice President, Pennrose, LLC Lasserre Bradley III – Eastern Woods Senior

Penrose Holdings, LLC and Blanchard Valley Health System plan to be the general partners of a residential rental development located in or within a one-half mile radius of our political jurisdiction and will submit an application to utilize the multifamily funding programs of the Ohio Housing Finance Agency (OHFA) for the development of this property.

Eastern Woods Senior is a new construction 50-unit, senior affordable development, located in Findlay, OH. Eastern Woods Senior will be located adjacent to the existing Continuing Care Retirement Community (CCRC) campus of Birchaven Village, just off Birchaven Lane.

The proposed development will be financed with a conventional first mortgage, Housing Tax Credit proceeds, and other soft sources.

Development Team:

General Partners: Pennrose, LLC and Blanchard Valley Health System
Developers: Pennrose, LLC and Blanchard Valley Health System
Contractor: The Douglas Company
Architect: Moody Nolan
Property Manager: Pennrose Management Company

Project Address: 0 Birchaven Lane, Findlay, OH 45840

Number of Units: 50

Program(s) to be utilized
In the Project:

Low-Income Housing Tax Credits and the OHFA Housing Development Loan Program (HDL)

Right to Submit
Comment:

You have the right to submit comments to OHFA regarding the proposed project's impact on the community. Any objection to the project must be submitted in writing and signed by a majority of the voting members of the legislative body. Comments must be received by OHFA within 45 days of the mailing date of this notice.

The person to be notified at OHFA and their address is:

Mr. Sean Thomas, Executive Director
57 E. Main Street
Columbus, OH 43215

OHFA will provide a written response to any objections submitted under the terms outlined above.

Regional Vice President, Pennrose, LLC Lasserre Bradley III – Eastern Woods Family

Penrose Holdings, LLC and Blanchard Valley Health System plan to be the general partners of a residential rental development located in or within a one-half mile radius of our political jurisdiction and will submit an application to utilize the multifamily funding programs of the Ohio Housing Finance Agency (OHFA) for the development of this property.

Eastern Woods Family is a new construction, 50-unit, mixed-income development, located in Findlay, OH, for individuals and families. Eastern Woods Family will contain forty-two (42) affordable units, and eight (8) non-income restricted units. The non-income restricted units are intended to be workforce units for individuals and families. Eastern Woods Family will be located adjacent to the existing Continuing Care Retirement Community (CCRC) campus of Birchaven Village, just off Birchaven Lane.

The proposed development will be financed with a conventional first mortgage, Low-Income Housing Tax Credit equity, and other soft sources.

Development Team:

General Partners: Pennrose, LLC and Blanchard Valley Health System
Developers: Pennrose, LLC and Blanchard Valley Health System

Contractor: The Douglas Company
Architect: Moody Nolan
Property Manager: Pennrose Management Company

Project Address: 0 Birchaven Lane, Findlay, OH 45840

Number of Units: 42 affordable units, 8 market rate units

Program(s) to be utilized
In the Project: Low-Income Housing Tax Credits, OHFA Housing Development Loan Program (HDL) and other soft sources

Right to Submit
Comment: You have the right to submit comments to OHFA regarding the proposed project's impact on the community. Any objection to the project must be submitted in writing and signed by a majority of the voting members of the legislative body. Comments must be received by OHFA within 45 days of the mailing date of this notice.

The person to be notified at OHFA and their address is:

Mr. Sean Thomas, Executive Director
57 E. Main Street
Columbus, OH 43215

OHFA will provide a written response to any objections submitted under the terms outlined above.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS: City Planning Commission agenda – March 14, 2019.

Service Director/Acting City Engineer Thomas – annual street resurfacing/curb repairs 2019

By authorization of Ordinance No. 2019-003, a bid opening was held for this project on February 21, 2019. Bids were received from four (4) potential contractors with bid amounts ranging from \$727,739.75 to \$805,947.50. The lowest and best bid was received from Newcomer Concrete of Norwalk, Ohio. This project is included in the 2019 Capital Improvements Plan, and the total project estimate is within the budgeted amount. Previous, an amount of five thousand dollars (\$5,000) was appropriated to the project for design and startup. At this time, an appropriation for construction, inspection and contingency is needed to complete the project. This request is for concrete work only. There will be a separate request for the asphalt portion of the work. The contractor would like to begin the work on March 25, 2019 so that the work can be completed earlier in the construction season. Due to this still being the beginning of the year and the Capital Fund balance is still lower, so he is asking that this project be funded from the General Fund. Legislation to appropriate and transfer funds is requested.

Ordinance No. 2019-016 was created.

FROM: General Fund	\$ 750,000.00
TO: Annual Street Resurfacing/Curb Repairs 2019, <i>Project No. 32890300</i>	\$ 750,000.00

Service Director/Acting City Engineer Thomas – Capital Improvements appropriation for February

A transfer of the February Capital Improvement allocation to various departments so that they may order more equipment is requested. He would like to order pickups and dump trucks now because of the long lead time. Legislation to appropriate and transfer funds the following capital expenditures is requested.

FROM: CIT Fund – Capital Improvements Restricted Account	\$ 251,890.00
TO: Computer Services #21009000-other	\$ 13,000.00
TO: Engineering #21021000-other	\$ 35,000.00
TO: Park Maintenance #21034000-other	\$ 99,057.00
TO: Streets #22040000-other	\$ 94,833.00
TO: Airport #25010000-other	\$ 10,000.00

FROM: CIT Fund – Capital Improvements Restricted Account	\$ 19,000.00
TO: Upgrade Fiber Optic to Hancock County Courthouse <i>Project No. 31992500</i>	\$ 19,000.00

Ordinance No. 2019-017 was created.

City Auditor Staschiak – unreturned City credit cards

Attached is a list, as requested by Council at the January 31, 2019 special meeting, of City of Findlay credit cards that are not in compliance with the City's credit card policy that was adopted on January 31, 2019. The attached list indicates what credit cards have not been returned as required by the City's policy.

Mayor Muryn – Board of Zoning Appeals appointment

This letter will serve as my request for your confirmation of the following individual as an alternate to the Board of Zoning Appeals:

Sarah Gillespie - filling the unexpired term of Brett Gies
Term will expire on December 31, 2020
Requires Council's confirmation

COMMITTEE REPORTS:

The **PLANNING & ZONING COMMITTEE** to whom was referred a request to continue discussions from the February 14, 2019 meeting to review the proposed zoning code revisions via Ordinance No. 2019-010.

We recommend that rules be accepted as proposed. Ordinance No. 2019-010 received its first reading during the February 5, 2019 City Council meeting, and its second reading during the February 19, 2019 City Council meeting.

**LEGISLATION:
RESOLUTIONS** – none.

ORDINANCES

ORDINANCE NO. 2019-010 (*amendments to Zoning Code*) requires three (3) readings **third reading**
AN ORDINANCE AMENDING SECTIONS 1161.11.3, 1161.11.6, 1161.15, AND 1113.20(C) AND ADDING NEW SECTIONS 1161.15.1 AND 1161.15.2 TO CURRENT SECTION 1161.15 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE.

ORDINANCE NO. 2019-012 (*salt barn structure project no. 31972900*) requires three (3) readings **third reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2019-014 (*replenish City's Self-Insurance Fund*) requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2019-015 (*2017 Ordinances & Resolution changes*) requires three (3) readings **first reading**
AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2019-016 (*annual street resurfacing/curb repairs*) requires three (3) readings **first reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2019-017 (*Capital Improvement appropriation*) requires three (3) readings **first reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS:

OLD BUSINESS
NEW BUSINESS

ORAL COMMUNICATION FORM

TO THE HONORABLE COUNCIL OF THE CITY OF FINDLAY, OHIO:

— BLANCHARD VALLEY CENTER

I, STEPHEN HARPER Dir of Operations., RESIDING AT

Home address: 15401 Cain Ridge, Findlay

1700 E. SANDUSKY ST, Findlay, 419-422-6387
(ADDRESS) (PHONE)

WISH TO ADDRESS YOUR HONORABLE BODY IN REGARDS TO:

I WOULD LIKE TO DELIVER AN UPDATE ON

NEWS AT HANCOCK COUNTY BOARD OF DD / BLANCHARD

VALLEY CENTER AS WE PREPARE FOR OUR MAY

RENEWAL LEVY - I REQUEST TIME ON THE MARCH 5 AGENDA

Stephen Harper
(SIGNATURE)

Due to limited time and in order to permit all persons and groups equal time, all oral communications are limited to a time period of not more than **four (4) minutes per person**. No more than three speakers shall speak to each side of a question before Council.

Council may extend or limit debate with regard to a particular question, depending upon the number of speakers, the nature of the question before Council and the urgency of the question.

Eastern Woods Senior
Mr. Lasserre Bradley III
Regional Vice President, Pennrose, LLC
11427 Reed Hartman Highway, Suite 202
Blue Ash, Ohio 45241
513-618-6433
ibradley@pennrose.com

February 13, 2019

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Denise DeVore
Clerk of Council
City of Findlay
318 Dorney Plaza
Room 114
Findlay, OH 45840

RE: Eastern Woods Senior – Findlay, OH

Dear Denise DeVore:

The purpose of this letter is to apprise your office that Pennrose Holdings, LLC and Blanchard Valley Health System plan to be the general partners of a residential rental development located in or within a one-half mile radius of your political jurisdiction and will submit an application to utilize the multifamily funding programs of the Ohio Housing Finance Agency (OHFA) for the development of this property.

Eastern Woods Senior is a new construction 50-unit, senior affordable development, located in Findlay, OH. Eastern Woods Senior will be located adjacent to the existing Continuing Care Retirement Community (CCRC) campus of Birchaven Village, just off Birchaven Lane.

The proposed development will be financed with a conventional first mortgage, Housing Tax Credit proceeds, and other soft sources.

Development Team:

General Partners: Pennrose, LLC and Blanchard Valley Health System
Developers: Pennrose, LLC and Blanchard Valley Health System
Contractor: The Douglas Company
Architect: Moody Nolan
Property Manager: Pennrose Management Company

Project Address: 0 Birchaven Lane, Findlay, OH 45840

Number of Units: 50

Program(s) to be utilized
in the Project: Low-Income Housing Tax Credits and the OHFA Housing Development Loan
Program (HDL)

Right to Submit

Comments: You have the right to submit comments to OHFA regarding the proposed project's impact on the community. Any objection to the project must be submitted in writing and signed by a majority of the voting members of the legislative body. Comments must be received by OHFA within 45 days of the mailing date of this notice.



The person to be notified at OHFA and their address is:

Mr. Sean Thomas, Executive Director
Ohio Housing Finance Agency
57 E. Main Street
Columbus, OH 43215

OHFA will provide a written response to any objections submitted under the terms outlined above.

Sincerely,



Mr. Lasserre Bradley III
Regional Vice President, Pennrose, LLC
11427 Reed Hartman Highway, Suite 202
Blue Ash, Ohio 45241
513-618-6433
lbradley@penrose.com



Eastern Woods Family
Mr. Lasserre Bradley III
Regional Vice President, Pennrose, LLC
11427 Reed Hartman Highway, Suite 202
Blue Ash, Ohio 45241
513-618-6433
lbradley@pennrose.com

February 14, 2019

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Denise DeVore
Clerk of Council
City of Findlay
318 Dorney Plaza
Room 114
Findlay, OH 45840

RE: Eastern Woods Family – Findlay, OH

Dear Denise DeVore:

The purpose of this letter is to apprise your office that Pennrose Holdings, LLC and Blanchard Valley Health System plan to be the general partners of a residential rental development located in or within a one-half mile radius of your political jurisdiction and will submit an application to utilize the multifamily funding programs of the Ohio Housing Finance Agency (OHFA) for the development of this property.

Eastern Woods Family is a new construction, 50-unit, mixed-income development, located in Findlay, OH, for individuals and families. Eastern Woods Family will contain 42 affordable units, and 8 non-income restricted units. The non-income restricted units are intended to be workforce units for individuals and families. Eastern Woods Family will be located adjacent to the existing Continuing Care Retirement Community (CCRC) campus of Birchaven Village, just off Birchaven Lane.

The proposed development will be financed with a conventional first mortgage, Low-Income Housing Tax Credit equity, and other soft sources.

Development Team:

General Partners: Pennrose, LLC and Blanchard Valley Health System
Developers: Pennrose, LLC and Blanchard Valley Health System
Contractor: The Douglas Company
Architect: Moody Nolan
Property Manager: Pennrose Management Company

Project Address: 0 Birchaven Lane, Findlay, OH 45840

Number of Units: 42 affordable units, 8 market rate units

Program(s) to be utilized
in the Project: Low-Income Housing Tax Credits, OHFA Housing Development Loan Program (HDL), and other soft sources.



Right to Submit
Comments:

You have the right to submit comments to OHFA regarding the proposed project's impact on the community. Any objection to the project must be submitted in writing and signed by a majority of the voting members of the legislative body. Comments must be received by OHFA within 45 days of the mailing date of this notice.

The person to be notified at OHFA and their address is:

Mr. Sean Thomas, Executive Director
Ohio Housing Finance Agency
57 E. Main Street
Columbus, OH 43215

OHFA will provide a written response to any objections submitted under the terms outlined above.

Sincerely,



Mr. Lasserre Bradley III
Regional Vice President, Pennrose, LLC
11427 Reed Hartman Highway, Suite 202
Blue Ash, Ohio 45241
513-618-6433
lbradley@pennrose.com



City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
Thursday, March 14, 2019 - 9:00 AM

AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

ITEMS TABLED AT THE FEBRUARY 14, 2019 MEETING

APPLICATION FOR SITE PLAN REVIEW #SP-03-2019 filed by Stewart Hengsteler, Shelly Hengsteler, Todd Hengsteler, 6981 Hampton, Castle Road, CO for a wind turbine to be located at 2749 Crystal Avenue, Findlay, OH.

NEW ITEMS

- 1. PETITION FOR ZONING AMENDMENT #ZA-01-2019** filed by KGD Properties, Ltd. to rezone 1.233 acres on the south end of Lot 1 in the Findlay Commerce Park from C-2 General Commercial to M-2 Multiple Family High Density.
- 2. APPLICATION FOR CONDITIONAL USE #CU-01-2019** filed by Michael Matthes/Nickolas Reinhart for a fitness center to be located at 750 Western Avenue, Findlay
- 3. APPLICATION FOR FINAL PLAT #FP-01-2019** filed by Krystal Ridge, Inc. for Krystal Ridge 2nd Addition, a residential subdivision located off the south end of Bishop Lane.
- 4. APPLICATION FOR SITE PLAN REVIEW #SP-05-2019** filed by Millstream Area Credit Union, 1007 Western Avenue, Findlay for a new office building to be located at 1650 Fostoria Avenue, Findlay.
- 5. APPLICATION FOR SITE PLAN REVIEW #SP-06-2019** filed by Investek Holdings, LLC, 1090 W South Boundary, Suite 100, Perrysburg, OH for Horizon 2nd, an apartment villa development of 70 units located off Technology Drive.

ADJOURNMENT

Office of the Mayor

Christina M. Muryn

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.
Safety Director

Brian A. Thomas, P.E., P.S.
Service Director

Honorable City Council
Findlay, OH 45840

February 27, 2019

RE: Annual Street Resurfacing/Curb Repairs 2019
Project No. 32890300

Dear Council Members:

By authorization of Ordinance No. 2019-003, a bid opening was held for the above-referenced project on February 21, 2019. Bids were received from four (4) potential contractors with bid amounts ranging from \$727,739.75 to \$805,947.50. The lowest and best bid was received from Newcomer Concrete of Norwalk, Ohio.

This project is included in the 2019 Capital Improvements Plan, and the total project estimate is within the budgeted amount. Previously, an amount of \$5,000 was appropriated to the project for design and startup. At this time, an appropriation for construction, inspection and a contingency is needed to complete the project. This request is for the concrete work only, there will be a separate request for the asphalt portion of the work. The contractor would like to begin the work on March 25, 2019 so that the work can be completed earlier in the construction season.

Since it is towards the beginning of the year and the Capital Fund balance is still lower, I am asking that this project be funded from the general fund.

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

FROM:	General Fund	\$750,000
TO:	Annual Street Resurfacing/Curb Repairs 2019, Project No. 32890300	\$750,000

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

Sincerely,



Brian Thomas
Service Director/Acting City Engineer

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

Flag City, USA

Office of the Mayor

Christina M. Muryn

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.
Safety Director

Brian A. Thomas, P.E., P.S.
Service Director

Honorable City Council
Findlay, OH 45840

February 27, 2019

RE: Capital Improvement Appropriation for February

Dear Council Members:

I would like to use the Capital Improvement allocation from February to get funds transferred for the departments so they can order more equipment. I am focusing on pickups and dump trucks so that we can get them ordered because of the long lead time.

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

FROM: CIT Fund – Capital Improvements Restricted Account	\$251,890	
TO: Computer Services #21009000-other		\$13,000
TO: Engineering #21021000-other		\$35,000
TO: Park Maintenance #21034000-other		\$99,057
TO: Streets #22040000-other		\$94,833
TO: Airport #25010000-other		\$10,000
FROM: CIT Fund – Capital Improvements Restricted Account	\$19,000	
TO: Upgrade Fiber Optic To Hancock County Courthouse Project No. 31992500		\$19,000

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

Sincerely,



Brian Thomas
Service Director/Acting City Engineer

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

2019 CAPITAL IMPROVEMENTS APPROPRIATIONS

February

FROM: CIT Fund - Capital Improvement Restricted Account	\$251,890	
TO: Computer Services #21009000 - other	\$13,000	
Network Attached Storage System		\$13,000
TO: Engineering #21021000 - other	\$35,000	
Pickup Truck to Replace Zoning car		\$35,000
TO: Park Maintenance #21034000 - other	\$99,057	
Replace Two Pickup Trucks		\$52,782
Replace 2002 One Ton Dump Truck		\$46,275
TO: Streets #22040000 - other	\$94,833	
Replace 1988 Single Axle Dump Truck		\$84,833
TO: Airport #25010000 - other	\$10,000	
Replace 60-inch Gravely Mower		\$10,000

Appropriate Funds - Projects

FROM: CIT Fund- Capital Improvement Restricted Account	\$19,000	
TO: Upgrade Fiber Optic to Hanock County Courthouse (31992500-other)		\$19,000



AUDITOR'S OFFICE

318 Dorney Plaza, Room 313
Findlay, OH 45840-3346
Telephone: 419-424-7101 • Fax: 419-424-7866
www.findlayohio.com

JIM STASCHIAK II
CITY AUDITOR

Wednesday, February 27, 2019

The Honorable Council
Findlay, Ohio

It is respectfully requested this letter be read into the record of the Council Meeting.

Dear Council Members,

I am providing the attached of City of Findlay Credit Cards not in compliance with your policy adopted January 31st, 2019, as requested by Council at that special meeting. As of the writing of this letter the cards listed on the attachment have not been returned as required by the City's policy.

Respectfully submitted,

Jim Staschiak II
City Auditor

February 27, 2019

Auditor Staschiak,

The following city credit cards are not in compliance with the city credit card policy pertaining to the city's credit card account at 5/3rd Bank passed and adopted by council on January 31, 2019 (Ordinance No. 2018-097):

Name on Card	Signed Out By	Date Signed Out
David D Beach	Dave D Beach – Municipal Court	1/18/19
David Claflin	Dave D Beach – Municipal Court	1/18/19
Heather Eigel	Dave D Beach – Municipal Court	1/18/19
Candace Griffith	Dave D Beach – Municipal Court	1/18/19
Alan Hackenberg	Dave D Beach – Municipal Court	1/18/19
Morgan Huber	Dave D Beach – Municipal Court	1/18/19
Mark Miller	Dave D Beach – Municipal Court	1/18/19
David Spridgeon	Dave D Beach – Municipal Court	1/18/19

Brock Weber
Accounts Payable Clerk

Office of the Mayor

Christina M. Muryn

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.
Safety Director

Brian A. Thomas, P.E., P.S.
Service Director

February 27, 2019

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

This letter will serve as my request for your confirmation of the following individual as an alternate to the Board of Zoning Appeals:

Board of Zoning Appeals

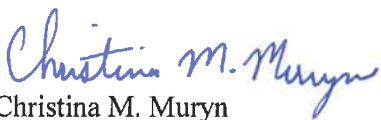
Requires Council confirmation

Term will expire on December 31, 2020

Sarah Gillespie, alternate (filling the unexpired term of Brett Gies)

I trust that you will concur with my choices and confirm my appointments. Thank you for your consideration.

Sincerely,



Christina M. Muryn
Mayor

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **PLANNING & ZONING COMMITTEE** to whom was referred a request to continue discussions from the February 14, 2019 meeting to review the proposed zoning code revisions via Ordinance No. 2019-010.


We recommend THAT RULES BE ACCEPTED AS PROPOSED

PUBLIC HEARING:

Aye Nay 
John Harrington, Chairman

Aye Nay  SECOND
Dennis Hellmann

Aye Nay  MOTION
Grant Russel

Aye Nay 
Tom Shindledecker

Aye Nay 
James Slough

PLANNING & ZONING COMMITTEE

LEGISLATION: _____

DATED: February 21, 2019

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
MARCH 5, 2019**

ORDINANCE NO. 2019-010 (*amendments to Zoning Code*) requires three (3) readings **third reading**
AN ORDINANCE AMENDING SECTIONS 1161.11.3, 1161.11.6, 1161.15, AND 1113.20(C) AND ADDING NEW SECTIONS 1161.15.1 AND 1161.15.2 TO CURRENT SECTION 1161.15 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE.

ORDINANCE NO. 2019-012 (*Salt Barn Structure Project No. 31972900*) requires three (3) readings **third reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2019-014 (*replenish City's self-insurance fund*) requires three (3) readings **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

MARCH 5, 2019

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, MARCH 5, 2019 MEETING.

ORDINANCES

- 2019-015 AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.
- 2019-016 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.
- 2019-017 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2019-015

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT
PAGES TO THE FINDLAY CODIFIED ORDINANCES, AND
DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council;

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

SECTION 1: That the ordinances of the City of Findlay, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2019 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION 2: That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

301.54	Waste Collection Vehicle. (Added)
303.06	Freeway Use Restricted. (Amended)
303.991	Committing an Offense While Distracted Penalty. (Added)
313.01	Obedience to Traffic Control Devices. (Amended)
313.09	Driver's Duties Upon Approaching Ambiguous Traffic Signal. (Amended)
331.01	Driving Upon Right Side of Roadway; Exceptions. (Amended)
331.02	Passing to Right When Proceeding in Opposite Directions. (Amended)
331.03	Overtaking, Passing to Left; Driver's Duties. (Amended)
331.04	Overtaking and Passing Upon Right. (Amended)
331.05	Overtaking, Passing to Left of Center. (Amended)
331.06	Additional Restrictions on Driving upon Left Side of Roadway. (Amended)
331.07	Hazardous or No Passing Zones. (Amended)
331.08	Driving in Marked Lanes or Continuous Lines of Traffic. (Amended)
331.09	Following Too Closely. (Amended)
331.10	Turning at Intersections. (Amended)
331.12	"U" Turns Restricted. (Amended)
331.13	Starting and Backing Vehicles. (Amended)
331.14	Signals Before Changing Course, Turning or Stopping. (Amended)
331.15	Hand and Arm Signals. (Amended)
331.16	Right of Way at Intersections. (Amended)
331.17	Right of Way When Turning Left. (Amended)

Traffic Code (Cont.)

- 331.18 Operation of Vehicle at Yield Signs. (Amended)
- 331.19 Operation of Vehicle at Stop Signs. (Amended)
- 331.20 Emergency or Public Safety Vehicles at Stop Signals or Signs. (Amended)
- 331.22 Driving Onto Roadway From Place Other Than Roadway: Duty to Yield. (Amended)
- 331.23 Driving Onto Roadway From Place Other Than Roadway: Stopping at Sidewalk. (Amended)
- 331.24 Right of Way of Funeral Procession. (Amended)
- 331.26 Driving Upon Street Posted as Closed for Repair. (Amended)
- 331.27 Following and Parking Near Emergency or Safety Vehicles. (Amended)
- 331.28 Driving Over Fire Hose. (Amended)
- 331.29 Driving Through Safety Zone. (Amended)
- 331.30 One-Way Streets and Rotary Traffic Islands. (Amended)
- 331.31 Driving Upon Divided Roadways. (Amended)
- 331.33 Obstructing Intersection, Crosswalk or Grade Crossing. (Amended)
- 331.37 Driving Upon Sidewalks, Street Lawns or Curbs. (Amended)
- 331.40 Stopping at Grade Crossing. (Amended)
- 333.03 Maximum Speed Limits. (Amended)
- 333.031 Approaching a Public Safety Vehicle. (Amended)
- 333.04 Stopping Vehicle. (Amended)
- 333.05 Speed Limitations Over Bridges. (Amended)
- 337.16 Number of Lights. (Amended)
- 371.01 Right of Way in Crosswalk. (Amended)
- 371.02 Right of Way of Blind Person. (Amended)
- 371.07 Right of Way on Sidewalk. (Amended)
- 373.03 Attaching Bicycle or Sled to Vehicle. (Amended)
- 373.04 Riding Bicycles and Motorcycles Abreast. (Amended)
- 373.07 Riding Bicycle on Right Side. (Amended)
- 373.15 Paths Exclusively for Bicycles. (Amended)

General Offenses Code

- 513.01 Drug Abuse Control Definitions. (Amended)
- 513.05 Permitting Drug Abuse. (Amended)
- 545.10 Misuse of Credit Cards. (Amended)
- 549.04 Improperly Handling a Firearm in a Motor Vehicle. (Amended)

SECTION 3: The complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

SECTION 4: That it is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 5: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the Municipality and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the Municipality, so as to facilitate administration, daily operation and avoid practical and legal entanglements; wherefore this ordinance shall take effect and be in force from and immediately after its passage.

PRESIDENT OF COUNCIL

PASSED _____

MAYOR

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

The Walter H. Drane Company
Professional Codification Service

23811 Chagrin Boulevard
Suite 344
Beachwood, Ohio 44122-5525

216-514-1022
E Mail: whdrane1@aol.com
Web Site: www.walterdrane.com

February 22, 2019

Denise DeVore
Clerk of Council
Room 114
City Building
318 Dorney Plaza
Findlay, Ohio 45840

RECEIVED
FEB 25 2019
MAYOR'S OFFICE

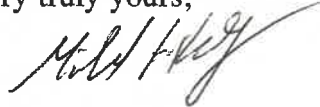
Dear Denise:

We have shipped 50 sets of the 2019 Replacement Pages and the 50 reduced sized Traffic and General Offenses supplements to your attention. We will update the Code on-line next week.

Enclosed are an approval ordinance for the 2019 Replacement Pages and an invoice for our services.

Thanks for your help.

Very truly yours,



Michael F. Kelly
President

MFK: sb
Encs.

ORDINANCE NO. 2019-016

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

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

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

FROM: General Fund	\$ 750,000.00
TO: Annual Street Resurfacing/Curb Repairs 2019 Project No. 32890300	\$ 750,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate and transfer funds so that the aforementioned project may proceed,

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. 2019-017

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

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

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

FROM:	CIT Fund – Capital Improvements Restricted Account	\$ 251,890.00
TO:	Computer Services #21009000-other	\$ 13,000.00
TO:	Engineering #21021000-other	\$ 35,000.00
TO:	Park Maintenance #21034000-other	\$ 99,057.00
TO:	Streets #22040000-other	\$ 94,833.00
TO:	Airport #25010000-other	\$ 10,000.00

FROM:	CIT Fund – Capital Improvements Restricted Account	\$ 19,000.00
TO:	Upgrade Fiber Optic to Hancock County Courthouse <i>Project No. 31992500-other</i>	\$ 19,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate and transfer funds so that equipment in the aforementioned departments may be purchased,

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 _____

2019 CAPITAL IMPROVEMENTS APPROPRIATIONS

February

FROM: CIT Fund - Capital Improvement Restricted Account	\$251,890	
TO: Computer Services #21009000 - other	\$13,000	
Network Attached Storage System		\$13,000
TO: Engineering #21021000 - other	\$35,000	
Pickup Truck to Replace Zoning car		\$35,000
TO: Park Maintenance #21034000 - other	\$99,057	
Replace Two Pickup Trucks		\$52,782
Replace 2002 One Ton Dump Truck		\$46,275
TO: Streets #22040000 - other	\$94,833	
Replace 1988 Single Axle Dump Truck		\$84,833
TO: Airport #25010000 - other	\$10,000	
Replace 60-inch Gravely Mower		\$10,000
<u>Appropriate Funds - Projects</u>		
FROM: CIT Fund- Capital Improvement Restricted Account	\$19,000	
TO: Upgrade Fiber Optic to Hanock County Courthouse (31992500-other)		\$19,000