

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

JUNE 17, 2014

COUNCIL CHAMBERS

PRESENT: Douglas, Frische, Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence
ABSENT: VanDyne

President J Slough opened the meeting with the Pledge of Allegiance and a moment of silent prayer.

MINUTES:

Councilman Douglas moved to accept the June 3, 2014 Regular Session City Council meeting minutes as written. Councilwoman Frische seconded the motion. All were in favor. Motion carried. Filed.

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

PROCLAMATIONS: - none.

RECOGNITION/RETIREMENT RESOLUTIONS:

RESOLUTION NO. 025-2014

A RESOLUTION COMMENDING FIREFIGHTERS FRED WIESS, ADAM KIDWELL, RYAN LEASE AND GRAHAM THOMAS FOR THE ACTIONS THEY TOOK DURING LIFE-SAVING EVENTS WITHIN THE CITY OF FINDLAY, OHIO.

Adopted

Councilwoman Spence moved to adopt the Resolution, seconded by Councilwoman Frische.

Discussion:

Councilman Monday noted that this is an example of the quality of employees the City has in their safety forces. All of them do a commendable job.

Ayes: Douglas, Frische, Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence. The Resolution was declared adopted and is recorded in Resolution Volume XXXII, and is hereby made a part of the record.

WRITTEN COMMUNICATIONS: - none.

ORAL COMMUNICATIONS: - none.

PETITIONS: - none.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Findlay Police Department Activities Report – May 2014. Filed.

City Income Tax Monthly Collection Report – May 2014. Filed.

Findlay W.O.R.C. Financial Analysis report – January 1, 2014 through May 31, 2014. Filed.

Mayor Lydia Mihalik – appointment to Park and Recreation Board

Mayor Mihalik is appointing David Trisel to the Park and Recreation Board for the City of Findlay, effective through December 31, 2014. Mr. Trisel is filling the unexpired term of Hugh McClintock through December 31, 2014. This appointment does not require the confirmation of City Council. Filed.

Health Commissioner Stephen Mills – Grant Appropriations; Public Health Emergency Preparedness Grant

The Findlay City Health Department received notification from the Ohio Department of Health for grant funding for continued work to bolster public health emergency preparedness within Findlay and Hancock County. This funding will enable to Findlay City Health Department to retain Chad Masters in a full-time Emergency Response Coordinator/Epidemiologist role, as well as to pay for MARCS radio service and pager service needed to help the Findlay City Health Department respond to disasters both natural and manmade. The approved funding level is ninety-three thousand one hundred forty-four dollars (\$93,144.00) for the period of July 1, 2014 through June 30, 2015. An emergency appropriation of this grant money is requested so that they may begin activity on July 1, 2014 Ordinance No. 2014-057 was created.

FROM:	Ohio Department of Health Grant	\$ 93,144.00
TO:	2015 ODH Emergency Preparedness Grant #31949000	\$ 93,144.00

Filed.

Health Commissioner Stephen Mills - Child and Family Health Services Grant

The Findlay City Health Department received a Notice of Award from the Ohio Department of Health. This year's grant was competitive and as a result, the Findlay City Health Department has been able to increase the total amount of the award to fifty-three thousand dollars (\$53,000.00) for this year, which is up by over twelve thousand dollars (\$12,000.00). This award will enable the Findlay City Health Department to continue to the work begun in their previous grant period. Identified in their previous community health assessment, child and adult obesity, and youth and adult substance abuse are priority areas of health concern for our community. This grant will provide them with an outside funding source with which they may take action to address their health priorities. They will continue to utilize the funding to bring a health educator in to partner with schools to work on obesity prevention programming, and to add a smoking cessation program for pregnant women and women of child bearing age. It will also assist them with maintaining a continued cycle of health assessment in the community.

The grant cycle for this award year begins on July 1, 2014. An emergency appropriation of this grant money is requested so that they may begin work on this project as soon as possible. Ordinance No. 2014-057 was created.

FROM:	Ohio Department of Health Grant	\$ 53,000.00
TO:	2015 Child and Family Health Services Grant #31949100	\$ 53,000.00

Filed.

City Auditor Jim Staschiak – summary financial reports

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

- Summary of Year-To-Date Information as of May 31, 2014
- Cash & Investments as of May 31, 2014
- Open Projects Report as of May 31, 2014
- Financial Snapshot as of May 31, 2014

Filed.

Treasurer's Reconciliation Report – May 31, 2014. Filed.

Board of Zoning Appeals minutes – May 8, 2014. Filed.

Mayor Lydia Mihalik – appointment to Blanchard Valley Port Authority

Request for confirmation for reappointment of Robert E. Beach to the Blanchard Valley Port Authority through June 30, 2018. He has served as a joint City of Findlay appointment to the Port Authority since its inception in 2007.

Councilman Monday moved for a confirmation of the reappointment of Robert E. Beach to the Blanchard Valley Port Authority. Seconded by Councilman Harrington. Filed.

Service-Safety Director Paul Schmelzer – Sherman Park Neighborwoods project

The City of Findlay received grant monies from the Findlay-Hancock County Community Foundation and contributions from the residents of Sherman Park for the Sherman Park Neighborwoods project organized by the City's Shade Tree Commission. Legislation to appropriate funds is requested. Ordinance No. 2014-059 was created.

FROM:	General Fund (contributions)	\$2,331.00
TO:	Parks Department #21034000-other	\$ 2,331.00

Filed.

City Auditor Jim Staschiak – revenue estimates for fiscal year 2015

Auditor Staschiak will provide the estimated revenues for fiscal year 2015 at the July 1, 2014 City Council meeting. No action will be required at that meeting. In order to meet the statutory requirements for the distribution of local government money, the estimated revenues for fiscal year 2015 should be accepted by Council during the July 15, 2015 City Council meeting so that it can then be filed with the County Auditor no later than July 20, 2014. A motion for acceptance of the revenue estimates will be needed during City Council's July 15, 2014 meeting. A public hearing will be held the night before the July 15, 2014 City Council meeting. Filed.

Service-Safety Director Paul Schmelzer – East Bigelow waterline replacement project #35749200

An existing sixteen inch (16 in) waterline on East Bigelow Avenue at the Bright Road intersection is experiencing serious deterioration. City Water Distribution personnel have repaired the line, but a more permanent solution is necessary which would involve creating a project for the design and construction of approximately four hundred feet (400') of waterline with an estimated cost of sixty thousand dollars (\$60,000.00). In order to move forward with the project, it is necessary to have authorization for bidding and contracting, and an appropriation of design funds. Referred to the Appropriations Committee.

FROM:	Water Fund	\$ 10,000.00
TO:	East Bigelow Waterline project #35749200	\$ 10,000.00

Filed.

COMMITTEE REPORTS:

The APPROPRIATIONS COMMITTEE to whom was referred a request from the Hancock County Public Defender Commission to renew their Indigent Defense Services contract with the City of Findlay.

We recommend approval of the above request. Ordinance No. 2014-061 was created.

Councilman Monday moved to adopt the committee report. Councilman Nichols seconded the motion.

Discussion:

Councilman Monday explained why the five thousand dollar (\$5,000.00) appropriation amount is crossed off the committee report. During the Appropriations Committee meeting, they learned that the money was already available. So instead of appropriating funds for this, the committee report approved for the renewal of the Indigent Defense Services contract with the City of Findlay.

All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Don Ratcliff to rezone 115 Harrington Avenue from R-2 single family, medium density to R-4 two family, high density.

We recommend that this request be tabled until additional information be obtained by Todd Richard.

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

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Robert Schuck to rezone 206 Center Street from R-3 single family, high density to M-2 multiple family, high density.

We recommend that the request be denied.

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

Discussion:

Councilman Klein asked why the request was denied. Councilman Shindledecker replied that of the two (2) senior members of the Planning & Zoning Committee, one (1) is absent tonight and one (1) was absent at the Planning & Zoning Committee meeting, so he spoke on their behalf tonight. This is a project that is already in existence. In order to change in the zoning on it, it would take a family out of their home. This has been in existence for some time and has slipped through the cracks both on part of the City and the developer. The committee did not see a need to change it.

Law Director Rasmussen added that this was an illegal non-conforming use, not a legal non-conforming use. By rezoning it, they did not want to legitimize the illegal non-conforming use.

All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Randall Schumacher to rezone 107 Allen Street and 1217 North Main Street Lots 1928 and 1929 in Carrothers Addition from C2 General Commercial to M2 Multi-Family, High Density.

We recommend to approve the request. Ordinance No. 2014-060 was created.

Councilman Douglas moved to adopt the committee report. Councilman Klein seconded the motion. All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Steve Clymer to vacate East Meade Avenue from the westerly right-of-way line of France Street to the east line of the north-south alley, as platted in the Northview Subdivision for Lots 7 through 22 in Block 7.

We recommend that the request be approved. Ordinance No. 2014-061 was created.

Councilman Douglas moved to adopt the committee report. Councilwoman Spence seconded the motion. All were in favor. Filed.

LEGISLATION:

RESOLUTIONS

RESOLUTION NO. 021-2014 (*E Sandusky St/Osborn Ave intersection upgrades*)

During Old Business, removed from being tabled and adopted

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT OR CONTRACTS FOR UPGRADES TO THE EAST SANDUSKY STREET/OSBORN AVENUE INTERSECTION, PROJECT NO. 32846100, TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 024-2014 (*internet auction*)

adopted

A RESOLUTION AUTHORIZING THE SALE OF PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION, AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the Resolution. Councilman Monday seconded the motion.

Discussion:

Law Director Rasmussen noted that requires it be done by legislation via resolution, so it does need three (3) readings.

Councilman Harrington then amended his previous motion to suspend the statutory rules and give the resolution its second and third readings. Councilman Klein seconded the motion. Ayes: Frische, Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence, Douglas. The resolution received its second and third readings. Councilman Klein moved to adopt the resolution, seconded by Councilman Nichols. Ayes: Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische. The Resolution was declared adopted and is recorded in Resolution Volume XXXIII, and is hereby made a part of the record.

RESOLUTION NO. 025-2014

See page 1.

ORDINANCES

ORDINANCE NO. 2014-040 (*Fifth St vacation – does not require a public hearing*)

adopted

AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS FIFTH STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Klein. Ayes: Klein, Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Harrington. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-040 and is hereby made a part of the record.

ORDINANCE NO. 2014-041 (*Sixth St vacation – requires a public hearing*)

tabled

AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS SIXTH STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilman Monday moved to table the Ordinance, seconded by Councilman Harrington. Ayes: Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Harrington, Klein. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-041 and is hereby made a part of the record.

ORDINANCE NO. 2014-042 (*YMCA East St alley vacation – does not require a public hearing*)

adopted

AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS EAST STREET ALLEY VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilwoman Spence moved to adopt the Ordinance, seconded by Councilman Shindlecker.

Discussion:

Councilman Harrington noted that he is an adjacent property owner, so he will be abstaining from the vote.

Ayes: Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Klein. Abstain: Councilman Harrington. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-042 and is hereby made a part of the record.

ORDINANCE NO. 2014-043 (*Eastern Woods Office Park rezone – requires a public hearing*)

tabled

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 EASTERN WOODS OFFICE PARK REZONE) WHICH PREVIOUSLY WAS ZONED "C1 LOCAL COMMERCIAL" TO "O1 OFFICE INSTITUTION".

Councilman Monday moved to table the Ordinance, seconded by Councilman Harrington. Ayes: Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Harrington, Klein, Monday. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-043 and is hereby made a part of the record.

ORDINANCE NO. 2014-044 (*E Hardin St & E Lincoln St rezone –requires a public hearing*)

tabled

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 EAST HARDIN STREET AND EAST LINCOLN STREET REZONE) WHICH PREVIOUSLY WAS ZONED "C2 GENERAL COMMERCIAL DISTRICT" TO "C3 DOWNTOWN COMMERCIAL DISTRICT".

Councilman Monday moved to table the Ordinance, seconded by Councilman Klein.

Discussion:

Councilman Harrington noted that he is an adjacent property owner, so he will be abstaining from the vote.

Ayes: Russel, Shindledecker, Spence, Douglas, Frische, Klein, Monday, Nichols. Abstain: Harrington. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-044 and is hereby made a part of the record.

ORDINANCE NO. 2014-051 (*annual bids and contracts*)

adopted

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, WITH OPTION YEARS, FOR THE PURCHASE OF THE MATERIALS, CHEMICALS, AND SERVICE AGREEMENTS NEEDED BY THE VARIOUS DEPARTMENTS OF THE CITY OF FINDLAY, OHIO COMMENCING JANUARY 1, 2015, AND DECLARING AN EMERGENCY.

Councilwoman Spence moved to adopt the Ordinance, seconded by Councilman Klein. Ayes: Shindledecker, Spence Douglas, Frische, Harrington, Klein, Monday, Nichols, Russel. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-051 and is hereby made a part of the record.

ORDINANCE NO. 2014-053 (*continuation of Dog Warden services*)

second reading

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT WITH THE BOARD OF COMMISSIONERS OF HANCOCK COUNTY, OHIO, FOR DOG WARDEN SERVICES IN THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2014-054

adopted

(self-insurance invoices; 2014 resurfacing program project 32842100; South Water Tower painting project)
 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilwoman Frische moved to suspend the statutory rules and give the ordinance its third reading. Seconded by Councilwoman Spence. Ayes: Spence, Douglas, Frische, Harrington, Klein, Monday, Nichols, Russel, Shindledecker. The Ordinance received its third reading. Councilwoman Spence moved to adopt the Ordinance, seconded by Councilman Russel.

Discussion:

Councilwoman Frische moved to amend the Ordinance to remove the fifty thousand dollar (\$50,000.00) self-insurance appropriation. Law Director Rasmussen replied that Council will need to ask to split the question. Councilwoman Frische then asked to split the question. Seconded by Councilman Douglas.

Councilman Klein asked what the reasoning is for Councilwoman Frische's motion to amend and remove the fifty thousand dollar (\$50,000.00) self-insurance appropriation. Councilwoman Frische replied that after discussions during the last City Council meeting with Law Director Rasmussen and also after one-on-one conversation, her reasons for requesting it to be separate from this ordinance is because she feels self-insurance funds should not be mixed with infrastructure improvements under one ordinance. It should be separated. Also because she is still not clear if the funds will be needed this year or if the bills will come in next year. Law Director Rasmussen replied that he knows he will get some bills to which Councilwoman Frische replied the Law Director's Office does not have the bills yet. Law Director Rasmussen then replied that he has already received some bills thus the reason the appropriation was requested. Law Director Rasmussen added that this fifty thousand dollars (\$50,000.00) is an additional request and that the three thousand four hundred (\$3,400) appropriation was already granted. Those funds have already been used to pay a previous bill. There are two (2) additional bills that we have already received in addition to the other mentioned pending this appropriation. This appropriation of fifty thousand dollars (\$50,000.00) are for the bills already received but not yet paid and other bills that have not been paid yet to be received. Councilwoman Frische would like to see the fifty thousand dollar (\$50,000.00) appropriation be on a separate ordinance.

Councilman Monday asked that since the rules have already been suspended and it was given its third reading, if Council separates the issue, would Council vote on each appropriation independently tonight. Law Director Rasmussen replied that it should have been done prior. Council suspended the rules on the ordinance, so Council will have to decide if they want to split the question, and if the question is split, if there will be an amendment. Councilman Monday then asked that if Council splits the question without an amendment to remove the fifty thousand dollar (\$50,000.00) appropriation, would Council vote on each appropriation individually tonight. Law Director Rasmussen replied not if the motion to split the question hasn't passed. Councilman Monday then asked what Council will vote on tonight. Law Director Rasmussen replied Council will vote on the ordinance as presented. Councilman Monday then asked for all three (3) issues. Law Director Rasmussen replied that is correct. Council is asking to split the question, so if that does not pass, then the ordinance will be considered as a whole. Councilman Monday clarified that if it passes and Council agrees to split the question, will Council then vote on each of the three (3) issues/appropriations in the ordinance tonight. Law Director Rasmussen replied that is correct.

Motion to split the ordinance:

Ayes: Douglas, Frische, Monday, Russel, Shindledecker

Nay: Harrington, Klein, Nichols, Spence

Motion to amend the ordinance is defeated.

Councilman Klein made a moved to adopt the Ordinance as presented, seconded by Councilman Russel. Ayes: Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence. Nay: Frische, Douglas. The Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-054 and is hereby made a part of the record.

ORDINANCE NO. 2014-055 *(repeal Ord 2014-023 Interstate West ROW dedication plat)*

second reading

AN ORDINANCE REPEALING ORDINANCE NO. 2014-023 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2014-056

adopted

(replace Ordinances 2014-045 through 2014-049 U of F street/alley vacations – does not require a public hearing)

AN ORDINANCE VACATING CERTAIN ALLEYS AND A PORTION OF WEST FOULKE AVENUE BETWEEN MOREY AVENUE AND CORY STREET (HEREINAFTER REFERRED TO AS THE UNIVERSITY OF FINDLAY FOULKE STREET/ALLEY VACATION) AND DECLARING AN EMERGENCY.

Councilman Russel moved to suspend the statutory rules and give the ordinance its third reading. Seconded by Councilman Nichols. Ayes: Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische. The ordinance received its third reading. Councilman Douglas moved to adopt the Ordinance, seconded by Councilman Russel. Ayes: Klein, Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Harrington. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-056 and is hereby made a part of the record.

ORDINANCE NO. 2014-057

adopted

(Health Dept – Emergency Preparedness grant; Child and Family Health Services grant)

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilwoman Spence moved suspend the statutory rules and give the ordinance its second and third readings. Seconded by Councilwoman Frische. Ayes: Monday, Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Harrington, Klein. The ordinance received its second and third readings. Councilman Klein moved to adopt the Ordinance, seconded by Councilman Shindledecker. Ayes: Nichols, Russel, Shindledecker, Spence, Douglas, Frische, Harrington, Klein, Monday. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-057 and is hereby made a part of the record.

ORDINANCE NO. 2014-058 (*Professional Engineering Services – Steve Wilson*)

first reading

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A CONTRACT WITH THE HANCOCK COUNTY ENGINEER TO PROVIDE ENGINEERING SERVICES TO THE CITY OF FINDLAY, OHIO ON A TEMPORARY BASIS, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

ORDINANCE NO. 2014-059 (*Sherman Park Neighborhoods project*)

first reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

ORDINANCE NO. 2014-060 (*107 Allen St/1217 N Main St rezone – requires a public hearing*)

first reading

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY (REFERRED TO AS 107 ALLEN STREET/1217 NORTH MAIN STREET REZONE) WHICH PREVIOUSLY WAS ZONED "C2 GENERAL COMMERCIAL" TO "M2 MULTI-FAMILY, HIGH DENSITY".

First reading of the Ordinance.

ORDINANCE NO. 2014-061 (*E Meade Ave vacation – does not require a public hearing*)

first reading

AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS EAST MEADE AVENUE VACATION) IN THE CITY OF FINDLAY, OHIO.

First reading of the Ordinance.

ORDINANCE NO. 2014-062 (*Indigent Defense Services contract renewal*)

first reading

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT FOR CALENDAR YEAR 2014 WITH THE HANCOCK COUNTY PUBLIC DEFENDER COMMISSION FOR A TOTAL OF NINETY-FIVE THOUSAND DOLLARS (\$95,000.00) FOR SAID CALENDAR YEAR, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

UNFINISHED BUSINESS

OLD BUSINESS:

Councilman Monday moved to lift Resolution No. 021-2014 from the table. Councilman Douglas seconded the motion. Ayes: Russel, Shindledecker, Spence, Douglas, Frische, Harrington, Klein, Monday, Nichols. The Resolution was lifted from the table. Councilman Monday moved to adopt the Resolution, seconded by Councilman Klein. Aye: Shindledecker, Spence, Douglas, Frische, Harrington, Klein, Monday, Russel. The Resolution was adopted.

Councilwoman Frische asked for the status of her request to have monthly reports from the Fire Department. The citizen who asked about it is in the audience tonight. She will talk to the Service-Safety Director about it as it sounds like they are moving forward on it. The first report was expected tonight, but sounds like it will be next month.

Auditor Staschiak noted that Ordinance No. 2014-053 received its second reading tonight regarding the Dog Warden contract. The minutes of the last meeting indicates that it will be a multi-year contract, but the ordinance only authorizes him to pay for those services for one year, per If Council wants the services paid for more than a year, the language in the ordinance will have to be changed to allow him to pay it for more than one year and is allowed to be renewed. The last time Council adopted a multi-year contract was via Ordinance No. 2007-102. He wants to make sure he does not get into a situation where he cannot pay them and it has to come back to City Council.

Councilman Douglas noted that Ordinance No. 2014-058 received its first reading tonight that authorizes the Service-Safety Director to enter into a contract with the County Engineer. Back in late December or early January, it was discussed to add an Engineer to the City. He asked for an update on it. Mayor Mihalik replied that good quality Civil Engineer for municipalities are hard to come by. There currently is not a full-time employee in place, not due to a lack of trying. We reached out to a headhunter to try to find someone to fill the position, but came up with nothing. At this point in time, it make sense to continue hiring Steve Wilson in that capacity, but will continue to search for someone for the position. Councilman Douglas then noted that the ordinance states it is on a temporary basis and asked what that entails and if it is a year-long contract. Mayor Mihalik replied it is to continue with Mr. Wilson throughout the rest of this year. If and when we find someone to fulfill the position, then Mr. Wilson's services will no longer be needed. Councilman Douglas then asked if his services will be on a renewal contract until we find a permanent employee. Mayor Mihalik replied that is correct.

NEW BUSINESS:

Councilman Shindledecker reported on the Be Healthy Now program. The program is made up of a number of community partners (ADAMHS Board, Senior Center, area schools, various agencies) that has three (3) main responsibilities:

1. Childhood and adult obesity
They have had some trainers visit the elementary schools to instruct children on exercises during their physical education class and recess. They also introduced a nutrition program in the lower grades. They have partnered with the YMCA for Healthy Kids Day event, and have been involved with the Community Garden projects and School Garden projects.
2. Youth and adult substance abuse
The City Health Department has acquired a couple of grants, one being the Smoking Cessation Program for youth, pregnant mothers, and women of child-bearing age.
3. Youth violence, including bullying,
The coalition recently completed the second phase of a study of some of the health issues that affect the county. One was done a year ago. This one is not to identify the health issues people have with substance abuse, but how it has affected not only the person who is dependent, but also their families. Another study will take place next year. This issue is a three (3) pronged effort to deal with these problems.

Councilwoman Spence: **WATER & SEWER COMMITTEE** meeting on June 23, 2014 at 3:00pm in the third floor conference room of the Municipal Building (CR1).

agenda: University of Findlay football stadium fees

Councilman Nichols attended the Park and Recreation Board meeting on Jun 16, 2014 where two (2) Lowe's Assistant Managers asked if the City had any projects they could volunteer their labor on any projects within the City this year and with the County next year. They assist with any type of project the City would identify that they could volunteer their labor. They also have a twelve thousand dollar (\$12,000.00) stipend that they would be willing to invest on a project besides providing free labor. He recommended anyone who has a project they want Lowe's to assist with to contact the Street Superintendent Matt Stoffel as he has the contact information for Lowe's.

Councilman Shindledecker noted that eight (8) channels are now missing for those who are Time Warner subscribers, but do not have the digital converter boxes. This is an effort by Time Warner to provide more services such as internet. He has had some citizens express their concerns, and in some cases, their outrage about it. His concern is with the loss of the weather channel. He feels the local media and in Toledo do a good job when we have a weather situation here. Many of us have family and friends in other parts of the country that when inclement weather happens, we rely on the weather channel for updates. It is a vital channel. Mayor Mihalik replied she will contact Time Warner's Community Affairs Representative and express the concerns. Councilman Douglas also had some citizens contact him with their concerns on this issue. Councilwoman Spence also received some telephone calls. She asked the Mayor to inform Council on any feedback given by Time Warner.

Councilwoman Spence made a motion to excuse the absence of Councilman VanDyne. Seconded by Councilman Nichols. All were in favor.

Mayor Mihalik noted that there have been a lot of outdoor activities going on in the City. One event going on right now is Team USA women's softball game at the Marathon Diamonds at the CUBE. There are approximately five thousand (5,000) individuals there right now watching them play. They are getting ready to start their second game. It is an incredible atmosphere and is amazing to see what we are able to provide and the community support that has come out for this event. There has also been numerous festivals, swim meets, the Ohio/Michigan Border Battle game, etc. going on.

Councilman Douglas asked for an update on the Ad Hoc Committee regarding a records retention policy. Law Director Rasmussen had mentioned that he had collected some information and is starting to formulate a policy. Law Director Rasmussen replied that he has the Attorney General's policy, has tried to address the records storage in a general fashion, and is trying to determine how to process the records (how will they move through the department and who would be responsible for logging the requests so they are easy to find. The Service-Safety Director suggested a program in Microsoft Excel and have the City Clerk manage it. Councilman Douglas then asked the Law Director if he is working on putting together a policy. Law Director Rasmussen replied he is. Councilman Douglas asked the Law Director if he was going to collect the information and provide Council samples of what other cities are doing. Law Director Rasmussen replied the Administration would like some input on the policy as it is ultimately the Administration's policy, so if he shows Council something for review, he wants to make sure the Administration, which he is not part of, is okay with what he is sharing and agreed that is what they are looking at. Councilman Douglas asked if what the Law Director could provide copies of what he has gathered from other municipalities. Law Director Rasmussen replied he would like to do as much as he can all at once and try to get it done. Councilman Douglas requested a copy of what the Law Director has gathered from other municipalities as soon as possible. Law Director Rasmussen replied he will get that to Council.

President J. Slough adjourned Council at 8:22pm.


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PRESIDENT OF COUNCIL