

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

MARCH 19, 2019

COUNCIL CHAMBERS

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

ABSENT: none.

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

ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:

- Councilman Slough moved to accept the March 5, 2019 Public Hearing minutes to amend various sections and add new sections to the City of Findlay Zoning Code via Ordinance No. 2019-010. Councilman Harrington seconded the motion. All were in favor. Motion carried. Filed.
- Councilman Harrington moved to accept the March 5, 2019 Regular Session City Council meeting minutes. Councilman Slough seconded the motion. All were in favor. Motion carried. Filed.

ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:

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

ADD-ONS:

- Resolution No. 011-2019 (**LEGISLATION** section) – oppose HB 27
- Resolution No. 012-2019 (**LEGISLATION** section) – DFID renewal
- Letter from Judge Hackenberg and Judge Miller (**REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS** section) – Municipal Court credit cards

REPLACEMENTS:

- Resolution No. 010-2019 (**LEGISLATION** section) – No PO
 - Added 2nd voucher
- Ordinance No. 2019-020 (**LEGISLATION** section) – CR 140 waterline oversizing
 - Added project no.

PROCLAMATIONS: - none.

RECOGNITION/RETIREMENT RESOLUTIONS:

RESOLUTION NO. 009-2019 (*Tim Hassan retirement*) requires one (1) reading **first reading** **adopted**
A RESOLUTION COMMENDING CAPTAIN TIMOTHY HASSAN FOR THE EXCELLENCE OF HIS SERVICES TO THE CITY OF FINDLAY, OHIO.

Councilman Slough moved to adopt the Resolution, seconded by Councilman Harrington.

Discussion:

Councilman Harrington has known Mr. Hassan for a long time. The statement in his Resolution about him being an outstanding public servant to his City, the citizens of this City, and fellow Firefighters says it all. He commended him and wished him the best of luck.

Councilman Russel noted that Mr. Hassan's service to the community is not stopping with his retirement as a Firefighter. He is going to continue to serve by working for Hancock Area Transportation Services (H.A.T.S.), which is just the type of person he is. On behalf of the community, he thanked Mr. Hassan for his service and dedication.

Councilman Monday congratulated Mr. Hassan on his long career. Mr. Hassan worked on the Fire Department for about ten (10) years while he was still with the Police Department. Mr. Hassan deserves his retirement. He wished him good luck.

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

PETITIONS:

Zoning amendment request – 305 and 307 West Lincoln Street

Deric Luginbill would like to change the zoning of 305 and 307 West Lincoln Street to R4 Duplex/Triplex. It currently is zoned as C2 General Commercial. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

Zoning amendment request – 731 West Sandusky Street

Dennis Walters would like to change the zoning of 731 West Sandusky Street to R4 Duplex/Triplex Residential. It currently is zoned as R3 Single Family, High Density. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

Alley vacation request – Gardner alley vacation

Robin Gardner is requesting to vacate the alley between Lots 88 and 89 in the Findlay Addition from Main Street to the first alley east. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

ORAL COMMUNICATIONS: - none.

WRITTEN COMMUNICATIONS: - none.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

City Income Tax Monthly Collection Report – February 2019. Filed.

City Planning Commission minutes – February 14, 2019. Filed.

Findlay Police Department Activities Report – February 2019. Filed.

Findlay Municipal Court Activities Report – February 2019. Filed.

City Auditor Staschiak – summary financial reports

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

- Summary of Year-To-Date Information as of February 28, 2019
- Financial Snapshot for General Fund as of February 28, 2019
- Open Projects Report as of February 28, 2019
- Cash & Investments as of February 28, 2019

Filed.

Findlay Fire Department Activities Report – February 2019. Filed.

City Auditor Staschiak – Ohio Auditor of State’s 20th annual local government officials conference

Auditor Staschiak attended the Ohio Auditor of State’s 20th Annual Local Government Officials Conference on March 7-8, 2019. The conference was a great source of information pertaining to many different topics. This year, the Recording and Maintaining Minutes session highlighted several areas of interest that Council should be informed of, especially the part about committee reports and what they should contain. Attached is the presentation given. According to the Ohio Revised Code, all elected officials must attend at least three (3) hours of training on Ohio’s Public Records Laws and Open Government (Sunshine Laws) during each term in office. Certificates obtained after completing said training will need to be forwarded to the City Auditor’s Office for their audit file.

Discussion:

Councilman Russel requested that the letter be read, seconded by Councilman Harrington. All were in favor. The Council Clerk read it in its entirety. Filed.

City Auditor Staschiak – City credit card bill

Attached is a copy of the City’s credit card account transaction detail for the current bill, as well as supporting documentation. It is necessary for the City Auditor’s Office to submit this bill to Council until all cards under this particular City account are returned and in compliance with the policy adopted by Council on January 31, 2019. Legislation stating that Council has reviewed this credit card account detail, as well as the Council President (or presiding officer) has attested that the transaction detail has been reviewed by the legislative authority, per the email from the Auditor of the State’s Office dated January 28, 2019. He is requesting the legislation be passed on an emergency basis at the March 19, 2019 City Council meeting since this bill is due March 29, 2019. A signed letter to City Auditor Staschiak stating that Council has reviewed the credit card account detail included with the City Auditor’s letter to Council dated March 12, 2019, as well as that the presiding officer (Council President) has attested that the credit card transaction detail has been reviewed by the legislative authority is requested.

Discussion:

Councilman Russel requested that the letter be read, seconded by Councilman Harrington. All were in favor. The Council Clerk read it in its entirety.

Councilman Hellmann asked Law Director Rasmussen if he has any comments on this. Law Director Rasmussen replied that all it needs is a motion and a vote. No legislation is required.

Councilman Russel moved to have the letter from the Council President attesting that City Council has reviewed the credit card detail report be signed, seconded by Councilman Shindiecker.

Discussion:

Councilwoman Frische noted that she had asked Law Director Rasmussen what Council’s role in this would be and are waiting on his legal opinion on this. She also asked if legislation is needed. She has not seen anything about it in the past two (2) weeks. She asked for the status of it. Law Director Rasmussen replied that he can provide his legal opinion. He had a conversation with the Auditor’s Office last week and he also talked with the State’s Counsel who told him that this is a process that our Council does not need to go through. The Court is not required to do it, but this is an easy way to do it without argument. Councilwoman Frische asked if any legislation is needed. Law Director Rasmussen replied no.

All were in favor. Filed.

Service Director/Acting City Engineer Thomas – 2019 Airport event grants

The Findlay Airport has been awarded two (2) grants from the Hancock County Convention & Visitors Bureau Operating Board. These grants will be used to help support the Findlay Air Expo and Car Show that is scheduled for Saturday, June 8, 2019. Legislation to appropriate and transfer funds so that the grant funds can be placed into the Airport Fund is requested. Ordinance No. 2019-021 was created.

FROM:	Airport Visit Findlay (CVB) – Co Op Advertising Grant	\$ 1,500.00
FROM:	Airport Visit Findlay (CVB) – Tourism Development Grant	\$ 6,000.00
TO:	Airport Fund #25010000-other	\$ 7,500.00

Filed.

Service Director/Acting City Engineer Thomas – annual street resurfacing/curb repairs 2019 project no. 32890300

By authorization of Ordinance No. 2019-003, a bid opening was held for this project on February 21, 2019. Bids were received from three (3) potential contractors with bid amounts ranging from \$644,490.85 to \$705,989.45. The lowest and best bid was received from M&B Asphalt Company from Tiffin, Ohio. This project is included in the 2019 Capital Improvements Plan. The total for the total project (concrete and asphalt) is \$1,372,230.10 which is a little higher than the \$1,250,000 that was included in the Capital Improvement Plan. There were two (2) streets that due to weather conditions did not end up being paved last year and were rebid this year in an effort to obtain better pricing due to the increased volume of work. Since the money has already been appropriated into last year's project, it is requested that the funds be transferred to this year's project to offset part of the amount that is currently needed. \$755,000 was previously appropriated to the project for design/startup and for the concrete portion of the project. An appropriation for construction, inspection and contingency is needed at this time to complete the project. This is the last portion that General Funds will be used instead of Capital Fund money, bringing the total request from the General Fund to \$1,750,000 which is approximately the amount that was previously requested to be transferred from the General Fund to the Capital Fund. Legislation to appropriate and transfer funds is requested. Ordinance No. 2019-022 was created.

FROM: General Fund	\$ 450,000.00
FROM: Annual Street Resurfacing/Curb Repairs 2018, <i>Project No. 32880100</i>	\$ 200,000.00
TO: Annual Street Resurfacing/Curb Repairs 2019, <i>Project No. 32890300</i>	\$ 650,000.00

Filed.

Service Director/Acting City Engineer Thomas – ODOT Aviation Grant Airport Beacon and Windcone, project no. 35284600

By authorization of Ordinance No. 2018-043, a bid opening was held for this project on February 21, 2019. Bids were received from one (1) potential contractor with a bid amount of \$101,182.50. There were also three (3) alternate bids for the project. The pricing for Alternate 1 was \$20,242.50, Alternate 2 was \$36,142.50, and Alternate 3 was \$11,550. The lowest and best bid was received from J. Ranck Electric, Inc. of Mt. Pleasant, Michigan. This project is included in the 2019 Capital Improvements Plan. The Airport would like to accept the base bid, Alternate 2 and Alternate 3 which would bring the total project cost to \$148,875 which is less than the amount estimated in the Capital Improvement Plan. Legislation to appropriate and transfer funds is requested. Ordinance No. 2019-023 was created.

FROM: Airport ODOT FY19 Aviation Grant	\$ 84,000.00
FROM: CIT Fund – Capital Improvements Restricted Account	\$ 65,000.00
TO: ODOT Aviation Grant Airport Beacon and Windcone <i>Project No. 35284600</i>	\$ 149,000.00

Filed.

Traffic Commission minutes – February 19, 2019. Filed.

Judge Alan Hackenberg and Judge Mark Miller – Municipal Court credit cards

The Findlay Municipal Court has obtained credit cards specifically for the use by the Judges and Court Staff. This was in response to the suggestion made to the Court in an effort to address concerns of Findlay City Council's implementation of House Bill 312. The Court worked with a local vendor that was more than willing to accommodate the needs of the Court and which was approved as a vendor by the Auditor's Office. The Court took possession of the new credit cards this morning. As a result, the credit cards previously signed out on January 18, 2019 when the Court instituted its own credit card policy, are being returned to the Auditor's Office with this letter. The credit cards were properly safeguarded by the Clerk of Court as required by the Court's policy and were only utilized by Court employees when properly signed out for purposes approved by the Court.

Any credit card use will be pursuant to the written policy adopted by the Court. This policy was previously submitted to both the Law Director's Office, as well as the City Auditor's Office, for any suggestions prior to its implementation. City Council has also been provided with a copy of the policy. The Court is a separate branch of government not subject to the dictates of City Council. Municipal Court designed their policy to comply with HB 312 even though the statute does not to the Court. In addition to adopting the Ten Best Practices as described by the State Auditor, the policy duplicates much of the City's current policy and practices. The Court policy adds an additional level of protection by utilizing the Court's bookkeeper as a compliance officer to provide an additional review of the Court's credit card expenses prior to submission of any statement for review and payment by the Auditor's Office.

The Court has determined attendance at training and related expenses where a Court credit card is utilized and will be paid for from the Special Project Fund as authorized by R.C. 1901.26. This should further alleviate any concerns regarding credit card review because expenditures from this fund are totally discretionary with the Court. They will continue, as they always have, to submit purchase orders and other documentation to the Auditor's Office.

A significant amount of time and effort has been spent on this issue. As elected officials, they are always cognizant of the need to protect public funds. The Court's average credit card usage is a miniscule part of the Court's overall budget. Usage of their credit card over the past several years has been less than \$9,000 per year. If they decide to use their credit cards to pay registration fees for training programs, the overall expense would still be less than \$20,000 per year. The time spent on this single issue is preventing them from focusing on other important matters. Filed.

COMMITTEE REPORTS:

The **WATER AND SEWER COMMITTEE** to whom was referred a request to discuss waterline oversizing on CR 140. *We recommend that Council approve the cost of oversizing and use of zinc coated pipe. The cost not to exceed \$42,935.00. Ordinance No. 2019-020 was created.*

Councilman Watson moved to adopt the committee report, seconded by Councilman Slough. All were in favor. Filed.

The **WATER AND SEWER COMMITTEE** to whom was referred a request to discuss sewer issues on Bittersweet. *We recommend that the Health Department go out and inspect all the sewers on Bittersweet and the septic on additional roads, and to continue discussions.*

Councilman Watson moved to adopt the committee report, seconded by Councilman Hellmann.

Discussion:

Councilman Russel asked what the issues are on Bittersweet. Councilwoman Frische replied that one of the property owners close to Lilac Lane are on a septic has an issue. A neighboring property owner has already tied in off their personal property which is not the preferred process. The committee evaluated three (3) options that were proposed by the Service Director/Acting City Engineer. One being for the property owner to be able to tie in at their cost. It was also discussed to do the entire road which would cost approximately one hundred seventy thousand dollars (\$170,000) to do all of Bittersweet and would require everyone to tap in similar to what was done in West Park. It was also discussed if the City wants to partner with the property owner on the cost. The reviewed all of Bittersweet and some of the adjacent roads. Many of the properties in that area have been on septic for many years, so there is a health concern, but there is a process that has to take place in order to do the project and place an assessment on the septic tanks.

Councilman Harrington asked if the property on Bittersweet is the only property that is still on a septic system. Service Director/Acting City Engineer Thomas replied it is not. The next street up on Blue Bonnet is in a similar situation. He has asked the Health Department to look at their records to see if there are any other areas that need to be looked at for sewer replacement as funds become available. He asked them for a list of areas around the City that have sewer/septic issues.

All were in favor. Filed.

The **WATER AND SEWER COMMITTEE** to whom was referred a request to discuss water and sewer billing software upgrades. *We recommend to continue discussions either on April 2nd/3rd at 4:30pm.*

Councilman Harrington moved to adopt the committee report, seconded by Councilman Hellmann.

Discussion:

Councilwoman Frische informed Council that the committee is looking into software for the billing and also a new water meter system which is estimated to cost approximately fifteen to twenty million dollars (\$15,000,000-\$20,000,000) which is a very large project. It will be discussed in depth with the committee on either April 2nd or 3rd.

All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from James C. Koehler, II on behalf of KGD Properties, Ltd. to rezone the vacant field on Technology Drive from C2 General Commercial to M2 Multiple Family, High Density. *We recommend approval as requested. Ordinance No. 2019-019 was created.*

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

LEGISLATION:

RESOLUTIONS

RESOLUTION NO. 009-2019 (*Tim Hassan retirement*) requires one (1) reading
See page 1 (**RECOGNITION/RETIREMENT RESOLUTIONS** section).

RESOLUTION NO. 010-2019 (No PO) requires one (1) reading **first reading** **adopted**
A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEEDED 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).

Councilwoman Frische moved to adopt the Resolution, seconded by Councilman Harrington.

Discussion:

Councilwoman Frische asked if the Tyler Technology portion of this is via Engineering. Safety Director Schmelzer replied it is for the Safety CAD software. It was an amount that was contracted for and is in the budget, but was invoiced before a purchase order was available. As soon as it is invoiced and received and the City is contracted and budgeted to pay it, the requisition will then be pushed through. Councilwoman Frische asked if there is a rush to suspend the rules and give it its second and third readings tonight. Safety Director replied not on that part of it.

Service Director/Acting City Engineer Thomas replied that the Water Treatment portion of this cannot be paid until Council approves this Resolution so that the Auditor can pay it. There was a purchase order for the work. The work was done, so the purchase order was closed, but not all of the work had been invoiced. This was the last invoice for it. By the time it was received, the purchase order was already closed. This Resolution is to pay for the rest of the work that was done under the purchase order. The money was originally there, but the purchase order was closed too soon.

Councilman Russel asked for a point of order and asked if this requires one (1) or three (3) readings. Law Director Rasmussen replied it only requires one (1) reading.

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

RESOLUTION NO. 011-2019 (*oppose HB 27*) requires one (1) reading

first reading adopted

A RESOLUTION OPPOSING HOUSE BILL 27, 133rd GENERAL ASSEMBLY, AND AUTHORIZING THE CLERK OF COUNCIL TO SEND COPIES OF SAID RESOLUTION TO OUR GOVERNOR, STATE SENATOR, AND STATE REPRESENTATIVE.

Councilman Russel moved to adopt the Resolution, seconded by Councilman Harrington.

Discussion:

Councilman Russel noted that emails about this issue went out last week. He and Councilman Wobser requested this Resolution be presented to Council which is why it is on tonight's agenda.

Safety Director Schmelzer noted that in addition to the points of order in the legislation relative to our immunity, there are also a couple of other items, one of which Fire Chief Eberle brought to his attention in the MARCS fees. He is unsure what the impact will be, but some of it is about eliminating some of the subsidy for the radio fees that are paid annually. If that were to be eliminated, it would have a significant impact on the budget. He anticipates a lot of opposition from the townships on it that use it for support.

Councilman Russel asked Fire Chief Eberle for his thoughts on what this legislation does to both Findlay Fire Department and Hanco on their response time for fire runs. Fire Chief Eberle replied that he did not dig deep into this legislation, but finds it ironic that he was notified through the Ohio Fire Chiefs' Association about the removal or reduction of sovereign immunity for municipalities on their emergency response with the exception of law enforcement pursuits. The Mayor was notified through the Ohio Municipal League. The legislative committee for the Fire Chiefs' Association informed him that there was universal opposition to House Bill 27 through the Township Association, the Buckeye State Sheriff's Association, and a number of other representative groups like that with all of them being opposed to this issue. He believes it was flawed legislation when it was written. First Responders already have a tough job to do to, so it will be a concern if they will have to start dealing with litigation that arises from performing their job duties.

Safety Director Schmelzer noted that the limitation on pursuits are only related to active pursuits. When someone is on a response call, it is not the same thing. This will open us up to loss of immunity on every run that is taken outside of a hot pursuit.

Law Director Rasmussen added that currently under the immunity statutes, we enjoy a reckless standard, but by them deleting all of that, it is a nuisance with only a negligent standard that would only apply if we were chasing someone and pursuing them, and has a wreck. There are many occasions when fire trucks and medical service are on runs. They do a great job, but if there is a negligent standard established, we will be fighting lawsuits constantly. Every time a lawsuit is filed against the City, it is actually a tax, so we are all paying for that judgment. There were a couple of incidents cited. One being a school bus that backed into a car, dented the car, but the school bus was not required to pay it because they enjoyed the reckless standard. The other one cited was a run that was a negligence case where a cruiser backed into someone. When talking to Representative Jon Cross, he had already garnered some support. It already had five (5) people on it, but we needed to make sure we reacted appropriately, but do not know the reason it is getting fast-tracked for the bill. There wasn't a lot of thought that went into it. It could still survive in another form and still allow us to keep our immunity for those emergency runs.

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

RESOLUTION NO. 012-2019 (*DFID*) requires three (3) readings

first reading adopted

A RESOLUTION APPROVING THE RENEWAL PETITION, SERVICES PLAN AND BUDGET OF THE DOWNTOWN FINDLAY IMPROVEMENT DISTRICT, AND DECLARING AN EMERGENCY.

Councilman Russel moved to adopt the Resolution, seconded by Councilman Harrington.

Discussion:

Councilwoman Frische asked if this will also fix the DFID finances for the year or if it will skip in-between. Councilman Russel replied that the first tax cards went out without the DFID fee on it, so it is money that will not come in. The DFID will only have a half (1/2) collection this year, but the DFID will continue to function and continue to operate. They have enough money to get through 2019.

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

ORDINANCES

ORDINANCE NO. 2019-014 (*replenish City's Self-Insurance Fund*) requires three (3) readings

third reading adopted

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Hellmann.

Ayes: Ostrander, Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2019-014 and is hereby made a part of the record.

ORDINANCE NO. 2019-015 (*2019 Ordinances & Resolution changes*) requires three (3) readings

second reading

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

Second reading of the Ordinance.

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

second reading

Second reading of the Ordinance.

ORDINANCE NO. 2019-018 (*FFD complement amendment*) requires three (3) readings
AN ORDINANCE AMENDING CHAPTER 135.01 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

first reading

First reading of the Ordinance.

ORDINANCE NO. 2019-019 (*Technology Dr rezone*) requires three (3) readings
AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS TECHNOLOGY DRIVE REZONE) WHICH PREVIOUSLY WAS ZONED "C2 GENERAL COMMERCIAL" TO "M2 MULTIPLE-FAMILY HIGH DENSITY".

first reading

First reading of the Ordinance.

ORDINANCE NO. 2019-020 (*CR 140 waterline oversizing*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

first reading

adopted

Councilwoman Frische moved suspend the statutory rules and give the Ordinance its second and third readings, seconded by Councilman Watson. Ayes: Russel, Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander. The Ordinance received its second and third readings. Councilwoman Frische moved to adopt the Ordinance, seconded by Councilman Wobser. Ayes: Shindledecker, Slough, Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2019-020 and is hereby made a part of the record.

ORDINANCE NO. 2019-021 (*2019 Airport event grants*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

first reading

adopted

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

Discussion:

Councilman Russel noted that this is a great event that will take place at our Findlay Airport on June 8, 2019. The Expo event will include a car show this year. This Ordinance transfers money from the Visitor's Bureau to the Airport so that they can continue to promote it. The Airport manager does a fantastic job. Even when this Expo first started two (2) years ago, there were large crowds and great airplanes to look at. He encouraged the community to attend.

Councilman Harrington added that it is a free event with no charge to attend. It might be a little difficult to get in and out of the event because of the Lima Avenue construction, but they are making every attempt to rectify that prior to the event. Being an ex-car dealer, he will be there more for the car show than the air show and is looking forward to it.

Ayes: Watson, Wobser, Frische, Harrington, Hellmann, Niemeyer, Ostrander, Russel, Shindledecker, Slough. The Ordinance was declared adopted and is recorded in Ordinance Volume XXI, Page 2019-021 and is hereby made a part of the record.

ORDINANCE NO. 2019-022 (*annual street resurfacing/curb repairs 2019 project no. 32890300*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

first reading

First reading of the Ordinance.

ORDINANCE NO. 2019-023 (*ODOT Aviation Grant Airport Beacon and Windcone*) requires three (3) readings
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

first reading

First reading of the Ordinance.

ORDINANCE NO. 2019-024 (*Bishop Lane (Krystal Ridge) final plat/ROW*) requires three (3) readings
AN ORDINANCE ACCEPTING THE RIGHT-OF-WAY DEDICATION AS SHOWN ON THE BISHOP LANE, KRYSTAL RIDGE SUBDIVISION RIGHT-OF-WAY DEDICATION PLAT, AND DECLARING AN EMERGENCY.

first reading

First reading of the Ordinance.

UNFINISHED BUSINESS:

OLD BUSINESS

Councilman Russel pointed out that at the last meeting, Council received a letter from the Court concerning an over-appropriation and the efforts they would be doing to correct it. City Auditor Staschiak thought it would be in Council's best interest that there should be a parallel legislation to change the appropriation in the line item. He moved to have legislation be created to authorize the de-appropriation, seconded by Councilman Slough.

Councilman Watson asked Safety Director Schmelzer for his comments on Ordinance No. 2019-018. Safety Director Schmelzer replied that he is looking to make some modifications to the Ordinance regarding complement. As it currently reads, it puts a maximum at eighty-six (86). Six (6) of them are to account for pending retirements, those on military leave, etc. It also has a provision in it that might cause some confusion about the ability to promote employees in absentee positions. This situation just recently came about where they promoted two (2) individuals, but the complement according to the Ordinance, did not allow us to do that even though one of them is not actively serving in the Fire Department. This Ordinance attempts to clean things up. He will be adding a sentence or two about maximum complement, and the fact that these provisions related to promotion are not going to add to the complement, and that we should be in the position to avoid any confusion by the next meeting.

Councilwoman Frische asked if this will cause any negative impact to the department by having it held up until the changes are made. Safety Director Schmelzer replied that only to the extent that one employee that has been promoted but is not in the position that he has been promoted to because it is above the complement that is currently allowed in the current Ordinance.

NEW BUSINESS

Councilman Shindledecker asked that his microphone be looked at and corrected.

Councilman Shindledecker pointed out that a few weeks ago, that Council congratulated the McComb Panthers football team on winning their state championship. He informed Council that Findlay High School recently received their Grand Champion placing in the 100th Best of Show competition. They also did an outstanding job with their musical production of Mamma Mia. He congratulated Findlay First Edition and the Findlay High School Music Department.

President of Council Monday adjourned Council at 7:50 pm.


CLERK OF COUNCIL


PRESIDENT OF COUNCIL