

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION AUGUST 18, 2009 COUNCIL CHAMBERS

PRESENT: Collette, Monday, Schedel, Seng, J. Slough,
M. Slough, Urbanski, Van Dyne, Ward

MINUTES: Mr. J. Slough moved to accept the minutes, as circulated, of the August 4, 2009 Council Meeting. Mr. Ward seconded the motion. Motion carried. Filed.

ADD-ONS: Mr. Ward moved, seconded by Mr. J. Slough to add the following items to the agenda:
Director Hardy's letter regarding bids and contracts
Summary of Year-To-Date, Investments as of July 31, 2009
Traffic Commission Minutes – August 17, 2009
Motion carried.

RESOLUTION NO. 45-2009 First reading Adopted

A RESOLUTION COMMENDING WILLIAM SPRAW FOR THE EXCELLENCE OF HIS SERVICES FOR THE CITY OF FINDLAY, OHIO.

Mr. Monday moved to adopt the Resolution, seconded by Mr. Collette.
Ayes: Collette, Monday, Schedel, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Ward. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 45-2009, and is hereby made a part of the record.

WRITTEN COMMUNICATIONS:

None.

ORAL COMMUNICATIONS:

None.

PETITIONS:

Petition for Zoning Amendment – Benjamin R. Larbus, 123 Cherry Street
Mr. Larbus, who lives at 815 Woodstock Ct. requests a change in zoning from "C-1 Residential" to "B-3" for Lot No. 963 ex. W 52 ft., North Findlay Addition.
Referred to the City Planning Commission and the Planning and Zoning Committee. Filed.

Petition for Zoning Amendment – 701 N. Main Street (Washington School)

Pastor Julian Salinas, Church of the Living God, filed a Petition for Zoning Amendment for the Washington School to rezone the vacant school from “C-Residential” to “B-2 General Business”. Referred to the City Planning Commission and the Planning and Zoning Committee. Filed.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:

Third Ward Councilman, K.C. Collette – Updates to Ordinance on Election of a Charter Commission

The Ordinance to allow the voters of Findlay to decide whether they would like to consider having a charter commission will receive its third reading on August 18. Mr. Collette has made a few updates to the time and petition requirements in Section 3 of the pending ordinance. Jodi O’Brien is willing to extend the deadline for filing petitions from August 28 to September 1. The extended deadline will allow time for more informational meetings to be held. Secondly, is the importance of placing the issue of whether or not to select a charter commission on the November 3 ballot. The primary of May 2010 would not meet the constitutional requirements of a regular municipal election. The voter needs an opportunity to consider whether a commission of fifteen individuals with public input should be allowed to draft a prospective charter for later consideration. A “no” vote by Council takes that opportunity away from our electorate. Mr. Collette stated that if Council passes this Ordinance by the necessary 2/3 majority on August 18, he will immediately begin to hold public meetings to explain and inform the Findlay residents on all aspects of the charter issue. Filed.

Chief Engineer Brian Hurt – Reservoir Boat Ramps

The City installed a new boat ramp and docks at the reservoirs with the aid of grant funding from the Ohio Department of Natural Resources (ODNR). They have agreed to provide additional funding to make the ramps more accessible and “user friendly” for boaters. No additional City funds will be needed for these upgrades. The Director of Law is requested to prepare legislation for appropriating funds as follows:

From: ODNR Grant	\$26,600.97	
Reservoir Boat Ramps		\$26,600.97
Project No. 31956400		Filed.

Chief Engineer Brian Hurt – Storage Building at Water Pollution Control Plant, Project No. 35692200

The above-referenced project is included in the 5-year Capital Improvement Plan and is currently in the planning phase. A pre-engineered metal building for sewer maintenance equipment is being proposed. The project will be funded through the Wastewater Treatment Improvement Fund; it will not affect the General Fund deficit. Mr. Hurt asks that it be referred to the Appropriations Committee. If approved, legislation is needed to authorize

advertising for bids, entering into a contract, and appropriating funds as follows:

From: WTIF	\$5,000	
To: WPC Storage Building		\$5,000
Project #35692200		

Referred to the Appropriations Committee. Filed.

Service Director Bruce Hardy – Airport Improvements, FAA Grant

Council authorized applying for a grant from the Federal Aviation Administration (FAA) for the replacement of the precision Approach Path Indicator (PAPI) lights at the Airport in June 2009. The FAA requires the City to submit a bid along with the grant application. The Director of Law has prepared the legislation necessary for authorization to advertise and bid the project. It includes authorization to enter into a contract, but this will occur only if the grant is awarded by the FAA. Filed.

City Auditor Robert Cole Sprague – Changes to City Health Care Plan

\$160,000 savings would result if the following changes are made to the City health plan, which do not require union approval:

Changing or network to NWOHP

Extending the fitness stipend program for all employee

Non-tobacco users receiving a 10% discount in premium

Media blitz on health care to employees

Using the Blanchard Valley Chronic Disease Management Program

Creating a middle tier of premiums for employee+spouse and

employee+children for non-union employees

\$360,000 would result if the following changes, contingent on union approval, are made:

Limiting dependents to natural children, adopted children, or step-children living with the employee

Limiting dependents up to age 19 if not in college and 23 if in college

Working spouses using their employer's health care plan

Raising deductibles to \$300/single, \$600 employee+children,

\$600/employee+spouse, \$900/family

Raising max out of pocket to \$700/single, \$1400/employee+children,

\$1400/employee+spouse, and \$2100/family

Instituting a \$75 co-pay for using the ER for non-life threatening emergencies

The total savings for the City if all changes are implemented, would be \$520,000. Filed.

City Auditor Robert Cole Sprague – HRPC Bill for Revolving Loan Fund – July 2009

Legislation is requested to appropriate \$1,375.35 from the RLF to General Expense #21010000-449400 to pay the July 2009 invoice. Filed.

Police Department Activities – July 2009. Filed.

City Planning Commission Minutes – July 9, 2009. Filed.

Board of Zoning Appeals Minutes – May 14 and June 11, 2009. Filed.

Service Director Bruce Hardy – Annual Bids and Contracts

Legislation is requested to authorize the bidding and contracting of several chemicals used by the Water Treatment Plant and Water Pollution Control, uniforms, services, and supplies. The legislation needs to be adopted on an emergency basis so that ample time is given for advertisement of the bids. Legislation is needed for 9-01-09. Filed.

Summary of Year-To-Date Information as of July 31, 2009.
Investments at July 31, 2009. Filed.

Traffic Commission Minutes – August 17, 2009. Filed.

COMMITTEE REPORTS:

APPROPRIATIONS COMMITTEE to whom was referred a request for twelve (12) holsters for tasers. The following appropriation is needed for 12 Blackhawk Serpa holsters:

From: General Fund	\$413.00	
To: Police Department #332000		\$413.00

The Department is also in need of Video Surveillance Equipment. The Appropriation of \$750.00 would be matched by the Community Foundation for this purpose:

From: General Fund	\$750.00	
To: Police Department #332100		\$750.00

We recommend the approval of the above request. Mr. J. Slough moved to accept the committee report, seconded by Mr. Van Dyne. Motion carried. Filed.

APPROPRIATIONS COMMITTEE to whom was referred a request to discuss a proposal from the Health Insurance Committee. We recommend that legislation be put before the entire Council to show the reflected savings by adjusting the City's Health Plan as attached. Mr. J. Slough moved to accept the committee report, seconded by Mr. Ward. Motion carried. Filed.

COMMITTEE OF THE WHOLE listened to a report from Greater Findlay Inc. regarding their budget and accomplishments. Randy Ward, President Pro-Tem, chaired the committee in President Schuck's absence. Mr. Ward moved to accept the committee report, seconded by Mr. J. Slough. Filed.

LEGISLATION:

RESOLUTIONS:

See Page 2.

ORDINANCES:

ORDINANCE NO. 2009-68, Third reading Adopted
AS AMENDED

AN ORDINANCE TO PROVIDE FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF FINDLAY, OHIO, OF THE QUESTION "SHALL A COMMISSION BE CHOSEN TO FRAME A CHARTER?" AND FOR THE ELECTION OF MEMBERS OF THE COMMISSION.

Mr. Collette moved to amend the Ordinance as follows:

SECTION 1: The question "Shall a Commission be chosen to frame a charter? shall be submitted to a vote of the qualified electors of the City of Findlay at a special election to be held at the same time as the regularly scheduled 2010 primary election on Tuesday the 4th day of May 2010, at the regular places and hours of voting in said City, as established by the Board of Elections of Hancock County, Ohio.

SECTION 3: All nominations for members of the Commission shall be made by nomination papers signed by not less than twenty-five persons eligible to vote at regular municipal elections from the municipality at large, and the nomination papers shall be filed with the Board of Elections by 4:00 P.M. on March 1, 2010.

SECTION 4: The ballots shall be printed so as to give each elector a clear opportunity to designate his or her choice of candidates. Provisions shall be made on the ballot to allow the voter to write in the name or names of any person or persons not printed on the ballot for whom he desires to vote. Anyone desiring to be a write-in candidate must file a petition with the Board of Elections on or before 4:00 P.M., March 7, 2010.

SECTION 6: the passage of this ordinance shall be pending and not effective until January 6, 2010, at which time the Clerk be an she is hereby directed to certify a copy of this Ordinance to the Board of Elections of Hancock County, Ohio.

SECTION 7: This Ordinance shall take effect and be in force from January 6 2010, and thereafter.

Mr. Van Dyne seconded the motion to amend. Motion carried. Mr. Collette moved to adopt the Ordinance, AS AMENDED, seconded by Mr. Van Dyne. Ayes: Monday, Schedel, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Ward, Collette. The Ordinance was declared adopted, AS AMENDED, and is recorded in Ordinance Volume TT, Page 2009,68, AS AMENDED, and is hereby made a part of the record.

ORDINANCE NO. 2009-73

Second reading

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A LEASE AGREEMENT WITH GLIDING STARS TO ALLOW THE CONSTRUCTION OF A STORAGE SHED AT THE CUBE AND LEASE THE PROPERTY THAT THE BUILDING WILL SIT ON, AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2009-74

Second reading

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY, WHICH PREVIOUSLY WAS ZONED "B-2 GENERAL BUSINESS AND B-RESIDENTIAL," TO "UNIVERSITY DISTRICT".

Second reading of the Ordinance.

ORDINANCE NO. 2009-75

First reading

TABLED

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY REZONING THE FOLLOWING DESCRIBED PROPERTY, WHICH PREVIOUSLY WAS ZONED "RESIDENTIAL" TO "LOW DENSITY RESIDENTIAL (LDR)", ACCORDING TO THE PUD.

ORDINANCE NO. 2009-76

Second reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2009-77

Second reading

AN ORDINANCE REPEALING CHAPTER 137 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND IN ITS PLACE ENACTING A NEW CHAPTER 137 OF THE CODIFIED ORDINANCE OF THE CITY OF FINDLAY, OHIO.

Second reading of the Ordinance.

ORDINANCE NO. 2009-79

Second reading

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, TO ENTER INTO A THREE (3)-YEAR CONTRACT WITH THE INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 18S AFL-CIO, EFFECTIVE JANUARY 1, 2008, EXPIRING DECEMBER 31, 2010 AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2009-80

First reading

Adopted

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF FINDLAY, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT OR CONTRACTS FOR THE AIP-20, PROJECT NO. 35292800 FOR THE REPLACEMENT OF PRECISION APPROACH PATH INDICATOR (PAPI) ENTRANCE LIGHTS AT THE CITY OF FINDLAY AIRPORT, AND FURTHER AUTHORIZE THE MAYOR TO SIGN THE NECESSARY GRANT APPLICATIONS AND AGREEMENTS FOR THE AIP-20 GRANT FUNDS, AND DECLARING AN EMERGENCY.

Mr. Collette moved to suspend the Statutory Rules and give the Ordinance the second and third reading. Mr. M. Slough seconded the motion. Ayes: Schedel, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Ward, Collette, Monday. The Ordinance received the second and third reading. Mr. Collette moved to adopt the Ordinance, seconded by Mr. M. Slough. Ayes: Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Ward, Collette, Monday, Schedel. The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-80, and is hereby made a part of the record.

ORDINANCE NO. 2009-81

First reading

Adopted

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Mr. Ward moved to suspend the Statutory Rules and give the Ordinance the second and third reading. Mr. Collette seconded the motion. Ayes: J. Slough, M. Slough, Urbanski, Van Dyne, Ward, Collette, Monday, Schedel Seng. The Ordinance received the second and third reading. Mr. Collette moved to adopt the Ordinance, seconded by Mr. Ward. Ayes: M. Slough, Urbanski, Van Dyne, Ward, Collette, Monday, Schedel, Seng, J. Slough. The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-81, and is hereby made a part of the record.

UNFINISHED BUSINESS:

Mr. Hurt: Asked to have his letter regarding the storage shed referred to the Appropriations Committee.

Mr. M. Slough: The Pawn Shop door is out—any attempt to have that demolished? Mayor Sehnert stated that Mr. Barker sent a letter to rectify the situation. It has been condemned.

Mr. J. Slough: Requested legislation (Resolution) commending “The Right Thing”, one of the top companies in the country for recruiting. Mr. Collette seconded the motion.

Mr. Collette: Regarding the Charter, I would like to schedule a public information meeting on Tuesday, August 25, at 7:30 PM in the Council Chambers.

President Schuck: Tomorrow night at 7:00 – Special Session of Council in the Chambers regarding the ballot.

President Schuck adjourned Council at 8:00 PM.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL