

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

October 15, 2013

COUNCIL CHAMBERS

PRESENT: Monday, Murray, Nichols, Russel, Schedel, Slough, Spence, VanDyne, Ward

ABSENT: none

President Pro-Tem Ward opened the meeting with the Pledge of Allegiance and a moment of silent prayer.

MINUTES:

Councilwoman Spence moved to accept the October 1, 2013 Regular Session City Council meeting minutes. Seconded by Councilman VanDyne. All were in favor. Motion carried. Filed.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:

Councilman Monday made a motion to remove and add the following to tonight's agenda. Councilman Nichols seconded the motion. All were in favor. Motion carried.

ADD-ONS:

- Sarah Totedo and Genna Newman – City logo designs to be voted on by City Council (**ORAL COMMUNICATIONS** section).
- ORDINANCE NO. 2013-074 – Arts Partnership (**LEGISLATION** section).

REPLACEMENTS:

- ORDINANCE NO. 2013-070 (**LEGISLATION** section).
— Changed "AUDITOR" to now be "MAYOR AND/OR SERVICE-SAFETY DIRECTOR" (**LEGISLATION** section).

- ORDINANCE NO. 2013-072 (**LEGISLATION** section).

Added to the end of SECTION 2:

- The Auditor of the City of Findlay, Ohio is specifically authorized to execute any and all documents necessary to apply for and obtain a loan from OWDA.

PROCLAMATIONS – none.

RECOGNITION/RETIREMENT RESOLUTIONS:

RESOLUTION NO. 043-2013 (*FFD David Hefflinger retirement*)

First reading

Adopted

A RESOLUTION COMMENDING DAVID HEFFLINGER FOR THE EXCELLENCE OF HIS SERVICES TO THE CITY OF FINDLAY, OHIO.

Councilman VanDyne moved to adopt the Resolution, seconded by Councilman Russel. Ayes: Monday, Murray, Nichols, Russel, Schedel, Slough, Spence, VanDyne, Ward. The Resolution was declared adopted and is recorded in Resolution Volume XXXIII, and is hereby made a part of the record.

RESOLUTION NO. 044-2013 (*Jim Mossing recognition*)

First reading

Adopted

A RESOLUTION COMMENDING JIM MOSSING FOR THE EXCELLENCE OF HIS SERVICES TO THE CITY OF FINDLAY, OHIO.

Councilman VanDyne moved to adopt the Resolution, seconded by Councilman Murray.

Discussion:

Councilwoman Spence thanked Mr. Mossing for donating Sparky the Fire Dog. She went to Lincoln School last week and saw Sparky in action with the kids.

Ayes: Murray, Nichols, Russel, Schedel, Slough, Spence, VanDyne, Ward, Monday. The Resolution was declared adopted and is recorded in Resolution Volume XXXIII, and is hereby made a part of the record.

Mayor Mihalik noted that last week, over two thousand five hundred (2,500) smoke alarms were handed out to elementary students within the Findlay City School district for Fire Prevention Week. Sparky the Fire Dog was there. She likes to see the collaboration between the private and public sector. She thanked Wal-Mart, the Community Foundation, and the Hancock Federal Credit Union for their generous donation.

WRITTEN COMMUNICATIONS – none.

ORAL COMMUNICATIONS:

Sarah Totedo and Genna Newman – City logo designs to be voted on by City Council

Genna Newman spoke first saying she is a senior at the University of Findlay and is the Mayor's Communications Intern this semester. As part of the strategic communications plan, she and Sarah identified the need for a new logo for the City of Findlay. The new logo would serve as a brand for the City that would create a fresh, airy and new look. Sarah then asked Council to look at each of the three (3) presented logos individually ranking them one through three (1-3) with one (1) being your favorite. Each logo will eventually be in color (red, blue, black). Each logo option has a stand-alone element. The first logo being the F outlined with black blocking. The second logo has the flag as the F in Findlay, and the third logo is the star. After Councilmembers vote, they turned their ballot into Sarah. Mayor Mihalik clarified that these logo options were put together as a brand for the City of Findlay. The current seal is on a rebirth and something different is needed. She asked Councilmembers for their ideas on the three (3) logos that are before Council tonight. Those logos will also be available to vote on Facebook. The new logo will be utilized on future communications efforts from the City of Findlay. Filed.

Leigh Esper/Mary Elizabeth Hammond – Ordinance No. 2010-057

Leigh Esper and Mary Beth Hammond (President of the Board) from the Arts Partnership came before City Council to express their gratitude for partnering with them for the past twelve (12) years. Since 2001, their organization has benefitted from receiving ten percent (10%) of the funds collected from the hotel/motel transient tax. Ms. Esper came before Council three (3) years ago for this same request. She then informed Council on what the Arts Partnership has done during those past three (3) years. The ten percent (10%) support constitutes nine percent (9%) of their funding, so it is a very important part of their organization that impacts thousands of people every year. In 2012, over thirty-four thousand five hundred (34,500) people were touched by the Arts Partnership. Over twelve thousand (12,000) students and adults were involved in their arts and education new theater program. Approximately four thousand five hundred (4,500) attended one of their performing arts series concerts. Over eighteen thousand (18,000) attended one of their outdoor activities (i.e. Boogie on Main, Wine Festival, Art Walk, etc.). As a result of the City's continued funding support last year, six thousand six hundred (6,600) students were able to see a live performance at a minimal cost of three dollars (\$3.00) per student. Communities around Findlay (Toledo, Lima) charge at least seven dollars (\$7.00) per student. Those in the education industry have asked us the Arts Partnership to try to keep costs down for their students because transportation is so expensive. With the City's continued financial support, they are able to do so. Eight hundred (800) books were given out to students who attended one of the performances. Over the past three (3) years, over two thousand three hundred (2,300) books were given out for free because of the City's help. Teaching artists were brought into the schools allowing two thousand five hundred (2,500) students to utilize workshops and in-class sessions. If the kids cannot come to the Arts Partnership, they try to take the Artists to the students. Over three hundred fifty (350) students participate in the Arts Partnership's Youth Theatre Program where they experience all aspects of theatrical production. She recommended anyone that has not seen one of the theatre programs to see one. This weekend, Which Power Forever will be showing. It is premier. Also showing is Into the Woods. These will be showing at the First Presbyterian Church. The performers are amazing. The Arts Partnership also offers free cultural activities (i.e. Art Walk, Matinee Melodies, Courtyard concerts). They provide quality entertainment (i.e. Eddie Money, Phil Vassar, Lee Greenwood, Osmond Brothers Starship, etc.). Over twenty-five percent (25%) of ticket sales come from outside of Findlay and Hancock County. They are dining in Findlay restaurants, shopping in our stores, staying in our hotels which brings economic activity to our community. The Arts Partnership also coordinates outdoor community festivals (i.e. Boogie on Main, Riverside Wine Festival, Rib-Off on Broadway) with proceeds going back to their arts and education programs. Not only are they providing a service to the community that provides entertainment and socializing, the proceeds help further their education programs. While organizations contribute to the quality of life in this community through education and enrichment entertainment, the Arts Partnership adds to the economic impact by generating over one million one hundred thousand dollars (\$1,100,000.00) in economic stimulus (i.e. pay the artists, stage, sound and lights, etc.). It is estimated that when those from out of town come to these events, they spend over twenty-four dollars and sixty cents (\$24.60) per person above the ticket price (i.e. gasoline, going out to eat, buying a new outfit, hotel stay, etc.) in Findlay which helps generate the economic stimulus in our community. The City's investment in the Arts Partnership is an investment in the community as it pays back so much more in economic stimulus and enhances the quality of life. She encouraged Council to continue contributing the ten percent (10%) hotel/motel transient tax for the next three (3) years.

Mary Beth Hammond, past President of the Arts Partnership Board of Volunteers, acting on behalf of Steve Bihn from Cooper Tire. TAPP works very closely other partnerships agencies (University of Findlay, Findlay City Schools, etc.). The Arts Partnership promotes the arts, local artists, downtown businesses, economic growth and visitors to Findlay. These activities increase flow traffic to Findlay and enhance the quality of life to the residents by offering entertainment options for all to enjoy. Proceeds from outdoor fundraisers help fund their educational programs and community concerts. Their free events have continued to grow in attendance and popularity. These types of events attract numerous visitors to their community giving area residents a number of activities to enjoy. Improved economic and academic performances are very important to remember. At the school levels, many students who have participated in the daily educational opportunities would not have been able to participate if the programs were not offered through the Arts Partnership programming. Statistics show that Art not only enhances academic performance, but improves student drop-out rates. Corporations look to attract and maintain younger employees. The Arts Partnership offers art programs (educational, cultural, entertainment) locally so citizens do not have to go to bigger cities. The arts improve the quality of life for all of Findlay's residents.

Discussion:

Councilman Murray encouraged Council to support a renewal. While the Arts Partnership provides entertainment to Findlay, they provide education to our students. The cultural upbringing the Arts Partnership is an invaluable part of a person's life.

Councilman VanDyne is a board member of the Arts Partnership. This volunteer Board is a very active board and many members of the board are present in the audience tonight. He would an update from the Arts Partnership and any other organization that Council has an association with. Filed.

Julie Anderson – Downtown Christmas decorations (representing DFID)

Julie Anderson represents the Downtown Findlay Improvement District, along with John LaRiche who is in the audience. The DFID represents property owners within the downtown district which is from Front Street on the north to East Street and to Hurd Street to the west. She is asking for Council's help with the initiative the DFID took on this year to redo the Christmas decorations in their district. In previous years, the DFID had Christmas lights on the trees on Main Street that are no longer in good condition. They would like to utilize the nice lampposts that are currently there as they are a great source for this as they already have electricity built into them, so there would not be any stringed lights, but would have garland wrapped around the poles and plugged in. There are seventy (70) lampposts within their district. Their group is able to fund thirty-seven (37) of those. They are hoping to have at least thirty-nine (39) of those by spacing out the decorations. They have partnered with Feasel's Grounds Maintenance for this project who has donated the cost for materials and labor to decorate two (2) of the poles. There are eleven (11) poles within the DFID for consideration, but they would like to extend the decorations beyond Front Street just north of the Main Street Bridge. The group Feasel's has chosen understands what historic areas look and what the DFID is trying to accomplish with the decorations. They have done a lot of municipalities, universities, hospitals, and shopping areas. What is in front of the Bistro on Main Street is what the DFID wants to do. It is a classic, simple look with greenery going up the posts with a red bow at the top.

Discussion:

Councilman Monday asked how long the decorations will last. Ms. Anderson replied that they are a high-quality artificial product that is guaranteed for ten (10) years. Councilman Monday then asked who will install them and take them down. Ms. Anderson replied that Feasel's will be doing the installation and maintaining them through the season (change bulbs, electrical issues, maintenance work). They will also take them down, disassemble them, dry the light bulbs so they do not rust, and packaging them for delivery to a storage location. Councilman Monday then asked if all these services are included in the price the Appropriations Committee discussed and if Feasel's will provide these services indefinitely. Ms. Anderson replied that what the Appropriations Committee approved is their bid for this year for the product and the labor to install, maintain them, and take them down. A new bid to install, maintain, and take them down will have to be given for next year. The DFID will own the decorations. Depending on the DFID's budget, they may purchase more. Councilman Monday feels six hundred dollars (\$600.00) a pole is very excessive. He is unsure he can support taxpayers paying this much. The City's share is approximately eighteen thousand dollars (\$18,000.00) or two hundred fifty dollars (\$250.00) a pole. Ms. Anderson replied that they saw some examples of less expensive materials, but they did not have a guarantee and they did not think they would last very long. The ten (10) year guarantee would allow them to get their monies worth out of them.

Councilman VanDyne feels this is a great project. The ability to add onto a project that is already underway where they can improve or expand upon it and be able to cover more of the downtown, including north of the river, is a worthwhile investment. The ten (10) year warranty will make it well worth the investment.

Councilman Nichols is glad to see the upgrade. He asked how long the decorations will be up. Ms. Anderson replied they plan to have them up mid-November and come down mid to end of January. The DFID feels these decorations will help boost the downtown visitors and shoppers making the downtown area look a little nicer. They have chosen a classic look and can be easily expanded whereas before they had lights that when they tried to add more, the new lights were different than what was there, so they did not look good. These decorations would be easier to expand.

Councilwoman Spence asked if a breakdown of the costs (i.e. product, labor, etc.) could be given. Ms. Anderson replied she cannot because the quote given included the product and labor together. They did not receive a breakdown. Councilwoman Spence replied that she wondered if the City would be able to assist or do the labor to lessen the cost. Ms. Anderson replied that not knowing how long it was going to take, Feasel's put a proposal together that they felt would be their costs. Next year, they will know exactly how much it will be for the labor as they will know how long it takes to install decorations to each post. They will be renting a lift to do this.

Councilman Russel asked if DFID will own the decorations in that in the event that Feasal's does not want to do this next year. Ms. Anderson replied DFID owns the decorations, so it can be out of bid for another company to install. Filed.

PETITIONS:

Alley vacation request – First Street

Gregory Meyers has requested an alley vacation for the north half of the north-south alley running from First Street south to the intersection of the first east-west alley. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Findlay Police Department Activities Report – September 2013. Filed.

City Income Tax Monthly Collection Report – September 2013.

Discussion:

Councilman Slough asked if any other large declines in local governmental funds are anticipated in the near future. The estate tax has gone away and the quarter percent (.25%) is rolling off. Auditor Staschiak replied that those are recorded separately from the income tax. The Income Tax Administrator will provide a monthly report to City Council. Auditor Staschiak is not anticipating any additional declines in local governmental funds based on what was being said at the State level for 2013. Estate tax has been running right on budget at eight hundred thousand dollars (\$800,000.00), last year, it was two million dollars (\$2,000,000.00). We received about one million dollars of income tax (\$1,000,000.00) more than what was expected in April, May, June, and July which appears to be one time funds. His office will be looking at the receipts they get at the end of this next month and will continue to report it (additional revenue) as it comes in. Mayor Mihalik added that when looking at the month end report that is given to City Council, we are doing pretty good compared to what was expected for revenue for the general fund. We are at eighty-two percent (82%) of what was budgeted, and we have three (3) more months to go. The City is in a good position financially compared to what was anticipated at the beginning of the year. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for Ottawa Oil Company incorporated, dba Northside Party Mart, located at 3900 Ventura Drive & Drive Thru, Findlay, Ohio for a C1, C2, and D6 liquor permit. This requires a vote of Council.

Gregory R. Home, Chief of Police – Ottawa Oil Company incorporated, dba Northside Party Mart, located at 3900 Ventura Drive & Drive Thru, Findlay, Ohio. A check of the records shows no criminal record on the following:

Robert Kruse
Dale Kruse
Rick Stechschulte
Tom Stechschulte
Kay Brukholder
Janel Kruse

Councilman Nichols moved for no objections be filed. Seconded by Councilwoman Spence. 7 Council members in favor, 2 opposed. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for Ottawa Oil Company Incorporated, located at 2451 Tiffin Avenue, Unit A, Findlay, Ohio for a C1 and C2 liquor permit. This requires a vote of Council.

Gregory R. Home, Chief of Police – Ottawa Oil Company Incorporated, located at 2451 Tiffin Avenue, Unit A, Findlay, Ohio. A check of the records shows no criminal record on the following:

Robert Kruse
Dale Kruse
Rick Stechschulte
Tom Stechschulte
Kay Brukholder
Janel Kruse

Councilman VanDyne moved for no objections be filed. Seconded by Councilwoman Spence. 7 Council members in favor, 2 opposed. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for Ottawa Oil Company incorporated, located at 1100 Trenton Avenue, Findlay, Ohio for a C1, C2, D6 liquor permit. This requires a vote of Council.

Gregory R. Horne, Chief of Police – Ottawa Oil Company Incorporated, located at 1100 Trenton Avenue, Findlay, Ohio. A check of the records shows no criminal record on the following:

Robert Kruse
Dale Kruse
Rick Stechschulte
Tom Stechschulte
Kay Brukholder
Janel Kruse

Councilman VanDyne moved for no objections be filed. Seconded by Councilman Slough. 7 Council members in favor, 2 opposed. Filed.

N.E.A.T. Departmental Activity Report – September 2013.

Discussion:

Councilman Slough asked if Becky Greeno is now back to full-time with the N.E.A.T. Department. Service-Safety Director Schmelzer replied she is back with the N.E.A.T. Department full-time, but may be instances when she will cover the front Engineering Office. Filed.

Law Director Donald Rasmussen – dedication of street right-of-way for I-75 corridor widening project

As part of the I-75 corridor widening project, the Ohio Department of Transportation (ODOT) has requested that we dedicate a small portion of City owned land as street right-of-way. The parcel is .006 acres, more or less, and is located on airport property at the intersection of Lima Avenue and Gray Street. A copy of the proposed dedication plat is attached hereto for your information and consideration. This plat does not required Planning Commission's approval, but such plats are generally referred to the Planning and Zoning Committee for recommendation to Council as a whole. Legislative approval is required.

Discussion:

Councilman Murray asked if this needs to go to the Planning & Zoning Committee. Law Director Rasmussen replied that the Planning Commission does not look at this, but that the Planning & Zoning Committee usually looks at these requests and makes recommendations to City Council. Referred to Planning & Zoning Committee. Filed.

Service-Safety Director Paul Schmelzer – Airport Improvements (AIP-24), Airfield Electrical Drainage Project No. 35233000

The Federal Aviation Administration (FAA) has awarded the City a grant in the amount of fifty-five thousand nine hundred fifty-three dollars (\$55,953.00) to the Findlay Airport. These grant funds, along with a ten percent (10%) City match, will be used to install Runway End Identifier Lights (REIL) and improve storm sewer drainage. Since the project is included in the 2013 Capital Improvements Plan, legislation to appropriate funds is requested. Ordinance No. 2013-071 was created.

FROM: FAA Grant	\$ 55,953.00
FROM: Capital Improvements – CIT	\$ 6,218.00
TO: Airport AIP-24 project #3523300	\$ 62,171.00

Discussion:

Councilman Slough asked if this is the last improvements needed at the Airport. Service-Safety Director Schmelzer replied that this is the end of this project. Councilman Slough noted that the Airport has received FAA monies for that five to six (5-6) years. Service-Safety Director Schmelzer replied that the Airport received FAA monies annually. The last discussion was to begin bank those funds for additional T-hangars. Filed.

Service-Safety Director Paul Schmelzer – Bigelow Bridge Rehab Project No. 32800400 ODOT PID #76369

In 2011, the Ohio Department of Transportation (ODOT) performed bridge work on the Bigelow Bridge over I-75. The City paid \$13,500 as an estimated share of the project for guardrail and sidewalk construction. It is common practice for ODOT to invoice the City based on the estimated project costs and then issue an invoice or refund based on the actual project cost. In this case, an invoice in the amount of three hundred fifty-two dollars and thirty-one cents (\$352.31) was issued. Legislation to appropriate funds to pay the invoice is requested. Ordinance No. 2013-071 was created.

FROM: Capital Improvements – CIT	\$ 352.31
TO: General Expense #21010000-other	\$ 352.31

Filed.

Budget Summary of Year-To-Date Information Report/Cash & Investments Report as of September 30, 2013. Filed.

Officer/Shareholders Disclosure Form from the Ohio Department of Commerce Division of Liquor Control for VFW Post 3003 Flag City, located at 330 South Blanchard Street, Findlay, Ohio for a D4 liquor permit. This requires a vote of Council.

Gregory R. Horne, Chief of Police – VFW Post 3003 Flag City, located at 330 South Blanchard Street, Findlay, Ohio. A check of the records shows no criminal record on the following:

Alice F. Lawrence
Ernest S. Tennant
Rusty Rush
Mark Watson
Henry L. Lowe

Councilwoman Spence moved for no objections be filed. Seconded by Councilman VanDyne. 7 Council members in favor, 2 opposed. Filed.

City Auditor Jim Staschiak – OWDA Waterworks design loan

On July 16, 2013, Council passed the legislation that allowed him to issue bonds for the Water Treatment Plant Clearwells project and the Wastewater Treatment Plant Bar Screen project, as well as for a potential debt refunding. With the current municipal bond market being in a constant state of flux, it was suggested that he talk to the Ohio Water Development Authority (OWDA) to see if there would be an opportunity for a quicker, lower, and/or more stable interest rate pricing available for the two plant projects.

On October 2, 2013, Jeff Newcomer, Dave Beach, Ginger Sampson, and Auditor Staschiak met with OWDA in Columbus to specifically discuss potential funding options for the two projects. It was discovered that although the City currently has outstanding loans with the OWDA, each loan was obtained through EPA loan programs using the OWDA as their bank; therefore, the City is not considered to be a customer of OWDA through their direct traditional loan programs. Being an OWDA customer allows the City to receive a discount on the market rate loan programs they offer for any future borrowing. There are potentials for other interest rate discounts based upon other criterion such as EPA mandates, EPA finding and orders, and others.

During the October 8, 2013 Appropriations Committee meeting, it was determined that legislation be put on the agenda for this meeting to allow the City to obtain a small loan from the OWDA. The loan would be for ten thousand dollars (\$10,000.00) and would be used to help pay for design of the Clearwells project using the OWDA planning and design loan programs. The loan fee should be approximately four hundred dollars (\$400.00). Once the design loan process is completed, the City can move forward as an OWDA customer and apply for the construction loans for both the Water and Wastewater Plant projects at the reduced interest rates. Ordinance No. 2013-072 was created.

Discussion:

Service-Safety Director Schmelzer encouraged Council to move ahead with this. He thanked the Auditor for putting this together. He informed Councilmembers if they would like a tour of the Clearwell project to let him know. Filed.

City Auditor Jim Staschiak – TPA – Meritain Health

A third party administrator (TPA) furnishes the Auditor's Office all information needed to efficiently direct the day-to-day administration of the City's self-funded health plan. These services include application of discounts, enrollment, claim adjudication, eligibility inquiries, COBRA administration, reconciliation of provider billing, and solutions to any customer service issues. Through the administrative and bidding processes, it has been determined that a change of provider is warranted. Meritain Health has been chosen to provide TPA services. They offer options for wellness assistance, risk management and various other services that are not currently available through the City's current third party administrator. Additionally, Meritain Health has an ongoing relationship with a consortium of government entities that may further the City's savings in the future. Switching to this company will increase efficiencies, technological capabilities and the value we receive for our costs. Legislation to allow the City to enter into an agreement with a third party administrator for the City's health insurance plan is requested. Ordinance No. 2013-070 was created.

Discussion:

Councilman Russel asked how the City came about picking Meritain Health as our TPA. Auditor Staschiak replied that Meritain is an expert in working with these entities. The City's current TPA is Aultra, while they have done a good job for the City, they were not providing competitive services compared to others in the marketplace. He has nothing bad to say about Aultra's services, but the City can do better. In moving forward with the plan, it is possible the City will have a good opportunity to work with a consortium. We are partially self-funded as we have an umbrella policy. Meritain is the best of the two TPAs that work with the Jefferson Healthplan consortium that is out there in the marketplace. A consortium means we would still be self-funded and still drive our own plan and own decisions, however, governmental entities have pooled their funds to save significant costs on stop losses. Stop losses are about a half million dollar (\$500,000.00) cost in our healthplan. It is something we need to protect us from expenses with employees over one hundred thousand dollars (\$100,000.00). His office reviewed multiple TPAs. It was between this one and the City's current TPA Aultra. Meritain is slightly higher than Aultra, but offers significantly more services (i.e. Dial-A-Doctor, how they service claims, reporting capabilities that the City can use, etc.). Both he and the Service-Safety Director identified where the City can save by educating employees to help them know what they can do to keep costs down. They have been able to lower health insurance costs. The goal now is to lower the scope. This is part of that process. Filed.

COMMITTEE REPORTS:

The **APPROPRIATIONS COMMITTEE** to whom was referred a request to fund the Downtown Findlay Improvement District (DFID) in buying Christmas lights/decorations for seventy (70) light poles in downtown Findlay. The City would pay eighteen thousand five hundred sixty-one dollars and twenty-five cents (\$18,561.25) or five hundred ninety-eight dollars and seventy-five cents (\$598.75) per pole for thirty-one (31) poles. DFID would pay twenty-two thousand one hundred fifty-three dollars and seventy-five cents (\$22,153.75) for the decorations for thirty-seven (37) poles, and Feasel's Grounds Maintenance (vendor putting up the decorations) is donating materials and labor for the remaining two (2) poles.

FROM: General Fund \$ 18,561.25
TO: General Expense #21010000-other \$ 18,561.25

We recommend approval of the above request. Ordinance No. 2013-071 was created.

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

The **APPROPRIATIONS COMMITTEE** to whom was referred a request from the Law Director to appropriate funds to pay for services rendered by legal counsel services.

FROM: General Fund \$ 35,000.00
TO: Law Director #21005000-other (Labor Fire & Police) \$ 35,000.00

We recommend approval of the above request. Ordinance No. 2013-071 was created.

Councilman Nichols moved to adopt the committee report. Councilman Murray seconded the motion. All were in favor. Filed

The **APPROPRIATIONS COMMITTEE** to whom was referred a request from the Service-Safety Director to appropriate funds for West Main Cross Street Mid-Block Pedestrian Crossing Project #32833400.

FROM: Capital Improvements - CIT \$ 20,000.00
TO: W. Main Cross St Mid-Block Pedestrian Crossing #32833400 \$ 20,000.00
We recommend approval of the above request. Ordinance No. 2013-071 was created.

Councilman VanDyne moved to adopt the committee report. Councilman Murray seconded the motion. All were in favor. Filed

The **WATER AND SEWER COMMITTEE** to whom was referred a request from Auditor Staschiak to apply for and obtain a loan from OWDA not to exceed ten thousand dollars (\$10,000.00) for purposes of design work related to the Water Treatment Plant Clear Well Project.
We recommend approval of the request to pursue the loan. Ordinance No. 2013-072 was created.

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

LEGISLATION:

RESOLUTIONS

RESOLUTION NO. 043-2013

See page 1

RESOLUTION NO. 044-2013

See page 1

ORDINANCES

ORDINANCE NO. 2013-067 (124 & 124 ½ Center Street)

Second 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 CENTER STREET REZONE) WHICH PREVIOUSLY WAS ZONED "R3 SINGLE FAMILY HIGH DENSITY" TO "M2 MULTIPLE FAMILY HIGH DENSITY."

Second reading of the Ordinance.

ORDINANCE NO. 2013-068 (1806, 1810, 1822, and 1849 Payne Avenue)

Second 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 PAYNE AVENUE REZONE) WHICH PREVIOUSLY WAS ZONED "R2 SINGLE FAMILY MEDIUM DENSITY" TO "R3 SINGLE FAMILY."

Second reading of the Ordinance.

ORDINANCE NO. 2013-070 (TPA – Meritain Health)

First reading

Adopted

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO CONTRACT WITH MERITAIN HEALTH AS THE THIRD PARTY ADMINISTRATOR FOR THE CITY OF FINDLAY'S HEALTHCARE PLAN, AND DECLARING AN EMERGENCY.

Councilwoman Spence moved to suspend the Statutory Rules and give the Ordinance its second and third readings. Councilman Nichols seconded the motion. Ayes: Nichols, Russel, Schedel, Slough, Spence, VanDyne, Ward, Monday, Murray. The Ordinance received its second and third readings. Councilman Nichols moved to adopt the Ordinance, seconded by Councilwoman Spence. Ayes: Russel, Schedel, Slough, Spence, VanDyne, Ward, Monday, Murray, Nichols. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2013-070 and is hereby made a part of the record.

ORDINANCE NO. 2013-071 (appropriation of funds)

First reading

Adopted

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilman VanDyne moved to suspend the Statutory Rules and give the Ordinance its second and third readings. Councilman Nichols seconded the motion. Ayes: Schedel, Slough, Spence, VanDyne, Ward, Monday, Murray, Nichols, Russel. The Ordinance received its second and third readings. Councilman VanDyne moved to adopt the Ordinance, seconded by Councilman Russel. Ayes: Slough, Spence, VanDyne, Ward, Monday, Murray, Nichols, Russel, Schedel. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2013-071 and is hereby made a part of the record.

ORDINANCE NO. 2013-072 (OWDA – WTP Clear Well project)

First reading

Adopted

AUTHORIZING THE CITY OF FINDLAY TO APPLY FOR AND OBTAIN A LOAN FROM THE OHIO WATER DEVELOPMENT AUTHORITY IN AN AMOUNT NOT EXCEEDING \$10,000 FOR THE PURPOSE OF DESIGN WORK RELATED TO THE MODIFICATION, REPAIR AND/OR REPLACEMENT OF CLEAR WELLS AT THE WATER TREATMENT PLANT AND MAKING RELATED IMPROVEMENTS TO THE MUNICIPAL WATER SYSTEM, INCLUDING ALL APPURTENANCES THERETO; AND AUTHORIZING AND APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY.

Councilwoman Spence moved to suspend the Statutory Rules and give the Ordinance its second and third readings. Councilman VanDyne seconded the motion. Ayes: Spence, VanDyne, Ward, Monday, Murray, Nichols, Russel, Schedel, Slough. The Ordinance received its second and third readings. Councilwoman Spence moved to adopt the Ordinance, seconded by Councilman Nichols. Ayes: VanDyne, Ward, Monday, Murray, Nichols, Russel, Schedel, Slough, Spence. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2013-072 and is hereby made a part of the record.

ORDINANCE NO. 2013-073 (payroll deductions for HSA)

First reading

Adopted

AN ORDINANCE AUTHORIZING THE AUDITOR TO MAKE PAYROLL DEDUCTIONS FOR THOSE EMPLOYEES WHO HAVE ELECTED TO ENROLL IN THE HEALTH SAVINGS ACCOUNT (HSA) PLAN AND DECLARING AN EMERGENCY.

Councilman Ward moved to suspend the Statutory Rules and give the Ordinance its second and third readings. Councilman VanDyne seconded the motion. Ayes: Ward, Monday, Murray, Nichols, Russel, Schedel, Slough, Spence, VanDyne. The Ordinance received its second and third readings. Councilman Monday moved to adopt the Ordinance, seconded by Councilman Slough. Ayes: Monday, Murray, Nichols, Russel, Schedel, Slough, Spence, VanDyne, Ward. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2013-073 and is hereby made a part of the record.

ORDINANCE NO. 2013-074 (Arts Partnership)

First reading

AN ORDINANCE DESIGNATING TEN PERCENT (10%) OF THE HOTEL/MOTEL TRANSIENT TAX TO BE DISTRIBUTED TO THE ARTS PARTNERSHIP ON A QUARTERLY BASIS DURING CALENDAR YEARS 2014, 2015 AND 2016 AND APPROPRIATING SAID SUMS AS NECESSARY.

First reading of the Ordinance.

UNFINISHED BUSINESS:

Old Business:

Councilman Murray: **PLANNING & ZONING COMMITTEE** meeting on October 22, 2013 at 4:30pm, Council Office, first floor of the Municipal Building (CO).

agenda: downtown parking screening

Mayor Mihalik: **COMMITTEE OF THE WHOLE** meeting on October 22, 2013 at 5:30pm (*immediately following the PLANNING & ZONING COMMITTEE meeting*), Council Office, first floor of the Municipal Building (CO).

agenda: communications plan

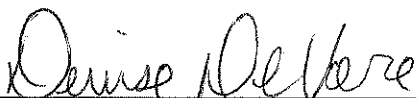
Councilman Slough asked the status of the City's Health Department. Service-Safety Director Schmelzer replied that discussions are still ongoing.

New Business:

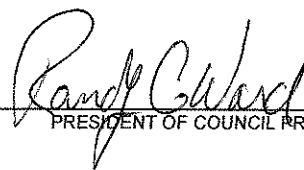
Mayor Mihalik put on Sparky the Fire Dog costume so everyone could see what it looks like.

Mayor Mihalik made a motion to excuse the absence of Council President Slough. Seconded by Councilman Nichols. All were in favor.

President Pro-Tem Ward adjourned Council at 8:35pm.



CLERK OF COUNCIL



PRESIDENT OF COUNCIL PRO-TEM