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# MEMORANDUM

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*To:* Mayor & Members of Council  
*cc:* Finance Director, City Manager, Law Director  
*From:* Roxanne  
*Subject:* General Information  
*Date:* May 19, 2017

## **CALENDAR**

### **MONDAY, MAY 22<sup>ND</sup>**

*Agenda – Napoleon Infrastructure/Economic Development Fund Review Committee @2:30 pm*

*Agenda - Finance and Budget Committee @6:30 pm*

- 1) Approval of Minutes
- 2) Review of Income Tax Levy Issue
- 3) Review of Pay Changes to Certain Non-Bargaining Pay Positions.

### **FRIDAY, MAY 26, 2017**

*Agenda - Healthcare Cost Committee @ 10:00 am*

## **CANCELLATIONS**

Safety and Human Resources Committee Meeting  
Civil Service Commission Meeting

## **MISCELLANEOUS**

- 1) AMP Weekly Update/May 19, 2017
- 2) OML Legislative Bulletin/May 19, 2017

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Records Retention - CM-11 - 2 Years

# MAY 2017

<i>Sun</i>	<i>Mon</i>	<i>Tues</i>	<i>Wed</i>	<i>Thurs</i>	<i>Fri</i>	<i>Sat</i>
	1	2	3	4	5	6
	6:45 pm Public Hearing					
	7:00 pm City Council					
7	8	9	10	11	12	13
	6:30 pm Electric Committee BOPA	10:30 am Privacy Comm.			10:00 am Healthcare Cost Committee Mtg.	
14	15	16	17	18	19	20
	6:00 pm Ad-hoc Committee Organizational Health and Strategic Vision					
	6:00 pm Tree Commission					
	6:30 pm Special Joint Mtg. Parks & Rec Comm. and Parks and Rec Board					
	7:00 pm City Council					
21	22	23	24	25	26	27
	2:30 pm NIEDF Comm.				10:00 am Healthcare Cost Committee Mtg.	
	6:30 pm Finance & Budget Committee					
28	29	30	31			
	Offices Closed for <i>Memorial Day Holiday</i>		6:30 pm Park & Rec Board			

*City of Napoleon, Ohio*

**NAPOLEON INFRASTRUCTURE/ECONOMIC DEVELOPMENT  
FUND REVIEW COMMITTEE**

Meeting Agenda

**Monday, May 22, 2017 at 2:30 pm**

LOCATION: Council Chambers, 255 West Riverview Avenue, Napoleon, Ohio

- 1) Approval of Minutes (In the absence of any objections or corrections, the Minutes shall stand approved).
- 2) Discussion/Action: Default on Loan to Tammy's Tiny Tac.
- 3) Discussion/Action: Honey Blossom Orchard/Sewer Access.
- 4) Discussion/Action: Request from Custom Agri Systems.
- 5) Any other matters currently assigned to the Committee.
- 6) Adjournment.



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Gregory J. Heath  
Finance Director/Clerk of Council

**Napoleon Infrastructure/Economic Development Fund Review Committee**  
**Meeting Minutes**

Friday, March 20, 2015 at 10:30am

<b>PRESENT</b>	
<b>Members</b>	Amanda Griffith - Chair, Monica S. Irelan, Gregory J. Heath
<b>Recorder</b>	Tammy Fein
<b>Others</b>	
<b>ABSENT</b>	
<b>Call To Order</b>	Heath called the meeting to order at 10:30am with a roll call noting that a quorum was present.
<b>Election Of Chairperson</b>	Heath reported that the first order of business is to elect a Chairperson to replace Rob McColley, adding that in the past the Chair has historically been the CIC Director.
<b>Motion To Elect Chairperson</b>	Motion: Second: To elect Amanda Griffith as Chair of the Napoleon Infrastructure/ Economic Development Review Fund Committee
<b>Passed</b>	Roll call vote on above motion:
<b>Yea- 3</b>	Yea- Griffith, Irelan, Heath
<b>Nay- 0</b>	Nay-
<b>Approval Of Minutes</b>	Minutes of the November 11, 2014 meeting stand approved as written with no objections or corrections.
<b>Additional Funding Payment Request For MWA Project From NIEDF Funds: \$19,549.42</b>	
<b>Motion To Approve Additional Funding Request For MWA Project From NIEDF Funds: \$19,549.42</b>	Motion: Second: To approve additional funding request for MWA project from NIEDF funds: \$19,549.42
<b>Passed</b>	Roll call vote on above motion:
<b>Yea- 3</b>	Yea- Griffith, Irelan, Heath
<b>Nay- 0</b>	Nay-
<b>Any Other Matters Assigned To The Committee</b>	There were no other matters assigned to the Committee at this time.

**Motion To Adjourn**

**Passed**  
**Yea- 3**  
**Nay- 0**

\_\_\_\_\_  
**Date**

Motion: Second:  
To adjourn the meeting at \_\_\_\_\_ am

Roll call vote on above motion:  
Yea- Griffith, Irelan, Heath  
Nay-

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DRAFT

*City of Napoleon, Ohio*

**FINANCE AND BUDGET COMMITTEE  
MEETING**

**Monday, May 22, 2017 at 6:30 pm**

LOCATION: Council Chambers, 255 West Riverview Avenue, Napoleon, Ohio

- 1) Approval of Minutes from April 24, 2017. (*In the absence of any objections or corrections, the Minutes shall stand approved.*)
- 2) Review of Income Tax Levy Issue.
- 3) Review of Pay Changes to Certain Non-Bargaining Pay Positions.
- 4) Any other matters currently assigned to the Committee.
- 5) Adjournment.

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Gregory J. Heath  
Finance Director/Clerk of Council

City of Napoleon, Ohio  
**FINANCE AND BUDGET COMMITTEE**

Meeting Minutes

Monday, April 24, 2017 at 6:30 pm

**PRESENT**

Committee  
City Staff

Jeff Mires-Chair, Joe Bialorucki, Mayor Jason Maassel  
Chris Peddicord, Acting Finance Director/Clerk of Council  
Joel Mazur, City Manager

Recorder  
Others

Roxanne Dietrich  
Newsmedia

**ABSENT**

**Call To Order**

Chairman Mires called the meeting to order at 6:32 pm.

**Approval of Minutes**

Minutes from the March 27, 2017 meeting stand approved with no objections or corrections.

**Motion to Untable  
Review of Credit Card  
Usage Policy**

Motion: Maassel Second: Bialorucki  
To untable review of credit card usage policy.

Passed  
Yea-3  
Nay-0

Roll call vote on the above motion:  
Yea-Bialorucki, Mires, Maassel  
Nay-

City Manager Mazur said the use of credit cards is auditable and the City has to have a policy in place. Greg Heath has put together a draft policy for credit card usage that was presented at the last committee meeting.

**Motion to Approve Add  
Auditor of State Bulletin  
2016-004 to Credit Card  
Usage Policy**

Motion: Maassel Second: Bialorucki  
to recommend Council approve changing the credit card usage policy to reflect the addition of the Auditor of State Bulletin 2016-004.

Passed  
Yea-3  
Nay-0

Roll call vote on the above motion:  
Yea-Bialorucki, Mires, Maassel  
Nay-

**Review Formal Bidding  
Process and Threshold**

Mazur stated the request is to raise the formal bidding threshold from \$25,000 to \$50,000 that does not mean we do not have to get bids if the cost is under \$50,000. The formal bidding procedures are set by the Ohio Revised Code and we follow those guidelines. We are required to advertise for a certain length of time, prepare the bids or the RFP, the bids have to be sealed and delivered on a specific date and time, are opened at a bid opening and a bid tab is done.

	<p>Maassel responded he likes having both the expenditure level and formal bidding level the same.</p> <p>Bialorucki asked about the small things that we pay for over the year that exceeds \$25,000 that are not going out to bid, we have to save money on the one-time purchase at \$25,000 but we don't have to save when buying something over and over on a daily or weekly basis. Would like to see more flexibility, do not agree being at \$25,000 and penny over have to take lowest bid not everything is always black and white, ties our hand for some common sense.</p> <p>Mazur said the \$25,000 is working fine right now.</p>
<b>Motion to Leave Formal Bidding and Council Approval Threshold at Current Levels</b>	<p>Motion: Maassel    Second: Bialorucki to leave the formal bidding and Council approval threshold at the current levels.</p>
<b>Passed</b>	
<b>Yea-3</b>	
<b>Nay-0</b>	
<b>Roll call vote on the above motion:</b>	
<b>Yea-3</b>	
<b>Nay-0</b>	
<b>Review Purchasing Local</b>	<p>Mazur informed the committee the City is doing its best to purchase local; however, there are certain items that are not available or that we need immediately that inhibits us from purchasing in town.</p> <p>Maassel said when buying vehicles off the state contract we have to look at the bottom price, do we include the cost to go pick up the vehicle when comparing costs, what about the cost of services.</p> <p>Mazur stated he likes the policy the way it is now where we can bring each item to Council and ask to sole source if local. There are values that you cannot count on paper by buying local that in the economic development world get lost, it is the value of job retention when you buy local that helps with retaining jobs, that is a difficult item to calculate. It is a fact there is a cost to paint a vehicle a particular color it is cheaper to have white vehicles.</p> <p>Bialorucki replied he likes the case-by-case basis in each individual purchase, it is hard to define every possible single scenario.</p> <p>No action was taken.</p>
<b>Motion to Adjourn</b>	<p>Motion: Bialorucki    Second: Maassel to adjourn the Finance and Budget Committee meeting at 7:13 pm.</p>
<b>Passed</b>	
<b>Yea-3</b>	
<b>Nay-0</b>	
<b>Roll call vote on the above motion:</b>	
<b>Yea-3</b>	
<b>Nay-0</b>	
<b>Date Approved</b>	
 May 22, 2017	<p>_____ Jeff Mires, Chair</p>



*City of Napoleon, Ohio*

## **HEALTHCARE COST COMMITTEE**

Meeting Agenda

**Friday, May 26, 2017 at 10:00 am**

LOCATION: Council Chambers, 255 W. Riverview Avenue, Napoleon, Ohio 43545

- 1) Approval of Minutes of April 10, 2017. *(In the absence of any objections or corrections, the Minutes shall stand approved.)*
- 2) Review of Wellness Options of Biometric Screening and/or a Preventative Care Campaign.
- 3) Any other matters currently assigned to the Committee.
- 4) Adjournment.

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Gregory J. Heath, Finance Director/Clerk



# CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • P. O. Box 151 • Napoleon, Ohio 43545  
Phone (419) 599-1235 • Fax (419)-599-8393  
www.napoleonohio.com

## MEMORANDUM

**To:** Safety and Human Resources Committee, City Council, Mayor, City Finance Director, City Law Director, City Manager, Department Supervisors, Newsmedia

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

**Date:** May 19, 2017

**Re:** Safety and Human Resources Committee Meeting Cancellation

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The Safety and Human Resources Committee scheduled to meet on May 22, 2017 at 7:30 pm has been CANCELED due to the lack of agenda items.



## CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • P. O. Box 151 • Napoleon, Ohio 43545-0151  
Phone (419) 599-1235 Fax (419)-599-8393  
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# MEMORANDUM

**TO:** Civil Service Commission, City Council, Mayor, City Manager,  
City Law Director, City Finance Director, Department Supervisors, Newsmedia

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

**DATE:** May 19, 2017

**RE:** Civil Service Commission Meeting Cancellation

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The Civil Service Commission meeting regularly scheduled for Tuesday, May 23, 2017 at 4:30 pm has been CANCELED due to lack of agenda items.



# UPdate

A weekly newsletter presented by AMP President/CEO Marc Gerken

May 19, 2017

## Duke transmission rate to see modest increase in June 2017

By Mike Migliore – vice president of power supply planning & marketing

Duke Energy has published updated transmission charges to be effective June 1, 2017, for its Ohio and Kentucky service territory. The rates are calculated annually through its FERC-approved formula. The formula sets the calculation of annual revenue requirements based on the prior year's costs (2016 in this case). The revenue requirements are then divided by the prior year peak load (1CP) to develop the rate that will be charged to loads for the next 12 months. Duke's revenue requirements rose by less than 1 percent, but that increase was largely offset by an increase in its 2016 1CP from the previous year.

For power invoices beginning June 1, 2017, the Duke transmission rate will change from \$1.66/kW-mo to \$1.67/kW-mo. This rate will remain in place through May 31, 2018.

## NFMA presents AMP with 2017 Excellence in Disclosure Award

By Marcy Steckman – senior vice president of finance & CFO

The National Federation of Municipal Analysts (NFMA) recently presented AMP with the 2017 Excellence in Disclosure Award for AMP's commitment to timely financial disclosure, both in terms of its annual reporting and its quarterly reporting.

NFMA stated AMP received the award for its work to interact with the investment community through a "comprehensive and easy-to-navigate investor relations site." AMP's site includes timely annual and quarterly financial reports, rating agency reports and other important credit-related information, according to NFMA.

The organization "also has a webpage dedicated to sustainability objectives, programs, practices and reporting," said Lisa Washburn, current chair of the Awards Committee and a former NFMA chair.

Washburn added that AMP has "a notable track record of presenting investor events and making time for one-on-one meetings to ensure that investors have the information they need."

The award was presented at NFMA's annual conference earlier this week in Washington, D.C.

NFMA is a not-for-profit association with the goals of promoting professionalism in municipal credit analysis and furthering the skill level of its members through educational programs and industry communication, providing an informed perspective in the formulation of legal and regu-

see AWARD Page 2

## PJM market sees highest day ahead prices in more than two years

By Mike Migliore

A combination of hot and humid weather with the still-in-progress spring generator outage season led to prices much above normal in PJM for May 18.

The day ahead prices at the AEP/Dayton Hub for Thursday's 4 to 5 p.m. hour cleared at \$130/MWh. This price exceeds 2016's highest hourly rate of \$107/MWh. The most recent day that had a higher rate was Feb. 19, 2015, when below-zero temperatures drove prices to over \$300/MWh.

## Gerken speaks at PJM annual meeting

By Ed Tatum – vice president of transmission

PJM held its 2017 Annual Meeting of Members this week in Chicago. AMP's President and CEO Marc Gerken was a featured speaker at the event, participating on a CEO stakeholder panel. Joining Gerken were Larry Stalica, president of Linde Energy Services; Thad Hill, CEO of Calpine; John Shultz, president of Direct Energy; and Chris Crane, CEO of Exelon. After introducing their organization, each CEO offered their perspectives on what the future holds and how PJM should react.

Gerken expressed AMP's concerns with PJM's current capacity construct, the need for PJM to fully vet and understand new market design changes before implementation, and the exponential increase in transmission costs for facilities that may not even be needed.

continued on Page 3

*AWARD continued from Page 1*

latory matters relating to the municipal finance industry, and facilitating the flow of information between investors and issuing entities

AMP's financial staff is committed to providing excellence for our members and I hope you will join me in congratulating the team for their hard work in earning this award.

For additional information on NFMA, please visit [www.nfma.org](http://www.nfma.org).

## Energy markets update

*By Jerry Willman – assistant vice president of energy marketing*

The June 2017 natural gas contract decreased \$0.010/MMBtu to settle at \$3.182/MMBtu. The EIA reported an injection of 68 Bcf for the week ending May 12. Analyst expectations were calling for an injection of 62 Bcf. The five-year average is an injection of 86 Bcf. Next week is forecasted to be cooler than average overall and there are no prolonged 80-plus degree heat cycles in the forecast for the next two weeks.

On-peak power prices for 2018 at AD Hub closed yesterday at \$36.70/MWh, which was \$0.35/MWh lower for the week.

## AMP, OMEA file comments to USEPA on regulations

*By Adam Ward – vice president of environmental affairs, sustainability & energy policy*

AMP and the OMEA filed comments to the U.S. Environmental Protection Agency (USEPA) on May 12, 2017, regarding the evaluation of existing regulations required by President Trump through Executive Order 13777.

AMP/OMEA's comments covered issues including the Cross-State Air Pollution Rule (CSAPR), Maximum Achievable Control Technology (MACT) Once-In-Always-In Policy (OIAI) Policy, National Ambient Air Quality Standards, National Emissions Standards for Hazardous Air Pollutants (NESHAPs) and New Source Performance Standards (NSPS) for Reciprocating Internal Combustion Engines, New Source Review (NSR) Issues, Regional Haze Rules, and Startup, Shutdown and Malfunction (SSM) Provisions.

AMP/OMEA's complete comments are available [here](#).

In a separate filing on May 15, 2017, the OMEA submitted comments for the record on the USEPA's Proposed Response to Dec. 9, 2013, Clean Air Act Section 176A petition from nine northeastern states.

In this filing, the OMEA expressed support for USEPA's proposed action to deny the petition. The petition requested an expansion of the Ozone Transport Region (OTR) to include the states of Illinois, Indiana, Kentucky, Michigan, North Carolina, Ohio, Tennessee, Virginia and West Virginia. This expansion would initiate additional state regulatory measures to reduce NOx and CO2 emissions from sources.

While the OMEA supports USEPA's proposed action, OMEA also encourages USEPA to apply a cost-benefit

*see USEPA Page 3*

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

Week ending May 19

MON	TUE	WED	THU	FRI
\$40.44	\$41.63	\$53.93	\$64.70	\$40.48

Week ending May 12

MON	TUE	WED	THU	FRI
\$38.40	\$36.13	\$37.21	\$37.12	\$32.76

AEP/Dayton 2018 5x16 price as of May 18 — \$36.70

AEP/Dayton 2018 5x16 price as of May 11 — \$37.05

## AFEC weekly update

*By Jerry Willman*

Fremont returned to service from its spring maintenance outage mid-morning on Tuesday. The startup was timely with the above-average temperatures and corresponding higher PJM prices that the region experienced on Wednesday and Thursday. Duct firing operated for 43 hours this week. The plant generated at a 29 percent capacity factor (based on 675 MW rating).



## Napoleon students visit wind farm, solar site

Napoleon Area Schools fourth grade classes went on a field trip to Bowling Green to tour the AMP Wind Farm and the Bowling Green solar installation on May 17. The class also toured the Napoleon substation, and watched a bucket truck and climbing demonstration. Pictured are Harry Phillips (left), AMP director of marketing/member relations, and Dennis Clapp, Napoleon's electric distribution superintendent, teaching the students about the AMP Wind Farm.

USEPA continued from Page 2

analysis to any decision whether to include additional states in the OTR, assessing not only the benefits to downwind states, but the costs to upwind states, pursuant to the Supreme Court's decision in *Michigan v. EPA*, 135 S.Ct. 2699 (2015).

The OMEA's complete comments are available [here](#).

Please contact me with questions or for more information at [award@amppartners.org](mailto:award@amppartners.org) or 614.540.0946.

## OEP recognizes schools in AMP member communities

By Karen Ritchey – director of member events & programs

The annual Ohio Energy Project (OEP) Youth Energy Celebration was held on May 16 at COSI in Columbus. The following AMP member schools were recognized for the outstanding achievements in energy education for the 2016-17 school year:



Chris Monacelli (right), Westerville electric utility manager and member of the AMP Board of Trustees, accepts an OEP award.

### JACKSON

- Jackson High School – Third Place, Senior Division

### WESTERVILLE

- Westerville Energy Education Partnership – Runner Up
- Genoa Middle School – Second Place, Junior Division
- Heritage Middle School – First Place, Junior Division
- Westerville South High School – Participant Award

OEP provides energy education programs and materials to schools utilizing innovative, hands-on techniques that follow Ohio Department of Education requirements. OEP's mission is to facilitate students' and teachers' understanding of the science of energy and its efficient use in order to empower the next generation of energy consumers. Several AMP member communities participate in OEP programs. If you would like more information about the programs, please contact me at [kritchey@amppartners.org](mailto:kritchey@amppartners.org) or 614.540.0933

## Tech Services Conference presentations available

Presentation materials from the 2017 AMP Technical Services Conference are now available on the [AMP Member Extranet](#). Available session presentations are: RP3 Program Review; eReliability Tracker; Transmission & Distribution System Predictive Maintenance; APPA Safety Manual Updates; Drones; Lightning Science; DER Interconnections; and Small Cell Wireless Antennas.

## Gerken speaks at PJM meeting

continued from Page 1

Relative to transmission, Gerken asked PJM to be more involved to ensure we are building what we need and getting what we pay for. Many projects are being built outside a competitive process and that is adding 100-150 percent to the cost had they been competitively bid. He advocated for more direct PJM involvement.

"I'm not sure who is controlling the henhouse," said Gerken, adding that AMP's desire to be part of the solution with one possible approach as a passive owner for new transmission facilities.

In addition to fully addressing the details of market design changes before they are implemented, Gerken also asked PJM to resist the urge to make frequent changes.

"There have been at least 27 major rule changes to the capacity construct since 2010," he said.

Gerken was on the third and final panel celebrating 90 years of PJM as an organization and 20 years as an ISO. Also on the program were the previous PJM CEOs Phil Harris and Terry Boston, as well as past PJM Board members.

Gerken affirmed that AMP intends to be an active participant in the PJM stakeholder process and market design.

"AMP supports markets," he said. "But markets work best when market principles apply and the majority of participants agree to the rules of the game."



## Eldorado, AMP lead safety program for fifth graders

The Village of Eldorado hosted a Hazard Hamlet safety program for fifth grade classes at Eaton Schools this week. AMP OSHA/Safety Coordinator Jim Eberly led the program, which focused on safety and personal protective equipment (PPE). Eldorado Superintendent Ed Baker provided a show-and-tell with various tools, PPE and bucket truck.

## FFAC meets to discuss next steps, industry trends

By Erin Miller – director of energy policy & sustainability

The AMP Focus Forward Member Advisory Council (FFAC) met on May 12 to discuss the important national trends reshaping the electric industry. The council represents a cross section of municipal officials from 14 systems in four states, rate consultants and attorneys.

The meeting included an overview of the FFAC mission, a recap of the Focus Forward Member Toolkit and a discussion of potential next steps for the council. Topics discussed included:

- **Additional Toolkit DER tools** – Provide fill in the blank model council resolutions, installation applications and interconnection agreements and webinars or regional meetings to deep dive into rate designs and interconnections.
- **Customer-led energy storage** – Provide information on model codes and policies especially as it relates to multi-department coordination efforts to consider (e.g. fire and building codes).
- **Electric vehicles** – Provide information on model charging rates and infrastructure considerations (impacts to grid and charging stations).
- **AMI/Smart Grid** – Create an AMI installation toolkit that could include information about sample ordinances and policies (e.g. opt out and meter base improvements); potentially look at cost of service studies and opportunities to use AMI for rate optimizations. Also, keep members abreast of the PUCO's Power-Forward grid modernization initiative.
- **Community Solar** – Gather information about community solar, options for program development and subscriptions.
- **Microgrids** – Compile information about microgrids and diverse application strategies.
- **Grants, incentives and funding announcements** – Communicate to members grants, incentives and other funding opportunities, including assisting with applications as needed.

The FFAC is seeking feedback on these topic areas. Please provide comments and any additional recommendations for consideration to myself or Chair Chris Monacelli ([chris.monacelli@westerville.org](mailto:chris.monacelli@westerville.org)).

As a reminder, there are many resources available on the Focus Forward section of the [AMP Member Extranet](#), including member net metering and interconnection policies, reference materials and Focus Forward Toolkit.

Please contact me with questions or for additional information at [emiller@amppartners.org](mailto:emiller@amppartners.org) or 614.540.1019.

## Terry joins AMP as plant operator

By Mike Dabolt – Smithland operations & maintenance supervisor

Brandon Terry joined AMP on May 1 as a plant operator for the Smithland Hydroelectric Plant. He will assist with the responsibilities associated with starting and stopping units, coordinating unit discharge rates, and monitoring and maintaining upstream pool in cooperation with the Army Corps of Engineers. Terry brings with him more than 12 years of experience as an electrician and mill operator at Gerdau, and previously worked for Continental Tire North America.



Brandon Terry

He holds an associate's degree in applied science electrical technology from West Kentucky Community and Technical College, as well as a Kentucky Master Electrical License and National Career Readiness Certificate.

Please join me in welcoming Brandon to AMP.

## Shays receives EIT certification

By Adam Ward

Environmental Compliance Specialist Dylan Shays recently passed the Fundamentals of Engineering exam and obtained Engineer in Training (EIT) certification – the first step towards obtaining a Professional Engineer license.



Dylan Shays

Shays joined AMP fulltime in January 2017 as environmental compliance specialist, having previously served as an intern in AMP's environmental services department. He holds a bachelor's degree in civil engineering from the Ohio State University

Please join me in congratulating Dylan.



## AMP holds rescue courses

AMP held regional Pole Top and Bucket Truck Rescue courses May 16-18 in Watsonstown, Lansdale and Kutztown. The courses were led by Bob Rumbaugh, AMP's manager of technical training. Buckingham and Bashlin attended each session to provide training on their self-rescue systems. Altec and Irby were also present for some courses.

## Efficiency Smart® helps Discount Drug Mart reduce energy use

By Steven Nyeste – communications project manager, Efficiency Smart

Discount Drug Mart is an Ohio-based store chain that opened its first location in 1969. Since then, the company has grown to operate more than 70 stores in 20 counties. Low prices, outstanding customer service and broad product lines are key elements of its mission.

To keep prices low for customers, the company focuses on reducing its operating costs and energy efficiency is a key part of those efforts.

“Discount Drug Mart’s goal is to reduce energy consumption and to be as energy efficient as possible at all of our locations,” said Director of Operations David Boodjeh.

Efficiency Smart has been a valuable resource to help Discount Drug Mart achieve its goal of reducing energy use. After a positive initial experience in 2013, the company has partnered with Efficiency Smart to complete lighting upgrades at retail stores in six AMP communities.

Efficiency Smart worked with Discount Drug Mart’s vendor to ensure that the projects consisted of high-quality products which had been through third-party testing. The

familiarity with Efficiency Smart’s business services and the trust in its technical staff gave the company confidence to move forward with upgrades at additional stores, often replicating projects from one store to another. These projects have included linear LED lights, LEDs in reach-in case coolers and freezers, and occupancy sensors.

“Efficiency Smart’s assistance has helped us achieve our goals of reducing our energy use,” said Boodjeh. “We greatly appreciate how easy it is to work with them.”

These upgrades have resulted in more than \$39,000 in annual savings and the company is expected to save \$488,000 over the lifetime of the installed projects. In addition to the energy savings, the upgrades have also helped accentuate products and improve the overall lighting for both customers and employees at its stores.

“With the continued support of Efficiency Smart’s business services and technical staff, Discount Drug Mart is confident it will reach its goal of having 100 percent LED lighting chain-wide in 2018.” said Boodjeh.

## Classifieds

### Bryan wastewater positions

The City of Bryan wastewater treatment plant is seeking qualified candidates for the following positions. Resumes can be emailed to [bryanwwtp@cityofbryan.com](mailto:bryanwwtp@cityofbryan.com) or delivered to the City of Bryan wastewater treatment plant at 15500 Co Road 15-C Bryan, OH between the hours of 7 a.m. and 3 p.m. weekdays.

**Laboratory Analyst** – Qualified candidates for the lab analyst position will preferably possess a minimum of a class 1 operator certification along with three to four years of experience working in a wastewater treatment plant laboratory, but persons with operations experience and a solid understanding of basic wastewater laboratory principals and procedures will be considered.

**Plant Operator** – Qualified candidates for the position of plant operator will preferably possess a minimum of a class 1 operator certification and three to four years of experience in the operation and maintenance of a wastewater treatment plant, but persons with less operations experience or a background in industrial maintenance will be considered.

### Bowling Green Parks & Rec seeks candidates for assistant

The Bowling Green Parks and Recreation Department is seeking candidates for part-time recreation administrative assistant. Two-year associate degree or equivalent preferred; three to five years administrative/clerical support experience; must have ability to drive. Hours will generally be 20 to 24 hours per week dependent upon department need. (Pay Band 1 - \$14.70 per hour). Interested persons must complete the application that is available [online](#)

or available in the Personnel Department. Resumes may be included, but will not substitute for a completed application. Applications must be completed and returned to the Personnel Department, City of Bowling Green, 304 N. Church St., Bowling Green, OH 43402. Telephone: 419.354.6200; email: [BGPersonnel@bgohio.org](mailto:BGPersonnel@bgohio.org) Office hours: 8 a.m. to 4:30 p.m. weekdays. Application due by 4:30 p.m. May 26. AA/EEO

### Opportunities available at AMP

American Municipal Power, Inc. (AMP) is seeking applicants for the following positions. For additional information or complete job descriptions, please visit the “careers” section of the AMP [website](#).

**Director Transmission Planning** – This position represents AMP’s members’ interests by participating in regional transmission organization (RTO) and transmission owner (TO) transmission stakeholder and planning processes, primarily within PJM and MISO. Qualifications include a four-year accredited degree in electrical engineering. Professional engineer certification preferred. Must have knowledge of RTO transmission planning models, processes, system operations, load forecasting, system reliability requirements.

**Communications/Public Relations Specialist** – Assists with content creation for publications, public relations and communications efforts. This includes writing copy and layout design. A four-year degree in journalism, communications, public relations or a related field is required. Experience with Adobe Creative Suite and knowledge of Associated Press style are preferred.



# Current Legislative Bulletin



# Legislative Bulletin

**May 19, 2017**

Legislative activity continues to hum along at the Ohio Statehouse as Senate Finance subcommittees continue to hold hearings and unpack issues brought to them in the House-passed version of the state budget in Sub. HB49. Administrative officials continue to lobby hard for priority items from the Governor, including his policy changes proposed in the original budget bill, removed by the House. Those continuing efforts include the administration's insistence that the state and the Department of Taxation can do a better job of administering the municipal income tax than our municipal tax administrators. They remain vigilant in their efforts to remove the ability of cities and villages to administer the net profits portion of the municipal tax.

The efforts by the political forces that want to seize control of municipal revenues through the state operating budget will not end until July 1<sup>st</sup>, when the Governor is required to have signed and enacted the two-year state budget. Municipal officials concerned about these efforts and the potential of losing control of critical local revenue should remain engaged with their efforts to educate their state legislators about these misguided efforts, as well as the importance of municipalities retaining local control over their tax collection efforts.

## **TAX COMMISSIONER TESTIFIES ON MUNI TAX PROPOSALS**

On Tuesday, Tax Commissioner Joe Testa testified before the Senate Finance Subcommittee on State Government and Agency review. In his testimony, Testa outlined for the Subcommittee the Ohio Department of Taxation's "alternative proposal" for centralized collection. The main components of the alternative proposal are outlined below:

- Ohio businesses would be able to "opt-in" for tax administration to be performed by ODT. If a business wants to continue to deal directly with the municipalities, the business is free to do so.
- Businesses "opting-in" will file one return through the Ohio Business Gateway (OBG), rather than with each municipality in which the taxpayer does business.
- OBG will accept electronic upload of tax returns from commercial software.
- The Ohio Tax Commissioner will be the administrator of this tax for the municipalities in which the business files.
- Businesses choosing to opt-in commit for five years with an automatic renewal unless cancelled by the taxpayer.
- Tax collections will be distributed monthly to the appropriate municipality by ODT, with interest, minus a 1% administrative fee.
- Municipalities will have access to the same information from ODT as they would have received on a filing made with the municipality.
- Municipalities can request that ODT review a business filing.

Obviously, this proposal is no better than the Governor's original proposal. It increases the burden on local tax administrators, imposes extra costs onto municipalities, and wrests control of revenues and filing documents from local authorities. Businesses would also fare no better under this proposal, as OBG software still needs a lot of work and they would be subject to disparaging tax

rules and regulations should one business file with the local taxing authority and another with ODT. This would especially complicate matters within economic development districts like JEDDs or JEDZs.

The Senate must be made aware of municipalities' unequivocal opposition to this proposal. Please contact your Senator and inform them that municipalities are pleased with the House-passed version of the budget, and that any form of centralized collection is a non-starter for our local communities.

### **CALL TO ACTION:HOUSE COMMITTEE CONTINUES HEARINGS ON BUILDING INSPECTORS BILL**

Last week, the Ohio House Economic Development, Commerce and Labor Committee heard proponent testimony on House Bill 128, which was introduced by Representative Kristina Roegner (R-Hudson). As we have reported in previous legislative bulletins, the bill would permit a general contractor or owner of specified buildings to enter into a contract with a third-party private inspector or a certified building department for building inspection and to make other changes relating to building inspections. Proponent testimony was offered by Bryan Williams, Director of Government Affairs for the Associated Builders and Contractors.

The League is opposed to the legislation as it currently is written due to that fact that it infringes on the police power of local jurisdictions and makes Ohioans more susceptible to poorly-constructed buildings. We have shared with the bill's sponsor that our members will not agree to any system that undermines the authority of local inspectors-or any law enforcement officials for that matter. A link to the bill's text and the legislative analysis can be found [HERE](#) (Text) & [HERE](#) (Analysis)

This coming Tuesday, May 23<sup>rd</sup> at 1:30 pm in hearing room #017, the Committee will hold a third hearing for opponent testimony. The League will be providing opponent testimony and is asking if any municipal officials or **especially building inspectors** are interested in testifying on the bill. We encourage them to do so and the League staff would be happy to assist those efforts. If you have questions or have an interest in testifying, please contact OML Director of Communications, Josh Brown at (614)221-4349 or via email at [jbrown@omlohio.org](mailto:jbrown@omlohio.org). You may submit written testimony even if you cannot attend the meeting. Testimony may simply state opposition to the bill or may go into as much detail as you wish.

### **BILLS AFFECTING MUNICIPALITIES RECEIVING HEARINGS THIS WEEK**

On Tuesday, the House Criminal Justice Committee heard testimony on House Bill 125, introduced by Representatives Hearcel Craig (D-Columbus) and Bill Seitz (R-Cincinnati). The bill would specify the jurisdiction of municipal and county courts over municipal traffic ordinances and would establish requirements governing fines, fees, or other charges for traffic violations and infractions imposed by a municipal corporation that does not have the authority to establish a mayor's court. There were no witnesses to testify about this bill. An amendment from Rep. Seitz was accepted with objection. Seitz explained the amendment would prohibit townships with fewer than 50,000 from issuing photo enforcement tickets for violations on interstates.

The House Public Utilities Committee heard testimony on HB 133, which would create the Disaster Relief Act to exempt out-of-state disaster businesses and qualifying out-of-state employees from certain taxes and laws with respect to disaster work on critical infrastructure performed in this state during a declared disaster. The bill was introduced by Representative Scott Ryan (R-Newark). Rep. Ryan said, "HB 133 will amend the public services law, state law and tax law, in relation to thresholds for establishing presence, residency or doing business in the state for out-of-state employees and businesses that temporarily provide resources and personnel in the state during a state of emergency. This expedites the often enormous and overwhelming task of cleaning up, restoring and repairing damaged buildings,

equipment and property. HB 133 gives these businesses a greater ability to focus on quickly responding to the needs of the state and its citizens during an emergency."

The House State and Local Government Committee took sponsor testimony on Senate Bill 37, introduced by Senator Cliff Hite (R-Findlay), which would require the Ohio Peace Officer Training Commission to develop and conduct a chief of police training course for newly-appointed village, city, and township chiefs of police. Sen. Hite reiterated his previous testimony that the bill is needed to adequately prepare police chiefs for their jobs and that the costs will be absorbed by the Attorney General.

### **HOUSE PASSES WORKERS COMPENSATION BILL**

On Wednesday, the Ohio House passed the Worker's Compensation Budget (HB27), introduced by Representative Tom Brinkman (R-Cincinnati). The comparison document, which can be found [HERE](#), illustrates the changes made. The bill is now before the Ohio Senate

Among other changes, the substitute bill:

- Prohibits illegal and unauthorized aliens from receiving compensation and certain benefits and prohibits an employer from electing to cover those aliens.
- Adds working wage loss to the types of compensation or benefits a firefighter may receive under the presumption in the Workers' Compensation Law that a firefighter who is disabled due to cancer incurred the cancer while performing official duties as a firefighter.
- Retains current law with respect to testing for barbiturates, benzodiazepines, and methadone for purposes of continuing law's rebuttable presumption regarding drug testing.
- Prohibits a public employer from requiring an employee, prospective employee, or applicant for employment to pay the cost of a medical examination required by the public employer as a condition of employment or continued employment.
- Adjusts the minimum compensation for temporary total disability claims.
- Revises criteria for the dismissal of permanent partial disability applications without required medical examinations.
- Extends the time to appeal an Industrial Commission order from 60 days to 150 days, provided the claimant or employer has filed with the Administrator of Workers' Compensation a notice of intent to settle the claim.

The League and the Ohio Association of Professional Firefighters were able to come an agreement on language in the bill that addressed the outstanding issues that were source of opposition for our members. Part of it involved removing language that would preclude a firefighter from asserting a workers' compensation claim when it can be shown that the firefighter was not using his/her equipment properly. Another part places the burden on the employer relative to causation of cancer claims.

We would like to thank the OAPFF and Representatives Mike Henne and Tom Brinkman for all their work on this budget. They both invested extraordinary time and care into creating an agreement on this bill. We will now be urging the Senate to pass the bill with our agreement intact.

### **MUNICIPAL BILLS INTRODUCED THIS WEEK**

**HB219 SPEED LIMIT SIGN DISTANCES (BOCCIERI J)** To specify that a speed limit becomes effective at a reasonable distance from the appropriate sign giving notice of the speed limit.

**HB221 PRIVATE PROPERTY SEWER AND WATER (HOLMES G)** To expressly include, as eligible projects under the State Capital Improvements Program administered by the Ohio Public Works Commission, water and sewer laterals located on private property

**HB225 ABANDONED WELL REGULATION (THOMPSON A)** To allow a landowner to report an idle and orphaned well or abandoned well, to require the Chief of the Division of Oil and Gas Resources Management to inspect and classify such a well, to require the Chief to begin plugging a well classified as distressed-high priority within a specified time period, and to authorize an income tax deduction for reimbursements paid by the state to a landowner for costs incurred to plug an idle or orphaned well.

HB226 FIREWORKS STUDY GROUP AND EXPANSION (SEITZ, B) (SWEENEY, M) To establish a fireworks study group to review and make recommendations regarding the Fireworks Law, to extend to July 1, 2020, the moratorium on issuing fireworks manufacturer and wholesaler licenses, to eliminate, beginning January 1, 2021, the moratorium on geographic transfer of fireworks manufacturer and wholesaler licenses, and, beginning July 1, 2020, to impose a fee on the retail sale of consumer grade fireworks in this state and to expand the ability of individuals to obtain 1.3G display fireworks and obtain and use 1.4G consumer fireworks