

FINDLAY CITY COUNCIL MINUTES

REGULAR SESSION

JANUARY 19, 2010

COUNCIL CHAMBERS

PRESENT: Collette, Monday, Nichols, Schedel, J. Slough, M. Slough, Urbanski, VanDyne, Ward

ABSENT: None.

President Schuck moved to dispense with the Pledge of Allegiance and a moment of silent prayer.

MINUTES: Mr. J. Slough moved to accept the minutes, as circulated, of the January 5, 2010, Mr. Collette seconded the motion. Motion carried. Filed.

ADD-ONS: Mr. Ward moved to add the following items to the agenda. Mr. Ward seconded the motion. Motion carried. Filed.

(place in *REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS* section):

1. Letter from Mayor Pete Sehnert – various Board appointments

(place after Item #1 above):

2. Letter from Mayor Pete Sehnert – BZA appointment

(place after Item #2 above):

3. Letter from Mayor Pete Sehnert – Civil Service appointment

(place after Item #3 above):

4. Budget Summary of Year-To-Date Information as of December 31, 2009

REPLACEMENTS

1. Ordinance No. 2010-008

Changed 2nd and 3rd appropriation request from:

FROM: County Permissive License Fees	\$ 50,000	
TO: Main/Howard Traffic Signal Upgrade #32891300		\$ 50,000
FROM: SCM&R-Highways	\$ 100,000	
TO: Main/Walnut Traffic Signal Upgrade #32891200		\$ 100,000

To now be:

FROM: County Permissive License Fees	\$ 150,000	
TO: Main/Howard Traffic Signal Upgrade #32891300		\$ 50,000
TO: Main/Walnut Traffic Signal Upgrade #32891200		\$ 100,000

RECOGNITION/RETIREMENT RESOLUTIONS

RESOLUTION NO. 002-2010

First Reading

Adopted

A RESOLUTION COMMENDING OFFICER PAUL LAWRENCE FOR THE EXCELLENCE OF HIS SERVICES FOR THE CITY OF FINDLAY, OHIO.

Mr. Monday moved to adopt the Resolution, seconded by Mr. J Slough. Ayes: Collette, Monday, Nichols, Schedel, J Slough, M Slough, Urbanski, Van Dyne, Ward. The Resolution was declared adopted and is recorded in Resolution Volume XXXI, Page 002-2010, and is hereby made a part of the record.

WRITTEN COMMUNICATIONS:

Letter from Sandy Franks, President of Habitat for Humanity of Findlay/Hancock County – waive 2010 zoning permit fees, sidewalk permit fees, and sewer and water tap fees.

A request to waive the 2010 zoning permit fees, sidewalk permit fees, and the sewer and water tap fees for four (4) Habitat Houses within the 1800 block of Payne Avenue in the West Park Community.

Mr. Collette made a motion to waive fees, seconded by Mr. Slough. Filed.

ORAL COMMUNICATIONS:

Tony Grotrian, Findlay, Ohio – Findlay's fight or lack of with illegal drugs and gangs

Addressed City Council on his dreams for Findlay, Ohio. He would like to see Findlay as a drug-free community and without so many deaths, eliminate the need to argue about the costs associated with fighting drugs, and the way criminal cases are handled so that justice that eliminates prejudice. He would like to see our Judges not have to go through so many drug cases each week, and that Prosecutors do not have to bargain away their cases. He would like to eliminate the pain survivors of drug overdose deaths endure. Drug overdose deaths outnumber traffic deaths in Ohio. He would like to see youth able to play without the fear of gangs or gun fire from a speeding car, when schools do not have to be searched for drugs and turf battles do not have to be fought. He would like drug dealers to have to be made aware that they are not welcome here and that Hancock County will not stand for what they do. Mr. Grotrian would like to challenge everyone to help him fulfill his dreams for Findlay, Ohio. Filed.

PETITIONS:

Petition for Zoning amendment – Peterman Associates, Inc., Lot 803 E. S 50 ft., 802, 800-801 and Pt. Aly W, 799 and Pt. Aly W., 796-798 in the Vance Addition.

Peterman Associates, Inc. has requested a zoning change for the Historical Museum from I-1 Light Industrial to B-1 Local Business. The main museum building is already zoned B-1 Local Business. By rezoning these lots, it will make the museum property a consistent zoning classification. All lots that are proposed to be rezoned are contiguous to each other as well as to the area currently zoned B-1 Local Business. Referred to City Planning Commission and Planning & Zoning Committee. Filed.

REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENT:

City Auditor Robert Cole Sprague – FEMA grant reimbursement for flood damage to Anchor Teen center

The Anchor Teen Center was destroyed in the August 2007 flood and has qualified for reimbursement from FEMA. The City has chosen to use the reimbursement of \$28,280 from FEMA for the MARCS interoperable radio project. Legislation is requested.

FROM:	State of Ohio EMA	\$ 28,280.00	
TO:	Radio System Upgrade, #31991000		\$ 28,280.00
FROM:	Radio System Upgrade #31991000	\$ 28,280.00	
TO:	General Fund		\$ 28,280.00

Ordinance No. 2010-005 was created. Filed

Acting Chief of Police Gregory Horne – Open Arms Grant/Brian's Project

In November 2008, Open Arms Domestic Violence and Rape Crisis Services Agency received grant funds to implement Brian's Project in Hancock County/City of Findlay. A portion of the funds are available to reimburse the Police Department for overtime paid to Police Officers investigating internet sexual predators. The Police Department has received a check from Open Arms in the amount of \$6,108.00. Legislation is requested.

FROM:	Open Arms Grant/Brian's Project	\$ 6,108.00	
TO:	Brian's Project Account #31985600-19856		\$ 6,108.00

Ordinance No. 2010-003 was created. Filed.

SWAC Meeting Minutes – December 9, 2009. Filed.

Mayor Pete Sehnert – Appointment of Board of Zoning Appeals

Request for confirmation of the appointment of David Russell to the Board of Zoning Appeals for the City of Findlay. Mr. Nichols moved to confirm this appointment, seconded by Mr. Collette. Filed.

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

Parks and Recreation Board Minutes – November 16, 2009. Filed.

Parks and Recreation Board Agenda – January 19, 2010. Filed.

City Engineer Brian Hurt – Riverside Park Sediment Control & Removal, Project No. 31900100

The City of Findlay may be eligible to receive funds from the Great Lakes Restoration Initiative Grant Program for sediment control and removal from the Blanchard River at Riverside Park. Legislation is requested. Resolution 004-2010 was created. Filed.

Letter from Mayor Pete Sehnert – Various Board appointments.

Mr. Collette moved to confirm these appointments, seconded by Mr. Urbanski. Filed.

Letter from Mayor Pete Sehnert – BZA appointment.

Mr. Collette moved to confirm this appointment, seconded by Mr. Slough. Filed.

Letter from Mayor Pete Sehnert – Civil Service appointment. Filed.

Budget Summary of Year-To-Date Information as of December 31, 2009. Filed.

COMMITTEE REPORTS:

A COMMITTEE OF THE WHOLE COMMITTEE meeting was held on Monday, January 11, 2010 to discuss the Blanchard River Watershed Partnership (BRWP)'s recommendation of removal of sediment in the Blanchard River near Riverside Park. Technologies have been recognized that could remove sediment from the area in less environmentally invasive ways than traditional excavation to remove much of the sediment that currently exists in the Blanchard River. If the conceptual plan for this project is approved by this Committee, grant funding could be applied for by the end of January 2010. Resolution 004-2010 was created.

Mr. J Slough moved to accept the committee report, seconded by Mr. Collette. Filed.

A COMMITTEE OF THE WHOLE COMMITTEE meeting was held on Monday, January 11, 2010 to discuss the economic development of the Nations World Series Tournament.

Mr. J Slough moved to accept the committee report, seconded by Mr. M Slough. Filed.

A COMMITTEE OF THE WHOLE COMMITTEE meeting was held on Monday, January 11, 2010 to discuss Environmental Protection Agency (EPA) is mandating the City of Findlay to implement the Municipal Separate Storm Sewer System (MS4) through the City's Engineering Department who is preparing a Storm Water Management Plan (SWMP) that lists the City's current duties and future duties to reduce pollutants in storm water runoff. Request for a Committee of the Whole Meeting to present the requirements of the MS4 program and outline the proposed SWMP plan.

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

The APPROPRIATIONS COMMITTEE to whom was referred a request to appropriate grant funds in the amount of \$6,108.00 received by the Open Arms Domestic Violence and Rape Crisis Services Agency for the Implementation of Brian's Project in Hancock County/City of Findlay. A portion of the funds are to reimburse the City of Findlay Police Department for overtime paid to Police Officers investigation of internet sexual predators.

FROM:	Open Arms Grant/Brian's Project	\$ 6,108.00	
TO:	Brian's Project Account #31985600-19856		\$ 6,108.00

We recommend transfer and appropriation of the above request. Ordinance 2010-006 was created.

Mr. Nichols moved to accept the committee report, seconded by Mr. Collette. Filed.

The APPROPRIATIONS COMMITTEE to whom was referred a request to discuss purchasing ice arena equipment (i.e. Zamboni, natural gas refueler for the Zamboni, glass boards, and 135 pair of skates) from the University of Findlay. 2009-2010 is the University's last ice season and they will be selling everything of value. It is anticipated that \$90,000 from the General Fund will be requested for purchase of these items.

We recommend appropriation of the above request for the asking amount for 135 pair of skates at auction in the amount of five thousand two hundred fifty dollars and no cents (\$5,250.00) with funds coming from the Capital Improvements.

Discussion:

Mr. Sprague mentioned that the committee report listed that funds to purchase additional ice arena equipment will come out of the Capital Improvements Fund, but in order to come out of the Capital Improvements Fund, it has to be an amount larger than \$5,000. If you break down the purchase of each pair of ice skates ($135 \div \$5,250.00 = \$38.89/\text{pair}$, which is less than \$5,000). Funds to purchase the ice skates will come out of the General Fund instead.

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

The **APPROPRIATIONS COMMITTEE** to whom was referred a request to discuss the proposed 2010 Capital Improvements Plan.

We recommend approval of the attached plan as presented.

Mr. J Slough moved to accept the committee report, seconded by Mr. Nichols. Filed.

LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 002-2010

See page 1

RESOLUTION NO. 003-2010

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

RESOLUTION NO. 004-2010

First reading

Adopted

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF FINDLAY, HANCOCK COUNTY, STATE OF OHIO TO FILE AN APPLICATION FOR THE GREAT LAKES RESTORATION INITIATIVE GRANT TO USE FOR SEDIMENT CONTROL AND REMOVAL FROM THE BLANCHARD RIVER AT RIVERSIDE PARK, PROJECT NO. 31900100, AND TO SIGN ALL NECESSARY AGREEMENTS TO RECEIVE THE GRANT.

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

RESOLUTION NO. 005-2010

First reading

Adopted

A RESOLUTION APPOINTING AN EQUALIZATION BOARD TO HEAR OBJECTIONS AND EQUALIZE ASSESSMENTS UPON THE IMPROVEMENTS TO HUNTERS CREEK SUBDIVISION, PROJECT NO. 32584500 BY INSTALLING DRAINAGE IMPROVEMENTS TO HELP ALLEVIATE POTENTIAL FLOODING CONDITIONS IN SAID SUBDIVISION.

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

RESOLUTION NO. 006-2010

First reading

Adopted

A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF FINDLAY, OHIO TO APPLY FOR AND SIGN ALL NECESSARY DOCUMENTS TO RECEIVE A GRANT FROM THE HANCOCK COUNTY EMERGENCY MANAGEMENT AGENCY (EMA) FOR A GRANT EQUALING THIRTY-TWO THOUSAND FOUR HUNDRED TWENTY-THREE DOLLARS AND NO CENTS (\$32,423.00) TO BE USED FOR THE PURCHASE OF PROTECTIVE GEAR FOR THE CITY OF FINDLAY POLICE DEPARTMENT AND TO CONTRACT FOR ONE (1) YEAR SERVICE WITH ONE CALL NOW FOR REVERSE 911 PROTECTION FOR THE CITIZENS OF THE CITY OF FINDLAY, OHIO.

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

UNFINISHED BUSINESS:

Old Business

None.

New Business

Mr. Collette placed a letter at City Council seats from Mark Miller regarding the Hancock County Community Prayer Chain will host their annual prayer gathering on Saturday, January 23, 2010 at 2:00pm in the Council Chambers. Various Ministers from the Findlay area will be in attendance to pray for each part of the City Government. Everyone is invited and welcome to attend.

Mr. Collette reminded us that the Criminal Justice Summit (RSVP required) will be on Thursday, January 21, 2010 at 5:00pm in the Jury Assembly Room on the 1st floor of the Common Pleas Court in the Hancock County Court House. Everyone is invited and welcome to attend. If you do plan to attend, please call Kim Switzer and let her know.

Mr. Van Dyne asked if Fire Chief Lonyo and Mr. Ward could stay after the City Council meeting to coordinate scheduling an EMS Ad Hoc meeting.

Mr. J Slough requested a Planning & Zoning Committee Meeting for Monday, January 25, 2010 at 4:00pm.

PLANNING & ZONING COMMITTEE MEETING – MONDAY, JANUARY 25, 2010 AT 4:00 PM – COUNCIL OFFICE (CO)

Agenda:

1. Chapel Drive and Lake Cascades from A-Res to C-Res
2. Balsley Avenue and McCullough from A-Res to C-Res

Mr. Ward requested a Committee of the Whole Meeting for Wednesday, January 20, 2010 at 5:00pm. Mr. Ward made a motion to conduct a Committee of the Whole meeting on Wednesday, January 20, 2010 5:00pm, seconded by Mr. Nichols. Motion carried.

COMMITTEE OF THE WHOLE MEETING – WEDNESDAY – JANUARY 20, 2010 AT 5:00 PM, THIRD FLOOR CONFERENCE ROOM (CR1)

Agenda:

1. Purchase of additional Ice Arena equipment from the University of Findlay (approval of 135 pair of skates already approved). Deadline to place a bid for the auction is Friday, January 22, 2010.

Mr. Sprague has the final review for debt service payments report available now and will give to the City Engineer Brian Hurt who will have it available for the next Capital Improvements Plan or anyone can review it after the City Council meeting. Mr. Ward replied that as long as it is included in the next month's update, which will be sufficient.

Mr. M Slough as if there will be a number of retirees in the Water & Sewer Dept soon and that in order to fill those positions, licenses and specialized training will be required. Mr. Hardy replied that there are a number of employees in that Department that can retire if they choose to, but he has not officially been notified of any. Mr. Hardy replied that if indeed those licensed employees retire, their replacement will need to also obtain a license. Mr. M Slough then asked if several retire, will it cause an inconvenience in the Department. Mr. Hardy replied that if several retire at the same time, it would be difficult to run the Department the same as it is now. It is his hope that those eligible to retire will take into consideration of when they retire how it will affect the operations of their Department.

Mr. M. Slough mentioned that he saw an article in the Toledo Blade newspaper that Findlay has received a grant to hire additional Firefighters. Mr. Barker replied that it is part of a SAFER Grant through the ARRA, This is part of stimulus funds for a 2-year grant. Fire Chief Lonyo put out a Press Release in the Toledo Blade last Friday, January 15, 2010. It has not been published in the Courier yet. There will be retirements at the end of the grant period, so that will enable us to maintain the same manpower and not affect the budget.

President Schuck adjourned Council at 8:23 PM.



Denise DeVore

CLERK OF COUNCIL



Robert Schuck

PRESIDENT OF COUNCIL