

## FINDLAY CITY COUNCIL MINUTES

**REGULAR SESSION    OCTOBER 20, 2009    COUNCIL CHAMBERS**

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

**ABSENT:** Schedel, Ward

**MINUTES:** Mr. J Slough moved to accept the minutes, as circulated, of the October 6, 2009 Council Meeting. Ms. Seng seconded the motion. Motion carried. Filed.

**ADD-ONS:** Mr. J Slough moved, seconded by Mr. Van Dyne to add the following items to the agenda:

1. Resolution No. 063-2009
2. Resolution No. 064-2009
3. Letter from City Engineer Brian Hurt on Hunter's Creek Drainage Improvements Petition – generated from the add-on petition from the 10/6/09 City Council meeting to install storm sewer pipes, outlet, and connection for Hunter's Creek.

RESOLUTION NO. 055-2009                      First reading                      Adopted

A RESOLUTION COMMENDING JAMES HOLMES FOR THE EXCELLENCE OF HIS SERVICES FOR THE CITY OF FINDLAY, OHIO.

Mr. J Slough moved to adopt the Resolution, seconded by Mr. Urbanski. Ayes: Collette, Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 055-2009, and is hereby made a part of the record.

RESOLUTION NO. 056-2009                      First reading                      Adopted

A RESOLUTION COMMENDING THOMAS DEFRIEZE FOR THE EXCELLENCE OF HIS SERVICES FOR THE CITY OF FINDLAY, OHIO.

Mr. J Slough moved to adopt the Resolution, seconded by Ms. Seng. Ayes: Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 056-2009, and is hereby made a part of the record.

RESOLUTION NO. 059-2009

First reading

Adopted

A RESOLUTION COMMENDING POLICE OFFICER DON DAWSON FOR THE ACTIONS HE TOOK WITH AN UNRESPONSIVE INFANT ON SEPTEMBER 26, 2009.

Ms. Seng moved to adopt the Resolution, seconded by Mr. Collette. Ayes: Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette, Monday. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 059-2009, and is hereby made a part of the record.

RESOLUTION NO. 060-2009

First reading

Adopted

A RESOLUTION COMMENDING POLICE DISPATCHER DOREEN ROESCH FOR THE ACTIONS SHE TOOK WITH AN UNRESPONSIVE INFANT ON SEPTEMBER 26, 2009.

Mr. Collette moved to adopt the Resolution, seconded by Mr. Slough. Ayes: J. Slough, M. Slough, Urbanski, Van Dyne, Collette, Monday, Seng. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 060-2009, and is hereby made a part of the record.

RESOLUTION NO. 062-2009

First reading

Adopted

A RESOLUTION COMMENDING ROBERT A. BEUTLER JR. FOR THE EXCELLENCE OF HIS SERVICES FOR THE CITY OF FINDLAY, OHIO.

Mr. J Slough moved to adopt the Resolution, seconded by Mr. Urbanski. Ayes: M. Slough, Urbanski, Van Dyne, Collette, Monday, Seng, J. Slough. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 062-2009, and is hereby made a part of the record.

**WRITTEN COMMUNICATIONS:**

None.

**ORAL COMMUNICATIONS:**

None.

**PETITIONS:**

None.

**REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS:  
City Auditor Robert Cole Sprague – HRPC Expenses/Staff Time for  
Revolving Loan Fund – September 2009**

Legislation is requested to appropriate \$2,760.21 from the RLF to General Expense #21010000-449400 to pay the September 2009 invoice. Referred to the Law Director. Filed.

City Planning Commission Minutes – September 10, 2009. Filed.

City Planning Commission Staff Report – September 10, 2009. Filed.

Board of Zoning Appeals Meeting Minutes – August 13, 2009. Filed.

**City Engineer Brian Hurt – WPC Storage Building Addition, Project No. 35692200**

By authorization of Ordinance 2009-093, bids were opened for the above-referenced project on October 6, 2009. Bids were received from four contractors and are being evaluated with a contract being awarded soon. This project is included in the 2009 Capital Improvements Plan. A grant application in the amount of \$150,000 has been submitted to the Ohio EPA for American Recovery and Reinvestment Act (ARRA) funding. If the grant is approved, the funds will be reimbursed to the Wastewater Treatment Improvement Fund (WTIF). Legislation is requested to appropriation funds.

From: WTIF	\$ 250,000.00	
To: WPC Storage Building Addition #35692200		\$ 250,000.00

Referred to the Law Director. Filed.

**City Engineer Brian Hurt – Clearwell repairs at Water Treatment Plant**

The City of Findlay was awarded American Recovery and Reinvestment Act (ARRA) funds through the Ohio Water Development Authority (OWDA) for the above-referenced project. Since the project is complete at this time, the funds will be used as a reimbursement. Legislation is requested to appropriation funds.

From: OWDA (ARRA Grant)	\$ 34,992.00	
OWDA Loan (0%)	\$ 52,671.00	
To: Clearwell Repairs (WTP) #35782100		\$87,663.00

Referred to the Law Director. Filed.

**City Engineer Brian Hurt – Sidewalk Construction**

Two (2) properties had sidewalks shown on their site plans that were approved by the City Planning Commission. Notices were sent to the property owners informing them of the requirements for sidewalk installation, but no action has been taken. A resolution of necessity to install sidewalks on these properties has been requested. After the adoption of the requested resolution, the Engineering Department will begin the assessment process and move forward with installing the sidewalks.

- 15080 Flag City Drive, Buffalo Wild Wings, Parcel #63-0001020029
- Hunter’s Edge Subdivision, Parcel #61-0001026409

Discussion:

Mr. Hurt mentioned that Hunter’s Edge Subdivision, Parcel #61-0001026409 posted their bonds this week and are constructing their sidewalks now. When the Resolution is read later in this meeting, he is asking that the Resolution be amended to exclude that parcel. Mr. Hackenberg replied that the Resolution will be amended. Referred to the Law Director. Filed.

**City Engineer Brian Hurt – 2009 Waterline Corrosion Protection, Project No. 35790300**

Ordinance 2009-010 authorized bids to be accepted for the 2009 Waterline Corrosion Protection, Project No. 35790300 on August 24, 2009. Three (3) bids were received and a contract will be awarded soon. This project is included in the 2009 Capital Improvements Plan. Legislation is requested by the Law Director.

From: Water Fund	\$ 100,000	
To: 2009 Waterline Corrosion Protection #35790300		\$ 100,000

Referred to the Law Director. Filed.

**City Engineer Brian Hurt – Logan Avenue Improvements (CDBG-FY2009), Project No. 32592900**

The City has received grant award notification of \$162,000 from the Ohio Department of Development for the Logan Avenue Improvements (CDBG-FY2009) Project, Project No. 32592900. The grant funds will be used to construct a storm sewer line along Logan Avenue between Tappan and Greenwood Streets. The City’s matching funds will be included in the 2010 Capital Improvements Plan. Legislation is requested by the Law Director.

From: CDBG Grant	\$ 162,000	
To: Logan Avenue Improvements (CDBG FY2009) #325919		\$ 162,000

Referred to the Law Director. Filed.

**City Engineer Brian Hurt – Hunter’s Creek Subdivision drainage improvements petition**

City Council accepted a petition from the residents of Hunter’s Creek Subdivision for drainage improvements on October 6, 2009. Ohio Revised Code 727.12 requires plans, specifications, and details cost estimates be available to the public upon their request. Filed.

**COMMITTEE REPORTS:**

**APPROPRIATION COMMITTEE** to whom was referred a request to appropriate \$131,000 from the City of Findlay Façade Program to the City Revolving Loan Fund to provide funding for two (2) projects currently in approval process at the state level.

From: City of Findlay Façade Program \$ 131,000  
To: City of Findlay Revolving Loan Program \$131,000

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

**APPROPRIATION COMMITTEE** to whom was referred a request to appropriate \$20,500 from the Capital Improvements – CIT into the USACE Study, Project #31980200 to continue flood studies that are being conducted by the U.S. Army Corps of Engineers (USACE).

From: Capital Improvements - CIT \$ 20,500  
To: USACE Study #31980200 \$ 20,500

We recommend approval of the request. Mr. Urbanski moved to accept the committee report, seconded by Mr. Van Dyne. Referred to Law Director. Filed.

**APPROPRIATION COMMITTEE** to whom was referred a request to appropriate \$10,450 from the Stormwater Fees (Sewer Fund) into the Stormwater Maintenance #25049500-*personal services*, and \$1,400 from Stormwater Fees (Sewer Fund) into the Stormwater Maintenance #25049500-*other* to pay for the City of Findlay’s new Engineer Megan Clement.

From: Stormwater Fees (Sewer Fund) \$ 10,450  
To: Stormwater Maintenance #25049500-*personal services* \$ 10,450

From: Stormwater Fees (Sewer Fund) \$ 1,400  
To: Stormwater Maintenance #25049500-*other* \$ 1,400

We recommend approval of the request. Mr. Collette moved to accept the committee report, seconded by Mr. Urbanski.

Discussion:

Mr. M Slough asked if this appropriation request is just for the remaining part of this year. Mr. Hurt replied that it is. Ms. Clement's position was formally filled by Matt Carpenter who no longer works for the City of Findlay. Half of his salary was paid out of Water Department funds and the other was paid out of Sewer Department funds. A quarter instead of half of Ms. Clement's salary will be paid out of Water Department funds, a quarter will be paid out of Sewer Department funds, and half will be paid out of Stormwater Department funds. No General Funds monies will be used for her salary. Next year her salary will be in the Stormwater Department budget. Filed.

**APPROPRIATION COMMITTEE** to whom was referred a request to appropriate \$50,000 from the General Fund (from City collections of the hotel/motel tax) to fund the Economic Development Council for 2010. This is the second year of the City's contract with GreaterFindlayInc. (GFI) for this purpose.

A future appropriation is requested as follows:

From: General Fund (motel/hotel tax)	\$ 50,000	
To: Economic Development Council 2010		\$ 50,000

We recommend approval of the appropriation for 2010. Mr. J Slough moved to accept the committee report, seconded by Mr. Van Dyne. Filed.

**APPROPRIATION COMMITTEE** to whom was referred a request to appropriate \$2,747.40 from the General Fund into the Law Director Department #2105000-*other* to pay legal counsel services.

From: General Fund	\$ 2,747.40	
To: Law Director Department #21005000- <i>other</i>		\$ 2,747.40

We recommend approval of the request. Mr. Collette moved to accept the committee report, seconded by Mr. Slough. Filed.

**COMMITTEE OF THE WHOLE** was held on Tuesday, October 13, 2009 to discuss energy savings programs.

Mr. Van Dyne moved to accept the committee report, seconded by Mr. Slough. Filed.

**LEGISLATION:**

**RESOLUTIONS:**

RESOLUTION NO. 055-2009

See page 1

RESOLUTION NO. 056-2009

See page 1

RESOLUTION NO. 057-2009                      First reading                      Adopted

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).

Mr. Collette moved to adopt the Resolution, seconded by Mr. Urbanski.

Discussion:

Mr. M Slough asked if this is for the damage issues at the Findlay Eagles. Mr. Hackenberg replied that it is. Mr. M Slough then asked if we have insurance to cover this. Mr. Hackenberg replied that we do not.

Ayes: Urbanski, Van Dyne, Collette, Monday, Seng, J. Slough, M. Slough. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 057-2009, and is hereby made a part of the record.

RESOLUTION NO. 058-2009                      First reading                      Adopted

**A RESOLUTION DECLARING THE NECESSITY OF INSTALLING CERTAIN SIDEWALKS IN THE CITY OF FINDLAY, OHIO, AND REQUIRING THE ABUTTING PROPERTY OWNERS TO INSTALL THE SAME.**

Discussion:

Mr. Hackenberg commented that this Resolution should have an emergency clause. Mr. Schuck responded that a motion to add the emergency clause was needed. Mr. J Slough made a motion to amend the Resolution to add the emergency clause. Mr. Urbanski seconded it. Mr. Collette expressed that the reason for the emergency clause needs to be stated before this Resolution is voted on. Mr. Hackenberg replied that it will be added as Section 6 on this Resolution. The reason it is an emergency Resolution is because all Resolutions of necessity are to be passed on an emergency basis. This Resolution will be rewritten as amended to include the emergency language.

Ayes: Van Dyne, Collette, Monday, Seng, J. Slough, M. Slough, Urbanski. The amendment to the Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 058-2009, and is hereby made a part of the record.

RESOLUTION NO. 059-2009

See page 1

RESOLUTION NO. 060-2009

See page 2

RESOLUTION NO. 061-2009

First reading

Adopted

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

Mr. Monday moved to suspend the statutory rules and give this Resolution its second and third readings, seconded by Mr. Slough. Ayes: Collette, Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne.

Mr. J Slough moved to adopt the Resolution, seconded by Ms. Seng.

Discussion:

Mr. Collette asked what the personal services are for this Resolution. Mr. Hackenberg replied that he cannot provide every item but that the funds will be going to several different accounts for his department. The Auditor's Office went through his department's budget and four (4) to five (5) accounts needs additional funds.

Ayes: Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 061-2009, and is hereby made a part of the record.

RESOLUTION NO. 062-2009

See page 2

RESOLUTION NO. 063-2009

First reading

Adopted

A RESOLUTION SUPPORTING THE CITY OF FINDLAY'S REQUEST FOR A ONE QUARTER PERCENT (1/4%) INCOME TAX INCREASE FOR CALENDAR YEARS 2010 THROUGH 2012.

Mr. J Slough moved to adopt the Resolution, seconded by Mr. Urbanski.

Discussion:

Mr. Collette asked that the entire Resolution be read for the record. The Clerk then read the entire Resolution.

Ayes: Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette, Monday. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 063-2009, and is hereby made a part of the record.

RESOLUTION NO. 064-2009

First reading

Adopted

A RESOLUTION SUPPORTING THE ENACTMENT OF THE HALF PERCENT (1/2%) SALES TAX LEVY FOR HANCOCK COUNTY, OHIO COMMENCING CALENDAR YEAR 2010, SUPPORTING THE ENACTMENT OF THE FINDLAY CITY SCHOOL LEVY, AND SUPPORTING THE CITY OF FINDLAY'S ONE QUARTER (1/4%) INCOME TAX LEVY REQUEST.

Mr. Urbanski moved to adopt the Resolution, seconded by Mr. Collette.

Discussion:

Mr. Collette asked that the entire Resolution be read for the record. The Clerk then read the entire Resolution. Mr. Collette mentioned that this is a unique time in the City's history and also the compliment of the various forms of government coming together to support this. He prays that the residents of the City of Findlay realize that this an opportunity to move forward. He also mentioned that both political parties are in support of this sales tax levy and that we are hoping for positive outcome from this. Mr. Hackenberg added that this was tried about twenty (20) to twenty-five (25) years ago where City Council was not unanimous and it barely passed. It is great that all City Council members are in favor of it.

Ayes: M. Slough, Urbanski, Van Dyne, Collette, Monday, Seng, J. Slough. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 064-2009, and is hereby made a part of the record.

**ORDINANCES:**

ORDINANCE NO. 2009-086

Third reading

Adopted

AN ORDINANCE AUTHORIZING CITY ADMINISTRATORS TO ISSUE FITNESS STIPENDS TO ELIGIBLE EMPLOYEES AND TO GRANT HEALTH INSURANCE PREMIUM DISCOUNTS FOR NON-TOBACCO USERS AND DECLARING AN EMERGENCY.

Mr. J Slough moved to adopt the Ordinance, seconded by Mr. Urbanski.  
Ayes: Urbanski, Van Dyne, Collette, Monday, Seng, J. Slough, M. Slough.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-86, and is hereby made a part of the record.

ORDINANCE NO. 2009-089

Third reading

Adopted

AN ORDINANCE VACATING A CERTAIN ALLEY IN THE CITY OF FINDLAY, OHIO.

Mr. J Slough moved to adopt the Ordinance, seconded by Mr. M Slough.  
Ayes: Van Dyne, Collette, Monday, Seng, J. Slough, M. Slough, Urbanski.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-89, and is hereby made a part of the record.

ORDINANCE NO. 2009-090

Third reading

Adopted

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY MODIFYING AN EXISTING PUD ON A PORTION OF LOT 349 IN THE HUNTER'S CREEK THIRD ADDITION BY REMOVING A PORTION FROM THE PUD AS SHOWN ON THE ATTACHED PLAT WHICH WILL BE DESIGNATED LOTS 1 THROUGH 6 IN A REPLAT OF SAID PORTION OF LOT 349, WHICH WILL BE REZONED TO "B-RESIDENTIAL" WITH A PLAT RESTRICTIVE COVENANT IN FAVOR OF THE CITY PROHIBITING MULTI-FAMILY DEVELOPMENT ON ANY OF THE SIX (6) LOTS PLATTED THEREON.

Mr. Collette moved to adopt the Ordinance, seconded by Mr. Urbanski.  
Ayes: Collette, Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-90, and is hereby made a part of the record.

ORDINANCE NO. 2009-091

Third reading

Adopted

AN ORDINANCE ACCEPTING THE STREET RIGHT-OF-WAY DEDICATION PLAT FOR INVISION PLACE, FINDLAY, OHIO.

Mr. J Slough moved to adopt the Ordinance, seconded by Mr. Collette.  
Ayes: Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-91, and is hereby made a part of the record.

ORDINANCE NO. 2009-092

Third reading

Adopted

AN ORDINANCE APPROVING THE FINDLAY COMMERCE PARK PLANNED UNIT DEVELOPMENT (PUD) AMENDED PLAN ATTACHED HERETO AS EXHIBIT "A" TOGETHER WITH THE PLAT MAP AS EXHIBIT "B" SHOWING THE SPECIFIC AREA THAT THE AMENDED PUD PLAN IS TO MODIFY THE USES AVAILABLE TO SAID THIRTY-ONE AND FOUR TENTHS (31.4) ACRES OF LAND.

Mr. J Slough moved to adopt the Ordinance, seconded by Mr. Urbanski.  
Ayes: Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette, Monday.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-92, and is hereby made a part of the record.

ORDINANCE NO. 2009-097

Second reading

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF FINDLAY, OHIO TO MAKE USE OF PROPERTYROOM.COM FOR THE AUCTION SALE OF SURPLUS ITEMS IN THE POLICE DEPARTMENT'S PROPERTY ROOM, INCLUDING BUT NOT LIMITED TO STOLEN, SEIZED, FOUND AND OTHER SURPLUS OR CONFISCATED ITEMS THAT HAVE BECOME THE PROPERTY OF THE CITY OF FINDLAY, AND DECLARING AN EMERGENCY.

Second reading of the Ordinance.

ORDINANCE NO. 2009-098

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 "C-RESIDENTIAL" TO "B2-GENERAL BUSINESS".

Second reading of the Ordinance.

ORDINANCE NO. 2009-099

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 "C-RESIDENTIAL" TO "B3-CENTRAL BUSINESS".

Second reading of the Ordinance.

ORDINANCE NO. 2009-103

First reading

Adopted

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Mr. J Slough moved to adopt the Ordinance, seconded by Mr. Van Dyne. Ayes: J. Slough, M. Slough, Urbanski, Van Dyne, Collette, Monday, Seng.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-103, and is hereby made a part of the record.

ORDINANCE NO. 2009-104

First reading

Adopted

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, OHIO, HANCOCK COUNTY, STATE OF OHIO TO SIGN THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT FOR THE CONSTRUCTION OF A STORM SEWER LINE ALONG LOGAN AVENUE BETWEEN TAPPAN AND GREENWOOD STREETS, PROJECT NO. 32592900, APPROPRIATING FUNDS THERETO, AND DECLARING AN EMERGENCY.

Mr. Collette moved to adopt the Ordinance, seconded by Mr. Slough. Ayes: Urbanski, Van Dyne, Collette, Monday, Seng, J. Slough, M. Slough.

The Ordinance was declared adopted and is recorded in Ordinance Volume TT, Page 2009-104, and is hereby made a part of the record.

## **UNFINISHED BUSINESS:**

### **Old Business:**

Mr. Collette made a motion to suspend the statutory rules and give Resolution 058-2009 its second and third reading, seconded by Mr. Slough. Ayes: Van Dyne, Collette, Monday, Seng, J. Slough, M. Slough, Urbanski. The statutory rules of Council are suspended; the Clerk gave the second and third readings. Mr. Collette made a motion to amend the Resolution to delete the

second listed address (Hunter's Edge, Parcel #61-0001026409, seconded by Mr. Van Dyne. Ayes: Collette, Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne. Mr. Urbanski made a motion to adopt Resolution 058-2009 as amended, seconded by Mr. Slough. Ayes: Monday, Seng, J. Slough, M. Slough, Urbanski, Van Dyne, Collette.

Mr. Collette commented that he has received some calls about electing a Charter Commission. An Ordinance was passed to the issue of electing a Charter Commission and will be on the May 4, 2010 ballot. A meeting was already held giving specifics on what is involved in being on the commission. Another meeting is scheduled for November 2, 2009 at 5:00pm in the Council Chambers. Anyone interested in what is involved in serving on a Charter Commission are invited to attend. He plans on holding another after this is in the petition stage.

**New Business:**

Mr. Sprague asked Mr. Monday about the public forum next Monday, October 26, 2009. Mr. Monday replied that it will be held at the Blanchard Valley School Gym from 8:00pm-9:30pm. It is a 4<sup>th</sup> Ward neighborhood meeting, but all are welcome. There will be representatives from all three (3) tax issues (City Official, County Official, and School Board) to explain the issues and answer questions.

Mr. Van Dyne reminded City Council Members Administration, County Official, and/or School Board Members will be walking in the Halloween Parade on Tuesday, October 27, 2009.

Mr. Collette welcomed everyone to attend the Poverty Simulation Program that is to be held this Friday, October 23, 2009 at the Winebrenner Seminary Auditorium. Some Councilmembers will be attending.

Ms. Seng moved to excuse Mr. Schedel and Mr. Ward. Mr. Collette seconded the motion. Motion carried.

Mr. M Slough asked the status of revamping the City's zoning codes. Ms. Mihalik with HRPC from the audience replied that a final draft by Mr. Richard in the Zoning Department and Mr. Homka from the HRPC Department are working on it. A final draft will be coming soon.

President Schuck adjourned Council at 8:40 PM.

---

ACTING CLERK OF COUNCIL

---

PRESIDENT OF COUNCIL