
Memorandum

To: Mayor & Members of Council
From: Monica Irelan, City Manager
Subject: General Information
Date: January 5, 2015

CALENDAR

AGENDA: *City Council* - Monday, January 5 @7:00 pm

C. ORGANIZATION OF COUNCIL - enclosed is an outline Greg has put together of the General Guidelines and Procedures

D. APPROVAL OF MINUTES – from the December 15, 2014 meeting

H. INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

1. RESOLUTION NO. 001-15 a Resolution Authorizing the City Manager to execute any and all documents necessary to enter into the EMS Medical Director Agreement with Premier Physician Services, Inc.; and Declaring an Emergency. (*Suspension Requested*)

I. SECOND READINGS OF ORDINANCES AND RESOLUTIONS - *None*

J. THIRD READINGS OF ORDINANCES AND RESOLUTIONS

1. ORDINANCE NO. 072-14, an Ordinance Providing for the Issuance and Sale of Notes in the Maximum Principal Amount of \$2,500,000 in Anticipation of the Issuance of Bonds, for the Purpose of Paying the Costs of Improving the Municipal Water System by Constructing a New Water Treatment Plant, Acquiring and Improving Related Interests in Real Property, Improving and Rehabilitating the Existing Water Treatment Plant and Related Storage Facilities, and Rehabilitating the Elevated Storage Tanks, together with all necessary and related appurtenances thereto.

K. GOOD OF THE CITY (*Discussion/Action*)

1. *Assignment of Certain Permanent Agenda Items to Various Committees of Council for 2015.*
 - a. The proposed committee agenda items are listed in the attached Memo from Greg Heath.
2. *Approval of Donation from Richard E. Johnson to the Fire Department: \$175.00.*
3. *Award of Bid for Water and Wastewater Treatment Chemicals.*
 - a. A copy of the bid results is attached.
4. *Approval of Plans and Specifications for the Appian Avenue Street Improvements Project PID No. 89266*
 - a. The enclosed Memorandum from Chad gives an overview of the project.
5. *Electric Rates for City Departments/Divisions*
 - a. Greg's Memo explains this item.

INFORMATIONAL ITEMS

1. AGENDAS

- a. Volunteer Fire Fighters' Dependents Fund Board – **Monday, Jan. 5, 2015 @6:00 pm**
 - b. Technology Committee – **Monday, Jan. 5, 2015 @6:15 pm**
 - c. Healthcare Cost Committee – **Friday, Jan. 9, 2015 @8:30 am**
2. Ohio Municipal League Legislative Bulletin
 3. AMP Weekly Update

MI:rd
Records Retention
CM-11 - 2 Years

December 2014							January 2015							February 2015						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
	1	2	3	4	5	6					1	2	3	1	2	3	4	5	6	7
7	8	9	10	11	12	13	4	5	6	7	8	9	10	8	9	10	11	12	13	14
14	15	16	17	18	19	20	11	12	13	14	15	16	17	15	16	17	18	19	20	21
21	22	23	24	25	26	27	18	19	20	21	22	23	24	22	23	24	25	26	27	28
28	29	30	31				25	26	27	28	29	30	31							

 Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
28	29	30 6:30 PM Special Parks & Rec Board Meeting	31	1 HOLIDAY - New Year's Day	2	3
4	5 6:00 PM Volunteer Fire Fighters' Dependents Fund Board Meeting 6:15 PM TECHNOLOGY Committee 7:00 PM City COUNCIL Meeting	6	7	8	9 8:30 AM Healthcare Cost Committee Meeting	10
11	12 6:30 PM ELECTRIC Committee Board of Public Affairs 7:00 PM WATER/SEWER Committee 7:30 PM Municipal Properties/ED Committee Meeting	13 4:30 PM Board of Zoning Appeals Meeting 5:00 PM Planning Commission	14	15	16	17
18	19 6:00 PM City TREE Commission Meeting 6:15 PM PARKS & REC Committee Meeting 7:00 PM City COUNCIL Meeting	20	21	22	23	24
25	26 6:30 PM FINANCE & BUDGET Committee Meeting 7:30 PM SAFETY & HUMAN RESOURCES Committee Meeting	27	28 6:30 PM Parks & Rec Board Meeting	29	30	31

City of Napoleon, Ohio

CITY COUNCIL

LOCATION: City Hall Offices, 255 West Riverview Avenue, Napoleon, Ohio

MEETING AGENDA

Monday, January 5, 2015 at 7:00 pm

- A. Attendance** *(Noted by the Clerk)*
- B. Prayer & Pledge of Allegiance**
- C. Organization of Council**
1. Election of President of Council (at request of current President of Council)
 2. Election of President Pro Tem of Council
- D. Approval of Minutes:** December 15, 2014 *(In the absence of any objections or corrections, the minutes shall stand approved.)*
- E. Citizen Communication**
- F. Reports from Council Committees**
1. **Technology & Communication Committee** met on Monday, January 5 and recommended:
 - a. Untabling discussion regarding Upgrades to the City Website
 2. **Finance & Budget Committee** did not meet on Monday, December 22 due to lack of agenda items.
 3. **Safety & Human Resources Committee** did not meet on Monday, December 22 due to lack of agenda items.
- G. Reports from Other Committees, Commissions and Boards** *(Informational Only-Not Read)*
1. **Civil Service Commission** did not meet on Tuesday, December 23 due to lack of agenda items.
 2. **Records Commission** met on Tuesday, December 23 with the following agenda items:
 - a. Review of Records Retention Schedules
 3. **Parks & Recreation Board** met on Tuesday, December 30 with the following agenda items:
 - a. Parks and Recreation Service Award
 - b. Discussion on 2015 Budget
 4. **Volunteer Fire Fighters' Dependents Fund Board** met on Monday, January 5 with the following agenda items:
 - a. Appointment of the Fifth Member of the Board
 - b. Election of Officers
- H. Introduction of New Ordinances and Resolutions**
1. **Resolution No. 001-15**, a Resolution authorizing the City Manager to execute any and all documents necessary to enter into the EMS Medical Director Agreement with Premier Physician Services, Inc.; and declaring an Emergency *(Suspension Requested)*
- I. Second Readings of Ordinances and Resolutions**
There are no Second Readings of Ordinances and Resolutions
- J. Third Readings of Ordinances and Resolutions**
1. **Ordinance No. 072-14**, an Ordinance providing for the issuance and sale of notes in the maximum principal amount of \$2,500,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of improving the Municipal Water System by constructing a new Water Treatment Plant, acquiring and improving related interests in real property, improving and rehabilitating the existing Water Treatment Plant and related storage facilities, and rehabilitating the elevated storage tanks, together with all necessary and related appurtenance thereto
- K. Good of the City** *Any other business as may properly come before Council, including but not limited to:*
1. **Discussion/Action:** Assignment of certain permanent Agenda items to various Committees of Council for 2015
 2. **Discussion/Action:** Approval of donation from Richard E. Johnson to the Fire Department: \$175.00
 3. **Discussion/Action:** Award of bid: Water/Waste Water Chemicals bids
 4. **Discussion/Action:** Approval of Plans, Specifications, Documentation and Contracts for Appian Avenue Street Improvements Project PID No. 89266
 5. **Discussion/Action:** Electric Rates for City Departments/Divisions
- L. Executive Session:** *(As needed)*
- M. Approve Payment of Bills and Approve Financial Reports** *(In the absence of any objections or corrections, the payment of bills and financial reports shall stand approved.)*
- N. Adjournment**

Gregory J. Heath, Finance Director/Clerk of Council

A. Items Referred or Pending in Committees of Council

1. Technology & Communication Committee (1st Monday)

(Next Regular Meeting: Monday, February 2 @ 6:15 pm)

2. Electric Committee (2nd Monday)

(Next Regular Meeting: Monday, January 12 @ 6:30 pm)

- a. Review of Power Supply Cost Adjustment Factor
- b. Electric Department Report
- c. Utility Deposit Review

3. Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)

(Next Regular Meeting: Monday, January 12 @ 7:00 pm)

- a. Review of Water and Sewer Rules

4. Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)

(Next Regular Meeting: Monday, January 12 @ 7:30 pm)

- a. Updated Info from Staff on Economic Development (as needed)

5. Parks & Recreation Committee (3rd Monday)

(Next Regular Meeting: Monday, January 19 @ 6:15 pm)

6. Finance & Budget Committee (4th Monday)

(Next Regular Meeting: Monday, January 26 @ 6:30 pm)

7. Safety & Human Resources Committee (4th Monday)

(Next Meeting: Monday, January 26 @ 7:30 pm)

2015 Regular Meetings with Townships scheduled for February and November

8. Personnel Committee (As needed)

B. Items Referred or Pending In Other City Committees, Commissions & Boards

1. Board of Public Affairs (2nd Monday)

(Next Regular Meeting: Monday, January 12 @ 6:30 pm)

- a. Review of Power Supply Cost Adjustment Factor
- b. Electric Department Report
- c. Utility Deposit Review

2. Board of Zoning Appeals (2nd Tuesday)

(Next Regular Meeting: Tuesday, January 13 @ 4:30 pm)

3. Planning Commission (2nd Tuesday)

(Next Regular Meeting: Tuesday, January 13 @ 5:00 pm)

4. Tree Commission (3rd Monday)

(Next Regular Meeting: Monday, January 19 @ 6:00 pm)

5. Civil Service Commission (4th Tuesday)

(Next Regular Meeting: Tuesday, January 27 @ 4:30 pm)

6. Parks & Recreation Board (Last Wednesday)

(Next Regular Meeting: Wednesday, January 28 @ 6:30 pm)

7. Privacy Committee (2nd Tuesday in May & November)

(Next Regular Meeting: Tuesday, May 12 @ 10:30 am)

8. Records Commission (2nd Tuesday in June & December)

(Next Regular Meeting: Tuesday, June 9 @ 4:00 pm)

9. Housing Council (1st Monday of the month after the TIRC meeting)

10. Health Care Cost Committee (As needed)

11. Preservation Commission (As needed)

12. Infrastructure/Economic Development Fund Review Committee (As needed)

13. Tax Incentive Review Council (As needed)

14. Volunteer Firefighters' Dependents Fund Board (As needed)

15. Lodge Tax Advisory & Control Board (As needed)

16. Board of Building Appeals (As needed)

17. ADA Compliance Board (As needed)

18. NCTV Advisory Board (As needed)

ORGANIZATION OF CITY COUNCIL (General Guideline and Procedures Outline):

Definitions:

CHARTER = Revised Charter of the City of Napoleon, Ordinance No. 61-00, Passed July 3, 2000 and Adopted by Voters on November 7, 2000, Effective July 1, 2001.

RULES = Rules and Regulations of City Council of the City of Napoleon, Ohio, Adopted and Amended by various Ordinances and Resolutions; last Amended by Ordinance No. 007-12, Passed January 16, 2012.

AGENDA = Actual City Council Agenda Item.

> Election of President of Council and President Pro Tem of Council

CHARTER – Section 2.04 President of Council

(A) President & President Pro-Tem. At the organizational meeting, but in no event later than January 15th next following the organizational meeting, Council shall elect one (1) of its members to serve as President of Council (hereinafter called “the Council President”) and one of its members as President Pro-Tem of Council (hereinafter called “the Council President Pro-Tem”), each of whom shall, except in the case of death, resignation, recall, removal or forfeiture of office, serve for a term of two (2) years or until his or her successor is elected and qualified. ...

RULE – 2.2 Votes Necessary For Election Of Officers And Employees

Except as herein provided, no candidate for president or president pro-tem of council shall be declared elected unless the person shall have received a majority vote of all current members of council, and no person shall be employed by this council except pursuant to a majority vote of all current members of council. No vacancy that council is authorized to fill shall be filled except pursuant to a majority vote of all current members of council. In the event of a tie vote of the current members of council when electing the president and/or president pro-tem as provided for in this Rule 2.2, the winner shall be decided by the flip of a coin, unless another method is approved by majority vote of all the current members of council.

RULE – 2.3 Roll Call Votes

Upon the roll call for the election of president and president pro-tem of council, or employee of council, or for filling any vacancy in the membership of council, each member shall respond by stating the name of the candidate of their choice eligible for such office or appointment. Once a response is given by a member, a motion may be made for nomination for appointment or position. If the motion receives a second (2nd), said person shall become eligible for such office or position. A vote in the open shall be taken among all current members of council for filling such office or position. Rule 2.2 shall control in determining who is elected.

COUNCIL AGENDA - Election of President of Council and President Pro Tem of Council Procedure

Procedure and Protocol for election of the **President of Council and President Pro Tem of Council**

The Clerk of Council shall request each member of Council for a name of a candidate for President of Council and President Pro Tem of Council. This shall be asked by first in elected or appointed seniority order (***number of total consecutive years served on City Council from the latest appointment or election date with no break in service***), and then alphabetically by last name order for those with equal number of years.

Current Seniority and Name Order – Sheaffer, Travis	01-01-1994	21 Years
(By Consecutive Years Served)	Helberg, John	14+ Years
	Ridley, Chris	3 Years
	Maassel, Jason	2+ Years

Marihugh, Jeffrey	01-01-2014	1 Years
Wilson, Heather	01-01-2014	1 Years
Comadoll, Jeff	04-07-2014	8 months

Once a name is stated by requested Council Person, a motion will be requested for the stated name. If a motion (1st) is made, a second (2nd) will be requested. If a second (2nd) is received, then that name will be eligible to be voted on. The Clerk of Council shall proceed to the next member of Council until all members have had their opportunity to state a candidate for President of Council and President Pro Tem of Council.

SPECIAL NOTE: Members of Council may nominate themselves for President of Council or President Pro Tem of Council. Once a given name is stated and motion and second received, that given name does not need to be repeated by the next person in line.

A vote shall then be taken on each name given, starting with the first eligible name. Each Council Member will be asked to vote **Yes** or **No** on each name presented. The person receiving a majority Yes vote (4 or more) shall be appointed to the office President of Council or President Pro Tem of Council. In the case of a tie vote on three (3) or more names, than a new vote shall be taken until one of those persons receives a clear majority vote. In the case of a tie vote on two (2) names only, the winner shall be decided by the flip of a coin, unless another method is approved by majority vote of all the current members of council.

SPECIAL NOTE: Members of Council may vote for themselves for President of Council or President Pro Tem of Council.

City of Napoleon, Ohio
CITY COUNCIL

Meeting Minutes

Monday, December 15, 2014 at 7:00 pm

PRESENT	
Council	John Helberg (President), Jason Maassel (President Pro-Tem), Jeff Comadoll, Jeffrey Marihugh, Christopher Ridley, Heather Wilson
Mayor	Ronald A. Behm
Law Director	Trevor M. Hayberger
Finance Director/Clerk	Gregory J. Heath
Recorder	Tammy Fein
City Staff	Tony Druhot, Acting Fire Chief Chad Lulfs, City Engineer Bobby Stites, Assistant MIS Administrator Robert Weitzel, Police Chief News Media; NCTV
Others	
ABSENT	
Council	Travis Sheaffer
Others	Monica S. Irelan, City Manager
Call To Order	President Helberg called the meeting to order at 7:00 pm with the Lord's Prayer followed by the Pledge of Allegiance.
Minutes Approved	Minutes of the following Council meetings stand approved with no objections or corrections: November 14 Special Meeting November 15 Special Meeting November 17 Regular Meeting November 24 Special Meeting December 1 Regular Meeting
Citizen Communication	None
Mayor's Presentation Of 2015 Budget	Mayor Behm presented the 2015 City of Napoleon Appropriation Budget; see attached.
Reports From Committees	The Parks & Recreation Committee did not meet on Monday, December 15 due to lack of agenda items. Committee member Maassel reported that the Electric Committee met on Monday, December 8 and recommended: 1. Approval of electric billing determinants Chairperson Ridley reported that the Water, Sewer, Refuse, Recycling and Litter Committee met on Monday, December 8 and discussed: 1. Review of the Appeal to the Decision on Billing Dispute The Municipal Properties, Buildings, Land Use and Economic Development Committee did not meet on Monday, December 8 due to lack of agenda items.
Introduction Of	President Helberg read by title Ordinance No. 075-14, an Ordinance establishing the

Ordinance No. 075-14	Appropriation Measure (Budget) of the City of Napoleon, Ohio for the Fiscal Year ending December 31, 2015 (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Ridley Second: Maassel To approve first read of Ordinance No. 075-14
Discussion	Heath reported that this is the Ordinance based on the Budget recommended by the Mayor as presented earlier. Heath reminded Council that a full Budget is attempted to be passed before January 1, 2015 and is a fluid document that can be changed at any time. Heath reported that no Emergency Clause is necessary on budgetary items, as these items are in effect upon their passing. Marihugh stated that he will not vote Yea for the Budget as presented due to personnel items that he does not agree with, claiming that some " <i>were never addressed during the budgetary process</i> ", Finance & Budget Committee Chairperson Maassel asked Marihugh which items he was referring to; Marihugh added that " <i>he was told that the Public Works Director position would be looked at</i> " and he " <i>didn't hear a word of it</i> ", Helberg asked Marihugh if he asked a question about this position during the budget discussions; Marihugh replied " <i>no</i> ". Marihugh added that he is not in favor of a fulltime Human Resources Director.
Motion To Suspend The Rules	Motion: Ridley Second: Maassel To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 5	Yea- Helberg, Comadoll, Wilson, Ridley, Maassel
Nay- 1	Nay- Marihugh
Passed	Roll call vote to pass Ordinance No. 075-14 under suspension of the rules
Yea- 5	Yea- Helberg, Comadoll, Wilson, Ridley, Maassel
Nay- 1	Nay- Marihugh
Introduction Of Resolution No. 076-14	President Helberg read by title Resolution No. 076-14, a Resolution authorizing the Finance Director to transfer certain Fund balances from respective Funds to other Funds per Section 5705.14 ORC on an as needed basis in Fiscal Year 2015, listed in Exhibit "A"; and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Marihugh Second: Maassel To approve first read of Resolution No. 076-14
Discussion	Heath reported that this Resolution goes along with Ordinance No. 075-14 and is part of the budget process for 2015.
Motion To Suspend The Rules	Motion: Comadoll Second: Wilson To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 6	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay- 0	Nay-
Passed	Roll call vote to pass Resolution No. 076-14 under suspension of the rules
Yea- 6	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay- 0	Nay-
Introduction Of	President Helberg read by title Resolution No. 077-14, a Resolution authorizing the

Resolution No. 077-14	expenditure of funds and authorizing a Department Director to take bids on certain projects, services, equipment, materials, or supplies without the requirement for additional Legislation to do so in the year 2015; and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Maassel Second: Ridley To approve first read of Resolution No. 077-14
Discussion	Heath distributed a new attachment regarding the Item Bid list; see attached. Heath believes that an Emergency Clause is necessary for this Resolution to ensure that bidding can begin as soon as needed. Marihugh stated that he has looked at the County salt shed and believes that too much money is being set aside for the building of this structure. Heath reminded Council that this Resolution is to reduce the number of pieces of Legislation needed for upcoming bid projects. Marihugh asked if items can be purchased off State Contract without Council approval; Hayberger stated that the Contract would come before Council for approval, and this Resolution would only eliminate the need for additional Legislation.
Motion To Suspend The Rules	Motion: Wilson Second: Ridley To suspend the rules requiring three readings
Passed Yea- 6 Nay- 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel Nay-
Passed Yea- 6 Nay- 0	Roll call vote to pass Resolution No. 077-14 under suspension of the rules Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel Nay-
Introduction Of Resolution No. 078-14	President Helberg read by title Resolution No. 078-14, a Resolution authorizing the expenditure of funds in excess of \$25,000.00 in and for the year 2015 as it relates to reoccurring costs associated with the operation of the City, for payment of expenses, and for purchases associated with vendors utilized by multiple Departments within the City; elimination of necessity of competitive bidding in and for the year 2015 as it relates to certain transactions; and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Marihugh Second: Maassel To approve first read of Resolution No. 078-14
Discussion	Heath reported that the Resolution will minimize the number of pieces of Legislation required per Council Rules for intermittent expenditures, adding that the list is updated by each Department each year. Marihugh believes that Lingvai Excavating and Paving is no longer in business but are listed; Hayberger stated that this company can be deleted from the list and he does not believe an amendment is in order.
Motion To Suspend The Rules	Motion: Comadoll Second: Maassel To suspend the rules requiring three readings
Passed Yea- 5 Nay- 0 Abstain- 1	Roll call vote on above motion: Yea- Marihugh, Comadoll, Wilson, Ridley, Maassel Nay- Abstain- Helberg

	Exhibit "A" (Transfer 5 – Final); and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Ridley Second: Maassel To approve first read of Resolution No. 081-14
Discussion	Heath reported that this is a companion Resolution to the Appropriation Ordinance to authorize additional transfers for such things as Income Tax collection.
Motion To Suspend The Rules	Motion: Marihugh Second: Comadoll To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 6	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay- 0	Nay-
Passed	Roll call vote to pass Resolution No. 081-14 under suspension of the rules
Yea- 6	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay- 0	Nay-
Introduction Of Resolution No. 082-14	President Helberg read by title Resolution No. 082-14, a Resolution authorizing a contribution to the Community Improvement Corporation of Henry County, Ohio, in and for the year 2015; and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Maassel Second: Wilson To approve first read of Resolution No. 082-14
Discussion	Hayberger reported that this Resolution authorizes the \$31,000 contribution to the CIC, including the increase to match the donation of the County Commissioners. Maassel stated that the County Commissioners delayed their additional contribution until a later date.
Motion To Suspend The Rules	Motion: Ridley Second: Maassel To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 6	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay- 0	Nay-
Passed	Roll call vote to pass Resolution No. 082-14 under suspension of the rules
Yea- 6	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay- 0	Nay-
Introduction Of Ordinance No. 083-14	President Helberg read by title Ordinance No. 083-14, an Ordinance establishing a new Position Classification Pay Plan for Employees of the City of Napoleon and creating the Senior Service Building Clerk, Clubhouse Manager, and the Senior Center Fitness Coordinator positions, and determining the manner of payment of overtime for employees employed by multiple departments; and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve First Read	Motion: Maassel Second: Ridley To approve first read of Ordinance No. 083-14
Discussion	Hayberger stated this Ordinance represents the two percent (2%) raise for the

nonbargaining employees; adding that the positions stated as being created were already filled however the Title was not specifically listed in the Pay Ordinance. Marihugh asked when the Senior Service Building Secretary was added; Hayberger stated the pay for this Title has remained however there was no job description created previously. Marihugh asked if the Public Works Director previously received a stipend; Hayberger believes this has not changed from previous budgets. Hayberger reported that dual employment was added to determine overtime procedures, adding that salary and wage laws are still being followed; the Department causing the overtime will now be charged for the overtime hours. Hayberger added that the raises for the Appointing Authority are listed in this Ordinance as well.

**Motion To Suspend
The Rules**

Motion: Ridley Second: Wilson
To suspend the rules requiring three readings

**Passed
Yea- 5
Nay- 1**

Roll call vote on above motion:
Yea- Helberg, Comadoll, Wilson, Ridley, Maassel
Nay- Marihugh

Maassel believes that the Finance Director should receive an additional two percent (2%) raise in 2016 as approved by a previous agreement, and that is not listed in this Ordinance. Heath does not believe that was the intent and all approved increases were properly given; this will be brought before Council for the 2016 Budget discussion if necessary.

**Passed
Yea- 5
Nay- 1**

Roll call vote to pass Ordinance No. 083-14 under suspension of the rules
Yea- Helberg, Comadoll, Wilson, Ridley, Maassel
Nay- Marihugh

**Introduction Of
Resolution No. 084-14**

President Helberg read by title Resolution No. 084-14, a Resolution authorizing the City Manager to represent the City of Napoleon, Ohio as a member of the Board of Trustees of American Municipal Power-Ohio Inc. and making the Electric Superintendent an alternate; repealing Resolution No. 015-14, and declaring an Emergency (*Suspension Requested*)

**Motion To Approve
First Read**

Motion: Marihugh Second: Comadoll
To approve first read of Resolution No. 084-14

Discussion

Hayberger will research the Resolution to be repealed.

**Motion To Suspend
The Rules**

Motion: Ridley Second: Wilson
To suspend the rules requiring three readings

**Passed
Yea- 6
Nay- 0**

Roll call vote on above motion:
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

**Passed
Yea- 6
Nay- 0**

Roll call vote to pass Resolution No. 084-14 under suspension of the rules
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

**Introduction Of
Resolution No. 085-14**

President Helberg read by title Resolution No. 085-14, a Resolution authorizing the City Manager to enter into a Contract with the State of Ohio Historical Preservation Office for the Building Doctor Clinic; and declaring an Emergency (*Suspension*

rate Legislation as of yet; Druhot stated that he does not see any issues causing the Townships to not pass this Legislation. Hayberger stated that the Resolution was provided to the Townships and he does not foresee any issues.

**Motion To Suspend
The Rules**

Motion: Marihugh Second: Comadoll
To suspend the rules requiring three readings

Passed
Yea- 6
Nay- 0

Roll call vote on above motion:
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

Heath reported that the only issue could be a conflict of rate if this is not passed by the Townships; Heath believes they will be persuaded to pass the Legislation if they have not done so already.

Passed
Yea- 6
Nay- 0

Roll call vote to pass Ordinance No. 073-14 under suspension of the rules
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

**Third Read Of
Resolution No. 070-14**

President Helberg read by title Resolution No. 070-14, a Resolution authorizing the City Manager to execute any and all documents necessary to enter into the First Amendment to the Participating Member Schedule of the Master Service Agreement for the EcoSmart Choice Program; and declaring an Emergency

**Motion To Pass
On Third Read**

Motion: Maassel Second: Comadoll
To pass Resolution No.070-14 on third read

Discussion

Heath reported there were no changes to the Resolution since the Second Read.

Passed
Yea- 6
Nay- 0

Roll call vote to pass Resolution No. 070-14 on third read
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

**GOOD OF THE CITY
Discussion/Action**

**Motion To Approve
Billing Determinants**

Motion: Marihugh Second: Maassel
To accept the recommendation for approval of December electric billing determinants as follows:
Generation Charge: Residential @ \$0.08355; Commercial @ \$0.10445; Large Power @ \$0.05051; Industrial @ \$0.05051; Demand Charge Large Power @ \$16.63; Industrial @ \$18.13; JV Purchased Cost: JV2 @ \$0.03839; JV5 @ \$0.03839

Passed
Yea- 6
Nay- 0

Roll call vote on above motion:
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

**Award Of Bid Of
Janitorial Services –
Quality Cleaning
Services Of Northwest
Ohio, Inc.**

Heath reported that the bids for janitorial services for the City Municipal Building and the Police Department Building were opened on Wednesday, December 3; one (1) bid was received from Quality Cleaning Services of Northwest Ohio, Inc. with a total cost of \$24,216. Ireland recommended that the janitorial services contract for the City Municipal Building and the Police Department Building be awarded to Quality Cleaning Services of Northwest Ohio, Inc. for a total cost of \$24,216.

Motion To Award

Motion: Comadoll Second: Marihugh

Bid Of Janitorial Services To Quality Cleaning Services Of Northwest Ohio, Inc.

To award bid of janitorial services to Quality Cleaning Services of Northwest Ohio, Inc.

Passed
Yea- 6
Nay- 0

Roll call vote on above motion:
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

Approval of WSRRL Committee Recommendation To Allow Full Credit - Petro Appeal To Billing Dispute

Heath reported that the Water, Sewer, Refuse, Recycling & Litter Committee met on Monday, December 8 to review the Appeal to the billing dispute from MMD&H Holdings aka Petro. Heath reported that the Committee found that the Finance Director did not act in an unreasonable, arbitrary, or capricious manner in his decision and followed City Water & Sewer Rule, however the Committee recommends that Council allow Petro to receive credit beyond the limit of thirty six (36) months per the Water and Sewer Rules due to the owner originally questioning the rate at the onset of the program and the rate not being adjusted at that time; the rate error was not found until long after the thirty six (36) month limit; Hayberger suggested to agree for the sake of justice, President Helberg suggested to agree for the sake of customer service; Council agreed with both; the additional credit totaling \$11,400.

Motion To Approve WSRRL Committee Recommendation To Allow Full Credit To Petro Appeal To Billing Dispute

Motion: Marihugh Second: Comadoll
To approve the Water, Sewer, Refuse, Recycling & Litter Committee recommendation to allow full credit to Petro appeal to billing dispute

Passed
Yea- 6
Nay- 0

Roll call vote on above motion:
Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel
Nay-

Review Of Water & Sewer Rules

Heath requested that a review of the City Water & Sewer Rules be referred to the Water, Sewer, Refuse, Recycling & Litter Committee.

Helberg Referred Review Of Water & Sewer Rules To The WSRRL Committee

Award Of Contract On Oberhaus Interceptor I/I Reduction Project

Lulfs distributed a memo regarding the Oberhaus Interceptor I/I Reduction Project; see attached.

Lulfs reported that Quality Based Selection was utilized to select a consulting firm for the Oberhaus Interceptor I/I Reduction Project, with six (6) firms submitting qualified statements and ranked as follows:

1. Stantec Consulting Services, Inc.
2. Jones & Henry Engineers, Ltd.
3. Peterman Associates, Inc.
4. DLZ, LLC.
5. GRW, Inc.
6. The JDI Group

Motion To Reappoint Wilson And Sheaffer To The VFFDF Board For 2015	Motion: Marihugh Second: Comadoll To reappoint Wilson and Sheaffer to the Volunteer Fire Fighters' Dependents Fund Board for 2015
Passed Yea- 6 Nay- 0	Roll call on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel Nay-
	Heath asked Council if they were interested in the reorganization of Council and Committees at the January 5 meeting; Helberg requested that the reorganization of Council be placed on the Agenda regarding Council President and Council President Pro Tem, though no Committees will be reorganized.
	Heath wished all a Merry Christmas and Happy New Year.
Motion To Go Into Executive Session	Motion: Maassel Second: Ridley To go into Executive Session to discuss economic development
Passed Yea- 6 Nay- 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel Nay-
Into Executive Session	Council went into Executive Session at 8:10 pm.
Motion To Come Out Of Executive Session	Motion: Comadoll Second: Marihugh To come out of Executive Session.
Passed Yea- 6 Nay- 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel Nay-
Out Of Executive Session	Council came out of Executive Session at 8:30 pm. President Helberg reported that the discussion was regarding economic development and no action was taken.
Approval Of Bills	Bills and financial reports stand approved as presented with no objections.
Motion To Adjourn	Motion: Marihugh Second: Ridley To adjourn the meeting.
Passed Yea- 6 Nay - 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel Nay-
Adjournment	Meeting adjourned at 8:31 pm.
Approved:	<hr/> John A. Helberg, Council President

Ronald A. Behm, Mayor

Gregory J. Heath, Finance Director/Clerk of Council

DRAFT

RESOLUTION NO. 001-15

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ENTER INTO THE EMS MEDICAL DIRECTOR AGREEMENT WITH PREMIER PHYSICIAN SERVICES, INC.; AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon operates a Fire Department providing EMS treatment and transportation at the paramedic level, and desires to enter into the EMS Medical Director Agreement to obtain the services of a Medical Director to review and develop and review certain healthcare policies and procedures related to the Fire and Rescue Department;

WHEREAS, Premier Physician Services, Inc. is willing to provide the services of a physician, licensed to practice medicine in the State of Ohio, to serve as the medical director of Napoleon’s Fire and Rescue Department (“Fire Department”); **Now therefore**,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, the City Manager is directed to execute all documents necessary to enter into the EMS Medical Director Agreement with Premier Physician Services, Inc.

Section 2. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time so that an agreement can be established to continue for the EMS Medical Director services, which affects the public peace, health or safety accessible to our citizens; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: _____, Council President

Approved: _____

Ronald A. Behm, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 001-15 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, _____; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk/Finance Director

ORDINANCE NO. 072-14

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,500,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE COSTS OF IMPROVING THE MUNICIPAL WATER SYSTEM BY CONSTRUCTING A NEW WATER TREATMENT PLANT, ACQUIRING AND IMPROVING RELATED INTERESTS IN REAL PROPERTY, IMPROVING AND REHABILITATING THE EXISTING WATER TREATMENT PLANT AND RELATED STORAGE FACILITIES, AND REHABILITATING THE ELEVATED STORAGE TANKS, TOGETHER WITH ALL NECESSARY AND RELATED APPURTENANCES THERETO.

WHEREAS, pursuant to Ordinance No. 072-13 passed on December 23, 2013, notes in anticipation of bonds in the aggregate amount of \$2,500,000, dated March 6, 2014 (the "*Outstanding Notes*"), were issued for the purpose stated in Section 1, to mature on March 5, 2015; and

WHEREAS, this Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the City; and

WHEREAS, the Finance Director, as fiscal officer of this City, has certified to this Council that the estimated life or period of usefulness of the Improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is at least thirty (30) years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds, is March 7, 2033;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Napoleon, Henry County, Ohio, that:

Section 1. It is necessary to issue bonds of this City in the maximum principal amount of \$2,500,000 (the "*Bonds*") for the purpose of paying the costs of improving the municipal water system by constructing a new water treatment plant, acquiring and improving related interests in real property, improving and rehabilitating the existing water treatment plant and related storage facilities, and rehabilitating the elevated storage tanks, together with all necessary and related appurtenances thereto (the "*Improvement*").

Section 2. The Bonds shall be dated approximately March 1, 2016, shall bear interest at the now estimated rate of 5.50% per year, payable semiannually until the principal amount is paid, and are estimated to mature in twenty (20) annual principal installments on December 1 of each year and in such amounts that the total principal and interest payments on the Bonds, in any

fiscal year in which principal is payable, shall be substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2016.

Section 3. It is necessary to issue and this Council determines that notes in the maximum principal amount of \$2,500,000 (the “Notes”) shall be issued in anticipation of the issuance of the Bonds for the purpose described in Section 1 and to retire, together with other funds available to the City, the Outstanding Notes and to pay any financing costs. The principal amount of Notes to be issued (not to exceed the stated maximum amount) shall be determined by the Finance Director in the certificate awarding the Notes in accordance with Section 6 of this Ordinance (the “*Certificate of Award*”) as the amount which, along with other available funds of the City, is necessary to retire the Outstanding Notes and to pay any financing costs. The Notes shall be dated the date of issuance and shall mature not more than one year following the date of issuance; *provided* that the Finance Director shall establish the maturity date in the Certificate of Award. The Notes shall bear interest at a rate or rates not to exceed 6.00% per year (computed on the basis of a 360-day year consisting of twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate or rates of interest on the Notes shall be determined by the Finance Director in the Certificate of Award in accordance with Section 6 of this Ordinance.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America as determined by the Finance Director in the Certificate of Award, and shall be payable, without deduction for services of the City’s paying agent, at the office of a bank or trust company designated by the Finance Director in the Certificate of Award after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose or at the office of the Finance Director if agreed to by the Finance Director and the original purchaser (the “*Paying Agent*”).

Section 5. The Notes shall be signed by the City Manager and Finance Director, in the name of the City and in their official capacities; *provided* that one of those signatures may be a facsimile. The Notes shall also be countersigned by the Mayor; *provided* that the signature of the Mayor may be a facsimile. The Notes shall be issued in minimum denominations of \$100,000 (and may be issued in denominations in such amounts in excess thereof as requested by the original purchaser and approved by the Finance Director) and with numbers as requested by the original purchaser and approved by the Finance Director. The entire principal amount may be represented by a single note and may be issued as fully registered securities (for which the Finance Director will serve as note registrar) and in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Ohio Revised Code if it is determined by the Finance Director that issuance of fully registered securities in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Finance Director and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance. As used in this Section and this Ordinance:

“*Book entry form*” or “*book entry system*” means a form or system under which (a) the ownership of beneficial interests in the Notes and the principal of and interest on the Notes may

be transferred only through a book entry, and (b) a single physical Note certificate in fully registered form is issued by the City and payable only to a Depository or its nominee as registered owner, with the certificate deposited with and “immobilized” in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Notes and that principal and interest.

“*Depository*” means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Notes or the principal of, and interest on, the Notes and to effect transfers of the Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“*Participant*” means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (a) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose; (b) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates; (c) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (d) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Finance Director may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Finance Director does not or is unable to do so, the Finance Director, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Finance Director is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

Section 6. The Notes shall be sold at not less than par plus accrued interest (if any) at private sale by the Finance Director in accordance with law and the provisions of this Ordinance.

The Finance Director shall sign the Certificate of Award referred to in Section 3 fixing the interest rate or rates which the Notes shall bear and evidencing that sale to the original purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The City Manager, the Finance Director, the City Law Director, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Finance Director is authorized, if it is determined to be in the best interest of the City, to combine the issue of Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Ohio Revised Code.

Section 7. The proceeds from the sale of the Notes received by the City (or withheld by the original purchaser on behalf of the City) shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. The Certificate of Award may authorize the original purchaser to withhold certain proceeds from the sale of the Notes to provide for the payment of certain financing costs on behalf of the City. Any portion of those proceeds received by the City (after payment of those financing costs) representing premium or accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

In each year to the extent net revenues from the municipal water utility are available for the payment of the debt charges on the Notes or the Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of such net revenues so available and appropriated.

In each year to the extent receipts from the municipal income tax are available for the payment of the debt charges on the Notes or the Bonds and are appropriated for that purpose, and to the extent not paid from net revenues of the municipal water utility, the amount of the tax shall be reduced by the amount of such receipts so available and appropriated in compliance with the following covenant. To the extent necessary, the debt charges on the Notes and the Bonds shall

be paid from municipal income taxes lawfully available therefor under the Constitution and the laws of the State of Ohio and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Section 133.05(B)(7) of the Ohio Revised Code, to appropriate annually from such municipal income taxes such amount as is necessary to meet such annual debt charges.

Nothing in the two preceding paragraphs in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Notes and the Bonds.

Section 10. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Internal Revenue Code of 1986, as amended (the “Code”) or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Finance Director or any other officer of the City having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Notes, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Notes, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other

facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes. The Finance Director or any other officer of the City having responsibility for issuance of the Notes is specifically authorized to designate the Notes as “qualified tax-exempt obligations” if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Each covenant made in this Section with respect to the Notes is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure the exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Notes.

Section 11. The Clerk of Council is directed to promptly deliver a certified copy of this Ordinance and the Certificate of Award to the County Auditor of Henry County, Ohio.

Section 12. The Finance Director is authorized to request a rating for the Notes from Moody’s Investors Service, Inc. or Standard & Poor’s Ratings Service, or both, as the Finance Director determines is in the best interest of the City. The expenditure of the amounts necessary to secure any such ratings as well as to pay the other financing costs (as defined in Section 133.01 of the Ohio Revised Code) in connection with the Notes is hereby authorized and approved and the amounts necessary to pay those costs are hereby appropriated from the proceeds of the Notes, if available, and otherwise from available moneys in the General Fund.

Section 13. The legal services of the law firm of Squire Patton Boggs (US) LLP are hereby retained in connection with the authorization, issuance and sale of the Notes. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of the Notes and securities issued in renewal of the Notes and rendering at delivery related legal opinions. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county or municipal corporation or of this City, or the execution of public trusts. For those legal services that firm shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those legal services. The Finance Director is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Notes, if available, and otherwise from available moneys in the General Fund.

Section 14. The services of Sudsina & Associates, LLC are hereby retained in connection with the authorization, issuance and sale of the Notes. Those services shall be in the nature of financial advice and recommendations in connection with the sale and issuance of the Notes. For those services that municipal advisor shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those services.

The Finance Director is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Notes, if available, and otherwise from available moneys in the General Fund.

Section 15. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 16. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and any of its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including Section 121.22 of the Ohio Revised Code.

Section 17. This Ordinance shall be in full force and effect on the earliest date permitted by law.

Passed: January ____, 2015

John A. Helberg, Council President

Approved: January ____, 2015

Ronald Behm, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Gregory J. Heath, Clerk of Council

I, Gregory J. Heath, Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 072-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City on the ____ day of January, 2015; and I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances of Napoleon, Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk of Council

CERTIFICATION OF RECORDS

I, Gregory J. Heath, Clerk of Council, of the City of Napoleon, Ohio, do hereby certify and attest that this document to be a **True and Correct** copy of Ordinance Number 072-14, passed January ____, 2015.

Gregory J. Heath, Clerk of Council

Date

SUMMARY TO ORDINANCE NO. 072-14

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of Ordinance No. ___-15 is on file in the office of the City Finance Director/Clerk of Council and may be viewed or obtained during business hours of 7:30 AM to 4 PM, Monday through Friday, at the office of the Finance Director/Clerk of Council, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of Ordinance No. ___-15 or any item mentioned in this notice may be obtained from the City Finance Director/Clerk of Council upon the payment of a reasonable fee therefore.

ORDINANCE NO. 072-14

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,500,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE COSTS OF IMPROVING THE MUNICIPAL WATER SYSTEM BY CONSTRUCTING A NEW WATER TREATMENT PLANT, ACQUIRING AND IMPROVING RELATED INTERESTS IN REAL PROPERTY, IMPROVING AND REHABILITATING THE EXISTING WATER TREATMENT PLANT AND RELATED STORAGE FACILITIES, AND REHABILITATING THE ELEVATED STORAGE TANKS, TOGETHER WITH ALL NECESSARY AND RELATED APPURTENANCES THERETO.

Ordinance No. 072-14 provides for the issuance and sale of notes in the maximum principal amount of \$2,500,000 in anticipation of the issuance of bonds, for the purpose of paying the costs of improving the municipal water system by constructing a new water treatment plant, acquiring and improving related interests in real property, improving and rehabilitating the existing water treatment plant and related storage facilities, and rehabilitating the elevated storage tanks, together with all necessary and related appurtenances thereto. The Ordinance provides for the sale of the notes in the maximum principal amount of \$2,500,000, which notes shall mature one year following their date of issuance, provided that the City may establish a maturity date prior to one year from their date of issuance, and bear interest at a rate to be determined pursuant to a private sale conducted by the City. The Ordinance also provides that the notes shall be payable at a bank or trust company to be designated by the Finance Director subsequent to the sale of the notes.

The Ordinance further provides that a tax shall be levied on all taxable property in the City to provide for the payment of the notes and the bonds in anticipation of which the notes are issued and the tax shall be levied within the ten-mill limitation imposed by law. Also, in each year to the extent net revenues from the municipal water utility are available for the payment of the debt charges on the notes or the bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of such net revenues so available and appropriated. Finally, the Ordinance provides that in each year to the extent the income from the municipal income tax is available for the payment of the principal of and interest on the notes or the bonds and is appropriated for that purpose, the amount of the tax shall be reduced by the amount of the income so available and appropriated.

Attest:

Gregory J. Heath, Clerk of Council

Abstract Approved as to Form and Correctness:

Trevor M. Hayberger, City Law Director

**SUPPLEMENTAL
FISCAL OFFICER'S CERTIFICATE**

To the City Council of the City of Napoleon, Ohio:

As fiscal officer of the City of Napoleon, Ohio, and supplementing the fiscal officer's certificate of February 4, 2013, I certify in connection with your proposed issue of notes in the maximum principal amount of \$2,500,000 (the "*Notes*"), to be issued in anticipation of the issuance of bonds (the "*Bonds*") for the purpose of paying the costs of improving the municipal water system by constructing a new water treatment plant, acquiring and improving related interests in real property, improving and rehabilitating the existing water treatment plant and related storage facilities, and rehabilitating the elevated storage tanks, together with all necessary and related appurtenances thereto (the "*Improvement*"), that:

1. The estimated life or period of usefulness of the Improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20, Ohio Revised Code, is at least thirty (30) years, being my estimate of the life or period of usefulness of that Improvement. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the Notes is March 7, 2033.

Dated: December ____, 2014

Finance Director
City of Napoleon, Ohio

INVITATION FOR PROPOSALS

\$2,500,000

City of Napoleon, Ohio
Capital Facilities Notes, Series 2015

General Obligation Bond Anticipation Notes
(Limited Tax Bonds)

Invitation for Proposals. The City of Napoleon, Ohio (the “City”), is planning to issue \$2,500,000 Capital Facilities Notes, Series 2015 (the “Notes”). By this Invitation for Proposals (the “*Invitation*”), the City is inviting electronic proposals (via BiDCOMP/Parity in the manner described under Electronic Proposals), written (including facsimile or electronic mail) proposals or oral proposals communicated by telephone, for the purchase, at not less than 100% of par and accrued interest, of all of the Notes. Proposals will be received until **11:00 a.m., Ohio time, on Wednesday, February 18, 2015**. Each proposal shall specify the single rate of interest that the Notes are to bear. A suggested proposal form that may, but need not, be used is attached.

Electronic Proposals. Electronic bids must be submitted via BiDCOMP/Parity and in accordance with the provisions of this Invitation. No other form of electronic bid or provider of electronic bidding services will be accepted. For purposes of the electronic bidding process, the time as maintained by BiDCOMP/Parity shall constitute the official time with respect to all bids submitted electronically. To the extent any instructions or directions set forth in BiDCOMP/Parity conflict with this Invitation, the terms of this Invitation shall control. Each bidder submitting an electronic bid agrees that: (i) it is solely responsible for all arrangements with BiDCOMP/Parity; (ii) BiDCOMP/Parity is not acting as the agent of the City; and (iii) the City is not responsible for ensuring or verifying bidder compliance with any of the procedures of BiDCOMP/Parity. The City assumes no responsibility for, and each bidder expressly assumes the risks of and responsibility for, any incomplete, inaccurate or untimely bid submitted by the bidder through BiDCOMP/Parity. Each bidder shall be solely responsible for making necessary arrangements to access the BiDCOMP/Parity system for the purpose of submitting its bid in a timely manner and in compliance with the requirements of this Invitation. The City shall not: (i) have any duty or obligation to provide or assure such access to BiDCOMP/Parity to any bidder; or (ii) be responsible for the proper operation of, or have any liability for, any delays or interruptions of, or any damages caused by, BiDCOMP/Parity.

Prospective bidders who intend to submit their bid electronically must be contracted customers of Ipreo’s BiDCOMP/Parity system. If a bidder does not have a contract with Ipreo, call (212) 849-5021. By submitting a bid for the Notes, a prospective bidder represents and warrants to the City that such bidder’s bid for the purchase of the Notes (if a bid is submitted in connection with the sale) is submitted for and on behalf of such prospective bidder by an officer or agent who is duly authorized to bind the prospective bidder to a legal, valid, binding and

enforceable contract for the purchase of the Notes. By contracting with Ipreo, a prospective bidder is not obligated to submit a bid in connection with the sale.

Proposals. Written or oral proposals will be received by the undersigned at the office of the Finance Director of the City at the address or phone number stated below. Oral proposals will be promptly confirmed in writing by the undersigned. Written proposals may either be delivered to the aforesaid location, or, at the risk of the proposer, may be faxed to the undersigned whose fax number is (419) 599-8393 or sent by electronic mail to the undersigned whose electronic mail address is gheath@napoleonohio.com. **Any proposer that attempts to use facsimile transmission or electronic mail assumes the risk that its proposal is not received or that the proposer is unable to communicate on a facsimile or electronic mail basis, whether such inability is by reason of equipment malfunction, human error, prior use of facsimile equipment or any other cause whatsoever.**

Basic Terms of the Notes. The Notes will be dated March 4, 2015; will mature March 3, 2016 without option of call or prior redemption or prepayment; and will bear interest at a rate not to exceed 6.00% per year (computed on the basis of a 360-day year consisting of twelve 30-day months) from their date payable at maturity. The Notes will be issued in such denominations as requested by the original purchaser and approved by the undersigned, provided that the Notes shall be issued in the minimum denominations of \$100,000 each or in any denomination that is the sum of (i) \$100,000 and (ii) \$1,000 or any whole multiple thereof.

The City anticipates the Notes will be retired at maturity from proceeds from the sale of the long-term bonds in anticipation of which the Notes are issued, proceeds from the sale of renewal bond anticipation notes and other available funds of the City, or a combination of such sources. The ability of the City to retire the Notes from the proceeds of the sale of either renewal notes or bonds will be dependent on the marketability of such notes or bonds under market conditions prevailing at the time they are offered for sale.

No Official Statement. No official statement or other disclosure document meeting the requirement of Rule 15c2-12 of the Securities and Exchange Commission is available and therefore an original purchaser must avail itself of the exemption provided in subparagraph (d)(1) of that Rule limiting sales of the Notes to no more than 35 persons each of whom the original purchaser reasonably believes (i) has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of investment in the Notes and (ii) is not purchasing the Notes for more than one account or with a view toward distributing or reselling the Notes.

Payment of Principal and Interest; Paying Agent. The Notes will be payable in federal reserve funds of the United States of America at the designated corporate trust office of The Huntington National Bank, in Columbus, Ohio, or at such other office of a bank or trust company designated by the Finance Director after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose, or at the office of the Finance Director if agreed to by the Finance Director and the original purchaser (the “*Paying Agent*”).

Basis of Award. At the time and date stated above, Sudsina & Associates, LLC, the Municipal Advisor to the City, and the Finance Director will consider the proposals submitted and will award the Notes on the basis of the proposal resulting in the sale of the Notes at the lowest net interest cost to the stated maturity. The lowest net interest cost will be determined by taking the amount of interest from the date of the Notes to the stated maturity date and deducting therefrom the amount of any premium. In the event of tie proposals, the successful proposal will be selected by lot in a manner determined by the Finance Director. Any informality or failure to conform to the instructions contained in this Invitation may be waived by the Finance Director, and the Finance Director may reject any or all of the proposals presented. All determinations and the award by the Finance Director shall be final.

Book Entry. At the request of the original purchaser, the Finance Director may authorize the Notes to be issued as fully registered securities (for which the City will serve as note registrar) in book entry only form for use in the book entry only system of The Depository Trust Company, New York, New York (“DTC”). Fully registered Notes issued in the book entry only system of DTC will be retained and immobilized in the custody of DTC or its designated agent. For all purposes under the Note proceedings, DTC will be and will be considered by the City and the Paying Agent to be the owner or holder of the Notes. Owners of book entry interests in the Notes (book entry interest owners) will not receive or have the right to receive physical delivery of Notes, and will not be or be considered by the City and the Paying Agent to be, and will not have any rights as, owners or holders of Notes under the Note proceedings. **The original purchaser will be responsible for (i) completing and delivering to DTC, prior to delivery of the Notes, the appropriate DTC “Eligibility Questionnaire” and (ii) any fees and expenses imposed by DTC (see Costs of Issuance).**

Purpose, Security and Authorization of Notes. The Notes are to be issued in anticipation of the issuance of bonds for the purpose of paying the costs of improving the municipal water system by constructing a new water treatment plant, acquiring and improving related interests in real property, improving and rehabilitating the existing water treatment plant and related storage facilities, and rehabilitating the elevated storage tanks, together with all necessary and related appurtenances thereto.

The bonds in anticipation of which the Notes are issued, unless paid from other sources and subject to bankruptcy laws and other laws affecting creditors’ rights and to the exercise of judicial discretion, are to be paid from the proceeds of the levy of ad valorem taxes on all property subject to ad valorem taxes levied by the City, which taxes are within the ten-mill limitation imposed by law. The maximum maturity of bond anticipation notes for the improvements is March 7, 2033.

Rating. No application for a rating on the Notes has been made by the City.

Costs of Issuance. The successful proposer will be responsible for the fees of CUSIP, DTC, the Ohio Municipal Advisory Council (“OMAC”) and any other industry assessments. Payment of the fees and costs of CUSIP, DTC, OMAC and any other industry assessments shall be made by the successful proposer directly to the service providers. For information concerning OMAC, please contact OMAC at (330) 963-7444.

The City will be responsible for the payment of all other issuance costs, including the fees of Bond Counsel, the Municipal Advisor and the Paying Agent.

Legal Opinion and Tax Matters. Legal matters incident to the issuance of the Notes and with regard to the status of the interest on the Notes under existing federal and Ohio tax law are subject to the legal opinion of Squire Patton Boggs (US) LLP, Bond Counsel to the City, which will be furnished without cost to the original purchaser at the time the Notes are delivered to it.

The legal opinion of Bond Counsel will include an opinion to the effect that under existing law: (i) interest on the Notes is excluded from gross income for federal income tax purposes under Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”), and is not an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations, and the Notes are qualified tax-exempt obligations as defined in Section 265(b)(3) of the Code, and (ii) interest on, and any profit made on the sale, exchange or other disposition of, the Notes are exempt from all Ohio state and local taxation, except the estate tax, the domestic insurance company tax, the dealers in intangibles tax, the tax levied on the basis of the total equity capital of financial institutions, and the net worth base of the corporate franchise tax. Bond Counsel will express no opinion as to any other tax consequences regarding the Notes.

The opinion on tax matters will be based on and will assume the accuracy of certain representations and certifications, and continuing compliance with certain covenants, of the City contained in the transcript of proceedings and that are intended to evidence and assure the foregoing, including that the Notes are and will remain obligations the interest on which is excluded from gross income for federal income tax purposes. Bond Counsel will not independently verify the accuracy of the City’s certifications and representations or the continuing compliance with the City’s covenants.

The opinion of Bond Counsel is based on current legal authority and covers certain matters not directly addressed by such authority. It represents Bond Counsel’s legal judgment as to exclusion of interest on the Notes from gross income for federal income tax purposes but is not a guaranty of that conclusion. The opinion is not binding on the Internal Revenue Service (“IRS”) or any court. Bond Counsel expresses no opinion about (i) the effect of future changes in the Code and the applicable regulations under the Code or (ii) the interpretation and the enforcement of the Code or those regulations by the IRS.

The Code prescribes a number of qualifications and conditions for the interest on state and local government obligations to be and to remain excluded from gross income for federal income tax purposes, some of which require future or continued compliance after issuance of the obligations. Noncompliance with these requirements by the City may cause loss of such status and result in the interest on the Notes being included in gross income for federal income tax purposes retroactively to the date of issuance of the Notes. The City has covenanted to take the actions required of it for the interest on the Notes to be and to remain excluded from gross income for federal income tax purposes, and not to take any actions that would adversely affect that exclusion. After the date of issuance of the Notes, Bond Counsel will not undertake to determine (or to so inform any person) whether any actions taken or not taken, or any events

occurring or not occurring, or any other matters coming to Bond Counsel's attention, may adversely affect the exclusion from gross income for federal income tax purposes of interest on the Notes or the market value of the Notes.

A portion of the interest on the Notes earned by certain corporations may be subject to a federal corporate alternative minimum tax. In addition, interest on the Notes may be subject to a federal branch profits tax imposed on certain foreign corporations doing business in the United States and to a federal tax imposed on excess net passive income of certain S corporations. Under the Code, the exclusion of interest from gross income for federal income tax purposes may have certain adverse federal income tax consequences on items of income, deduction or credit for certain taxpayers, including financial institutions, certain insurance companies, recipients of Social Security and Railroad Retirement benefits, those that are deemed to incur or continue indebtedness to acquire or carry tax-exempt obligations, and individuals otherwise eligible for the earned income tax credit. The applicability and extent of these and other tax consequences will depend upon the particular tax status or other tax items of the owner of the Notes. Bond Counsel will express no opinion regarding those consequences.

Payments of interest on tax-exempt obligations, including the Notes, are generally subject to IRS Form 1099-INT information reporting requirements. If a Note owner is subject to backup withholding under those requirements, then payments of interest will also be subject to backup withholding. Those requirements do not affect the exclusion of such interest from gross income for federal income tax purposes.

Bond Counsel's engagement with respect to the Notes ends with the issuance of the Notes, and, unless separately engaged, Bond Counsel is not obligated to defend the City or the owners of the Notes regarding the tax status of interest thereon in the event of an audit examination by the IRS. The IRS has a program to audit tax-exempt obligations to determine whether the interest thereon is includible in gross income for federal income tax purposes. If the IRS does audit the Notes, under current IRS procedures, the IRS will treat the City as the taxpayer and the beneficial owners of the Notes will have only limited rights, if any, to obtain and participate in judicial review of such audit. Any action of the IRS, including but not limited to selection of the Notes for audit, or the course or result of such audit, or an audit of other obligations presenting similar tax issues, may affect the market value of the Notes.

Prospective purchasers of the Notes should consult their own tax advisers regarding pending or proposed federal and state tax legislation and court proceedings, and prospective purchasers of the Notes at other than their original issuance should also consult their own tax advisers regarding other tax considerations such as the consequences of market discount, as to all of which Bond Counsel expresses no opinion.

Legislation affecting tax-exempt obligations is regularly considered by the United States Congress and may also be considered by the State legislature. Court proceedings may also be filed, the outcome of which could modify the tax treatment of obligations such as the Notes. There can be no assurance that legislation enacted or proposed, or actions by a court, after the date of issuance of the Notes will not have an adverse effect on the tax status of interest or other income on the Notes or the market value or marketability of the Notes. These adverse effects could result, for example, from changes to federal or state income tax rates, changes in the

structure of federal or state income taxes (including replacement with another type of tax), or repeal (or reduction in the benefit) of the exclusion of interest on the Notes from gross income for federal or state income tax purposes for all or certain taxpayers.

For example, recent presidential and legislative proposals would eliminate, reduce or otherwise alter the tax benefits currently provided to certain owners of state and local government bonds, including proposals that would result in additional federal income tax on taxpayers that own tax-exempt obligations if their incomes exceed certain thresholds. Investors in the Notes should be aware that any such future legislative actions (including federal income tax reform) may retroactively change the treatment of all or a portion of the interest on the Notes for federal income tax purposes for all or certain taxpayers. In such event, the market value of the Notes may be adversely affected and the ability of holders to sell their Notes in the secondary market may be reduced. The Notes are not subject to special mandatory redemption, and the interest rate on the Notes is not subject to adjustment in the event of any such change.

Investors should consult their own financial and tax advisers to analyze the importance of these risks.

Limited Role of Bond Counsel. In addition to rendering the legal opinion, Bond Counsel, whose legal services have been retained by the City, will assist in the preparation of, and advise the City concerning, documents for the note transcript. Bond Counsel has not been retained to confirm or verify, assumes no responsibility for, and expresses and will express no opinion as to, the accuracy, completeness or fairness of any statements in any reports, financial information, offering or disclosure documents or other information relating to the City or the Notes that may be prepared or made available by the City or others to those submitting proposals for or holders of the Notes or others.

Limited Role of Municipal Advisor. The City has also retained Sudsina & Associates, LLC, in connection with the preparation of the City's issuance of the Notes. The Municipal Advisor is not obligated to undertake, and has not undertaken to make, an independent verification or to assume responsibility for the accuracy, completeness, or fairness of any statements in any reports, financial information or other information relating to the City or the Notes that may be prepared or made available by the City or others to those submitting proposals for or holders of the Notes or others. The Municipal Advisor is an independent financial advisory firm and is not engaged in the business of underwriting, trading or distributing municipal securities or other public securities.

Form and Delivery of Notes Upon Payment of Purchase Price. The Notes will be prepared in typewritten or xerographically reproduced form at the expense of the City. If the original purchaser requests printed Notes, the original purchaser must pay the expense of printing. Delivery will be made without charge at such place in the State of Ohio as the original purchaser shall designate, provided that mutually satisfactory arrangements for delivery outside the State of Ohio at the expense of the original purchaser may be made. It is anticipated that delivery will be made on March 4, 2015, by 10:00 a.m., Ohio time. The original purchaser must pay for the Notes no later than 10:00 a.m., Ohio time, on the date of delivery in Federal Reserve funds of the United States of America.

CUSIP. CUSIP numbers and any CUSIP Service Bureau charge for the assignment of the numbers are the responsibility of the original purchaser (see **Costs of Issuance**). Any delay, error or omission with respect thereto shall not constitute cause for the original purchaser to refuse to accept delivery of and pay for the Notes.

Subsequent Events. In the event that, prior to their delivery, the interest on the Notes should by any act of Congress or otherwise become subject to federal income tax, or any act of Congress should provide that the interest income on the Notes shall be taxable at a future date for federal income tax purposes other than as discussed herein, whether directly or indirectly, the original purchaser may refuse to accept delivery.

Transcript of Proceedings. The City will furnish the transcript of proceedings and a certificate that to the knowledge of the signers no litigation or administrative action or proceeding is pending or threatened at the time of initial delivery to restrain or enjoin, or seeking to restrain or enjoin, the issuance and delivery of the Notes or the levy and collection of the taxes or the charge and collection of any applicable rates, fees or charges for their payment, or to contest or question the proceedings and authority under which the Notes will have been authorized, issued, sold, signed or delivered or the validity of the Notes or the issuance of the bonds in anticipation of which the Notes are to be issued.

Other Obligations of the Purchaser. The original purchaser of the Notes from the City, by submitting its proposal, agrees to provide promptly and timely to the City and Bond Counsel information as to bona fide initial offering prices to the public and sales of the Notes appropriate for the determination of the issue price of, and the yield on, the Notes under the Code, as and at the time requested by Bond Counsel.

Questions. Any questions concerning the Notes should be addressed to the undersigned, the City's Municipal Advisor, Sudsina & Associates, LLC (Stephen Szanto – (440) 773-5090), or the City's Bond Counsel, Squire Patton Boggs (US) LLP (Christopher J. Franzmann – (614) 365-2737).

Dated: February 5, 2015

Gregory J. Heath
Finance Director
City of Napoleon, Ohio
255 West Riverview Avenue
P.O. Box 151
Napoleon, OH 43545
Telephone: (419) 599-1235
Facsimile: (419) 599-8393
E-Mail: gheath@napoleonohio.com

SUGGESTED PROPOSAL FORM

PROPOSAL FOR NOTES

City of Napoleon, Ohio
c/o Gregory J. Heath
Finance Director
City of Napoleon, Ohio
255 West Riverview Avenue
P.O. Box 151
Napoleon, OH 43545

February ____, 2015

For all of your \$2,500,000 Capital Facilities Notes, Series 2015 (the “Notes”), dated March 4, 2015, maturing March 3, 2016, and described in your Invitation for Proposals dated February 5, 2015 (the “Invitation”), providing for receipt of proposals by 11:00 a.m., Ohio time, on February 18, 2015, we, jointly and severally if more than one name is stated below, agree to pay the par value of the Notes (\$2,500,000) plus a premium of \$_____,* plus accrued interest from the date of the Notes to the date of delivery thereof, with the Notes to bear an interest rate of _____%** per year.

This proposal is made in accordance with and subject to the terms and conditions provided in that Invitation, which is made a part of this proposal.

* If this blank is not filled in with a dollar amount, no premium is to be paid.

** Not to exceed 6.00%.

For Information Only (Not a part of this proposal)	Printed Name of Firm Making Proposal _____
Gross Interest Cost \$ _____	Signature of Person Making Proposal as an Authorized Officer or Agent _____
Less Premium or Plus Discount \$ _____	Name and Title of Person Signing Proposal as an Authorized Officer or Agent _____
Net Interest Cost \$ _____	Telephone Number of Signer _____
Net Interest Rate _____%	



CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • PO 151 • Napoleon, Ohio 43545-0151

Gregory J. Heath, Director of Finance/Clerk of Council

phone (419) 599-1235

fax (419)-599-8393

Web Page: www.napoleonohio.com

E-mail: gheath@napoleonohio.com

DATE: January 5, 2015

TO: Members of City Council
Ronald A. Behm, Mayor
Monica Irelan, City Manager
Trevor M. Hayberger, City Law Director

FROM: Gregory J. Heath, Finance Director/Clerk of Council

SUBJECT: Annual Permanent Council Committee(s) Agenda Item(s)

To meet City Council Rules regarding the Assignment and Reporting out of Council Committee Review Items, listed below are the proposed Annual Permanent Council Committee(s) Agenda Items “(D/A) Item K 1”:

1. Discussion/Action: Assignment of certain Annual Permanent Council Committee(s) Agenda Item(s) for 2015.

1. Assign the ‘Meeting Dates with the Townships and the Henry Co. South Ambulance District’ with the Safety & Human Resources Committee. (Previously set as the 4th Monday of February, and the 4th Monday of November)
2. Assign ‘Review of EMS Revenues and Costs with the Townships and the Henry Co. South Ambulance District’ to the Safety & Human Resources Committee. (Previously set as the 4th Monday of February, and the 4th Monday of November)
3. Assign ‘Review of Power Supply Cost Adjustment Factor (PSCAF)’ and ‘Electric Department Report’ to the monthly meeting of the Electric Committee and the Board of Public Affairs.
4. Assign ‘Review Updated Information from Staff on Economic Development’ to the Municipal Properties, Buildings, Land Use & Economic Development Committee.

RICHARD E. JOHNSON

DATE 12-15-2014

PAY TO THE ORDER OF Napoleon Rescue \$ 175⁰⁰

One Hundred Seventy-five and No/100 — DOLLARS



Security Features Included. Details on Back.

VOID AFTER 60 DAYS



MEMO _____

Richard E. Johnson RP

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Napoleon Water Wastewater 2015 Chemical Bids

<u>Company</u>	<u>Pebble Lime Cost/Ton</u>	<u>Liquid Chlorine Cost/lb.</u>	<u>Powderd Activated Carbon Cost/lb.</u>	<u>Sodium Tri- Polyphosphate Cost/lb.</u>	<u>Potassium Permanganate (KMnO4) Cost/lb.</u>	<u>Soda Ash Cost/Ton</u>	<u>Sodium Silicofluoride Cost/lb.</u>	<u>Aluminum Sulfate Cost/gal.</u>	<u>Liquid Carbon Dioxide Cost/Ton</u>	<u>Rock Salt Cost/Ton</u>
<u>SAL Chemical</u>			\$1.02	\$1.35			\$0.489			
<u>Shannon Chemical</u>				\$1.09						
<u>Carmeuse Lime</u>	\$178.05									
<u>USALCO</u>								\$1.1810		
<u>Continental Carbonic</u>									\$175.00	
<u>Mississippi Lime</u>	\$165.87									
<u>BHS Marketing</u>						\$385.00				
<u>Greer Industries</u>	\$198.90									
<u>PVS Technologies</u>								\$1.02		
<u>Chemtrade Chemical</u>								\$0.9126		
<u>Bonded Chemical</u>		\$0.485	\$0.82	\$0.950	\$3.01	\$375.25	\$0.481			
<u>Rock Salt (State Bid)</u>										\$122.00
<u>Low Bid</u>	\$165.87	\$0.485	\$0.82	\$0.950	\$3.010	\$375.25	\$0.481	\$0.9126	\$175.00	\$122.00
<u>Current Cost</u>	\$160.00	\$0.485	\$0.74	\$1.015	\$2.974	\$372.00	\$0.484	\$1.09	\$98.00	\$110.00
<u>Difference +/-</u>	\$5.87	\$0.000	\$0.08	-\$0.06	\$0.036	\$3.25	-\$0.003	-\$0.18	\$77.00	\$12.00
Total Estimated cost	\$69,167.79	\$5,310.75	\$15,452.90	\$3,128.35	\$14,484.12	\$9,381.25	\$2,416.063	\$109,512.00	\$9,187.50	\$51,850.00
Increase/Decrease for 2015	\$2,447.79	\$0.00	\$1,507.60	-\$214.05	\$173.23	\$81.25	-\$15.07	-\$21,288.00	\$4,042.50	\$5,100.00
Total Est. Decrease <u>for 2015</u>	-\$8,164.74									
<u>Total Est. Increase for Water</u>	\$6,027.26									
<u>Total Est. Decrease for Wastewater</u>	-\$14,192.00									

NOTE: Low bid in Red

**CITY OF NAPOLEON OHIO
 BID SUMMARY SHEET**

Project Name: FY 2015 W/WW Plant Chemicals	VENDOR				
	(A)	(B)	(C)	(D)	(E)
DATE OPENED Weds., Dec. 17, 2014 TIME: 11:00 AM	OMNI Materials, Inc 13 W. 2 nd Street Maysville, KY 41056	SAL Chemical 3036 Birch Drive Weirton, WV 26062	PraxAir 7000 High Grove Blvd Burr Ridge, IL 60527	Shannon Chemical PO Box 375 Malvern, PA 19355	Kemira Water Solutions, Inc. 4321 W. 6 th St. Lawrence, KS 66049
OPENED BY: Gregory J. Heath	(606) 564-5008 (606) 564-5012 fax	c/o Lisa Jack	c/o Al Rowls	(610) 363-9090	(785) 842-7424
BID SECURITY* 10% MAXIMUM BID		Bid Bond		Certified Check \$436.00	
NON COLLUSION * AFFIDAVIT		XXX		XXX	
PROPERTY TAX FORM		XXX		XXX	
CORPORATE RESOLUTION		XXX		XXX	
CERTIFICATION - ORC 3517.13		XXX			
Pebble Lime 370 tons					
Liquid Chlorine 11 tons					
Powdered Activated Carbon 9 tons		\$1.02/pound			
Sodium Triphosphate 2 tons		\$1.35/pound		\$1.09/pound	
Potassium Permanganate 6 tons					
Liquid Aluminum Sul- fate 112,000 gallons					
Soda Ash 25 tons					
Liquid Carbon Dioxide 40 tons					
Sodium Silicofluoride 2 tons		\$0.489/pound			
Rock or Solar Salt 450 tons					
TOTAL CONTRACT PRICE	NO BID Results to be sent		NO BID Results to be sent		NO BID Results to be Sent <i>(envelope provided)</i>

**CITY OF NAPOLEON OHIO
 BID SUMMARY SHEET**

Project Name: FY 2015 W/WW Plant Chemicals	VENDOR				
	(F)	(G)	(H)	(I)	(J)
DATE OPENED Weds., Dec. 17, 2014 TIME: 11:00 AM	Carmeuse Lime, Inc 11 Stanwix St. 21st Floor	USALCO, LLC c/o Gina Bowsbey 2601 Cannery Ave. Baltimore, MD 21226	Continental Carbonic c/o Danette Beach 3985 E. Harrison Ave. Decatur, IL 62526	Mississippi Lime Co. c/o Gabrielle Wrigley 3870 S. Lindbergh Blv St. Louis, MO 63127	BHS Marketing, LLC c/o Laura Lanthier 2320 W. Indiana Ave. Salt Lake City, UT 84104
OPENED BY: Gregory J. Heath	Pittsburgh, PA 15222				
BID SECURITY* 10% MAXIMUM BID	Bid Bond	Bid Bond	Cashier's Check \$700.00	Bid Bond	Bid Bond
NON COLLUSION * AFFIDAVIT	XXX	XXX	XXX	XXX	XXX
PROPERTY TAX FORM	XXX	XXX		XXX	
CORPORATE RESOLUTION	XXX	XXX	XXX	XXX	
CERTIFICATION - ORC 3517.13	XXX				
Pebble Lime 370 tons	\$178.05/ton			\$165.87/ton (Delivered)	
Liquid Chlorine 11 tons					
Powdered Activated Carbon 9 tons					
Sodium Tripolyphosphate 2 tons					
Potassium Permanganate 6 tons					
Liquid Aluminum Sul- fate 112,000 gallons		\$1.181/gallon			
Soda Ash 25 tons					\$385.00/ton
Liquid Carbon Dioxide 40 tons			\$175.00/ton		
Sodium Silicofluoride 2 tons					
Rock or Solar Salt 450 tons					
TOTAL CONTRACT PRICE			<i>(5 ton minimum & standard CCPI un- controllable disruption language. Pricing assumes invoices sent electronically)</i>		

**CITY OF NAPOLEON OHIO
 BID SUMMARY SHEET**

Project Name: FY 2015 W/WW Plant Chemicals	VENDOR				
	(K)	(L)	(M)	(N)	(O)
DATE OPENED Weds., Dec. 17, 2014 TIME: 11:00 AM	Sterling Water Tech PO Box 602 Columbia, TN 38402	Greer Lime Co. 598 Canyon Rd. PO Box 1900 Morgantown, WV 26508	PVS Technologies, Inc c/o Eileen McDonnell 10900 Harper Ave. Detroit, MI 48213 (313) 921-1200	Chemtrade Chemical c/o Parul Kacchia- Patel 90 E. Halsey Rd. Parsippany, NJ 07054 (973) 515-1905	Bonded Chemicals, Inc. c/o Paul Cochran 2645 Charter St. Columbus, OH 43228 (614) 777-9240
BID SECURITY* 10% MAXIMUM BID		Bid Bond	Bid Bond	Bid Bond	Bid Bond
NON COLLUSION * AFFIDAVIT		XXX	XXX	XXX	XXX
PROPERTY TAX FORM		XXX	XXX	XXX	XXX
CORPORATE RESOLUTION		XXX	XXX		XXX
CERTIFICATION - ORC 3517.13					XXX
Pebble Lime 370 tons		\$198.90/ton			
Liquid Chlorine 11 tons					\$0.485/pound <i>(\$100 deposit, 8 cylinder minimum)</i>
Powdered Activated Carbon 9 tons					\$0.82/pound <i>(50 pound bags)</i>
Sodium Triphosphate 2 tons					\$0.95/pound
Potassium Permanganate 6 tons					\$3.01/pound <i>(330.75 pound net drum non- returnable)</i>
Liquid Aluminum Sul- fate 112,000 gallons			\$1.02/gallon	\$0.9126/gallon	
Soda Ash 25 tons					\$375.25/ton
Liquid Carbon Dioxide 40 tons					
Sodium Silicofluoride 2 tons					\$0.481/pound
Rock or Solar Salt 450 tons					
TOTAL CONTRACT PRICE	NO BID Results to be sent	Results to be sent <i>(Envelope provided)</i>		<i>(For Conversion Purposes = \$338.00/dry ton)</i>	



City of Napoleon, Ohio

Department of Public Works

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Chad E. Lulfs, P.E., P.S., Director of Public Works

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: Monica Irelan, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: Mayor & City Council
Greg Heath, City Finance Director
Date: January 5, 2015
Subject: Appian Avenue Improvements (PID 89266)

The City of Napoleon's Department of Public Works requests approval of the plans and specifications for the Appian Avenue Improvements Project (PID 89266). This project consists of reconstructing Appian Avenue from E. Maumee Avenue (S.R. 110) to the bridge crossing Hog Creek, replacing portions of the waterline and sanitary sewer, installing new storm sewers where there are none, and constructing new concrete walks and drive approaches. This project is partially funded through a grant from the Ohio Department of Transportation.

Engineer's Estimate of Construction: \$2,685,761.10.

O.D.O.T. Grant Amount: \$1,291,200.00

CEL



CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • PO 151 • Napoleon, Ohio 43545-0151

Gregory J. Heath, Director of Finance/Clerk of Council

phone (419) 599-1235 fax (419)-599-8393

Web Page: www.napoleonohio.com

E-mail: gheath@napoleonohio.com

DATE: January 5, 2015

TO: Members of City Council
Ronald A. Behm, Mayor
Monica Irelan, City Manager
Trevor M. Hayberger, City Law Director

FROM: Gregory J. Heath, Finance Director/Clerk of Council

SUBJECT: Agenda Item – Electric Rates for City Departments

Regarding Agenda Item “(D/A) Item K 5”:

1. Discussion/Action: Electric Rates for City Departments/Divisions.

During the implementation of the recently approved New Electric Rate Billing Structure it was discovered that no formal action was taken by City Council to make rates charged to Departments/Divisions (Interdepartmental Rates) the same as charged to other Commercial and Industrial customers. The approved Electric Rate Ordinance (No. 065-14) left alone the Interdepartmental Rates.

At the May 12, 2014, Board of Public Affairs (BOPA) and Electric Committee meetings, the Board of Public Affairs voted to place Interdepartmental Rates at the same level of other Commercial and Industrial customers. The Electric Committee “**Tabled**” the BOPA recommendation. However, it was discovered this item was not forwarded (in error) to the next Electric Committee for June, 2014, and as such was not picked up later.

The issue you may want to address is does City Council desire to re-address the Interdepartmental Rate to match regular Commercial and Industrial Rates; or do we continue with the Current Rate Structure in place for the Interdepartmental Rates.

You may, or may not, want to refer this back to the Electric Committee.
Thank you; call me if you have questions.

City of Napoleon, Ohio

VOLUNTEER FIRE FIGHTERS' DEPENDENTS FUND BOARD

LOCATION: City Hall Offices, 255 West Riverview Avenue, Napoleon, Ohio 43545

Meeting Agenda

Monday, January 5, 2015 at 6:00 PM

- I. Approval of Minutes: January 13, 2014 (In the absence of any objections or corrections, the minutes shall stand approved.)
- II. Appointment of the Fifth Member of the Board
- III. Members Oath of Office
- IV. Election of Officers
- V. Any other matters currently assigned to the Board
- VI. Adjournment

Gregory J. Heath, Finance Director/Clerk of Council

City of Napoleon, Ohio
**VOLUNTEER FIREFIGHTERS' DEPENDENTS FUND BOARD
 MEETING MINUTES**

Monday, January 13, 2014 at 6:15 PM

Present	<p>Board Members Travis Sheaffer - Chair, Heather Wilson, Scott Palmer Mayor Mayor Ronald Behm City Staff Dr. Jon Bisher, City Manager Trevor Hayberger, Law Director Gregory Heath, Finance Director/Clerk of Council Roxanne Dietrich, Executive Assistant Tammy Fein Recorder News Media Others</p>
Absent	Tonya Walker, Ellsworth Mitchell
Call To Order	Clerk of Council Heath called the meeting to order at 6:19 PM.
Approval Of Minutes	Minutes of the January 28, 2013, meeting stand approved with no objections or corrections.
Appointing Fifth Member	Motion: Palmer Second: Wilson To appoint Ellsworth Mitchell as the fifth member of the Board.
Passed Yea- 3 Nay- 0	Roll call vote on above motion: Yea – Sheaffer, Wilson, Palmer Nay -
Members' Oath Of Office	Law Director Hayberger swore in Scott Palmer as a member of the Board.
2013 Officers To Serve In 2014	Motion: Wilson Second: Palmer To maintain the same officers in 2014 as in 2013: Travis Sheaffer - Chair, and Tonya Walker - Secretary
Passed Yea- 3 Nay- 0	Roll call vote on above motion: Yea – Sheaffer, Wilson, Palmer Nay-
Motion To Adjourn	Motion: Wilson Second: Palmer To adjourn the meeting at 6:24 PM.
Passed Yea-3 Nay-0	Roll call vote on above motion: Yea- Sheaffer, Wilson, Palmer Nay-
Date Approved	Travis Sheaffer, Chair

City of Napoleon, Ohio

TECHNOLOGY & COMMUNICATION COMMITTEE

LOCATION: City Hall Offices, 255 W. Riverview Avenue, Napoleon, Ohio 43545

Meeting Agenda

Monday, January 5, 2015 at 6:15 PM

- I. Approval of Minutes from December 1, 2014 *(In the Absence of any Objections or Corrections, the Minutes Shall Stand Approved)*
- II. City Website Upgrade *(Tabled)*
- III. Any other matters currently assigned to the Committee
- IV. Adjournment

Gregory J. Heath, Finance Director/Clerk of Council

City of Napoleon, Ohio
Technology & Communication Committee

Meeting Minutes

Monday, December 1, 2014 at 6:15 pm

PRESENT

Members

Jeffrey Marihugh - Chair, Chris Ridley, Jeff Comadoll substitution (dismissed at 6:24pm), Travis Sheaffer (arrived at 6:24pm)

City Staff

Monica S. Irelan, City Manager
Trevor M. Hayberger, Law Director
Gregory J. Heath, Finance Director/Clerk of Council
Dan Wachtman, MIS Administrator
Robert Weitzel, Police Chief

Recorder

Tammy Fein

Others

Ronald A. Behm, Mayor

ABSENT

None

Call To Order

Chairperson Marihugh called the meeting to order at 6:18 pm.

Minutes Approved

Minutes from the July 7 meeting stand approved as presented with no objections or corrections.

City Website Upgrade

Irelan distributed a memo regarding the current City website and suggested modifications; see attached.

Irelan spoke with Staff regarding the current website and researched the internal platform to see if it is user friendly for updates; Irelan believes the platform is ready for updates to be handled internally. Irelan stated that the website flow of information could be more organized and suggested modifications as outlined in the memo. Irelan recommends links to four (4) main categories with subcategories listed for each. Irelan suggested adding a link to govdeals.com as well as having the City services linked to their specific pages. Irelan suggested having the general information that is requested the most on the front page; Marihugh added that seasonal services could be detailed as well; Irelan will research this. Irelan stated that the most important feature will be a timely update of the website. Irelan recommended making the header smaller so the user does not have to scroll down to read any information. Sheaffer stated that he would like to see the website follow Search Engine Optimization (SEO) guidelines as set by Google; adding this takes a specialty of some firms. Behm asked what the cost would be associated with this; Sheaffer added that if this is handled in house, a consultant could be hired for guidance, but believes this would take a complete redesign. Irelan believes this could be handled with the current platform of Concrete 5. Wachtman added that this platform has a few more features than WordPress; Sheaffer believes if there are templates available they should be utilized. Wachtman added that the City of Napoleon is kept at the top of the search results. Marihugh asked where the links are located on the homepage; Wachtman stated that each department must be searched to find the related links. Behm noted the website from Hudson, Ohio; adding that when a link is chosen on that website, a list drops down giving the user many options including services for a resident moving into the area. Behm believes that the City website information is limited and harder to navigate; Irelan does not think the information flows easily though the information is there. Behm asked if economic development was a link on the current City page; Wachtman stated that this is on the bottom of the page. Behm asked if there is a

connection to the CIC webpage; Wachtman replied no. Behm believes this should be narrowed down to make the navigation easier. Marihugh suggested that the picture on the homepage not be the County Courthouse. Wachtman stated that there is no link to any CIC information, the link is currently a dead end. Marihugh believes the website is a necessity since businesses are using technology to find new areas in which to expand and move. Behm stated that a County Commissioner was researching information for a potential incoming business and could not find the correct and current information on the City website and phone calls were needed instead. Marihugh believes there should be an interface with Wood County as well; Ireland stated that is a suggestion listed in the distributed memo. Marihugh stated that the average user does not want to have to research the questions; the answers need to be easily found on the webpage. Ridley stated that his company is in the middle of a webpage redesign and the recommendations are matching the recommendations of Ireland and believes this is headed in the right direction; adding that the most important information should be listed at the top with only a few headers. Sheaffer stated that he was just at Toledo Web Professionals meeting and learned that having a whole site on a page will get the webpage removed from the Google search engine. Ireland suggested trying the upgrade internally before spending the money on a firm. Marihugh stated that he would like a deadline for when this will be complete; Ireland stated that this will be more than just an MIS project; all Staff will be involved, especially with the updating of information. Marihugh asked for a timeline for the first major revision to be completed; Ireland asked if the Committee could meet next month to discuss the recommendations and Staff that will be assigned.

**Motion To
Table City Website
Upgrade**

Motion: Ridley Second: Sheaffer
To table City website upgrade

Passed
Yea- 3
Nay- 0

Roll call on above motion:
Yea – Sheaffer, Marihugh, Ridley
Nay –

Motion To Adjourn

Motion: Ridley Second: Sheaffer
To adjourn the meeting at 6:47 pm

Passed
Yea- 3
Nay- 0

Roll call vote on above motion:
Yea- Sheaffer, Marihugh, Ridley
Nay-

Date Approved:

Jeffrey Marihugh, Chair

City of Napoleon, Ohio

HEALTHCARE COST COMMITTEE

LOCATION: City Hall Offices, 255 West Riverview Avenue, Napoleon, Ohio

Meeting Agenda

Friday, January 9, 2015 at 8:30 AM

- I. Approval of Minutes (In the absence of any objections or corrections, the minutes shall stand approved.)
- II. Review of Healthcare Premium Cost Increases
- III. Any other matters to come before the Committee
- IV. Adjournment

Gregory J. Heath, Finance Director/Clerk of Council

City of Napoleon, Ohio
HEALTH CARE COST COMMITTEE

Meeting Minutes

Monday, November 13, 2014 at 8:30 am

PRESENT

Commission Members

Mike Foreman (PD) - Chair, Jamie Mendez (PD), Joel Frey (FD), Eric Rohrs (FD), Mary Thomas (NB), Leonard Durham (AFSCME), Roger Eis (AFSCME), Greg Heath (AD), Monica Irelan (AD)

Recorder

Tammy Fein

City Staff

Morgan Druhot, Human Resources Director

Others

ABSENT Members

Chad Lulfs (NB)

Call To Order

Chairperson Foreman called the meeting to order at 8:32 am with roll call noting that a quorum was present.

Approval Of Minutes

Minutes from the November 10 meeting stand approved as presented with no objections or corrections.

**Review Of Health
Care Premium Cost
Increases**

Irelan distributed a memo regarding the Health Insurance Cost Review Summary; see attached.

Irelan and Heath researched lowering the Premium Share increase from the original stated fifteen percent (15%) to approximately twelve and a half percent (12.5%) which is close to the desired 50/50 split. Durham asked if Heath believes that Council would approve this split; Heath stated that he cannot speak for Council, but believes this would be a hard sell to Council. Durham stated that he remembers when Council was happy with employees paying ten percent (10%) of the premium; Foreman added that the Employees increased their responsibility to fifteen percent (15%) of the premium on their own, without Council asking for that increase. Irelan reminded the Committee that the monthly contribution is changed, not the premium, noting Column H on the distributed spreadsheet. Heath added that the assumption regarding the Health Savings Account (HSA) is that it will remain the same since it is already has high deductible, and the City will maintain its current contribution to these accounts. Foreman noticed the rates of the HSA are high even though the deductible is high; Heath believes this to be caused by the low number of people who enroll in the HSA. Heath stated that representative from the third party administration recommended keeping the spouse issue as it currently reads in the plan for this year; the BORMA Board will make a recommendation as a whole regarding this issue; no spouses with other coverage will be forced off this year but it may be coming in the future. Irelan stated that the BORMA group as a whole deciding this issue will create a larger change than just the City doing it; Heath agreed.

**Motion To Change
The Deductible To A
90/10 Split And
Decreasing The**

Motion: Eis

Second: Rohrs

To change the deductible to a 90/10 split and decreasing the premium from a 15% increase to a 12.5%

**Premium From A
15% Increase To
12.5%**

Passed
Yea- 9
Nay- 0

Roll call vote on above motion:
Yea- Thomas, Rohrs, Frey, Durham, Eis, Heath, Irelan, Foreman, Mendez
Nay-

**Any Other Matters Or
Items To Come Before
The Committee**

None

**Foreman Scheduled A
Meeting For Friday,
January 9, 2015**

Foreman scheduled a meeting for Friday, January 9, 2015 at 8:30am.

Motion To Adjourn

Motion: Irelan
To adjourn the meeting at 8:44 am.

Adjournment was passed by a unanimous voice vote.

Date _____

Michael Foreman, Chair



Ohio Municipal League Legislative Bulletin

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December 29th, 2014

GOVERNOR SIGNS BILLS; UNFINISHED ISSUES EXPECTED TO RESURFACE NEXT YEAR

The Ohio legislature has officially closed the books on the 130 th General Assembly, bringing many changes to state and local government operations. Before the legislature officially concluded their work the week before the Holiday break, Governor Kasich signed several bills sent to him related to municipal government. Those bills included:

- HB5-Reps.Grossman/Henne, Municipal Income Tax Reform (signed 12/19/14)
- SB342- Sen. Seitz, Traffic Enforcement Cameras (signed 12/19/14)
- HB10- Rep. C. Hagan, Municipal/Twp. Fiscal Officers (signed 12/19/14)
- SB274- Sen. Hughes, Towing Motor Vehicle Law (signed 12/19/14)
- HB494-Rep.Schuring,Transportation Improvement Projects (signed 12/19/14)
- SB378- Sen. Coley, Underground Utility Facility Law (signed 12/19/14)

As with every legislative Session, there were a number of bills that did not make their way through the entire legislative process and thus did not reach the Governor's desk and on to enactment. Of those bills that were not passed this Session, several were bills that the league had been following. Even though the bills did not complete the process this term, we expect the issues will resurface next year, when the new legislature reconvenes. Issues and legislation we expect to be addressed again next year include HB 277, legislation that stalled in the Ohio Senate dealing with additional requirements to the current Type II Annexation procedure; HB 375, changes to Ohio's severance tax and SB 386, legislation permitting the use of fireworks in Ohio. We would also not be surprised to see the reintroduction of SB 282, legislation that would restrict municipalities from collecting municipal income tax from residents only.

OHIO HOUSE AND SENATE ANNOUNCE LEGISLATIVE SCHEDULE FOR FIRST HALF OF 2015

Last week the leaders of the Ohio House and Senate released the schedule for the first half of 2015. The list of committee dates, session dates, holidays and breaks can be found [HERE](#). A couple dates to point out in particular include January 12 th Governor Kasich's Inauguration, January 27 th when committee and session dates resume for the 131 st General Assembly and February 2 nd, the date that Governor Kasich is to unveil his FY 2016-17 State Budget proposal to the Ohio Legislature.

An additional date of importance in the New Year and with the new Ohio General Assembly is March 18th when the OML and our members will be hosting the 2015 Ohio Municipal League Legislative Reception. The reception with members of the Ohio House and Senate and their staff will be held in the Ohio Statehouse Atrium with registration beginning at 5:30 and the event running from 6-7pm. Registration information for the March 18th legislative reception can be found [HERE](#). This function is a terrific opportunity for municipal officials from across Ohio to interact with their members of the Ohio House or Senate, to share ideas and perspectives on issues important to cities and villages across the state and to reaffirm relationships that make our local and state leaders more informed and better able to serve.

We hope everyone has a safe and bright New Year.



UPdate

A weekly newsletter presented by AMP President/CEO Marc Gerken

January 2, 2015

Energy prices fall over holidays

By Craig Kleinhenz – manager of power supply planning

While the holidays were celebrated over the last two weeks, energy markets continued their recent downward trend. The decrease in natural gas prices has been caused by sustained robust production and a mild weather forecast compared to last year.

Natural gas prices have taken a large drop since the Nov. 11 peak of \$4.54/MMBtu. January natural gas prices finished trading on Monday, Dec. 29, at \$3.19/MMBtu, down \$0.45/MMBtu from two weeks ago. February natural gas prices closed yesterday, \$0.77/MMBtu lower from two weeks ago, finishing at \$2.89/MMBtu. This represents a 21 percent decline from two weeks ago and a 36 percent decline since the November peak.

This decrease has also sent power prices lower. AD Hub 2015 on-peak power finished trading on Dec. 31 at \$41.12/MWh, a \$4.20/MWh decrease from two weeks ago. 2016 power finished yesterday at \$41.89/MWh, which is \$2.09/MWh lower than two weeks ago and \$4.78/MWh lower than Nov. 11 prices.

AFEC weekly update

By Craig Kleinhenz

Over the last two weeks, AFEC has had a varied dispatch schedule. The plant was dispatched online from Saturday, Dec. 20, through Tuesday, Dec. 23. Low loads and prices over the holidays resulted in AFEC being dispatched offline from Christmas through the following weekend.

The plant was online Dec. 30 and 31, and then off again on Jan. 1. When online, the plant ran at base maximum levels during most morning and evening peaks. Duct burners were not dispatched during the last two weeks. The plant ended the two-week period with a 35 percent load factor (based on 675 MW).

Planning under way for AMP's 2015 Joint Purchasing Alliance Program

By Jennifer Flockerzie – technical services program coordinator

AMP is currently working on a member contact list for the 2015 Joint Purchasing Alliance Program (JP Program). AMP's JP Program will soon be sending out estimated quantity sheets to members wanting to participate in the 2015 Joint Purchase. Members will be asked to review the list of Joint Purchase items and provide AMP with estimated quantities of forecasted purchases for 2015. Price quotes will only be requested for items that members include on their quantity sheets. Members filling out the quantity

see *JOINT PURCHASING* Page 2

AMP welcomes Hibbard, Stout to headquarters staff

By Teri Tucker – director of human resources

Marty Hibbard and Rosemary Stout joined the AMP staff this week. Hibbard, chief electrical engineer, will be providing electrical engineering support for current and future generation assets. Stout came on board as an administrative assistant and will be assisting Bobby Little, senior vice president and chief risk officer, and the Risk Department.

Hibbard is no stranger to AMP, having previously served as the director of technical services for nine years. He then worked for Schweitzer Engineering Laboratories, a protective relay manufacturer. Hibbard holds a bachelor's degree from the Ohio State University, a professional engineer license in the state of Ohio, and is a senior member in the Institute of Electrical and Electronic Engineers.

Prior to AMP, Stout worked in leasing and management for an executive office space. She has more than 27 years of administrative assistant experience and is also a notary for the state of Ohio.

Please join me in welcoming Marty and Rosemary to the AMP staff.



Marty Hibbard



Rosemary Stout



News or Ads?

Call Krista Selvage at 614.540.6407 or email to kbselvage@amppartners.org if you would like to pass along news or ads.

JOINT PURCHASING continued from Page 1

sheets are NOT required to make a purchase through the program. AMP will only go out for pricing on the items that AMP members request. By providing estimated quantities for specific transformers sizes, wire sizes, pole classes, and pole heights, etc., it will guarantee that members receive price quotes for each specific item they may plan to purchase.

The JP Program is open to all AMP members and participation in this program and the request for proposal process is voluntary. There is no cost to participate and there are no costs associated with the program beyond the purchase price of any material ultimately ordered by the participating member community. By combining member quantities, AMP hopes to improve and increase the response from vendors, thereby providing members with more significant savings than they would be able to obtain individually.

For a list of items and instructions on how to participate in the program, please contact me at 614.540.0853 or jflockerzie@amppartners.org.

Don't forget to register for Advanced Transformer Workshop

By Michelle Palmer, PE – assistant vice president of technical services

There are still spots available for AMP's Advanced Transformer Workshop on Jan. 14. Held at AMP headquarters, the course is a great refresher for journeymen or a learning opportunity for experienced apprentices. The workshop will focus on advanced transformer theory and the review of transformer connections. The one-day class will take place in a classroom setting with hands-on demonstrations. The course is designed to provide an in-depth knowledge of transformer sizing, fuse sizing and three-phase transformer banking.

More information on AMP's training offerings for the upcoming year is available in the 2014-15 Training Catalog, located on the Member Extranet section of the [AMP website](#). Please contact Jennifer Flockerzie, technical services program coordinator, at jflockerzie@amppartners.org or 614.540.0853 with questions, for more information or to register for a course.

On Peak (16 hour) prices into AEP/Dayton Hub

Week ending Jan. 2				
MON	TUE	WED	THU	FRI
\$31.84	\$33.59	\$32.44	\$27.79	\$28.41
Week ending Dec. 19				
MON	TUE	WED	THU	FRI
\$34.04	\$34.09	\$36.31	\$39.68	\$38.53

AEP/Dayton 2016 5x16 price as of Jan. 2 — \$41.89
 AEP/Dayton 2016 5x16 price as of Dec. 19 — \$44.48



AMP staff members give back to community for holiday

By Krista Selvage – manager of publications

AMP employees made a positive impact in the Columbus area community this holiday season by donating to the Make-A-Wish Foundation and the MidOhio Foodbank. More than 200 pounds of nonperishable food items were donated by staff members to the Foodbank and over \$400 was collected to benefit a local Make-A-Wish Foundation chapter.

For more information on these two organizations, please visit www.midohiofoodbank.org and <http://wish.org/>.

Thank you to all those who are giving back to their community throughout the year. Your kindness and generosity are making a difference.

Calendar

Jan. 14—Advanced Transformer Workshop
 AMP Headquarters, Columbus

Jan. 20 and Jan. 23—AMP 111d webinar
 10 to 11 a.m., email to cdill@amppartners.org

Jan. 29—AMP Finance & Accounting Subcommittee meeting
 Philadelphia, Pennsylvania

Feb. 11—Regulator, Recloser, Capacitor Safety
 AMP Headquarters, Columbus

March 3-4 and April 7-8—Metering Course
 To be announced

March 9-11—APPA Legislative Rally
 Washington, D.C.

NOVEMBER OPERATIONS STATISTICS

	November 2014	November 2013
JV6 Wind Output	36%	35%
Belleville Output	92%	100%
Fremont Energy Center Output	45%	40%
Blue Creek Wind Output	42%	45%
Napoleon Solar Output	10%	11%
Prairie State Output	93%	25%
Avg. A/D Hub On-Peak Rate	\$45/MWh	\$37/MWh

*Fremont capacity factor based on 675 MW rating
 *Solar capacity factor based on 3.54 MW rating
 *PS capacity factor based on 1,582 MW rating



NHA now accepting scholarship applications

The National Hydropower Association (NHA) is now accepting applications for the 2015 Past Presidents' Legacy Scholarship. The \$2,500 scholarship goes to students who demonstrate the academic skills and commitment to help create the next generation of the hydropower industry.

The scholarship will be given to current college students who will be juniors or seniors beginning fall 2015, or graduate students with a minimum cumulative 3.0 grade point average on a 4.0 scale (or equivalent), who are enrolled in a full-time undergraduate or graduate course of study at an accredited four-year college or university. Students with an equivalent GPA at an accredited vocational technical school or program are also eligible.

Applicants must be pursuing a program of study that is related to the hydropower industry: engineering, sciences (biology, fisheries and hydrology), communications, or environmental studies. All applicants must be U.S. citizens or legal residents. The NHA created the Past Presidents' Legacy Scholarship in 2008 to encourage students to consider becoming part of the U.S. hydropower industry.

The deadline to apply is Feb. 16. The 2015 scholarship(s) will be presented in April at the NHA Annual Conference in Washington, D.C. Click [here](#) for more information or to apply.

Classifieds

City of Bowling Green seeks civil engineer candidates

The City of Bowling Green Engineering Division is seeking candidates for a Civil Engineer position: Pay Band 5: \$52,874 to \$79,290. Salaried exempt position assists City Engineer with supervision of activities of the Engineering Division; plan, design, review plans; project management of infrastructure improvements including transportation, drainage, waterline and sanitary sewers. Reviews plans of private and public improvements; oversees planning, design, and management of public works projects; supervises project inspection; attends committee meetings at TMA-COG, etc. Registration as a Professional Engineer in Ohio preferred; five to seven years of relevant experience; and must have a current Ohio Driver's License.

Interested persons must complete an application packet (includes job description) that is available in the Personnel Department, City of Bowling Green, 304 N. Church St., Bowling Green, OH 43402. Online application available: <http://www.bgohio.org/departments/personnel-department/employment-opportunities>. Resumes alone are unacceptable. For information contact the Personnel Dept: 419.354.6200. Email: BGPersonnel@bgohio.org; fax: 419.352.1262. Deadline for making application is 4:30 p.m. Jan. 12, 2015. AA/EEO

City of Columbus is accepting Engineer II applications

The City of Columbus Department of Public Utilities is seeking qualified candidates for the position of Engineer II. This position is responsible for performing professional engineering work such as planning, designing, and reviewing improvement projects and working with distribution management and AEP Senior Dispatchers on transmission outages.

To qualify, candidates must have a valid State of Ohio certificate as a registered Professional Engineer and one year of professional engineering experience. Substitution: Possession of a valid State of Ohio certificate as a registered Professional Engineer and five years of practical engineering experience. Must possess a valid driver's license. Salary \$59,134-\$88,670.

Those interested should submit an application to the Civil Service Commission by applying online at www.csc.columbus.gov by Jan. 20, 2015. Please attach a resume to your application. If you prefer to mail in a paper application, please mail it to the address below. Pre-employment medical/drug screen and background investigation required if selected. EOE. Applicants may inspect and acquire a copy of the City of Columbus, Department of Public Utilities EEO Plan by visiting the DPU website at <http://utilities.columbus.gov/>.

Contact Person: Nikole Pettus, 910 Dublin Road, Columbus, OH 43215; Phone: 614.645.1494; Fax: 614.645.0500; DPURecruitment@columbus.gov.

see CLASSIFIEDS Page 4

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Open positions available at AMP

American Municipal Power, Inc. (AMP) is seeking applicants for the following positions. For complete job descriptions, please visit the "careers" section of the [AMP website](http://www.amppartners.org) or email to Teri Tucker at ttucker@amppartners.org.

- **Director of Energy Policy and Sustainability** – This position is responsible for the day-to-day implementation and coordination of Board and Executive Management approved sustainability programs and functions throughout the organization. Also responsible for energy policy analysis. A minimum of a four-year business, sustainability, public policy or science/engineering-related degree is required. Candidates must have five or more years of project management experience, must demonstrate an understanding of electric-related clean energy technologies and electric industry sustainability services, and must possess experience with contracts and budgets. Electric utility industry, regulatory agency and/or municipal government experience is preferred. This position may require periodic travel throughout AMP footprint states.
- **Energy Analyst** – The basic function of the energy analyst is to process and analyze energy supply, transmission, and other power requirements and costs for AMP members. A bachelor's degree in engineering and more than three years of relevant professional experience are required. Prior electric power or related industry experience is preferred.

Marshall accepts senior lineworker applications

The City of Marshall is accepting applications for a fulltime Senior Lineworker position. This position is responsible for the construction and maintenance of all overhead and underground distribution lines and services. Responds for power outage service restoration and repairs street/parking lot lights.

Must have or be able to obtain a valid Michigan Driver's License with CDL endorsement and must have Journeyman Lineman Certification. Starting pay \$33.12/hr plus benefits. If interested please apply online at www.cityofmarshall.com.

Monroeville seeks village administrator candidates

The Village of Monroeville is seeking qualified candidates for the full-time position of Village Administrator. The successful candidate must have management experience, preferably with demonstrated skills in utility operations/public works, as well as leadership and community development or an equivalent combination of education, training and experience. Salary: \$35,000 to \$45,000 commensurate with qualifications and experience.

This position oversees eight full-time employees and indirectly oversees the operations of village departments

that include streets, parks, water distribution and treatment, electric department and zoning, and excludes the fiscal officer, income tax department and police department. See Ohio Revised Code Section 735.273 for Administrator Powers and Duties. Village residency may be required within six months of appointment. Interested candidates should submit a cover letter, resume, salary history and at least three professional references on or before Feb. 8, 2015 to the Administrative Offices, 2 S. Main St., PO Box 156, Monroeville, OH 44847. Monroeville is an EOE.

APPA Academy Webinar Series



An internet connection and a computer are all you need to educate your entire staff for just \$89. Register today at PublicPower.org/APPAAcademy. Non-APPA members enter coupon code **AMP** to receive the member rate.

- Energy Efficiency Webinar Series: Measurement and Evaluation of Program Effectiveness **Jan. 13**
- Energy Efficiency Webinar Series: Implementing an Energy Efficiency Portfolio **Feb. 10**
- Governance Webinar Series: Public Power's Unique Business Model and Governance Structure **Feb. 12**
- Electric Utility 101 Series: Generation **Feb. 17**
- Key Accounts Series: Program Development and Enhancement **Feb. 24**



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