

FINDLAY CITY COUNCIL MEETING AGENDA

REGULAR SESSION

AUGUST 4, 2020

COUNCIL CHAMBERS

ROLL CALL of 2020-2021 Councilmembers

ACCEPTANCE/CHANGES TO PREVIOUS CITY COUNCIL MEETING MINUTES:

- Acceptance or changes to the July 21 2020 Public Hearing minutes to rezone 253 (parcel #580000238260), 251 (parcel #580000238250), and 0 (parcel #580000238240) Madison Avenue via Ordinance No. 2020-069.
- Acceptance or changes to the July 21, 2020 Regular Session City Council meeting minutes.

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

PROCLAMATIONS: none

RECOGNITION/RETIREMENT RESOLUTIONS: none

ORAL COMMUNICATIONS: none

PETITIONS:

Alley vacation request – Lake Cascade Parkway

Van Horn, Hoover & Associates, Inc. President Daniel R. Stone, P.E., P.S. on behalf of Jack Jay McCracken, is requesting to vacate a portion of the northern Right of Way of Lake Cascades Parkway in the vicinity of Cooper Tire and Rubber Company. Needs to be referred to City Planning Commission and Planning & Zoning Committee.

WRITTEN COMMUNICATIONS:

Hancock County Landfill Mollie Welly, SWMD Clerk – Hancock County Solid Waste Management Plan 5 Year

The Hancock County Solid Waste Management District (SWMD) has completed the DRAFT Solid Waste Management Plan 5 year update. The plan was subject to public comment from June 23 to July 23. No comments were received during that time. On July 23, the Hancock County SWMD held a public meeting to discuss the plan and receive comments. There were no attendees from the public at this meeting. At this time, the Hancock County SWMD is seeking to ratify the updated Solid Waste Plan. Attached to this memo is suggested language for a resolution/ordinance that you can use to approve the plan update. The plan must be ratified by Hancock County legislative authorities that represent sixty percent (60%) of the Hancock County population or greater. The Hancock County SWMD encourages all legislative authorities in Hancock County to ratify the 2020 Hancock County Solid Waste Management Plan. The current Hancock County population total is estimated at 75,783 and the total for sixty percent (60%) representation is 45,470. Each Hancock County legislative authority received a packet of information about the Plan Update and a CD copy of the Solid Waste Management Plan Update. The SWMD is striving to have the plan ratified by the end of August. Ordinance No. 2020-086 was created.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Law Director Rasmussen – funds for 2020 Legal/Financial Services object code 441400 via Ordinance No. 2020-085

Fifty thousand dollars (\$50,000.00) was budgeted for 2020 Law Director Legal/Financial Services. Approximately thirty thousand dollars (\$30,000.00) has already been encumbered for an outstanding case, along with just under twenty thousand dollars (\$20,000.00) in other litigation matters. Approximately eight hundred dollars (\$800.00) is left in this object code for the remainder of the year. An additional thirty thousand dollars (\$30,000.00) is requested to pay upcoming unknown invoices. Ordinance No. 2020-085 was created.

FROM:	General Fund	\$ 30,000.00
TO:	Law Director #21005000-other	\$ 30,000.00

City Planning Commission agenda – August 13, 2020; minutes – July 9, 2020.

Mayor Muryn – 2nd qtr 2020 Key Performance Indicators (KPIs)

The second quarter Key Performance Indicators or “KPIs have been compiled and the summary report has been prepared. They are the performance measurements that are monitored for each department on a continuous basis. The full KPI document “Findlay Performs” can also be found on the City website: <https://www.findlayohio.com/performance>.

These KPIs are a critical tool used to measure service delivery and operational effectiveness of the City. They indicate the progress towards goals set for continuous improvement.

Safety Director Schmelzer – BWC Safety Intervention Grant (FFD)

Ordinance No. 2020-031 was passed in March authorizing the City to pursue a Bureau of Worker’s Compensation Safety Intervention Grant (SIG). The City was successful in obtaining the grant funds. Three thousand dollars (\$3,000) from the General Fund and two thousand eight dollars (\$2,800) from the Fire Department Small Equipment budget were approved as the twenty-five percent (25%) grant match. The City will receive approximately fifteen thousand dollars (\$15,000) to purchase hydraulic equipment to help with extricating accident victims in addition to hose management equipment. Resolution No. 022-2020 and Ordinance No. 2020-087 were created.

Resolution No. 022-2020

FROM: Fire Department #21014000-other \$ 2,008.75
TO: 2020 BWC Safety Intervention Grant *Project No. 31903200* \$ 2,008.75

Ordinance No. 2020-087

FROM: BWC Safety Intervention Grant \$ 15,026.25
FROM: General Fund \$ 3,000.00
TO: 2020 BWC Safety Intervention Grant *Project No. 31903200* \$ 18,026.25

Mayor Muryn – Findlay Reservoir #1 State of Ohio Cooperative Fishing Agreement

The City of Findlay entered into a Cooperative Fishing Agreement at Findlay Reservoir #1 with the State of Ohio. Department of Natural Resources, Division of Wildlife for the period of twenty-five (25) years being effective from August 15, 2020 through August 15, 2045. Legislation authorizing the Mayor to enter into an agreement with the State of Ohio is requested. Resolution No. 023-2020 was created.

Hancock Regional Planning Commission Director Matt Cordonnier – City of Findlay RLF – Penrose Public Infrastructure #35702700

By authorization of Ordinance No. 2020-017, a bid opening was held for this project on July 16, 2020. Bids were received from three (3) potential contractors with bid amounts ranging from \$60,136 to \$76,607.13. The lowest and best bid was received from R.D. Jones Excavation Inc. of Harrod, Ohio. The project is being paid for with City Revolving Loan Fund Dollars as authorized by Ordinance No. 2020-017. An appropriation for construction, inspection and contingency is needed to complete the project. Legislation to authorize the City Auditor to draw funds from the Fifth Third Bank is requested. Ordinance No. 2020-088 was created.

FROM: Revolving Loan Fund \$ 71,150.00
TO: Penrose Public Infrastructure *Project No. 35702700* \$ 71,150.00

Traffic Commission minutes – July 20, 2020.

Service Director/Acting City Engineer Thomas – 2020 FAA CARES Act Grant Project No. 35201900

The City of Findlay has received the CARES Act Grant from the Federal Aviation Administration (FAA) to help offset Airport operational and maintenance expenses. An appropriation is now needed to move the grant funds into the project in order to begin gathering documentation to submit for reimbursement. Legislation to appropriate and transfer funds is requested. Ordinance No. 2020-089 was created.

FROM: FAA Grant (CARES Act Aviation Funding) \$ 69,000.00
TO: 2020 FAAA CARES Act Grant *Project No. 35201900* \$ 69,000.00

Service Director/Acting City Engineer Thomas – Runway 7/25 Rehab – Crack Seal Design/Construction Project No. 35293200

Two (2) items need to be addressed with this project. The approved ordinance did not include the wording to accept the bids for this project. Legislation to accept bids and authorize the Service Director to enter into contracts as needed is requested. Also, the amount requested from the ODOT Aviation Grant was six thousand nine hundred nine dollars and fifty cents (\$6,909.50) which was equal to five percent (5%) of the construction cost. That amount has already been appropriated into the project. The amount received for the official grant agreement was six thousand nine hundred nine dollars and no cents (\$6,909.00), therefore a de-appropriation is needed in order to make the appropriation amount match the amount listed in the grant agreement and the same amount will need to be appropriated from the Capital Improvements Restricted Account so that the project total will remain the same. Legislation to accept bid results, authorize the Service Director to enter into a contract, de-appropriate funds, and appropriate and transfer funds is requested. Ordinance No. 2020-090 was created.

De-appropriate:

FROM: Runway 7/25 Rehab – Crack Seal Design/Construction (35293200) \$.50
TO: ODOT Aviation Grant \$.50

Appropriate and transfer:

FROM: CIT Fund – Capital Improvements Restricted Account \$.50
TO: Runway 7/25 Rehab – Crack Seal Design/Construction (35293200) \$.50

Service Director/Acting City Engineer Thomas – Rehabilitate Taxiway A (A4 to A6) – Construction Project No. 35202300

The City of Findlay received the official Federal Aviation Administration (FAA) grant agreement which will cover one hundred percent (100%) of the construction cost of the project. At this time, grant funds need to be appropriated into the project. Legislation to appropriate funds is requested. Ordinance No. 2020-091 was created.

FROM:	FAA Grant	\$ 432,624.00
TO:	Rehabilitate Taxiway A (A4 to A6) – Construction <i>Project No. 35202300</i>	\$ 432,624.00

COMMITTEE REPORTS:

The **WATER AND SEWER COMMITTEE** met on July 30, 2020 to discuss March 11, 2020, May 21, 2020, and July 16, 2020 updates to the water meter/transmitter project.

This recommendation is contingent upon a resolution of the bidding issue discussed in this meeting. If the issue has been resolved, we recommend to go ahead with the infrastructure portion of this project. This includes the purchase and installation of (11) DCU's, software and integration into billing software. Also, included will be the purchase of 324 transmitters for the year 2020. We recommend that \$250,000 be appropriated out of the Sewer Fund to match the \$250,000 that has already been appropriated out of the Water Fund. Ordinance No. 2020-092 was created.

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 022-2020 requires three (3) readings **first reading**
(Ohio BWC Safety Intervention Grant (SIG) program - safety items for FFD)
A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

RESOLUTION NO. 023-2020 *(State of Ohio Cooperative Fishing Agreement)* requires three (3) readings **first reading**
A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A COOPERATIVE FISHING AGREEMENT WITH THE STATE OF OHIO.

RESOLUTION NO. 024-2020 *(no PO)* requires one (1) reading **first reading**
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).

ORDINANCES:

ORDINANCE NO. 2020-054 *(lane light project)* requires three (3) readings **tabled after third reading 6/16/20**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-076 *(HWE street lighting services contract)* requires three (3) readings **third reading**
AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT WITH HANCOCK-WOOD ELECTRIC COOPERATIVE, INC. TO LIGHT CERTAIN STREETS IN THE CITY OF FINDLAY, OHIO WHERE ITS SERVICES ARE AUTHORIZED, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-077 *(2020 annual sewer and manhole lining program)* requires three (3) readings **third reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-082 *(Blanchard Street Sewer Replacement project no. 35592200)* requires three (3) readings **second reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-084 *(continue Workers Compensation programs)* requires three (3) readings **first reading**
AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-085 *(Law Director budget - more funds for legal svcs (pending litigation))* requires three (3) readings **first reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-086 (*Solid Waste svcs renewal*) **requires three (3) readings** **first reading**
AN ORDINANCE ADOPTING THE FIVE YEAR UPDATE OF THE SOLID WASTE MANAGEMENT PLAN OF THE HANCOCK COUNTY SOLID WASTE MANAGEMENT DISTRICT, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-087 **requires three (3) readings** **first reading**
(*Ohio BWC Safety Intervention Grant (SIG) program - safety items for FFD*)
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-088 (*RLF - Penrose Public Infrastructure #35702700*) **requires three (3) readings** **first reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-089 (*2020 FAA CARES Act Grant*) **requires three (3) readings** **first reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-090 (*Runway 7/25 Rehab – Crack Seal Design/Construction*) **requires three (3) readings** **first reading**
AN ORDINANCE TO ACCEPT BIDS AS RECEIVED AND TO AUTHORIZE THE MAYOR AND/OR SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO AN AGREEMENT OR AGREEMENTS FOR THE RUNWAY 7/25 REHAB, PROJECT NO.35293200, DE-APPROPRIATING FUNDS, APPROPRIATE AND TRANSFER FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-091 (*Rehabilitate Taxiway A (A4 to A6) – Construction*) **requires three (3) readings** **first reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-092 (*water meter system replacement*) **requires three (3) readings** **first reading**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

UNFINISHED BUSINESS:

OLD BUSINESS

NEW BUSINESS



ENGINEERING ♦ SURVEYING ♦ GPS/GIS CONSULTING

3200 N. MAIN ST. • FINDLAY, OH 45840 • 419.423.5630 Phone • 419-423-5772 FAX

July 23, 2020

City of Findlay Council
Municipal Building
Findlay, Ohio 45840

RE: Lake Cascades Parkway

Dear Members of Council:

On behalf of our client, we are formally submitting a request to vacate a portion of the northern Right of Way of Lake Cascades Parkway in the vicinity of Cooper Tire and Rubber Company. This area was turned into Right of way when Lake Cascades Parkway (f.k.a. Sixth Street Extension) was constructed. Based on the irregular Right of Way shape, the owners of the land directly north of this area are requesting to vacate the Right of Way and attach it to their current property.

If you have questions or require any additional information please give me a call.

Sincerely,

Daniel R. Stone, P.E., P.S. - President
Van Horn, Hoover & Associates, Inc.

ALLEY/STREET VACATION PETITION

FEE PAID _____

DATE _____

ADVERTISING AND FILING FEES PAID _____ DATE _____

HONORABLE MAYOR AND COUNCIL, CITY OF FINDLAY, OHIO:

We, the undersigned, being owners of property abutting the requested Lake Cascade Parkway vacation shown on the attached plat, respectfully petition
(street/alley) Lake Cascade
your Honorable Body to vacate the Parkway ROW described as:
street/alley

Proposed vacation of a portion of the northern section of Lake Cascades Parkway's ROW, along Cooper Tire & Rubber, Co. facility up to Western Ave. (Lake Cascades North). The vacation will make the ROW a more uniform width.

Being further described as abutting the following described LOTS in the SUBDIVISION of:
L3461-3563,3569-72 & PT 73-74 KERPER ADD & ALY & STS

A \$75.00 fee is submitted to pay for the cost of vacating the above-described Lake Cascade Parkway ROW (street or alley)

We agree to pay all cost and/or assessments that are now or have been constructed serving this property. Upon adoption of legislation, applicable advertising and filing fees will be invoiced to the petitioner. A plat of the area showing the portion to be vacated & a list of all property owners on that portion of the alley running from street to street, but not in the request for vacation are attached.

<u>OWNER</u>	<u>ADDRESS</u>	<u>LOT NUMBER</u>
Cooper Tire & Rubber Company	701 Lima Ave.	580001014162 & 610001007069

TO: **Applicants for Street or alley Vacation**
 FROM: **Council Clerk**
 City law requires persons requesting the vacation of a street or alley to file a petition with City Council. Council then refers the request to the City Planning Commission and the Planning & Zoning Committee for their findings. These Committees file their report with Council, who in turn makes the final ruling on the request.

APPLICATION REQUIREMENTS

Petition forms are available in the Council Clerk's Office. It requires the signature of a majority of the property owners that abut the requested vacation. A plat of the area shall accompany the application indicating the street or alley to be vacated. This plat can be obtained from the City Engineer's Office.

In addition to the petition for an alley vacation being signed by the abutting property owners, which is notice, if said proposed alley vacation is less than the full alley running from street to street, either north and south or east and west as the case may be, then the Clerk will also send notices to the abutting property owners on that portion of the alley extended but not in the request for vacation. For example, if an alley runs from north to south from street A to street B, intersected by a east-west alley, and the request is to vacate the alley running from street A to the intersecting east-west alley, then the abutting property owners on the remaining portion of that north-south alley between street A and street B shall also receive notice of the petition to vacate from the Council Clerk. (Rules of Procedure, as amended, of Findlay City Council).

Ideally, the petition must be signed by all abutting property owners. If not, a Public Notice of Consideration to Vacate has to be advertised in the Courier for six consecutive weeks. The cost of the advertising shall be paid by the petitioner. Anyone wishing to address Council concerning the petition may do so as a result of the publication. This can occur at any of the three readings which Council must give an Ordinance that vacates right-of-way.

FEE

At the time of submitting the request to the Council Clerk, a **\$75.00 non-refundable fee** shall accompany the petition. This is to off-set some of the City's expenses. **Upon adoption of legislation, applicable advertising and filing fees will be invoiced to the petitioner.**

ASSESSMENTS

By law, if there were assessments to the abutting properties for improvements to the street or utilities, the petitioners are to pay the assessment fee for the property being vacated. These assessments, if any, are recorded in the City Engineer's Office. They are requested to be researched for the property upon legislation request. The petitioners will be invoiced for the total expense, and it must be paid before Council will vacate the street or alley.

PLANNING COMMISSION ACTION

Planning Commission action on vacation petitions will be in the form of a recommendation to City Council. Council may then either concur with the Commission's recommendation or override it. Concurring action may be accomplished with a simple majority vote, while overriding action requires a two-thirds (2/3) vote of Council. Notice of the Planning Commission Meeting will be sent from the Engineer's Office to the filer of the petition advising him/her when the request shall be heard.

COMMITTEE ACTION

This Committee's action will be in the form of a recommendation to City Council. Council may then either concur with the Committee's recommendation or override it. Action is a simple majority vote to concur or override the Committee report. Notice of the Planning & Zoning Committee Meeting will be sent by the Council Clerk to the petitioners advising them when the request shall be heard.

CITY COUNCIL ACTION

Once the petition is placed on Council's agenda, it will be referred to the City Planning Commission and the Committee with all documentation submitted. Both the City Planning

Commission and the Planning & Zoning Committee shall review the request. Upon their findings, Council will request legislation and give it three (3) separate readings if the vacation is to proceed.

In order to vacate a public right-of-way, City Council must adopt an ordinance doing so. Normally, legislation is prepared when the Planning & Zoning Committee recommends that an action be taken. However, appropriate legislation can be drawn at the request of any Council member, whether or not the vacation is supported by the Committee. Ordinances require three readings prior to adoption, and this normally occurs over the course of three consecutive meetings of Council.

A majority affirmative vote of at least five (5) members is necessary to enact a vacation ordinance. If Council disagrees with the Planning Commission's recommendation, it will take six (6) affirmative votes of members of Council to enact a vacation ordinance. The ordinance is not effective until at least 30 days after signing by the Mayor.

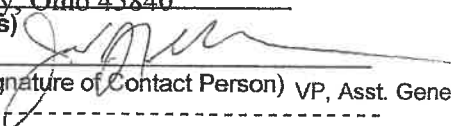
Revised 12-05

Name of Contact Person Jack Jay McCracken

Mailing Address 701 Lima Ave., Findlay, Ohio 45840

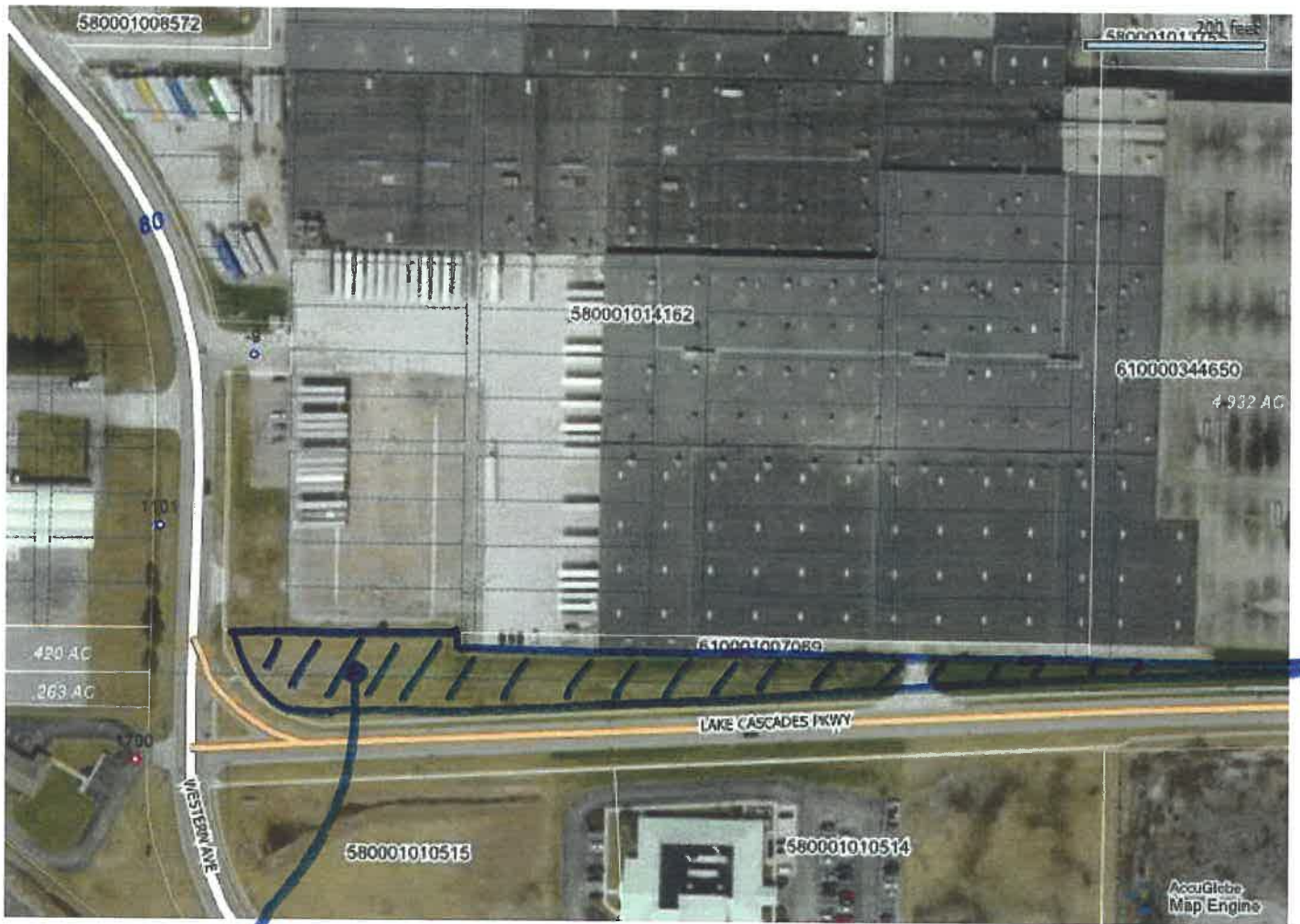
Phone No. (Home) _____ **(Business)** _____

July 23, 2020
(date)


(Signature of Contact Person) VP, Asst. General Counsel & Asst. Secretary

OFFICE USE ONLY

Hancock County GIS



Notes

AREA TO BE VACATED



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Findlay, OH · 3200 N. Main Street · 419.423.5630

Charlotte, NC · P.O. Box 621524 · 704.604.4124

LEGAL DESCRIPTION

Pt. of Lake Cascades Parkway,
City of Findlay,
Hancock County,
State of Ohio

RIGHT OF WAY VACATION

1.094 Acres

Situated in the City of Findlay, County of Hancock, State of Ohio and being part of Lake Cascades Parkway Right of Way, a Parcel of Land bounded and described as follows:

COMMENCING at a Monument with an "X" found at Sta. 23+79.24 on the centerline of Lake Cascades Parkway (R/W Varies) as referenced in HAN-75-14.39 (Phase 1) Right of Way plans as recorded in Plat Book 21, Page 483 of the Hancock County Deed Records;

Thence along the centerline of Lake Cascades Parkway, S 01°16'40" W, a distance of 229.65 feet,

Thence S 88°43'20" E, a distance of 40.00 feet to a 1/2" Capped Rebar found at the intersection of the easterly Right of Way and the northerly Right of Way lines of Lake Cascades Parkway, and being the PRINCIPAL point of beginning of a parcel of land herein described;

Thence along the north Right of Way of said Lake Cascades Parkway, S 89°21'28" E, a distance of 263.77 feet to an angle point in said Right of Way;

Thence continuing along the north Right of Way of said Lake Cascades Parkway, S 01°08'34" W, a distance of 18.00 feet to an angle point in said Right of Way;

Thence continuing along the north Right of Way of said Lake Cascades Parkway, S 89°21'28" E, a distance of 702.05 feet to an angle point in said Right of Way;

Thence continuing along the north Right of Way of said Lake Cascades Parkway, S 89°21'49" E, a distance of 320.01 feet to a 1/2" Capped Rebar found at the southeast corner of a parcel of land conveyed to Cooper Tire and Rubber Company;

Thence S 01°00'53" W, a distance of 2.26 feet to point on the new Right of Way of Lake Cascades Parkway;

Thence along the said new Right of Way and on a non-tangent curve to the left, having a radius of 8634.37 feet, a delta angle of 02°13'49" along an arc distance of 336.09 feet, the chord of said curve bearing S 88°17'12" W, a chord distance of 336.07 feet;

Thence continuing along the new Right of Way; S 87°10'18" W, a distance of 841.30 feet to point marking a non-tangent curve to the right;

Thence continuing along the said new Right of Way and on a non-tangent curve to the right, having a radius of 100.52 feet, a delta angle of 87°32'07" along an arc distance of 153.58 feet, the chord of said curve bearing N 51°42'07" W, a chord distance of 139.07 feet to the POINT OF BEGINNING;

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Charlotte, NC · P.O. Box 621524 · 704.604.4124

LEGAL DESCRIPTION

Pt. of Lake Cascades Parkway,
City of Findlay,
Hancock County,
State of Ohio

RIGHT OF WAY VACATION

1.094 Acres

Containing 1.094 acres of land, more or less, all being subject to any prior easements of record or otherwise.

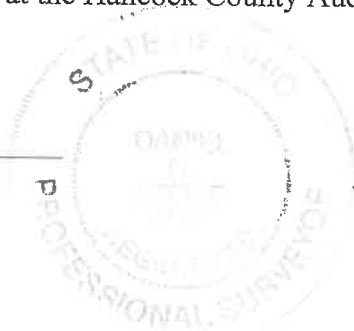
Bearings are based on the Right of Way Plans for HAN-75-14.39 (Phase 1).

Distances referenced are ground distances.

Where described above, all 5/8" Capped Rebar Set are 30 inches in length,
with an orange plastic cap stamped 'VHHA #8159' placed on top.

This description was prepared in accordance with a recent Field Survey prepared by Daniel R. Stone, Registered Surveyor #8159, 3200 N. Main Street, Findlay, Ohio, 45840, dated July 23, 2020 and filed at the Hancock County Auditor's Office.

Date: 23 July 2020



Survey and Legal Description by:

Daniel R. Stone

Daniel R. Stone, P.E., P.S.

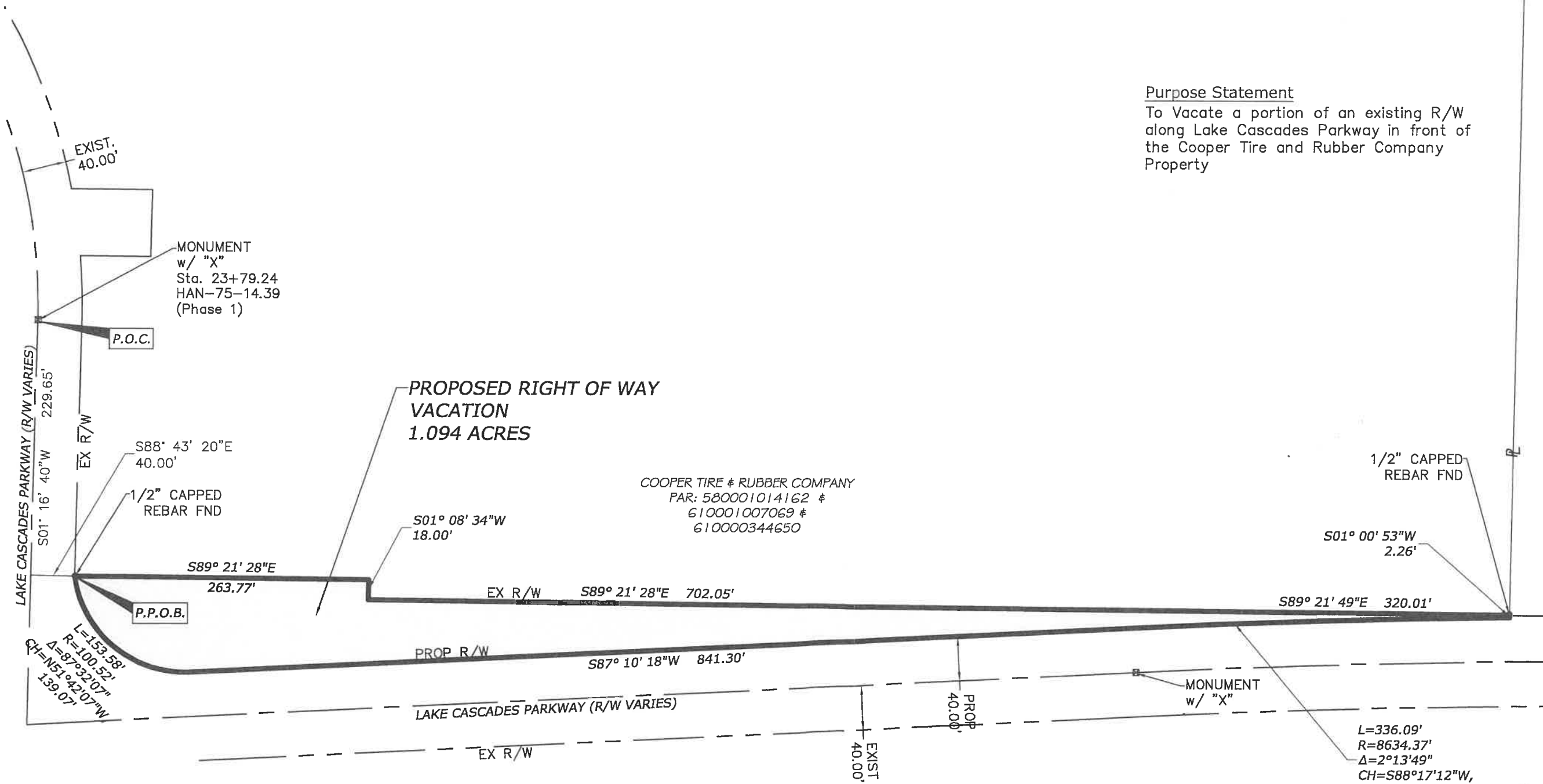
Ohio Registered Surveyor #8159

Right-of-Way Vacation

Being a part of Lake Cascades Parkway,
City of Findlay,
County of Hancock, State of Ohio

Purpose Statement

To Vacate a portion of an existing R/W along Lake Cascades Parkway in front of the Cooper Tire and Rubber Company Property

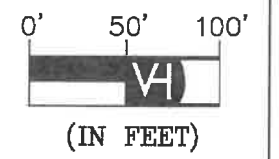


Van Horn Hoover
& Associates, Inc.

- SURVEYING
- CIVIL ENGINEERING
- LAND USE PLANNING

3200 N. MAIN ST.
FINDLAY, OH 45840
(419) 423-5630

www.VanHornHoover.com
E-Mail: Info@VanHornHoover.com



PREPARED FOR:
COOPER TIRE & RUBBER CO.
701 LIMA AVE.
FINDLAY, OH

RIGHT-OF-WAY VACATION PETITION

REVISIONS		
MARK	DATE	DESCRIPTION

PLOTS/SCALE: 1:1
DRAWN: DRS CHECKED: DRS
DRAWING SCALE: 1"=100'
DATE: 07/23/2020
JOB NUMBER: z:\proj\jcb\18271
SHEET NUMBER: VAC1

Z:\PROJECTS\18271\18271\vacation.dwg - Date: Jul 23, 2020

MEMO

To: Hancock County Legislative Authorities
From: Hancock County Solid Waste Management District
Date: July 24, 2020
Re: Hancock County Solid Waste management Plan 5 Year

HANCOCK COUNTY
SOLID WASTE DISTRICT



www.HancockEnvironment.com

The Hancock County Solid Waste Management District has completed the DRAFT Solid Waste Management Plan 5 year update. The plan was subject to public comment from June 23 to July 23. No comments were received during that time. On July 23, the Hancock County SWMD held a public meeting to discuss the plan and receive comments. There were no attendees from the public at this meeting.

At this time the Hancock County SWMD is seeking to ratify the updated Solid Waste Plan. Attached to this memo is suggested language for a resolution/ordinance that you can use to approve the plan update.

The plan must be ratified by Hancock County legislative authorities that represent 60% of the Hancock County population or greater. The Hancock County SWMD encourages all legislative authorities in Hancock County to ratify the 2020 Hancock County Solid Waste Management Plan. The current Hancock County population total is estimated at 75,783 and the total for 60% representation is 45,470.

Each Hancock County legislative authority received a packet of information about the Plan Update and a CD copy of the Solid Waste Management Plan Update. The SWMD is striving to have the plan ratified by the end of August.

If there are any questions regarding the ratification process, please reach out to Ed Merriman with the Mannik & Smith Group, Inc. at 419-279-5178.

Denise Devore

From: Mollie N. Welly <mnwelly@co.hancock.oh.us>
Sent: Friday, July 24, 2020 8:18 AM
To: Clerk of Council
Cc: Kathy Launder; Christina Muryn
Subject: [EXTERNAL]Hancock Co Solid Waste District 5 year Plan
Attachments: Ratification Memo.pdf; City Of Findlay.pdf

Security Checkpoint: External Email! Do not click on links or open attachments unless you trust the source and know the content is safe.

Good morning,

As required by the Ohio EPA, the Hancock County Solid Waste Management District prepared and adopted a five year update to the HCSWMD Plan in accordance with the Ohio Revised Code.

Please see attached request for City Council approval and sample/guidance legislation. I appreciate your assistance in this matter.

Mollie Welly, SWMD Clerk
Hancock County Landfill
3763 County Road 140
Findlay, Ohio 45840

Resolution/Ordinance No. _____

A RESOLUTION/ORDINANCE TO ADOPT THE FIVE YEAR UPDATE OF THE
SOLID WASTE MANAGEMENT PLAN OF HANCOCK COUNTY, OHIO

WHEREAS, Findlay (city) is located within the jurisdiction of the Hancock County Solid Waste Management District (District); and

WHEREAS, the Hancock County Solid Waste Management District (District) Policy Committee prepared and adopted a five year update to the Hancock County Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.54, 55, and 56; and

WHEREAS, the District has provided a copy of the updated Hancock County Solid Waste Management Plan for ratification to each of the legislative authorities of the District; and

WHEREAS, the city of Findlay must decide whether it approves of said Solid Waste Plan within ninety days of receipt of the resolution and amended Solid Waste Plan.

NOW, therefore, be it resolved by the City of Findlay:

1. The City of Findlay

a. _____ approves the resolution and amended solid waste plan or:

b. _____ disapproves the resolution and amended solid waste plan.

2. The Clerk/Fiscal Officer is hereby directed to send the District a copy of this resolution to the attention of Mollie Welly, Hancock County Solid Waste Management District, 3763 County Road 140, Findlay, Ohio 45840.

3. That it is found and determined that all formal actions of the City of Findlay concerning and relating to the passage of this resolution/ordinance were adopted in an open meeting of the City of Findlay and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Sections 121.22 of the Ohio Revised Code.

Approved: _____ Date: _____ OR

Disapproved: _____ Date: _____

Signature of Fiscal Officer/Clerk: _____ Date: _____

Office of the Director of Law

Donald J. Rasmussen

318 Dorney Plaza, Rm 310

Findlay, Ohio 45840

Telephone: 419-429-7338 • Fax: 419-424-7245

drasmussen@findlayohio.com

July 28, 2020

Honorable City Council
Findlay, OH 45840

RE: Funds for 2020 Legal/Financial Services object code 441400
(Ordinance No. 2020-085)

Dear Council Members:

Fifty thousand dollars (\$50,000.00) was budgeted for 2020 Law Director Legal/Financial Services. Approximately thirty thousand dollars (\$30,000.00) has already been encumbered for an outstanding case, along with just under twenty thousand dollars (\$20,000.00) in other litigation matters. Approximately eight hundred dollars (\$800.00) is left in this object code for the remainder of the year. In order to cover upcoming invoices, I am requesting thirty thousand dollars (\$30,000.00) to pay them. Please keep in mind that I cannot predict, nor foresee what future litigation matters may arise. Should this additional amount not cover the rest of the year, I will then ask for additional funds.

At this time, the amount of thirty thousand dollars and no cents (\$30,000.00) is being requested to be appropriated from the General Fund to the Law Director Department 21005000-other via Ordinance No. 2020-085

Thank you for your consideration in this matter.

Very truly yours,



Donald J. Rasmussen
Director of Law

City of Findlay
City Planning Commission
City Council Chambers, 1st floor of Municipal Building
Thursday, August 13, 2020 - 9:00 AM

AGENDA

CALL TO ORDER

ROLL CALL

SWEARING IN

APPROVAL OF MINUTES

ITEMS TABLED AT THE JULY 9, 2020 MEETING

APPLICATION FOR CONDITIONAL USE #CU-02-2020 filed by Recovery Institute of Ohio, LLC, 1019 Pierce Street, Sandusky, OH for a short term residential treatment and recovery center to be located at 1800 Manor Hill Rd, Findlay.

NEW ITEMS

- 1. PETITION FOR ZONING AMENDMENT #ZA-07-2020 Doug & Karla Yoder to rezone 1028 & 1030 Hurd Avenue from R-1 Single Family Low Density to R-2 Single Family Medium Density.**
- 2. ALLEY/STREET VACATION PETITION #AV-04-2020 filed by The University of Findlay to vacate the first north/south alley east of Morey Avenue running between College Street and Frazer Street.**
- 3. ALLEY/STREET VACATION PETITION #AV-05-2020 filed by Cooper Tire & Rubber Company to vacate a portion of the northern right-of-way of Lake Cascades Parkway.**

ADMINISTRATIVE APPROVALS

- 1. SITE PLAN REVIEW APPLICATION #SP-17-2020 filed by 3K Development, PO Box 923, Findlay for an entry canopy on the Riverview Building, 1000 E Main Cross St.**
- 2. SITE PLAN REVIEW APPLICATION #SP-18-2020 filed by Wasbro Rental Property, LLC, 115 E Front Street, Findlay for six additional parking spaces, curb cut and grass island for a parking lot located at 119 E Front Street.**

ADJOURNMENT

City of Findlay City Planning Commission

Thursday, July 9, 2020 – 9:00 AM

Minutes

(Staff Report Comments from the meeting are incorporated into the minutes in lighter text. Actual minutes begin with the DISCUSSION Section for each item)

MEMBERS PRESENT:

Mayor Christina Muryn
Brian Thomas
Dan DeArment

STAFF ATTENDING:

Matt Cordonnier, HRPC Director
Judy Scrimshaw, Development Services Planner
Erik Adkins, Flood Plain/Zoning Supervisor
Kevin Shenise, Fire Inspector
Jeremy Kalb, Engineering Project Manager

GUESTS:

Shawn Garmong, Tom Shindledecker, Lou Wilin, Jane Rettig, Jeff Fort, Mark Boehler, Ashley Boehler, Kyle Inbody, Nate Kehlmeier, Nancy Stephani, Patti Abils, Marjorie Frisch, Jack Laurent, Ashley Romero, Donald Nelson, Kim Hamilton, Carol Reed-Tarney, Tim Arnold, Kathy Carte, Jackie Rothenbuhler, Ryan Sprout, Elizabeth Sprout, Lee Ann Rose, Vern Strong, Sally Guilford

CALL TO ORDER

ROLL CALL

The following members were present:

Mayor Christina Muryn
Brian Thomas
Dan DeArment

SWEARING IN

All those planning to give testimony were sworn in by Judy Scrimshaw.

APPROVAL OF MINUTES

Dan DeArment made a motion to approve the minutes of the June 11, 2020 meeting. Christina Muryn seconded. Motion carried 3-0-0.

NEW ITEMS

1. ALLEY/STREET VACATION PETITION #AV-03-2020 filed by Kim Hamilton and others to vacate the first east/west alley south of Elm Street and running east from Hurd Avenue to the first intersecting north/south alley.

CPC STAFF**General Information**

This request is located off the east side of Hurd Avenue and south of Elm Street. The neighborhood is zoned R-3 Single Family Small Lot. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designates the area as Single Family Small Lot.

Parcel History

None

Staff Analysis

The property owners are requesting to vacate this portion of an alley. It will run east from Hurd Avenue to the first intersecting north/south alley.

All abutting owners have signed the petition.

Staff Recommendation

CPC Staff recommends **approval to Findlay City Council of ALLEY/STREET VACATION PETITION #AV-03-2020 filed to vacate the first east/west alley south of Elm Street and running east from Hurd Avenue to the first intersecting north/south alley.**

ENGINEERING

No Comment

FIRE PREVENTION

Concern with the apartment that is off the alley with no other access from Elm St.

RECOMMENDATION

Staff recommends **approval to Findlay City Council of ALLEY/STREET VACATION PETITION #AV-03-2020 filed to vacate the first east/west alley south of Elm Street and running east from Hurd Avenue to the first intersecting north/south alley.**

ALLEY/STREET VACATION PETITION #AV-02-2020 filed by Eric Bibler, 1020 Adams Street to vacate the first alley east of Glessner Avenue running north from Adams Street between 1020 Adams Street and 934 Adams Street.

DISCUSSION

Kim Hamilton, 1017 Hurd Avenue, came forward to speak. She stated that 429 Elm Street has a drug dealer living there. There is non-stop traffic using the alley going here. They would like to eliminate the traffic as well as persons walking down the alley waiting there and leaning against their fence. Ms. Hamilton stated that there is not a lot of parking. They park along their house and the vehicles hang out into the alley. They are afraid of their vehicles being sideswiped. She stated that someone broke into their garage twice and stole over \$5000 of her husband's tools. Those were recovered. His truck was also stolen.

Dan DeArment asked her to point out the house that is the issue. Ms. Hamilton did so and also noted that there was a shooting there last year and the police informed her they were 10 bullet holes in the home. They have made a couple of arrest there.

Ms. Hamilton stated that there are two ways they can access the house. They can come from Lima Avenue or from Hurd. They tend to go down to go out on Liberty. They do have increased police presence in the area.

Dan DeArment stated that he is sorry she is going through this. However, he is not convinced that closing the alley will solve the problem. He stated that it looks like it would block access to that apartment on the alley and a garage along there also. He asked if they would block it off. Ms. Hamilton stated that they would leave access for the owners. She pointed to a couple of vehicles parked on the north side and stated that they have two ways in and out. They can come off Hurd Avenue down the alley or come off the parking lot off Lima Avenue. They would like to put some concrete bollards at the intersection of the alleys perhaps with a chain between them.

Christina Muryn stated that she agrees with Mr. DeArment and she probably cannot support this. She commented that just because all the owners have signed off now and say they won't want to build anything that might block off access, legally they have that ability. If the property transfers, the next owner may not agree and it may become an issue. Ms. Muryn stated that this may not be the right option. Alleys in these neighborhoods serve a purpose and she feels we need to maintain access through that area. We need to work on the other issue separately. Brian Thomas explained how the land would get divided and that the width of pavement each owner received is not enough for a car to drive on so they would technically have to trespass just to drive through.

MOTION

Christina Muryn made a motion to **recommend denial** to Findlay City Council of **ALLEY/STREET VACATION PETITION #AV-03-2020 filed by Kim Hamilton and others to vacate the first east/west alley south of Elm Street and running east from Hurd Avenue to the first intersecting north/south alley.**

2nd: Dan DeArment

VOTE: Yay (3) Nay (0) Abstain (0)

2. APPLICATION FOR CONDITIONAL USE #CU-01-2020 filed by Ashley and Ronnie Romero, 425 Mona Ln., Findlay to operate a salon from their residence.

CPC STAFF

General Information

This request is located on the south side of Mona Lane east of Greenacre Drive. It is zoned R-2 Single Family Medium Density. All abutting parcels are also zoned R-2. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designates the area as Single Family Medium Density.

Parcel History

Site is a single family residence.

Staff Analysis

The applicant is proposing to convert their one car attached garage into a salon suite. The application states that it will operate three days per week between the hours of 9 a.m. – 9 p.m.

The owner is the sole employee.

The definition of a HOME OCCUPATION in the Findlay Zoning Ordinance is: Any use conducted entirely within a dwelling and participated in solely by members of the family residing therein, which use is clearly incidental and secondary to the use of the dwelling for dwelling purposes and does not change the character thereof and in connection with which there is no commodity sold upon the premises except that which is produced thereon, and provided.

Home Occupations are not permitted accessory signage.

In December, 2017 FCPC reviewed a request for a Dog Groomer who also was converting garage area into the space for the business. They were not permitted to change the front exterior of the garage so that it would not alter the appearance of this being a single family home. The intent of a Home Occupation is to remain virtually invisible in the overall residential aesthetic of the neighborhood. Placing a secondary door on that end of the home would change the appearance of it being a single family residence. The groomer was permitted to have an access door on the side of the garage to have a separate entrance. Potentially removing the garage door and installing a window or two would still maintain the single family residential nature.

Our main concern here will be the ability to have off street parking available for clients. This is a single car garage, but the pavement is wide enough for two vehicles. If the owners are both in the driveway, it appears that any vehicles parked behind them could be blocking the sidewalk since the drive is not very long. In normal times, a hairdresser can double book clients to say do a haircut will someone else is processing their hair color. Currently that is not the case with the COVID pandemic, so only one vehicle should be here at any time. If that restriction is lifted, perhaps this particular location should still be held to that standard due to the possible parking issue. If there are numerous complaints at any time after opening, zoning would have to investigate and the owner my risk losing their permit.

Staff received several phone calls inquiring about what was being proposed here, but none said they had any issue with the request.

Staff Recommendation

CPC Staff recommends **approval of APPLICATION FOR CONDITIONAL USE #CU-01-2020 filed by Ashley and Ronnie Romero, 425 Mona Ln., Findlay to operate a salon from their residence subject to:**

- **Evidence that parking will not be an issue**
- **No changes in the front of house to indicate a business use**

ENGINEERING

No Comment

FIRE PREVENTION

Plans need to be submitted to Wood County Building Department.

RECOMMENDATION

Staff recommends **approval of APPLICATION FOR CONDITIONAL USE #CU-01-2020 filed by Ashley and Ronnie Romero, 425 Mona Ln., Findlay to operate a salon from their residence subject to:**

- **Evidence that parking will not be an issue**
- **No changes in the front of house to indicate a business use**

DISCUSSION

Ashley Romero commented that it appeared that parking was the biggest issue here. She said that both of their vehicles can fit on the right side of the drive without crossing the sidewalk. That would leave the left side available for a client's car or even two cars. She works three days a week and her husband is usually at work until 4:30. She confirmed that a number of cars park on both sides of the street.

Ms. Romero noted that she found several houses in the area that had converted garages into part of the house and had a separate door and window there. That is what she would like to do here also.

Dan DeArment stated that he is okay with the access door on the side of the garage. Mayor Muryn stated that right now she states she operates a couple days per week but what would prevent her from working daily and have constant traffic? This is a pretty close residential area now and she worries about disrupting that. Ms. Romero replied that she has been doing hair for 15 years and that has always been her schedule. She has three children and does not plan to work more than that. She is available 12 hours on those days and spends the other days with the kids. She does not double book, she only wants one client at a time.

Matt Cordonnier noted that the status of a conditional use for a home occupation can be rather tenuous. If it is approved and several weeks later there are numerous complaints, it could be revoked. It is in her best interest to minimize any impact on the residential character of the neighborhood.

Dan DeArment noted that the other residences in the area could have changed their front area with a door because they were not doing a home occupation. They are not regulated for a strictly residential use. He feels that for consistency, we need the door on the side. We required that of a dog groomer a couple years ago.

MOTION

Dan DeArment made a motion to approve **APPLICATION FOR CONDITIONAL USE #CU-01-2020 filed by Ashley and Ronnie Romero, 425 Mona Ln., Findlay to operate a salon from their residence subject to the following conditions:**

- **Man door to be located on the side of the building**
- **Plans submitted to Wood county for approval**

2nd: Christina Muryn

Erik Adkins reminded the applicant that they must get the conditional use permit prior to opening the business.

VOTE: Yay (3) Nay (0) Abstain (0)

3. APPLICATION FOR CONDITIONAL USE #CU-03-2020 filed by Fort Properties LLC, 16209 Forest Ln, Findlay for a contractor's office and related storage for Findlay Blasting Inc. to be located on Glessner Avenue.

CPC STAFF

General Information

This site is located on the west side of Glessner Avenue. It is zoned C-2 General Commercial and surrounding parcels on the north, east and south sides are also zoned C-2. To the east is zoned R-3 Single Family Small Lot. The majority of the parcel is located within the 100-year flood plain. The City of Findlay Land Use Map designates the area as Neighborhood Commercial.

Parcel History

The site was a parking lot for a former night club.

Staff Analysis

At the June 11, 2020 CPC meeting the site plan for the building was approved subject to verification of access easements for the parcel. We did receive deeds and have obtained a drawing from the County Auditor verifying that the 60' wide strip to the south of the applicant's lot is the area described for access. This is the drive going back to the storage units located west of this site.

Because a contractor's office/shop is a Conditional Use, the Commission should have voted to approve the Use as well as the site plan. Thus, we have brought the item back before the Commission today.

Planning Commission can place Conditions on the approval as they see fit when considering the use. Staff would recommend screening along the north property line between the contractor's property and the Physical Therapy/Day Spa located at 1101 W Main Cross Street. Staff suggests privacy fencing.

Staff Recommendation

CPC Staff recommends **approval of APPLICATION FOR CONDITIONAL USE #CU-03-2020 filed by Fort Properties LLC, for a contractor's office and related storage for Findlay Blasting Inc. to be located on Glessner Avenue subject to appropriate fencing along the north property line.**

ENGINEERING

No Comment

FIRE PREVENTION

No Comment

RECOMMENDATION

Staff recommends **approval of APPLICATION FOR CONDITIONAL USE #CU-03-2020 filed by Fort Properties LLC, for a contractor's office and related storage for Findlay Blasting Inc. to be located on Glessner Avenue subject to appropriate fencing along the north property line.**

DISCUSSION

Vern Strong, part owner of TLB which is located west of this property came forward. Mr. Strong asked if there would be storage of explosives on the site. Matt Cordonnier replied that the State heavily regulates this and there will be no storage here. Any explosives are delivered to the site where they are working.

Jeff Fort stated that he and his son are the owners of Fort Properties. His son owns Findlay Blasting. Their intention is to run his business out of the building. The explosives are highly regulated by ATF, so it is not the State but the Feds that control this. He cannot transport, store anything explosive. The explosive company will deliver the dynamite directly to the location that his is working. Mr. Fort also stated that the question of doing sandblasting here had come up from some people. On the company website it mentioned doing sandblasting. There was a project in Michigan where he had a project to blast a vein of pure white sand. So, he blasts for sand, not with sand. There will be no sandblasting done in the building. The building will store the drill during winter months. The office will be in one corner of the building where he can do the business and Mr. Fort said he may use it sometimes as well. He may store a car there also. There will not be noise, there will not be traffic. More traffic goes in and out of Wolfie's in an hour than will come into this in months. He would consider this a very benign, low impact use. Mr. Fort stated that placing a fence will address a couple of the concerns.

Dan DeArment asked if Mr. Fort would have any issue with a fence. He replied no. Mr. DeArment asked Matt Cordonnier if there are any regulations on the type of fence. Mr. Cordonnier replied that he feels the intent is to provide a visual buffer so a solid fence would be preferred. Another consideration could be whether the fence is simply put into the pavement or if some asphalt is removed and some landscaping installed. This will be up to the Commission's discretion along with some input from the neighbor. Mr. DeArment asked if Commercial required landscaping along a fence. Mr. Cordonnier replied that a fence is not required between two commercial uses. Brian Thomas asked for clarification on what we meant by north property line. Is it only the east/west line or to include the part that turns north along the area they will be digging out and installing a couple trees? Matt Cordonnier replied that he would like to hear the preference from the property owner to the north.

Mayor Muryn stated that she feels it is an appropriate use and is glad the issue is being addressed. Her personal preference would be to have some landscaping rather than just a fence in the middle of a parking lot as far as aesthetics go. She would like to provide some flexibility for Mr. Fort and the Boehlers to determine how to handle this.

Mark Bohler stated that he appreciates the screening that is being proposed here. The only other issue they had was that they had a lawyer look at all the deeds. He stated that the property has changed hands several times in the last few years. The deeds should have transferred the guarantee of acreage plus the rights to use the easement. Instead of saying that each deed has transferred to the new owner the acreage subject to an easement. His lawyer said it could be easily corrected if Jane Rettig would grant the current owner an easement across the current property. Judy Scrimshaw stated that she has always understood that an easement when recorded continues with the land no matter how often it changes hands. Matt Cordonnier responded that that is a civil issue that the City is not involved in and the property owners would have to deal with that.

Dan DeArment asked if they would have to get a curb cut if that easement is not there. Mr. Cordonnier replied that they would apply to the City to get their own curb cut. That could affect the location of the building. Mr. Bohler asked if that would affect the amount of screening required along Glessner. Mr. Cordonnier replied that normal screening there might be 24" high bushes. The existing arborvitae are 12' high.

Mr. Cordonnier said that he thinks what Mr. Bohler is communicating for the screening is a 6' wood privacy fence with some landscaping. The Commission can then make a condition fairly specific to the point. Ms. Scrimshaw stated that her question with the landscaping, since of course it must be on the other owner's side of the fence, is the issue with the maintenance as they might have to trespass on that property to mow or weed, etc. Mr. Bohler said he would have no issue with that. Christina Muryn's concern is that if the property changes hands, will the new owner feel the same. Matt Cordonnier stated that an option would be to set the fence back 4 or 5 feet from the property line and then install the landscaping. He does not know if this will impact Mr. Fort's maneuverability. Mr. Fort expressed that he is permitted to place a fence on the property line and if he is forced to move it back it is a taking of his land. Mr. Cordonnier stated that because it is a conditional use, the Commission can place any conditions they feel needed on the approval.

Jeff Fort came forward again and stated that before he purchased the land he went through the title company to make sure of the access. The Rettigs had all of this land in one ownership at one time. When they began to sell portions, that land became more valuable because they did record that easement on the south boundary.

Jane Rettig stated that she had some issues with Mr. Fort constructing his building 2 feet up and possibly causing more flooding for her storage units. She also stated that her attorney had informed her that she could give permission for anybody to the north to use her easement. She is under the impression that she has to give permission to Mr. Fort to use it.

Ms. Muryn replied that flooding concerns are addressed on the site plan. Engineering will do all the reviews to insure things are compliant and that her property is not negatively impacted by them. The easement is a civil matter that will be left to all of them to figure out.

Matt Cordonnier noted that the site plan has been approved. What the owner has done is balancing. They are taking dirt out of the northwest corner and using it in the construction. This means a net effect of zero of the storage capacity of the lot in regard to the flood plain. They cannot bring in any additional dirt but can only move it within the site. Erik Adkins stated that in theory it goes to the retention pond and it all has to be certified by a professional surveyor. There should be no rise to the abutting properties.

MOTION

Christina Muryn made a motion to approve **APPLICATION FOR CONDITIONAL USE #CU-03-2020 for a contractor's office and related storage for Findlay Blasting Inc. to be located on Glessner Avenue with the following condition:**

- **A minimum screen of a 6' high privacy fence be installed along the common property line between the Fort land and 1101 E Main Cross Street. (Owners may negotiate additional screening if desired)**

2nd: Dan DeArment

VOTE: Yay (3) Nay (0) Abstain (0)

4. APPLICATION FOR SITE PLAN REVIEW #SP-15-2020 filed by Hancock County Agricultural Society, 1017 E Sandusky Street for an additional 18,628 square foot stone parking lot at the County Fairgrounds.

CPC STAFF

General Information

This request is located on the south side of E Sandusky Street. It is currently zoned P-O Park and Open Space. Parcels to the south, east and west are zoned R-2 Single Family Medium Density. To the north is zoned R-1 Single Family Low Density. It is located within the 100-year flood plain. The City Land Use Plan designates the site as PRD Planned Residential Development.

Parcel History

The most recent review for the Fairgrounds property was for gravel parking in this area which was approved in March, 2020.

Staff Analysis

The applicant is proposing to add stone to a portion of a grass parking lot at the north end of the Fairgrounds property. There is currently stone parking to the south of the proposed area.

Parking lots are normally required to be paved in every zoning district except as storage area in Industrial zoning. There is a clause in the Zoning Ordinance (1161.11.1 D) that allows Planning Commission to permit the expansion of an existing gravel, rock or stone parking area after their review and subject to any conditions they may require.

The applicant's engineer has stated that the stone will still permit some of the water to infiltrate into the ground rather than the runoff from pavement. The plans indicate some existing perforated underdrains in the lot.

Staff Recommendation

CPC Staff recommends **approval of APPLICATION FOR SITE PLAN REVIEW APPLICATION FOR SITE PLAN REVIEW #SP-15-2020 filed by Hancock County Agricultural Society, 1017 E Sandusky Street for an additional 18,628 square foot stone parking lot at the County Fairgrounds.**

ENGINEERING

Access –

Will be from a private drive that is located within the Hancock County Fairgrounds.

Sanitary Sewer –

No sanitary sewer is proposed.

Waterline –

No water line work is proposed.

Stormwater Management –

Detention calculations have been submitted with the plans. Detention will be provided by the onsite widening of Lye Creek and other flood mitigation projects.

MS4 Requirements –

The amount of erodible material that will be disturbed will be less than one acre so the site is will not be required to comply with the City of Findlay's Erosion & Sediment Control Ordinance.

Recommendations:

- Approval of the Site Plan

FIRE PREVENTION

No Comment

RECOMMENDATION

Staff recommends **approval of APPLICATION FOR SITE PLAN REVIEW #SP-15-2020 filed by Hancock County Agricultural Society, 1017 E Sandusky Street for an additional 18,628 square foot stone parking lot at the County Fairgrounds.**

DISCUSSION

None

MOTION

Dan DeArment made a motion to approve **APPLICATION FOR SITE PLAN REVIEW #SP-15-2020 filed by Hancock County Agricultural Society, 1017 E Sandusky Street for an additional 18,628 square foot stone parking lot at the County Fairgrounds.**

2nd: Christina Muryn

VOTE: Yay (3) Nay (0) Abstain (0)

5. APPLICATION FOR SITE PLAN REVIEW #SP-16-2020 filed by Nickolas Asset Management, 409 S Main Street, Findlay for 13 storage unit buildings to be located at 3640 Marathon Way.

CPC STAFF**General Information**

This request is located inside the circle created by Speedway Drive and Marathon Way. It is zoned I-1 Light Industrial. To the south and east is also zoned I-1. To the north and west is zoned C-2 General Commercial. It is not located within the 100-year flood plain. The City of Findlay Land Use Plan designates the area as Regional Commercial.

Parcel History

A Final Plat to combine this into new Lot 19 and vacate an easement was approved by FCPC in May, 2020.

Staff Analysis

The applicant is proposing 13 various sized storage unit buildings to fill out this parcel. They are shown in three phases.

Phase 7 included 5 buildings in the center area of the parcel plus a stone lot in the northeast corner of the parcel. A new access point from the west side on Speedway Drive is proposed in this phase also. Setbacks and spacing between buildings meet all requirements.

Outdoor Storage in I-1 is a Conditional Use (1161.15 M). Planning Commission must grant the Conditional Use for this portion of the site plan. The storage area may use a permeable surface only if it is enclosed and screened. We do not see any proposed fencing around the lot. The landscaping plan has trees and evergreens along the north side of this section. The plantings should continue down the east side along Marathon Way the length of the storage lot.

Phase 8 contains 6 units at the south end of the parcel and a new access from the south onto Speedway Drive. Setbacks and spacing between buildings meet all requirements.

Phase 9 is in the northwest corner of the parcel and has 2 new buildings. Setbacks and spacing between buildings meet all requirements.

All areas around the buildings are to be paved as required. The proposed landscaping is shown along the west and north sides because these portions abut C-2 General Commercial property.

Elevation drawings submitted with the plan show a height of slightly over 10' at the peak of the roofs. This is well below the maximum permitted in I-1.

Staff Recommendation

CPC Staff recommends **approval of APPLICATION FOR SITE PLAN REVIEW #SP-16-2020 for 13 storage unit buildings to be located at 3640 Marathon Way subject to the following conditions:**

- **Approval of the Conditional Use for the gravel storage area**
- **Fencing around the open storage area**
- **Landscaping extended down the east side of the lot along the open storage area**

ENGINEERING

Access –

Will be from two drives off of Speedway Drive

Sanitary Sewer –

No sanitary sewer is proposed.

Waterline –

No water line work is proposed.

Stormwater Management –

Detention calculations have been submitted with the plans. Detention will be provided by the existing regional detention facility.

MS4 Requirements –

The amount of erodible material that will be disturbed will be more than one acre so the site will be required to comply with the City of Findlay's Erosion & Sediment Control Ordinance.

Recommendations:

- Approval of the Site Plan

Permits Needed Before Construction Starts:

- Curb Cut/ Drive- 2 EA
 - 50 LF and 34 LF
- Sidewalk - 1 EA
 - 1536 LF

FIRE PREVENTION

Maintain proper access for fire apparatus throughout the complex

RECOMMENDATION

Staff recommends **approval of APPLICATION FOR SITE PLAN REVIEW #SP-16-2020 for 13 storage unit buildings to be located at 3640 Marathon Way subject to the following conditions:**

- **Approval of the Conditional Use for the gravel storage area**
- **Fencing around the open storage area**
- **Landscaping extended down the east side of the lot along the open storage area**

DISCUSSION

Shawn Garmong asked for clarification of where the screening is needed. Judy Scrimshaw commented that she believes that the entire storage area should be fenced. Normally chain link is used in industrial areas. The landscaping will follow the north and east sides of the area. Dan DeArment asked Mr. Garmong if the fencing was the intent of the owner. Mr. Garmong replied that he believes so. He did not work on this personally so he will check to be sure.

Brian Thomas asked for confirmation that the area under the power lines will also be paved. Mr. Garmong replied yes.

MOTION

Christina Muryn made a motion to **grant the Conditional Use for the gravel storage area.**

2nd: Brian Thomas

VOTE: Yay (3) Nay (0) Abstain (0)

MOTION

Christina Muryn made a motion to **approve APPLICATION FOR SITE PLAN REVIEW #SP-16-2020 filed by Nickolas Asset Management for 13 storage unit buildings to be located at 3640 Marathon Way subject to the following conditions:**

- **Installation of fencing on all four sides of the open storage area**
- **Landscaping extended down the east side of the lot along the open storage area**

2nd: Dan DeArment

VOTE: Yay (3) Nay (0) Abstain (0)

6. APPLICATION FOR CONDITIONAL USE #CU-02-2020 filed by Recovery Institute of Ohio, LLC, 1019 Pierce Street, Sandusky, OH for a short term residential treatment and recovery center to be located at 1800 Manor Hill Rd, Findlay.

HRPC**General Information**

This request is located on the west side of Manor Hill Road south of Silverstone Drive and north of Bluestone Drive. It is zoned M-2 Multiple Family. Parcels to the north and south are zoned C-2 General Commercial. To the west is zoned MH Mobile Home District and to the east is zoned CD Condominium District. It is not located within the 100 year flood plain. The City Land Use Plan designates the site as Regional Commercial

Parcel History

This building was originally constructed as a restaurant. Most recently it was rezoned Multi-Family and approved by Planning Commission to be converted to an Assisted Living Facility in 2009. The facility was remodeled, but never opened as such. In 2018, FCPC reviewed a Conditional Use filed by a company from Arizona for a longer term Treatment Facility. In recent times it seems to have been used for some type of corporate housing.

Staff Analysis

The applicants wish to purchase this property and change the use to a short-term medically assisted treatment facility for those suffering from any substance abuse disorder.

The M-2 District lists Nursing and Convalescence Homes as a Conditional Use. A Convalescence Home is defined as a place where persons are housed or lodged and furnished with meals, and medical care. Staff interprets this definition to fit the use requested.

All Conditional Uses require Planning Commission approval.

The applicants are not proposing any structural changes to the footprint of the building. They have commented on fencing in the rear of the property.

There is more than ample parking available on the site for potential staff and visitors. It was noted that patients are not permitted to drive and may only be transported by Staff.

Staff Recommendation

HRPC Staff recommends approval of APPLICATION FOR CONDITIONAL USE #CU-02-2020 for a short term residential treatment and recovery center to be located at 1800 Manor Hill Rd, Findlay.

ENGINEERING

No Comment

FIRE PREVENTION

No Comment

STAFF RECOMMENDATION

HRPC Staff recommends approval of APPLICATION FOR CONDITIONAL USE #CU-02-2020 for a short term residential treatment and recovery center to be located at 1800 Manor Hill Rd, Findlay.

DISCUSSION

Matt Cordonnier clarified that in 2018 the Conditional Use for this property was reviewed and tabled. The applicant chose not to come back for a second meeting and the item was pulled from the agenda.

Nate Kehlmeier, CEO of Recovery Institute of Ohio, came to the podium. He has been working in clinical treatment for 11 years. Right now the problem he is having is trying to find a place for persons to go for short term residential detox. He gets calls in the middle of the night from people looking for a place to take someone. He felt he needed to find a place to open such a facility and began doing research to find a property. He found this listed, went through the building and determined that it was set up perfectly. It would be a short term, usually 7 to 10 day medical detox for those suffering from substance abuse. No mental health issues, just substance abuse. It will be fully staffed by a medical team. There will be 24 hour nurses on site. All doors will be locked and alarms on the building. There will be security cameras inside and out. There will be enough Staff in the building to make sure clients are where they need to be. Everyone will be trained in the specifics required by the Joint Commission which is the Health Care Accreditation that they have at the Recovery Institute of Ohio.

Christina Muryn stated that she understands this will be a self-pay facility. Mr. Kehlmeier said it will be commercial private facility and they will not be taking any Medicaid patients here. Ms. Muryn stated that she had reached out to other areas where they have facilities somewhat checking out them. They did not have any concerns come back from their research. Ms. Muryn stated that she heard they had conducted an open house for the neighborhood on Tuesday night. She asked if he would share any concerns that were brought up at that. Mr. Kehlmeier replied that questions were asked about what happens if patients get out the doors or windows. There is concern that they will come over to the neighborhood because they don't have cars, cell phones or money. They think they will be coming to steal because in their eyes they are criminals because they are addicts.

Mr. Kehlmeier replied that the way they will be set up is that they will have security systems that will let them know if any door is opened. All doors are locked and have to have access like a hospital does with swipe cards. He stated that there can be patients there that do not want to be there and they could leave if they wish. They will transport them back to where they came from whether it is home or to some different level of care or they can be picked up by whomever they have listed as their contact. If they don't want to do that and walk down the street, they will contact law enforcement.

Mayor asked what the typical time of a stay is for someone in this facility. Mr. Kehlmeier replied that it depends on the patient. If a person is on opiates and is only 22 years old, they detox much quicker than someone 65 or 70 years old that is alcoholic. A lot will depend on what their doctor recommends. Their medical director will recommend what will be best for that persons withdrawals. When they complete the withdrawal management, they can be transported to another level of care. Most likely will go outside the Findlay area, unless they are from Findlay and wish to continue with a local resource here. Seven to ten days is the usual timeframe. At the most it may be 14 days. Someone who is really on benzodiazepine or alcohol and having severe withdrawal, may take the two weeks, but most all will only go 7 to 10 days.

Christina Muryn asked what percentage of patients are there “non-voluntarily”. Mr. Kehlmeier replied that probably 90% are there voluntarily. Part of the admission process is an assessment to find out history on the patients. The people interviewing are trained and can determine if that person wants to be there or not prior to them getting in the door. He stated that if they don’t want to come he isn’t going to bring them there. From his experience, if the clients want to be there and you bring in one that does not want to be there, it could change the outlook of the whole community. He wants to focus on those that really want the help. Dan DeArment asked if the percentage that is not there voluntarily is court ordered or possibly family driven. Mr. Kehlmeier replied that some may have been recommended by the court to go to treatment, but they are still there voluntarily. If they decide to leave they may have consequences with the court.

Mayor Muryn asked what their service area will be. Mr. Kehlmeier replied that he wants to service the State of Ohio. He has been doing this for a while and he’s passionate about what he does. His focus is Ohio because he wants to see Ohio get better. 95% of the clients that have been in his other facility have been from Ohio.

Dan DeArment asked about his other facility. Nate Kehlmeier replied that they are the next level of care after medical detox. They have a clinical building on Pierce Street and other housing in Sandusky. The patients live in the homes and are monitored by behavioral health 24/7. The Findlay facility will be those coming in that need to get off the drugs; they are going through withdrawal. They will get medication to help them get through those 7 to 10 days so they can then step down to the next level of care which is what his other facility offers. They won’t necessarily go to Sandusky, but to a place of their choice to continue rehab.

Mayor Muryn asked what the capacity is of the facility. Mr. Kehlmeier replied that the number isn’t exact yet, but could probably be 25-30. Ms. Muryn asked how this service differs from what is already available in our community. She knows that our hospital has some medical beds. Is there a difference? Mr. Kehlmeier replied that they are a private facility and right now there is no private detox here. He will have business people and thinks this is a little nicer than going to a hospital. They will offer much of the same service when it comes to medical detox, but it will be a little more comfortable.

Carol Reed Tarney came to the podium to speak. She is a condo owner across the street. She stated that she does not dispute that substance abuse treatment centers are necessary. She does not support it in an area with almost all senior owned homes or near a gymnastic facility. She had moved to this neighborhood 20 years ago to be surrounded by people that are in the same place in life as herself. Right now the neighbors have so much emotion tied up with the COVID; they are vulnerable. She walks the street for exercise. She and others can’t handle this added stress.

Mayor Muryn asked Ms. Tarney where she thought an appropriate location would be. Ms. Tarney said there must be better places available; closer to the hospital or in a medical community atmosphere that they can put this. She stated that the patients can walk out, it is their right. Mr. DeArment said that the applicant had said they can leave, but the doors are locked and they must be escorted out. Carol Reed Tarney said that is comforting, but they are not their neighbors. No one is going to call her and tell her that someone left. Mayor Muryn stated that the Joint Commission Accreditation that they have would require them to have those protocols in place. If they are in violation, they would not receive commercial insurance reimbursement. Mr. DeArment commented again that they are locked down and they cannot just walk out the door.

Lea Ann Rose came forward. She stated that she is the mother of a recovering addict. She is an advocate for families looking for help and the addicts seeking help. She commented that she understands the concern and that we tend to fear what we don't know. Ms. Rose stated that when an addict wants to get help there is a very small window of opportunity for them to get that assistance. The first phase of that help is detox. Ms. Rose commented that during detox, it is like having the flu times 1000. They are very sick, they throw up, and sometimes they aren't sure whether to sit on the toilet or put their head over it. Sometimes they can hardly move. During that time there is medical staff there 24/7. She stated that Blanchard Valley will detox if they have the beds available. If not, they will ship them somewhere else. She would have rather had the ability to take her daughter to some place close where she could check on her, call her. She had to take her out of state because all of the ones here were full. Your natural response is to try to keep them close to support them. When she took her daughter in, she felt like she was just a number to them. She knows Nate and knows that he cares, not to make money, because he could do that in a bigger city, but he wants to help people here. Ms. Rose said she has been around this for 10 years with her daughter and with being an advocate for others and she has never known of someone in detox attacking any one. They are just too sick. Someone across the street would not have what they need or what they want. The Staff will call the police if anyone walks out the door.

Nancy Stephani, Clinical Social Worker, came forward next. Ms. Stephani stated that she had worked in Hancock County for Emergency Services for 25 years. She has literally seen thousands of substance abuse patients and never once feared for her life from an addict. They are in desperate need of help and sometimes spent days in the ER waiting to find a bed to take them that was appropriate for their needs. We could fill these beds with our relatives, our children, our neighbors and friends within a week or two. The thought that people would object to having such a wonderful facility in our community astounds her. She has seen lawyers, doctors, executives, their children and grandchildren. These are not people to be afraid of, but people that need our help. These men are offering the opportunity of that help that we so desperately need. Ms. Stephani said she commends the Planning Commission Staff for recommending approval and she certainly supports the approval of this program. Dan DeArment asked Ms. Stephani if people going through detox are violent. Ms. Stephani replied no. The only violent response she ever encountered was when someone overdosed and they gave them naran. When they come back, they sometimes react violently from that lack of oxygen. Her understanding is that for persons that have seizures with withdrawal, they will go to the hospital not this facility because they will probably not have a crash cart. The more medically fragile will be in a hospital, this is for the vast majority of detox cases.

Mr. DeArment asked if anyone knows what services the center next door to this provides. Ms. Stephani replied that they are an outpatient facility. They offer some MAT (medication assisted treatment) to counteract some of the horrible side effects of withdrawal. She doesn't believe they are JCO accredited. JCO is the gold standard of accreditation. The hospital is JCO accredited. Ms. Stephani stated that the building to the south has traffic in and out daily. This facility will not. She understands there is residential across the street. She said they have nothing to fear from this. There is a doctor's office two doors down with in and out traffic.

Mr. DeArment stated that the first speaker stated that this was inconsistent with the neighborhood, but there is a drug rehab outpatient facility currently in the neighborhood. There is also a family practice office next to that. Mr. DeArment asked how long that facility has operated there. Matt Cordonnier stated that he thinks it has been about three years in operation. It is considered a medical office from the standpoint of zoning.

Paul O'Sullivan, 10 La Plas, President of the La Plas condo association spoke next. Mr. O'Sullivan stated that he had participated in a petition circulation and he had attended the open house that was held at 1800 Manor Hill on Tuesday evening. He commented that if the Planning Commission approves the use of this property, they need to have some assurances. He expressed concerns about the doors off the rooms. He stated that the outside patios needed to be secured. He commented that he doesn't know what the requirements for egress are for codes.

Mr. O'Sullivan stated that he is concerned about the children at the dance studio next door who sometimes go outside to practice their routines. He suggested to Nick and Nate that they put a fence around the property. If this proposal does pass, he would like the issues with the doors and a fence to be addressed.

A representative with a construction company that has been working with applicants spoke about some proposed solutions to the decks. He commented that there are 22 of these on the building and they are not considered egress, but you can walk out on them. He said they have considered having them available for persons to go out and smoke but they don't want there to be access to them as any type of egress. He spoke of stainless steel screened in porches that are common in Florida. They discussed a screened in panel from the bottom deck up over the top deck with an insulated panel over the top deck. They can enclose these because the building is sprinkled and the decks are not required as access. There will be alarms and video monitoring throughout the building. There is nowhere on site except bathrooms and bedrooms that you are not on camera. That includes the exterior of the site as well. Mr. DeArment asked if there is any fencing proposed. They replied that the back is to be enclosed. Dan DeArment asked Nate what the purpose of the fence in the rear is. Nate Kehlmeier replied that it is for some privacy for clients to be able to be outside. Mr. DeArment asked if they had plans for fence up the side and Mr. Kehlmeier replied no. He stated that they are open to doing that though.

Ryan Sprout, 1900 Cobblestone, stated that he had a concern because he remembered at the open house that they said no one would be on the balconies. Mr. Kehlmeier replied that the intent of the fenced in area in the back was for smoking, etc. They want to be sure no one can leave if they balconies are used at all, so they will be enclosed and alarms installed as proposed. The enclosures, alarms, fencing, etc. are all slowdowns if any one does try to leave. They will have time to respond. Mr. Sprout commented that if he was there, he would much rather have some nature out back to look at rather than a parking lot for the "outdoor" area they will fence in. A grassy area, some nature, lowers blood pressure and is more soothing he would think.

Mr. Sprout recalled a lady at the open house on Tuesday that said she was in recovery. She had commented that she had been at facilities too rehab where people would come by and throw things over the fence to patients. He stated the he does not want that kind of traffic driving by his two young daughters.

Mr. Sprout commented that he has lost friends, a teacher, some students to drug problems. He understands that such a facility is needed. He feels it should be on the outskirts of town, with green space. He feels that for the amount of money this property is listed for, you can get a good jump on building something to fit their needs and not have so much opposition. Mr. Sprout does not feel all addicts are criminals; he has had friends in that situation, but he would be suspicious once this was here if someone was walking through or behind his yard. He doesn't hesitate to leave his doors unlocked, to let the girls play outside and all of that. If people are driving by and tossing things over fences, he is not comfortable just letting the girls go outside because they could easily make their way down their street. He is a little less than two blocks away.

Ryan Sprout said that the number of staff was questioned on Tuesday. He believes that Nate had mentioned a 2 to 1 ratio. If there are ever 30 people there, that means 60 staff. That sounds like a lot of traffic. Mr. DeArment commented that where his whole argument falls apart is that there is already something next door and that has not been a threat to his family. Mr. Sprout stated that the difference is that people will be free to drive by and toss things over. Mr. DeArment argued that he does not get that. He asked Nancy Stephani if that kind of thing is her experience with drug rehab. Ms. Stephani replied that she might be able to picture that at a residential rehab facility, but this is residential detox.

Mr. Sprout said that you don't see the traffic next door because it is an in and out shot based treatment, it's not a 7 to 10 day stint where some of your friends might find out where you are and try to do something stupid.

Nancy Stephani responded that you are talking about two different types of population. The fact that they are private insurance means you will have a different type of client there. You can have doctors, lawyers, executives and their kids which are not likely to have buddies that are going to come by and throw a bottle of booze over the wall.

Ms. Muryn stated that in her role she tries to look at the community as a whole as well as each issue. One thing she feels is important to remember when talking about addiction and recovery is that our ADAHMAS board with all the agencies working on treatment in our community have an agreement on how treatment works here and how we make sure we are working together to keep people on an affective path. She wanted to mention that that conversation has happened with Mr. Kehlmeier's group and they have agreed to sign on with that plan. She feels that addresses their credibility. She felt it worth mentioning because we had other groups come in that were opposed to signing on to that.

Ryan Sprout said that we keep talking about the "plan". We all know that plans do not always go as expected. We know that chances are slim that someone leaves the facility unescorted. But if someone does, and staff follows them until law enforcement arrives, it is not something that the neighborhood signed up for when they went into this community.

Kathy Carte, 1709 Manor Hill, stated that she has neighbors next to her that are mentally disabled. On two occasions they had people come and live with them. They talk to everyone and people convince them to allow them to stay and they eat all their food, and enjoy living for free until one of their caretakers find out and gets them out. This is a residential area with elderly. How many of you would want this in their neighborhood? The security you feel in your neighborhood and the way you feel free to walk in your neighborhood would be gone. She mentioned a girl that spoke last year that had detoxed. She had stated that she wouldn't worry about the people in there, she would worry about friends that would come by and try to pass drugs. Ms. Carte commented on the speed that cars drive on Manor Hill with a 25 mph speed limit. If you call the PD, they say we can't patrol everywhere, we don't have the manpower. She claimed this will add even more traffic. She did not buy her property to live near a fenced in treatment facility where she had to worry about who and what would be there. She called the business a money grab, run by addicts for addicts. She claimed that it takes years not 7-10 days to recover. It is not a non-profit where they do this out of the goodness of their heart.

Gary, a resident of Eastowne Estates Mobile Home Park stated that he lives behind 1800 Manor Hill. He commented that all the mobile homes that back up to this are occupied by retirees. He was concerned about the security, but if they will do what they say they will do, he believes it will be fine. He worked for 30 years in law enforcement. He asked if this is permitted and three years from now there are many complaints and issues, can it be revoked? Matt Cordonnier replied that once the use is granted it would have to be determined to be a nuisance in order to cease the operation. Another level of assurance is if their accreditation fails, private insurance will no longer pay for the patients and potentially ending the business. The City could only deal with it being determined a nuisance to possibly cease the operation. Ms. Muryn asked if the conditional use can only apply to this particular entity or can we make that a condition. If this group would leave and another tried to move in, do they need to reapply? Matt replied that generally the conditional use goes with the property. Gary asked if Treeline had ever had any issues with people walking out. Mayor Muryn stated that she did not know of any complaints related to them or any other facility in our community.

Nancy Stephani stated that if they are Joint Commission accredited there will be a site visit done and there is a period for open comments. She believes the community would be able to make comments during that time. She also stated that she believes the approval is for one, two or three years and then they do another site visit. Dan DeArment asked that if there is a security breach, could they lose accreditation. Ms. Stephani replied that it depends on how they look at the manner of the events, but she believes they could.

Kathy Carte stated that Ms. Stephani makes it appear that only the “elite” will be here. What about the average Joe in our community that needs help? Mayor Muryn commented that she made that statement in relation to the payment structure. They will not be taking Medicare or Medicaid. It will only be if you are willing to pay cash or have commercial insurance.

Jackie Rothenbuhler stated she is the manager of Capital City Athletics, 1850 Manor Hill Rd, which is directly north of this building. They teach competitive gymnastics and cheerleading as well as hosting birthday parties and gym events. She said that she obviously has many of the same concerns as have been stated. They have many Findlay City and Hancock County youth at this location. She understands the fenced area in the back, but why not the side? They have a garage door on the south side and you can look straight at 1800 Manor Hill. She feels that as someone who promotes to children how to take care of your body, she doesn't want them to be looking at people smoking on a balcony. Ms. Rothenbuhler is also concerned about other people coming in or throwing things over a fence. Her husband is in law enforcement and there is not enough manpower in any region to be here. Has the City Police department been notified about this facility coming here? She questioned how we will take care of those in our community if they also take others from outside the area. Ms. Rothenbuhler stated that she did not know about the open house even though she is right next door. Two of her staff members happened to be getting off work and saw people over there and stopped in. She thanked the applicant for giving her staff member a card. She wishes they would have come over and talked to them about their plan. She questioned who will make sure the fence is up and security installed before they can open? She wants to know that the checks and balances will be in place and that this is a benefit to our community.

Mayor Muryn replied that the security will fall in as part of the accreditation process. The fencing will be a part of the conditions placed on the property that this committee would establish. The applicant would have to have that installed before they could get their use permit.

Dan DeArment asked if they can open up as non-accredited. A representative for the applicant, Jake, stated that when Joint Commission comes, they review charts, they review policies and procedures, go through binders, they check security. You have to open and have clients in that level of care and completed charts. Mr. DeArment asked how we can prove to Ms. Rothenbuhler that these things are in place on day one and not six months later. He stated that they could give a tour, have an open house. Jackie Rothenbuhler asked if she will be notified of that because she was not the last time. He apologized for that. They received an address list from the City to be used for notification purposes and they used that for their personal mailing as well. Judy Scrimshaw replied that she discovered the change of ownership on the property in the newspaper after the first notices of this meeting went out, so she had another sent to the new address. Staff did not know that the applicants had scheduled an open house, that was done on their own.

Ms. Rothenbuhler said that she had also checked out the applicant, spoke with people she knows in Sandusky, and he does seem to be a stand-up guy. She would have thought he could have just come next door seeing that it was an athletic facility and personally introduced themselves. She stated that plans seem to keep changing. He replied that plans will be in flux as they try to appease the City, the State and Joint Commission. They want to work with everyone and do what they can for safety. He again addressed the claim that people can just come by and throw things over the fence. He stated that they come here as if they are going to a hospital. This is a place they come to get physically off the drug before they go to another facility. Their goal is to detox them so they leave clean of that substance. If they are only here for 3 to 5 days the only people that can have contact with them are their emergency contact and maybe a spouse or child that needs to talk to them. They will screen them first. Ms. Rothenbuhler also stated that their facility is not strictly for the Hancock County community but for the addiction community. She asked if there are four people wanting to come in and one is a County resident and the other three are not, how do you determine who you will take in. Jake stated that it is a voluntary admission, so they don't discriminate on any criteria. When they screen the clients, whoever is the most willing and wants to be successful in their rehab will be get in first.

MOTION

Christina Muryn made a motion to **Table APPLICATION FOR CONDITIONAL USE #CU-02-2020 for a short term residential treatment and recovery center to be located at 1800 Manor Hill Rd, Findlay to give the applicants time to address the concerns brought forth today and she would also like to get some clarification from our law director on the ability of the conditional use to transfer with the property.**

2nd: Brian Thomas

Sally Guilford, a resident of Kathryn Court, asked to speak. She wanted to state that not all of the neighbors are opposed to this. She is not. The community has a great need and she hopes that one of the Sprouts' little girls never make a wrong choice someday and heads down this destructive path. Ms. Guilford stated that she feels we have to have some faith. The security and all of that will be put in place. But things can happen anywhere at any time. Before any of this was proposed, her neighbor's condo was broken into. It doesn't matter if there is a drug rehab nearby or a church. That is just the nature of like these days. Ms. Guilford just wanted to let Nate and his group know that she is not afraid and we need to be proactive in fighting this illness in our community.

Marge Frisch, president of one of the condo association spoke next. She noted that they have a lot of seniors and handicapped people and they perceive this as something frightening. They have already been taxed by the COVID situation because they are very vulnerable. They also have the children at the gymnastics center. The people in her association take care of each other. Many are truly frightened. Many walk the area for exercise and always have. They have always felt comfortable and safe but they don't anymore. The value of their homes is also important because they may not be able to stay in them forever. That value is part of their retirement money. If they have to go to assisted living they expect to have the money from the sale of their property to help pay for that. She claimed that this facility will lower their property values. Right now this area is in demand for people wanting to downsize and not have to take care of yards. She is sure this will damage the values of the neighborhood. She wonders if anyone present would want to move there or have their mother or father move there if this goes in.

Elizabeth Sprout, 1900 Cobblestone, stated that this is unsuitable in the area with many young children and senior citizens. She worries about how she will talk to her children about something they may witness when going by. She agrees that we are in a crisis and this is needed but why here. She and her husband have lost three friends to addiction. She has also lost a student.

Ms. Sprout commented that she works with students with special needs. They are always high functioning but they have emotional disturbance, a lot of trauma. They do call emergency services, security or police. There are safety plans for each child as well as lesson plans that she writes. Sometimes they call the police but they say they cannot do anything and they have a child walking. She feels like there will be a facility down the street where if a client does not want to comply, she is afraid of what that will look like. She stated concerns about who may be entering their neighborhood to visit or try to get things to patients.

Matt Cordonnier asked for clarification on the number of Staff on site. Mr. Kehlmeier replied that they won't have 30 patients right away. So Staff numbers will vary depending on the admissions.

Mayor Muryn asked Mr. Cordonnier to explain the table process. Matt explained that the item will be carried over on the agenda and must be removed from the table by one of the commission members in order to discuss again. It can stay tabled for as long as they wish to do so. He suspects this will come around for next month's meeting. He asked for some guidance from the Commission on what they want to have brought forth in order to take it off the table next month. Ms. Muryn stated that she wants that legal clarification and some answers to the concerns raised today from the applicants. We want to work through what kind of conditions and specifications they would require to be in place prior to opening the facility. Mr. Cordonnier said that he would like a revised plan from the applicants after hearing the concerns from the neighborhood.

VOTE: Yay (3) Nay (0) Abstain (0)

ADJOURNMENT

Christina Muryn
Mayor

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



**OFFICE OF
THE MAYOR**
CHRISTINA M. MURYN

Brian A. Thomas, P.E., P.S.
Service Director
Paul E. Schmelzer, P.E., P.S.
Safety Director

July 29, 2020

Honorable City Council
City of Findlay, Ohio

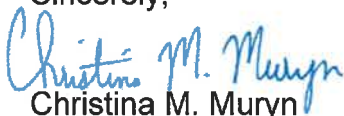
Dear Honorable Council Members:

The second quarter Key Performance Indicators or “KPIs” have been compiled and the summary report has been prepared. These are the performance measurements we monitor for each department on a continuous basis. The full KPI document, “Findlay Performs,” can be found on the City website:
<https://www.findlayohio.com/performance>

These KPIs are a critical tool we use to measure our service delivery and operational effectiveness. They allow us to see our progress towards goals we set for continuous improvement.

If you have ideas on other valuable KPI’s that you would like to have considered, please do not hesitate to email them to me or set up a time to discuss.

Sincerely,


Christina M. Muryn
Mayor

Findlay Performs

Summary



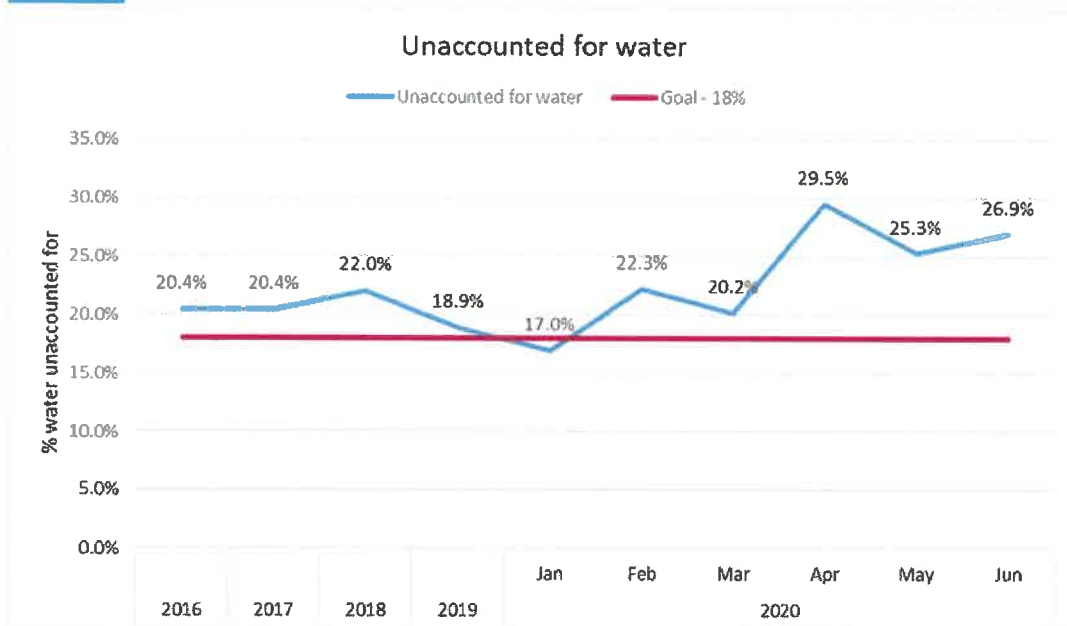
Summary of the City of Findlay's Key Performance Indicators (KPIs) through **June 30, 2020**

The full set of KPIs can be found at: www.findlayohio.com/performance

Area	Comments
Enterprise	Most KPIs are at or exceeding targets. Sick leave usage is high in a few departments related to FMLA and coronavirus related use. (Coronavirus related sick leave is reimbursable under the CARES Act funding.)
Police	KPIs are on or very close to targets. Community outreach is below target due COVID-19 related school closures.
Fire	KPIs are at or just below targets
Public Works	All KPIs are at or exceeding targets
Recreation	Many KPIs are below target due to canceling activities related to COVID-19
Zoning	All KPIs are at expected levels
Water	KPIs are on target except for Unaccounted for Water which is trending higher* (This is being actively investigated and a few causes have been identified.)
Sewer	KPIs for cleaning and televising are at a low rate compared to targets*
Airport	Fuel sales are low due to less flights related to the COVID-19 pandemic
Engineering	All KPIs are at expected levels
Income Tax	Most KPIs are based on hitting target dates – these dates have moved back due to COVID-19 and will be reported in the 3 rd quarter
Computer Services	KPI is exceeding target

* See related graph below.

Water

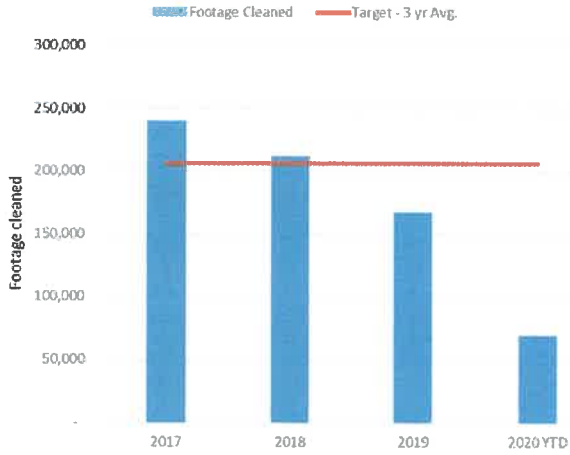


Findlay Performs

Summary

Sewer

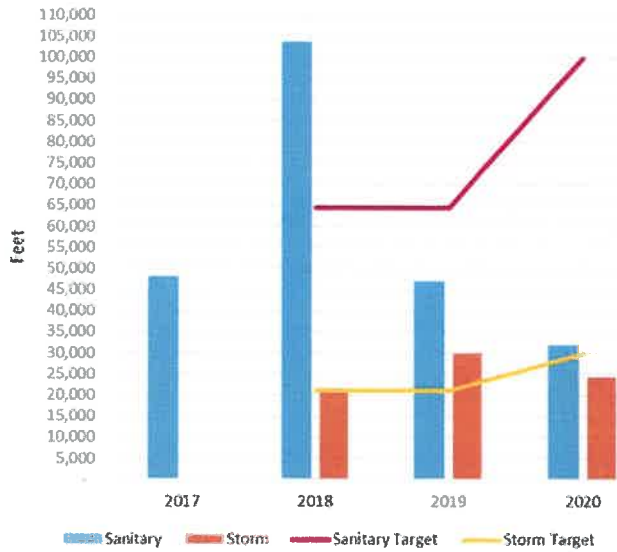
Sanitary & Storm Sewers Cleaned



Catch Basins Cleaned



Footage Televised





Office of the Mayor

Christina Muryn

318 Dorney Plaza, Room 310

Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245

www.findlayohio.com

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

July 29, 2020

Members,

Ordinance 2020-031 was passed in March to authorize the City to pursue a Bureau of Worker's Compensation Safety Intervention Grant (SIG).

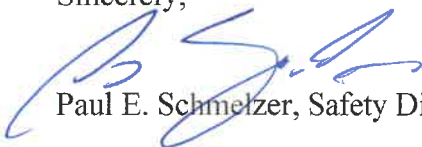
The City was successful in obtaining the grant funds. \$3,000 from the general fund, and \$2,008 from the Fire Department small equipment budget were approved as the 25% grant match.

The City will receive approximately \$15,000 to purchase hydraulic equipment that will help with extricating accident victims in addition to hose management equipment.

Legislation has been requested for funds transfer.

Please contact me with any questions.

Sincerely,



Paul E. Schmelzer, Safety Director

Cc: Christina Muryn, Mayor
Don Rasmussen, Law Director
Josh Eberle, Fire Chief



**OFFICE OF
THE MAYOR
CHRISTINA M. MURYN**

Brian A. Thomas, P.E., P.S.
Service Director
Paul E. Schmelzer, P.E., P.S.
Safety Director

July 29, 2020

Honorable City Council
City of Findlay, Ohio

Dear Council Members:

The City of Findlay entered into a cooperative fishing agreement at Findlay Reservoir #1 with the State of Ohio, Department of Natural Resources, Division of Wildlife, for the period of 2010-2020. Attached is a copy of the agreement. The State of Ohio would like to renew this agreement for a period of 25 years being effective from August 15, 2020, through August 15, 2045.

By copy of this letter, I am requesting the Director of Law to prepare the necessary legislation authorizing me to enter into such agreement with the State of Ohio.

Thank you for your consideration of this matter.

Sincerely,


Christina M. Muryn
Mayor

cc: Donald J. Rasmussen, Director of Law
Jim Staschiak II, City Auditor
Jason Phillips, Water Treatment Superintendent
File

RECEIVED

Submit
Four
Copies

Division of Wildlife
Ohio Department of Natural Resources

MAR 17 2010

Form 136
(R409)

FISHING AGREEMENT ~~MAYOR'S OFFICE~~ 158

Agreement No.

In consideration of the mutual benefits this agreement is entered into by the State of Ohio, Department of Natural Resources, Division of Wildlife, hereinafter known as the Division and the City of Findlay, hereinafter known as the Owner, this 1st day of April, 20 10, and expiring on the 1st day of April, 20 20; a period of 10 years.

It is the intent of this agreement to provide free public fishing in the body of water commonly known as Findlay #1 Reservoir which is located in Marion Township, Hancock County and more completely described in a deed to the Owner filed in deed book number ***, page ***, of the Hancock County Recorder's Office consisting of 305 acres more or less of land and water.

It is mutually agreed between the Division and the Owner as follows:

1. The State shall provide a fisheries management program including the enforcement of fish and wildlife laws and all orders of the Division of Wildlife.
2. The State and the Owner shall enforce the provisions of Section 1531.29 of the Revised Code.
3. The Owner shall permit free public fishing and reasonable access at all times.
4. Free public fishing shall include, but not be limited to, fishing from watercraft with horsepower limits agreeable to both parties.
5. The State shall have the right to remove all of its property or improvements at any time.
6. Obligations of the State are subject to the provisions of Section 126.07 of the Revised Code.

In witness, the parties hereafter have caused this instrument to be executed this day and year above written.

[Signature] Witness to Owner
[Signature] Owner
[Signature] Witness to Owner

STATE OF OHIO

Hancock County, ss:

Before me, a Notary Public in and for said County and State, personally appeared the above named Pete Schmitt who acknowledged that _____ he _____ did sign he foregoing instrument and that the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at Findlay, Ohio, this 8th day of February, 20 10.

[Signature] Kathy K. Launder
Notary Public, State of Ohio
My Commission Expires 11-29-20

State of Ohio, Department of Natural Resources, Division of Wildlife

By: [Signature]
Chief, Division of Wildlife

[Signature]
Assistant Attorney General

APPROVED: [Signature]
Director, Department of Natural Resources

CC: 1 - Wildlife Headquarters File 2 - Owner 3 - Wildlife District Officer 4 - Columbus Fish Section

DNR 8922

*** see attached

Division of Wildlife
Ohio Department of Natural Resources

FISHING AGREEMENT

158

Agreement No.

In consideration of the mutual benefits this agreement is entered into by the State of Ohio, Department of Natural Resources, Division of Wildlife, hereinafter known as the Division and the City of Findlay, hereinafter known as the Owner, this 15th day of August, 20 20, and expiring on the 15th day of August, 20 45; a period of 25 years.

It is the intent of this agreement to provide free public fishing in the body of water commonly known as Findlay #1 Reservoir which is located in Marion Township, Hancock County and more completely described in a deed to the Owner filed in deed book number _____, page _____, of the Hancock County Recorder's Office consisting of 305 acres more or less of land and water.

It is mutually agreed between the Division and the Owner as follows:

1. The State shall provide a fisheries management program including the enforcement of fish and wildlife laws and all orders of the Division of Wildlife.
2. The State and the Owner shall enforce the provisions of Section 1533.32 and 3767.32 of the Revised Code.
3. The Owner shall permit free public fishing and reasonable access at all times.
4. Free public fishing shall include, but not be limited to, fishing from watercraft with horsepower limits agreeable to both parties.
5. The State shall have the right to remove all of its property or improvements at any time.
6. Obligations of the State are subject to the provisions of Section 126.07 of the Revised Code.
7. The State or its designee will be permitted to use gasoline-powered outboard motors on boats used to perform routine duties including surveys, research, and law enforcement.
8. The Owner will permit fishing upon the Owner's shoreline and water to responsible and respectful persons without regard to their race, color, national origin, sex, age, or handicap. If the Owner unduly restricts fishing access the Division may terminate this agreement immediately.

In witness, the parties hereafter have caused this instrument to be executed this day and year above written.

Witness to Owner

Owner

Witness to Owner

STATE OF OHIO

_____ County, ss:

Before me, a Notary Public in and for said County and State, personally appeared the above named _____ who acknowledged that _____ he _____ did sign the foregoing instrument and that the same is _____ free act and deed. IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at _____, this _____ day of _____, 20 _____.

Notary Public

State of Ohio, Department of Natural Resources, Division of Wildlife

By: _____
Chief, Division of Wildlife

APPROVED:

Director, Department of Natural Resources



Honorable City Council
Findlay, OH 45840

July 28, 2020

RE: City of Findlay RLF – Penrose Public Infrastructure #35702700

Dear Council Members:

By authorization of Ordinance No. 2020-017, a bid opening was held for the above-referenced project on July 16th, 2020. Bids were received from three (3) potential contractors with bid amounts ranging from \$60,136 to \$76,607.13. The lowest and best bid was received from R.D. Jones Excavation Inc. of Harrod, Ohio.

The project is being paid for with City Revolving Loan Fund Dollars as authorized by Ordinance No. 2020-017. At this time, an appropriation for construction, inspection and a contingency is needed to complete the project.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to allow the auditor to draw the funds from Fifth Third Bank as the expenditures are presented for payment and appropriate funds as follows:

FROM: Revolving Loan Fund	\$71,150
TO: Penrose Public Infrastructure Project Project No. 35702700	\$71,150

The developer wishes to start construction of the building this summer and will need the water line installed in a timely manner. **I respectfully request that this legislation have its three readings waved and be passed on an emergency basis.**

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

Sincerely,

A handwritten signature in blue ink that reads "Matt Cordonnier".

Matt Cordonnier
HRPC, Director

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

TRAFFIC COMMISSION

City of Findlay

July 20, 2020

MINUTES

ATTENDANCE:

MEMBERS PRESENT: Safety Director Paul Schmelzer, Service Director/Acting City Engineer Brian Thomas, Police Chief Robert Ring, Councilman Jim Slough, Fire Chief Josh Eberle.

STAFF PRESENT: Matt Stoffel, Public Works Superintendent; Tom DeMuth, Traffic Signal Supervisor; Kathy Launder, City Clerk.

OLD BUSINESS

1. Request to review pedestrian safety downtown Findlay.

6/17/2019

Councilman Grant Russel stated that a resident that was struck in a crosswalk recently downtown approached him with ideas to make downtown streets safer for pedestrians. A suggestion is to make all intersections in Downtown Findlay "No Turn on Red." Also, installing left turn lights on all traffic lights Downtown. DeMuth stated that plans are already in place for traffic light upgrades which will include left turn lights on all intersections that have left turn lanes in Downtown. Director Schmelzer stated that we can look at the Capital Plan, and in the interest of pedestrian safety downtown, we can move the request for signal upgrades up on the list to have them completed sooner. Discussion regarding "No Turn on Red" during certain hours. Have not done research on other downtowns or how this affect the Uniform Traffic code. Used to be No Turn on Red prior to 2003. Director Schmelzer stated that it makes sense for special hours. May back up traffic. What do we want to do in the interest of pedestrian safety. See what introduction to no turn on red would make on stacking. Maybe not on Main Cross and Sandusky intersections, but all other intersections in downtown have the "No Turn On Red" designation. Have DGL take a look at. Demuth stated that if you can't see to turn right on red without entering into the crosswalk to see to turn, then it should be "No Turn On Red." Director Schmelzer stated this should be part of the criteria along with stacking. Director Schmelzer requested the Engineering Department to do a study on the intersections with the criteria and come back with a list of intersections and a map to determine where we want to introduce the No Turn On Red. If we don't have anything conclusive, then look at engaging DGL. Director Thomas will contact DGL for a cost to do the study, if needed.

Motion to review the Capital Plan as it relates to the traffic signal upgrades in Downtown to determine if those projects can be moved up in the schedule; have Engineering Department study each Main Street intersection in the Downtown using the two criteria for right turn on red: 1. Do you have to encroach into the crosswalk to make a decision as to whether or not it safe to move forward in your vehicle, and 2. Stacking, then bring it back for further discussion, by Director Schmelzer, second by Chief Dunbar. Motion passed 4-0.

7/15/2019

Remains tabled.

8/19/2019

Motion to lift from table by Director Thomas, second by Director Schmelzer. Motion passed 5-0.

Director Thomas stated that they looked at the intersections downtown, looked at which intersections if you stop at the stop bar you can see and which ones you can't when you turn right. Director Thomas will be checking on pricing with DGL to do a model regarding stacking with data relative to traffic counts that we collected for the Downtown project, provide level of service projections for those intersections if those movements are restricted.

Motion to table request, by Director Schmelzer, second by Chief Dunbar. Motion passed 5-0.

7/20/2020

Remains tabled.

2. Request of Cathy Weygandt, 204 Greenlawn Avenue, for a traffic signal at Sixth Street and Washington Avenue due to concerns of pedestrian and cyclist trying to cross over Sixth Street.

8/19/2019

Lee Weygandt stated that it is difficult and dangerous to cross Sixth Street at Washington Avenue. Suggests installing a signal similar to the one at South Main Street and Baldwin Street, a traffic tripped light and a button to push for pedestrians. Some children cross there to get to Jefferson School. Would like a study done. Director Thomas stated that there are crosswalks there but no signal. Schmelzer wants to differentiate between how long you have to wait to cross a busy road and something we would put in place to actuate to stop traffic. Would take a look at adding a midblock crossing with signalization if a significant number of students cross there to get to Jefferson School. Would like to see what the changes look like around Jefferson School before making a decision. Will be doing additional monitoring in the area due to changes we are making around Jefferson School and will monitor this area as well.

Motion to table request pending additional investigation and analysis of the proposed changes of traffic patterns around Jefferson School, by Director Schmelzer, second by Councilman Slough. Motion passed 5-0.

9/16/2019

Remains tabled.

10/21/2019

Director Schmelzer requested Chief Dunbar to place the camera trailer near the intersection of Washington Avenue and Sixth Street to monitor the number of cars and pedestrians at this intersection, and bring back results.

11/18/2019

Remains tabled.

12/16/2019

Chief Dunbar stated that the camera trailer has been set at the intersection of Sixth Street and Washington Street to monitor pedestrian and bicycle traffic traveling Washington Street across Sixth Street. The trailer has not been up long enough to gather sufficient information. Will have a report at next month's meeting. Item remains tabled.

7/20/2020

Item remains tabled.

3. Request of Sonja Huffman, Center Street Block Watch, to make the intersection of Center Street and Carnahan Street a four-way stop.

9/16/2019

Ms. Huffman stated that Findlay is growing and more people are going to Riverside Park. There are also more activities going on at Riverside Park than there used to be. Ms. Huffman stated that members of the block watch approve the intersection Center Street and Carnahan Street becoming a four-way stop. Director Thomas stated that the City does not install stop signs for speed control. Traffic warrants need to meet requirements for an intersection to become a four-way stop. Motion to obtain traffic counts for Center Street and bring back to Traffic Commission for consideration of a four-way stop at Center Street and Carnahan Street, by Chief Eberle, second by Chief Dunbar. Motion passed 3-0.

10/21/2019

Director Thomas stated that there is some merit to activity of summer vs. non summer traffic. Traffic counts will be taken as soon as able to do so.

7/20/2020

Item remains tabled.

NEW BUSINESS

1. Request of Bob Roberts, 514 Scott Avenue, for stop signs in north/south alley at 614 Winfield and 619 Winfield due to motorists not stopping when pulling out onto Winfield from the alley.

Director Thomas stated that Bernard, Winfield and Eben do not have stop signs; Scott, Hull, Central have stop signs. There are quite a few driveways on the alley. Chief Ring stated that there have been no crashes at this intersection.

Motion to deny request for stop signs in north/south alley at 614 Winfield and 619 Winfield based on the amount of traffic that uses both Winfield and the alley, by Chief Ring, second by Councilman Slough. Motion passed 4-0. (Chief Eberle not in attendance for this vote.)

2. Request of Randy Joseph, Ohio Stor N Lock, to allow directional signage to the self-storage facility located at 1744 Romick Parkway to be placed in the right-of-way area on Bright Road at Romick Parkway and Melrose Avenue and Keith Parkway.

Director Schmelzer stated as a general rule, the City of Findlay does not allow directional signage for private business in the right-of-way. Director Thomas noted that there are multiple ways to get to the storage units if someone misses their turn.

Motion to deny request to allow directional signage to the self-storage facility located at 1744 Romick Parkway to be placed in the right-of-way area on Bright Road at Romick Parkway and Melrose Avenue and Keith Parkway due to the City of Findlay not allowing directional signage for private business in the right-of-way, by Chief Ring, second by Councilman Slough. Motion passed 5-0.

3. Request of Michael Krouse for a "No Outlet" sign at the entrance to Ithica Court off Remington Street.

This request does not need approval by Traffic Commission. The No Outlet sign has been installed.

4. Discussion of lane light replacement lights scope and cost. (midblock crossings and signalization)

Director Schmelzer stated that he reviewed video of the midblock crossings and the signalization for rate of failure. The failure rate of activation was relatively low while pedestrians were using the crosswalk. The issue is when no one is at the crosswalk and the lights go off. There are issues with the lights some lights not lighting up. The contractor and supplier are both debating whose responsibility it is that the

lights are failing. The City is continuing to pursue some warranty compensation from both the contractor and supplier for the failing lights. Potential reason why lights are activating when no pedestrians are present is that the camera are infrared heat sensor cameras. The cameras may be detecting the heat from the black square pads on the sidewalk or the heat of the nearby mulch and activating the lights. Director Schmelzer stated that there is a five year warranty on the current lane lights. Director Thomas stated that in order to get the warranty, we would have to tear out the lane lights and reinstall. Discussion regarding options available such as leave as lane lights and install new ones; leave as is and install Rectangular Rapid Flash Beacons (RRFB) with a button to activate; take out lane lights and stripe it with no signals; take the midblock crossing out altogether. Motion to install RRFB at each midblock crossing in Downtown Findlay, by Director Schmelzer, second by Councilman Slough. Motion passed 5-0.

Next question is do we use push button or camera to activate the RRFB? Director Thomas stated Ohio Department of Transportation (ODOT) does not use black for the color in pedestrian pads any longer. They use red. The City can change out the black pads with red to help with the issue of camera malfunction due to the heat generated by the black pads. DeMuth stated that we can have two types of sensors. Director Schmelzer stated that we have a lot of false activation, then we can remove the cameras.

Motion to install a push button activation for the RRFB installation project and keep camera activated as well, by Chief Eberle, second by Councilman Slough. Motion passed 5-0.

5. Discussion of installing a guard rail on the south side of the 300 block of Center Street west of the railroad tracks.

Director Schmelzer stated that the residents on the south side of the 300 block of Center Street requested the City to look into a barrier in the right-of-way in front of their homes as a protection against errant motorists from crashing into their homes as has been done multiple times in the past and recently. Director Schmelzer met with residents and suggested placing guardrails or planting trees to serve as a barrier. The guardrail is not very aesthetic looking but all residents were in favor of it. Also requesting Shade Tree Commission suggest tree species that would grow appropriately in this right-of-way. The suggested plan is to install the guardrail and plant the trees. Once the trees were large enough, then take the guardrail out. The City would incur the cost of the installation and materials of the guardrail and trees. Waiting on confirmation of utilities in this right-of-way.

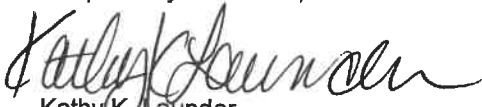
Motion to install guardrail on the south side of the 300 block of Center Street from 341-325 Center Street, by Councilman Slough, second by Director Schmelzer. Motion passed 5-0.

6. Discussion of speed bumps in alleys.

Director Schmelzer stated that in order for speed bumps in alleys to be considered, the alley has to be paved. Should have a general practice throughout the City regarding speed bumps. If we were to put a policy together it should consider traffic volume; may be more prudent at alley intersections to create a speed hump at alley intersections rather than a speed bump. See a lot of problems with speed bumps. Motion to deny request for speed bumps in a particular alley in the absence of a policy for speed bumps related to traffic volume, and if there are a significant number of requests for speed controls in alleys that we make a city-wide policy decision regarding the placement, by Director Schmelzer, second by Councilman Slough. Motion passed 5-0.

With no further business to discuss, the meeting adjourned. The next meeting of the City of Findlay Traffic Commission will be held on Monday, August 17, 2020, at 2:30 p.m. in the third floor conference room of the Municipal Building.

Respectfully submitted,


Kathy K. Launder
City Clerk

Office of the Mayor

Christina M. Muryn

318 Dorney Plaza, Room 310
Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245
www.findlayohio.com

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

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

Honorable City Council
Findlay, OH 45840

July 29, 2020

RE: 2020 FAA CARES Act Grant, Project No. 35201900

Dear Council Members:

The City has received the CARES Act Grant from the FAA to help offset airport operational and maintenance expenses. At this time, an appropriation is needed to move the grant funds into the project so that we can begin getting around documentation to submit for reimbursement.

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

FROM: FAA Grant (CARES Act Aviation Funding)	\$69,000
TO: 2020 FAA CARES Act Grant Project No. 35201900	\$69,000

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

Sincerely,


Brian Thomas
Service Director/Acting City Engineer

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

Office of the Mayor

Christina M. Muryn

318 Dorney Plaza, Room 310
Findlay, OH 45840

Telephone: 419-424-7137 • Fax: 419-424-7245
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Paul E. Schmelzer, P.E., P.S.
Safety Director

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

Honorable City Council
Findlay, OH 45840

July 29, 2020

RE: Runway 7/25 Rehab – Crack Seal Design/Construction, Project No. 35293200

Dear Council Members:

There are two items that need to be addressed with this project. First, the approved ordinances did not include the wording to accept the bids for the project. To correct this, I will be asking for an ordinance to accept bids and authorize the Service Director to enter into contracts as needed.

Second, the amount requested from ODOT Aviation Grant was \$6,909.50, which was equal to 5% of the construction cost. This amount has already been appropriated into the project. When we received the official grant agreement, it was for \$6,909.00. Since there is a slight difference in the amounts, a deappropriation is now needed to make appropriation amount match the amount listed in the grant agreement and the same amount will need to be appropriated from the Capital Improvements Restricted Account so that the project total will remain the same.

By copy of this letter, the Law Director is requested to prepare the necessary legislation to accept the bid results and authorize the Service Director to enter into a contract as needed, to deappropriate and funds as follows:


FROM: Runway 7/25 Rehab – Crack Seal Design/Construction (35293200)	\$ 0.50
TO: ODOT Aviation Grant	\$ 0.50

And to appropriate and transfer funds as follows:

FROM: CIT Fund – Capital Improvements Restricted Account	\$ 0.50
TO: Runway 7/25 Rehab – Crack Seal Design/Construction (35293200)	\$ 0.50

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

Sincerely,


Brian Thomas
Service Director/Acting City Engineer

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

Office of the Mayor

Christina M. Muryn

318 Dorney Plaza, Room 310
Findlay, OH 45840

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

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

Honorable City Council
Findlay, OH 45840

July 29, 2020

RE: Rehabilitate Taxiway A (A4 to A6) - Construction, Project No. 35202300

Dear Council Members:

The City has received the official FAA Grant Agreement. The agreement will cover 100% of the construction cost of the project. At this time, the grant funds need to be appropriated into the project.

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

FROM: FAA Grant

\$432,624

TO: Rehabilitate Taxiway A (A4 to A6) - Construction
Project Number 35202300

\$432,624

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

Sincerely,



Brian Thomas
Service Director/Acting City Engineer

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

Committee Members:

- Randy Greeno, Ward 5 – Committee Chair
- Joshua Palmer, Ward 7
- Grant Russel, at-large

Staff:

- Tammy Kirkpatrick, Billing Supervisor
- Jason Phillips, Water Treatment & Distribution Superintendent
- Dave Beach, WPCO Superintendent
- Brian Thomas, Service Director/ Acting City Engineer

Meeting Start Time: 6:00 pmMeeting End Time: 6:36 pm**Guests:**Mayor Murn Jeff Fenimore
Ginger Sampson
Jim Staschiak**Agenda:**Call to OrderRoll CallNew Items

Water Meter Transmitters

Adjournment
Randy Greeno, Water & Sewer Committee Chair

COMMITTEE REPORT

THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO

The **WATER AND SEWER COMMITTEE** met on July 30, 2020 to discuss March 11, 2020, May 21, 2020, and July 16, 2020 updates to the water meter/transmitter project.

We recommend to go ahead with the infrastructure portion of this project. This includes the purchase and installation of (1) DCU's, software and integration into billing software. Also included will be the purchase of 325 transmitters for the year 2020. We recommend that \$250,000 be appropriated out of the Sewer fund to match the \$250,000 that has already been appropriated out of the Water fund.

This recommendation is contingent upon a resolution of the bidding issue discussed in this meeting. If issue has been resolved →

Aye Nay

Randy Greeno
Randy Greeno, Chairman

LEGISLATION: _____

Aye Nay

Josh Palmer
Josh Palmer

DATED: July 30, 2020

Aye Nay

Grant Russel
Grant Russel

COMMITTEE:
WATER & SEWER

Committee Members:

- Randy Greeno, Ward 5 – Committee Chair
- Joshua Palmer, Ward 7
- Grant Russel, at-large

Staff:

- Jason Phillips, Water Treatment & Distribution Superintendent
- Mayor Christina Muryn
- Brian Thomas, Service Director/ Acting City Engineer
- Jim Staschiak, City Auditor
- Ginger Sampson, Deputy City Auditor
- Jeff Fenimore, Water Billing Dept

Meeting Start Time: 6:00 p.m.**Meeting End Time:** 6:36 p.m.**Guests:****Agenda:****Call to Order****Roll Call****New Items****1. Water Meter / Transmitter Project Update**

- Councilman Greeno asked for an update on the concerns about the bidding process raised at the last Water & Sewer Committee meeting.
 - Brian Thomas stated that this project was run as a ‘design & build’ project, including a RFQ with preferred equipment identified; the responses were ranked and a final solution, including vendor, was selected.
 - Auditor Staschiak stated that he does not have a definitive opinion at this time. If this was run as a ‘design & build’ project then the legislation that authorized it should reflect that, however the legislation has not been reviewed and therefore he cannot provide an opinion.
- Councilman Greeno asked about the delivery time for the infrastructure and the transmitters. Jason Phillips said that the DCUs can be built and installed within 10 weeks after purchase and that transmitter lead time is four to five weeks.
- Councilman Greeno asked for clarifications about the capacity to perform transmitter installations. He figures a rough estimate is a maximum of 14 per person per day based upon an average installation time of 30 minutes per transmitter and seven hours per day dedicated to installations.
- Brian Thomas offered that if additional funding of \$250,000 from the Sewer Fund was combined with the \$250,000 already committed from the Water Fund then 328 transmitters could be purchased along with the DCU units and corresponding infrastructure.
- Mayor Muryn stressed the need to get started the project started at some point. This project has been on hold for over a year and we cannot keep kicking it down the road.

- Auditor Staschiak said that the Performance Audit, currently in process and due to be completed in September, will address this issue, however it will not recommend a specific technology or vendor. The intent of the audit is to give us a tool to analyze this decision.
- Jason Philips said that of the comparison cities being used in the Performance Audit, none use Aclara transmitter technology selected by the City of Findlay; the comparison cities all use different technology that we looked at and chose not to pursue.
- Mayor Muryn suggested that it is doubtful that the Performance Audit will state that we should not pursue a solution that uses 5G technology.
- Jason Philips stated that the decision boiled down to the fact that with other systems that were investigated, the meter and reading system were tied together whereas the Aclara transmitter is meter agnostic, i.e. it does not tie us to a specific meter and will work with our existing meters as well as any new meters that we might purchase.
- Mayor Muryn stressed that this ‘meter agnostic’ point is important because it helps with the transition to the new technology because it works with our existing installed meter inventory.
- Auditor Staschiak mentioned that the last meter replacement project was completed in approximately 2009, so it is not too old. The ability to work with our existing meter inventory is important.
- Auditor Staschiak mentioned that Badger Meters, the largest meter company, could not bid on our project because the specifications were in too restrictive of a manner so as to exclude Badger’s technology. Brian Thomas said that the restriction was because Badger did not offer technology (5G) that the City was looking for; Badger only offered a different cellular technology.
- Auditor Staschiak said that the financial position of the Water Fund is unable to support subsequent years of this project. Councilmen Russel and Greeno requested the spreadsheet behind graphs that Auditor Staschiak presented at the last Water & Sewer Committee meeting. Auditor Staschiak agreed to provide the spreadsheets.
- Councilman Palmer asked about the plans to get the transmitters installed. Jason Philips mentioned that a third meter technician starts employment with the City of Findlay on Monday. They will also seek to augment the effort with staff pulled from other areas and that there are no plans to use an outside party to assist with the installations.
- Auditor Staschiak stated that manual meter reading of meters is the backup plan in case the 2G is no longer available.
- Councilman Russel stated that he is ready to support moving forward with the installation of the DCI infrastructure, including necessary software updates, and a minimal number of transmitter purchases, approximately 325 that Brian Thomas had mentioned, and with additional funding of \$250,000 coming only from the Sewer Fund. Doing so would not cause addition stress on the Water Fund and provide time to create a reasonable transmitter installation plan. He said the ‘meter agnostic’ characteristics of the Aclara solution seems to be an important factor that provides the City with a reasonable transition plan to the new transmitters; that any solution is going to need to run both the current transmitters and any new transmitters in tandem, which the Aclara

solution enables us to do. He also concurred with Auditor Staschiak's assessment about manual meter reading being the fallback solution in case the 2G network became unavailable. Councilman Russel asked Councilman Greeno if he wanted that as a motion.

- Motion:
 - Proceed with the infrastructure portion of this project. Including the purchase and installation of 11 DCUs, the software and integration into the billing software. Purchase 325 transmitters for installation in 2020.
 - Appropriate \$250,000 from the Sewer Fund to match the \$250,000 that has already been appropriated from the Water Fund.
 - All predicated on satisfactory resolution of the questions about the bidding of the project.
 - Motion Russel; Second Palmer
 - Motion passed (3-0)

Adjournment

Randy Greeno

Randy Greeno, Water & Sewer Committee Chair

**FINDLAY CITY COUNCIL
CARRY-OVER LEGISLATION
AUGUST 4, 2020**

ORDINANCE NO. 2020-054 (*lane light project*) **requires three (3) readings** **tabled after third reading on 6/16/20**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-076 (*HWE street lighting services contract*) **requires three (3) readings** **third reading**
AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A CONTRACT WITH HANCOCK-WOOD ELECTRIC COOPERATIVE, INC. TO LIGHT CERTAIN STREETS IN THE CITY OF FINDLAY, OHIO WHERE ITS SERVICES ARE AUTHORIZED, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-077 (*2020 annual sewer and manhole lining program*) **requires three (3) readings** **third reading**
AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2020-082 **second reading**
(*Blanchard Street Sewer Replacement project no. 35592200*) **requires three (3) readings**
AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

City of Findlay

Office of the Director of Law

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Donald J. Rasmussen
Director of Law

AUGUST 4, 2020

THE FOLLOWING IS THE NEW LEGISLATION TO BE PRESENTED TO THE CITY COUNCIL OF THE CITY OF FINDLAY, OHIO, AT THE TUESDAY, AUGUST 4, 2020 MEETING.

RESOLUTIONS

- 022-2020 A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.
- 023-2020 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A COOPERATIVE FISHING AGREEMENT WITH THE STATE OF OHIO.
- 024-2020 A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

ORDINANCES

- 2020-084 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.
- 2020-085 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2020-086 AN ORDINANCE ADOPTING THE FIVE YEAR UPDATE OF THE SOLID WASTE MANAGEMENT PLAN OF THE HANCOCK COUNTY SOLID WASTE MANAGEMENT DISTRICT, AND DECLARING AN EMERGENCY.
- 2020-087 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2020-088 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.
- 2020-089 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.
- 2020-090 AN ORDINANCE TO ACCEPT BIDS AS RECEIVED AND TO AUTHORIZE THE MAYOR AND/OR SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO AN AGREEMENT OR AGREEMENTS FOR THE RUNWAY 7/25 REHAB, PROJECT NO.35293200, DE-APPROPRIATING FUNDS, APPROPRIATE AND TRANSFER FUNDS, AND DECLARING AN EMERGENCY.
- 2020-091 AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.
- 2020-092 AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

RESOLUTION NO. 022-2020

A RESOLUTION TRANSFERRING FUNDS WITHIN APPROPRIATED FUNDS, AND DECLARING AN EMERGENCY.

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

SECTION 1: That the Auditor is authorized to transfer the following sums to the following accounts and/or projects:

FROM:	Fire Department #21014000-other	\$ 2,008.75
TO:	2020 BWC Safety Intervention Grant <i>Project No. 31903200</i>	\$ 2,008.75

SECTION 2: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to make said transfer so that funds received from said grant may be utilized within the City of Findlay Fire Department,

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

RESOLUTION NO. 023-2020

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO A COOPERATIVE FISHING AGREEMENT WITH THE STATE OF OHIO.

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

SECTION 1: That the Mayor of the City of Findlay, Ohio, be and she is hereby authorized to enter into a Cooperative Fishing Agreement with the State of Ohio providing for public fishing in Findlay Reservoir I for a period of twenty-five (25) years from the execution date of said agreement.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

RESOLUTION NO. 024-2020

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

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

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

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

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

VENDOR	VOUCHER	ACCOUNT	DEPARTMENT NAME	AMOUNT	REASON FOR EXPENSE	WHY
WEST ERIE REALITY SOLUTIONS LTD	216275	PROJECT	ENGINEERING	3,610.00	PROJECT MANAGEMENT / TITLE REPORTS / APPRAISALS / NEGATIONS / CLOSING / RECORDING FEES FOR HAN CR 236 PID100184 PROJECT #32884500	ORIGINAL QUOTE AND PURCHASE ORDER WERE MADE OUT FOR ONLY TWO PROPERTY OWNERS EACH OWNING ONE PROPERTY. IT WAS LATER DISCOVERED THAT ONE OWNER HAD AN ADDITIONAL PROPERTY THEREFORE NO PO WAS CREATED FOR THE ADDITIONAL FEDERAL FUNDING EXPENSES

ORDINANCE NO. 2020-084

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO ENROLL THE CITY OF FINDLAY IN THE BUREAU OF WORKER'S COMPENSATION (BWC) GROUP RETROSPECTIVE RATING PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, it has become apparent to the Mayor of the City of Findlay, Ohio that the City can eliminate substantial workers compensation liability and costs by enrolling in the group retrospective rating plan, and it is this Council's intent to give the Mayor of the City of Findlay, Ohio the authority to execute said agreement.

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

SECTION 1: That the Mayor of the City of Findlay, Ohio, Hancock County, State of Ohio be and he is hereby authorized to enroll the City of Findlay in the Ohio Association of Public Treasurers Retro Group Retrospective Rating Plan approved by the Ohio Bureau of Workers Compensation, commencing January 1, 2021.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to authorize said agreement so that the new rating plan is in effect January 1, 2021.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-085

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	General Fund	\$ 30,000.00
TO:	Law Director #21005000-other	\$ 30,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate funds so that 2020 litigation services invoices for the City of Findlay open cases may be paid,

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-086

AN ORDINANCE ADOPTING THE FIVE YEAR UPDATE OF THE SOLID WASTE MANAGEMENT PLAN OF THE HANCOCK COUNTY SOLID WASTE MANAGEMENT DISTRICT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Findlay, Ohio (hereinafter referred to as "CITY") is located within the jurisdiction of the Hancock County Solid Waste Management District (hereinafter referred to as "DISTRICT"); and,

WHEREAS, the DISTRICT Policy Committee prepared and adopted a five year update to the Hancock County Solid Waste Management Plan in accordance with Ohio Revised Code Section 3734.54, 3734.55, and 3734.56, and;

WHEREAS, the District has provided a copy of the updated Hancock County Solid Waste Management Plan for ratification to each of the legislative authorities of the District; and,

WHEREAS, the CITY must decide whether it approves of said Solid Waste Plan within ninety (90) days of receipt of the Resolution and amended Solid Waste Plan.

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

SECTION 1: That the Clerk and/or Fiscal Officer are hereby directed to send the District a copy of this Ordinance to the attention of Mollie Welly, Hancock County Solid Waste Management District, 3736 County Road 140, Findlay, Ohio 45840.

SECTION 2: That this Council finds and determines that all formal actions of this Council relative to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council, which resulted in formal actions were taken in meetings open to the public in full compliance with applicable legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance is hereby declared to be an emergency measure of the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Hancock County, Ohio, and for the further reason that the immediate effectiveness of this Ordinance is required in order to permit the timely submission of the Final 2020 Revised Solid Waste Management Plan to the Director of the Ohio EPA for final approval which is prerequisite to the implementation of the 2020 Revised Plan and provisions thereby for the efficient and sanitary management of solid waste for the District and Municipality.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-087

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	BWC Safety Intervention Grant	\$ 15,026.25
FROM:	General Fund	\$ 3,000.00
TO:	2020 BWC Safety Intervention Grant <i>Project No. 31903200</i>	\$ 18,026.25

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is necessary to appropriate funds so that funds received from said grant may be utilized within the City of Findlay Fire Department.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-088

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	Revolving Loan Fund	\$ 71,150.00
TO:	Penrose Public Infrastructure <i>project #35702700</i>	\$ 71,150.00

SECTION 2: That the Auditor of the City of Findlay, Ohio is hereby authorized to draw seventy-one thousand one hundred fifty dollars and no cents (\$71,150.00) from the Revolving Loan Fund Account held at Fifth Third Bank as expenses are presented for payment.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to appropriate and transfer said funds so that the Penrose Public Infrastructure project may proceed expeditiously.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-089

AN ORDINANCE APPROPRIATING AND TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	FAA Grant (CARES Act Aviation Funding)	\$ 69,000.00
TO:	2020 FAA CARES Act Grant <i>Project No. 35201900</i>	\$ 69,000.00

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

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-090

AN ORDINANCE TO ACCEPT BIDS AS RECEIVED AND TO AUTHORIZE THE MAYOR AND/OR SERVICE DIRECTOR OF THE CITY OF FINDLAY, OHIO TO ENTER INTO AN AGREEMENT OR AGREEMENTS FOR THE RUNWAY 7/25 REHAB, PROJECT NO.35293200, DE-APPROPRIATING FUNDS, APPROPRIATE AND TRANSFER FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Findlay is desirous to apply with the Ohio Department of Transportation (hereinafter referred to as ODOT) Aviation Airport Grant Program for the Runway 7/25 Rehab, Project No. 35293200, as well as the Rehabilitate Taxiway A, Project No. 35293400, and;

WHEREAS, the City of Findlay's allocation from the Federal Aviation Administration (FAA) will pay ninety percent (90%) of the project with ODOT's Airport Aviation Grant Program paying for an additional five percent (5%) of the construction costs.

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

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

FROM:	Runway 7/25 Rehab – Crack Seal Design/Construction (35293200)	\$.50	
TO:	ODOT Aviation Grant		\$.50

SECTION 2: That the following sums be and the same are hereby appropriated and transferred:

FROM:	CIT Fund – Capital Improvements Restricted Account	\$.50	
TO:	Runway 7/25 Rehab – Crack Seal Design/Construction (35293200)	\$.50	

SECTION 3: That the Mayor and/or Service Director of the City of Findlay, Ohio be and they are hereby authorized to enter into an agreement or agreements for said runway 7/25 Rehab Project No. 32593200.

SECTION 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is immediately necessary to apply for said grant, and if awarded, enter into an agreement or agreements with the Ohio Department of Transportation Aviation Airport Grant Program so that said project may proceed.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-091

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

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

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

FROM:	FAA Grant	\$ 432,624.00
TO:	Rehabilitate Taxiway A (A4 to A6) - Construction <i>Project No. 35202300</i>	\$ 432,624.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is necessary to appropriate funds so that funds received from said grant may be utilized within the City of Findlay Fire Department.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____

ORDINANCE NO. 2020-092

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

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

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

FROM:	Sewer Fund	\$ 250,000.00
TO:	Water Meter System Replacement <i>Project No. 35783300</i>	\$ 250,000.00

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason it is necessary to appropriate and transfer said funds so that water meters and transmitters may be purchased and utilized within the City's Utility Billing Department.

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

PRESIDENT OF COUNCIL

MAYOR

PASSED _____

ATTEST _____
CLERK OF COUNCIL

APPROVED _____