

November 2021

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1 7:00 pm – City Council	2	3	4	5	
7	8 6:15 pm – Electric Committee Board of Public Affairs 7:00 pm – Water/Sewer Comm. 7:30 pm – Muni Prop. ED Comm	9 4:30 pm – BZA 5:00 pm – Planning Commission	10	11 Veterans Day 8:00 am – 2022 Budget Review Meetings	12	13 8:00 am – 2022 Budget Review Meetings
14	15 6:00 pm – Park Rec Committee 7:00 pm – City Council	16	17	18	19	20
21	22 6:30 pm – Finance & Budget 7:30 pm – Safety HR Comm	23 4:30 pm – Civil Service	24 6:30 pm – Park Rec Board	25 Thanksgiving Day <i>City Offices Closed</i>	26	27
28	29 <i>Fifth Monday</i>	30				

CITY OF NAPOLEON CITY COUNCIL
MEETING AGENDA

Monday, November 1, 2021 at 7:00 pm

Location ~ City Council Chambers, 255 West Riverview Avenue, Napoleon, Ohio

- A. Attendance** (Noted by the Clerk)
- B. Prayer and Pledge of Allegiance**
- C. Approval of Minutes** (in the absence of any objections or corrections, the minutes shall stand approved)
October 18, 2021 Regular Council Meeting Minutes
- D. Citizen Communication**
- E. Executive Session** (Compensation of Personnel)
- F. Reports from Council Committees**
 - 1. Finance and Budget Committee did not meet on October 25, 2021 due to lack of agenda items.
 - 2. Safety and Human Resources Committee did not meet on October 25, 2021 due to lack of agenda items.
 - 3. Technology and Communications Committee did not meet earlier tonight 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 October 26, 2021 due to lack of agenda items.
 - 2. Parks and Recreation Board met on October 27, 2021; and
 - a. Awarded the Parks and Recreation Service Award to Todd Geahlen
 - b. Approved the Parks and Recreation 2022 Budget
- H. Introduction of New Ordinances and Resolutions**
 - 1. **Resolution No. 044-21**, a Resolution Authorizing the Expenditure of Funds in Excess of Twenty-Five Thousand Dollars (\$25,000) for a Project known as the Ohio Department of Transportation (ODOT) Ritter Park Area Path Project, which was not included in the 2021 Master Bid List, Resolution No. 062-20, and Authorizing Competitive Bidding in regard thereto; and Declaring an Emergency (Suspension Requested)
 - 2. **Resolution No. 045-21**, a Resolution Authorizing the City Manager to Renew a Contract with Werlor Waste Control and Recycling, Inc. without the Necessity of Public Bidding; and Declaring an Emergency
 - 3. **Resolution No. 046-21**, a Resolution Extending the Provisions Contained in Ordinance No. 021-18 and Resolution No.(s) 086-19 and 072-20, wherein Council Imposed a Temporary Reduction and/or Temporary Elimination of Certain Residential Building Permit Fees; and Declaring an Emergency
- I. Second Readings of Ordinances and Resolutions** - None
- J. Third Readings of Ordinances and Resolutions**
 - 1. **Ordinance No. 039-21**, an Ordinance Amending Chapter 913 of the City of Napoleon Codified Ordinances, "Construction and Repair of Sidewalks, Driveways and Abutting Improvements" specifically by Amending Section 913.02, regarding Contribution of Costs by City, Repealing a Certain Section of Ordinance No. 111-02; and Declaring an Emergency
 - 2. **Ordinance No. 041-21**, an Ordinance Amending certain City of Napoleon Traffic Schedules, specifically Schedule III, "Stop and Yield Intersections," as listed in the attached Exhibit A; and Repealing Ordinance No.(s) 096-07, 112-07 and 034-20; and Declaring an Emergency

- K. Good of the City** (Any other business that may properly come before Council, including but not limited to):
1. **Discussion/Action:** on VanHying Pumping Station Replacement Project
 2. **Discussion/Action:** to Enter into an Agreement with NAS, CCHC and Carol Morley Beck (Direct the Law Director to Draft Legislation)
 3. **Discussion/Action:** on Application for Change of LLC Membership Interests from MPC Investment LLC to SEI Speedway Holdings, LLC
- L. Executive Session**– (as may be needed)
- M. Approve Payment of Bills** (in the absence of any objections or corrections, the Payment of Bills shall stand approved.)
- N. Adjournment**



Roxanne Dietrich - Clerk of Council

A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL

1. **Technology & Communication Committee (1st Monday)**
(Next Regular Meeting: Monday, December 6, 2021 @6:15 pm)
2. **Electric Committee (2nd Monday)**
(Next Regular Meeting: Monday, November 8, 2021 @6:15 pm)
 - a. Review of Power Supply Cost Adjustment Factor for November 2021
 - b. Electric Department Report
3. **Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)**
(Next Regular Meeting: Monday, November 8, 2021 @7:00 pm)
 - a. Update on 2021 Wastewater Treatment Plant Improvements Project
 - b. Water Rate Review Commission
4. **Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)**
(Next Regular Meeting: Monday, November 8, 2021 @7:30 pm)
5. **Parks & Recreation Committee (3rd Monday)**
(Next Regular Meeting: Monday, November 15, 2021 @6:00 pm)
6. **Finance & Budget Committee (4th Monday)**
(Next Regular Meeting: Monday, November 22, 2021 @6:30 pm)
(Special Joint Meetings with City Council on Thursday, November 11, 2021 @8:00 am and Saturday, November 13, 2021 @8:00 am)
7. **Safety & Human Resources Committee (4th Monday)**
(Next Regular Meeting: Monday, November 22, 2021 @7:30 pm)
8. **Personnel Committee (as needed)**
9. **Ad-hoc Committee on Personnel**
10. **Charter Review Commission (as needed in 2024)**

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

1. **Board of Public Affairs (2nd Monday)**
(Next Regular Meeting: Monday, November 8, 2021 @6:15 pm)
 - a. Review of Power Supply Cost Adjustment Factor for November, 2021
 - b. Electric Department Report
 - c. Update on 2021 Wastewater Treatment Plant Improvements Project
 - d. Water Rate Review Commission
2. **Board of Zoning Appeals (2nd Tuesday)**
(Next Regular Meeting: Tuesday, November 9, 2021 @4:30 pm)
3. **Planning Commission (2nd Tuesday)**
(Next Regular Meeting: Tuesday, November 9, 2021 @5:00 pm)
4. **Tree Commission (3rd Monday)**
(Next Regular Meeting: Monday, January 17, 2022 at 6:00 pm)
5. **Civil Service Commission (4th Tuesday)**
(Next Regular Meeting: Tuesday, November 23, 2021 @4:30 pm)
6. **Parks & Recreation Board (Last Wednesday)**
(Next Regular Meeting: Wednesday, November 24, 2021 @6:30 pm)
7. **Privacy Committee (2nd Tuesday in May & November)**
(Next Regular Meeting: Tuesday, November 9, 2021 @10:30 am)
8. **Records Commission (2nd Tuesday in June & December)**
(Next Regular Meeting: Monday, December 6, 2021 @6:45 pm)
9. **Housing Council - Meets First Monday in April (meeting to be scheduled after the TIRC meeting)**
10. **Health Care Cost Committee (as needed)**
11. **Preservation Commission (as needed)**
12. **Napoleon Infrastructure/Economic Development Fund Review Committee [NIEDF] (as needed)**
13. **Tax Incentive Review Council (as needed)**
14. **Volunteer Firefighters' Dependents Fund Board**
15. **Volunteer Peace Officers' Dependents Fund Board**
16. **Lodge Tax Advisory & Control Board (as needed)**
17. **Board of Building Appeals (as needed)**
18. **ADA Compliance Board (as needed)**

City of Napoleon, Ohio
CITY COUNCIL MEETING MINUTES
MONDAY, OCTOBER 18, 2021 at 7:00 PM

PRESENT

Councilmembers	Joseph D. Bialorucki-President, Daniel Baer-Council President Pro-Tem, Jeff Comadoll, Molly Knepley, Lori Sicclair, Ken Haase, Ross Durham
Mayor	Jason P. Maassel
City Manager	Joel L. Mazur
Finance Director	Kevin L. Garringer
Law Director	Billy Harmon
City Staff	David Mack, Chief of Police Chad E. Lulfs, P.E., P.S.-Director of Public Works
Others	News Media; Lori Brodie-State Auditor Faber's Office
Clerk of Council	Roxanne Dietrich

ABSENT

CALL TO ORDER

Council President Bialorucki called the City Council meeting to order at 7:00 pm with the Lord's Prayer followed by the Pledge of Allegiance.

APPROVAL OF MINUTES

Hearing no objections or corrections, the minutes from the October 4, 2021 regular Council meeting were approved.

CITIZEN COMMUNICATION

None.

REPORTS FROM COUNCIL COMMITTEES

The Electric Committee meeting for October 11, 2021 was cancelled by the chair.

Comadoll, chair of the Water, Sewer, Refuse, Recycling and Litter Committee, reported the committee met on October 11, 2021 and received an update on the progress of the Wastewater Treatment Plant Rehab Project and had discussion to establish the Water Rate Review Commission.

The Municipal Properties, Building, Land Use and Economic Development Committee did not meet in October due to lack of agenda items.

The Park and Rec Committee did not meet tonight due to lack of agenda items.

PRESENTATION BY THE STATE AUDITOR'S OFFICE

Lori Brodie from State Auditor Faber's office was in attendance to present the Auditor of State Award with Distinction. Brodie noted this award puts the City of Napoleon in a very select group as this award is only received by about 3% to 5% of our entities and we audit about 6,000 entities in the State of Ohio. You have to have completed a Comprehensive Annual Financial Report or a CAFR within six months of fiscal year end. You have to have a clean audit with no findings for recovery or material citations, material weaknesses, significant deficiencies, single audit findings or questioned cost. You have to have no other financial concerns and in the management letter that comes with your audit, you have to have the same thing and no ethics referrals, no questioned cost and no significant problems. It's important to note that it represents all the hard work of everybody in the city. Because everyday everybody is doing something that affects something in finance. I would like to thank all the employees and also the Mayor and Council as well because I think you really have to watch every dollar in the budget to make sure everything goes well. I want to thank your administrator and believe we have to thank your previous

Finance Director. I also want to thank your incoming Finance Director. The awards does have Mazur's name on it because when they printed it he was Interim Finance Director. Congratulations to all of you.

INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

Ordinance No. 042-21 - Supplement No. 5

Council President Bialorucki read by title Ordinance No. 042-21, an Ordinance Supplementing the Annual Appropriation Measure (Supplement No. 5) for the Year 2021; and Declaring an Emergency

Motion: Comadoll Second: Haase
to approve first reading of Ordinance No. 042-21

Garringer reported the requested changes were in your packet with an explanation put on all of them. There is nothing that is out of the ordinary. I will just caution everyone that the fourth quarter budget adjustments will be bigger because of it being the crunch time of the year.

Roll call vote to approve Ordinance No. 042-21 on First Read
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Ordinance No. 043-21 – Transfer of Appropriation 3

Council President Bialorucki read by title Ordinance No. 043-21, an Ordinance Authorizing the Finance Director to make Appropriation Transfers (Transfer of Appropriation 3) from One Appropriation Line Item to Another Appropriation Line Item pursuant to ORC. Section 5705.40 for the Fiscal Year Ending December 31, 2021 as listed in Exhibit "A;" and Declaring an Emergency

Motion: Durham Second: Comadoll
to approve First Read of Ordinance No. 043-21

Garringer stated these are typical items that we have about this time of year. Again, I would anticipate more of these at the end of the fourth quarter around December. Mazur said typically we pass these under suspension. I don't know if you want to reconsider and suspend the prior legislation too. Garringer explained the request for suspension has a lot to do with the timing. These were done in the last quarter of September. To pass with suspension will make it official and we can move forward to the next quarter.

Motion: Comadoll Second: Knepley
to suspend the rule requiring three readings of Ordinance No. 043-21

Roll call vote to approve suspending the rules on Ordinance No. 043-21
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Roll call vote to pass Ordinance No. 043-21 under suspension and emergency.
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Maassel asked if a motion to reconsider suspending the rules on Ordinance No. 042-21 was required? Harmon said a vote was taken on the ordinance itself so, at this point a vote on suspension of the rules could be taken now if you want to.

Motion: Comadoll Second: Knepley
to suspend the rules requiring three readings of Ordinance No. 042-21

Roll call vote to approve suspending the rules for Ordinance No. 042-21
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

SECOND READINGS OF ORDINANCES AND RESOLUTIONS

Ordinance No. 039-21 – Construction/Repair of Sidewalks and Curb

Council President Bialorucki read by title Ordinance No. 039-21, an Ordinance Amending Chapter 913 of the City of Napoleon Codified Ordinances, “Construction and Repair of Sidewalks, Driveways and Abutting Improvements” specifically by Amending Section 913.02, regarding Contribution of Costs by City; Repealing a certain Section of Ordinance No. 111-02; and Declaring an Emergency.

Motion: Knepley Second: Haase
to approve Second Reading of Ordinance No. 039-21

Mazur stated as discussed in previous meetings, this ordinance would allow residents, and the rule already exists, to apply to the City for reimbursement for replacement of curb in front of their residence or business, and to replace sidewalks in front of their residence or business. Right now, the rule is that the City reimburses \$20.00 per linear foot and \$1.50 per square foot of sidewalk. This would essentially be doubled to \$40.00 per linear foot and \$3.00 per square foot. I have not heard of any discussion or comments from the public. We are requesting second read tonight. Durham stated at the last meeting, Councilman Comadoll asked if we are doing enough and should we raise this. After looking into it, I am kind of in the same mind frame. Are we doing enough to credit for the repairs? A did a little bit of research on the costs for the citizens and at \$3.00 per square foot, that is roughly 54% of the average cost for the sidewalk. What is our budget for this? How healthy is that budget? Do we have room where we could potentially do more? Mazur responded there's room. Right now we budget \$25,000 per year that's been the standard number. Some years it gets used more than others but typically we don't break \$10,000. At least in the most recent years we haven't. There are a couple of applications that are pending Lulfs interjected we have three applications that are waiting for this legislation to pass. Mazur continued the word is out. Are we doing enough? I mean that's subjective. Knepley suggested to wait and see how many people apply for reimbursement and how much money is used. Then, next year we could reevaluate it. Mazur noted this is out of our capital budget 400 account which is typically our roads. Durham stated one of the most common complaints that I hear from citizens is *hey why don't you guys do something about xyz sidewalk?* It's not really our responsibility. I would like to do more, I understand we are going to raise it so, if we need some time to evaluate where that puts us, I completely understand. Even with the raise, if we are not passing \$10,000 on a frequent basis, in my mind we still have \$5,000 to play with. Why not bump it up closer to 70% of the average if not more. if we can. Mazur asked Lulfs what is the typical cost for linear foot and square foot? Lulfs replied right now for sidewalks a lot of homeowners are getting about \$10/square foot. Curb is a little tougher as the scale of it dictates the cost per foot. The one I have right now I think the contractor was going to quote the individual around \$1700 to \$1800 and it was going to be about 30 to 40 feet. Durham said I feel like if we can give back to the citizens let's do it but, I do understand we have to keep in mind it's all taxpayer money. Maassel agreed with Knepley. I do not want to raise it double from what it is now and then that \$25,000 is gone by June and would have to turn people away. Let's do this and see where we are. If we have three people waiting, that means you are going to have more demand on that \$25,000. I think we are doing a great thing by doubling what we have and that's a really big gift. The law director asked if there was a motion wanted? Durham explained this is to open it up for conversation. Haase commented we can revisit this next year or whenever. We are doubling it right now and I feel that is enough. Garringer asked let's say we reach the \$25,000 is that a budget increase that they would have to approve later? Mazur said it would be a supplement or we could appropriate from the unencumbered balance of the Capital Fund or transfer from the General Fund. Garringer continued the amount of \$25,000 has never been reached so, it's never been an issue. I would be cautious, if you make it 80%, 90% or even 100% they will get fixed. Mazur said I'm a proponent of walkability and bike ability and think every neighborhood should have that access. There are issues in certain neighborhoods with sidewalks needing repaired and this is the ticket. Bialorucki interjected it is listed in the Ordinance that we are capping it at the budgeted amount of

\$25,000. Garringer stated you can always go back and revisit it but, I would throw caution in that we already have three people waiting so, this is doing what it's supposed to do, it is encouraging people to do the repairs. Mazur reported the size of those are, one is a small curb in front of the driveway, one is pretty significant and I don't know what the other is. Lulfs thought the reimbursements are right around \$1,500-\$2,000. I don't think we have spent \$5,000 this year. Durham asked where can citizens go to get more information on this? Lulfs stated the Engineering Department is in charge of the program however, all the ladies up front have the information as well. Mazur said there are a lot of programs like this one that we can post on the city's website and we share on Facebook to put it out there. Mazur asked just sidewalks or drive aprons too? Lulfs replied drive aprons are the responsibility of the homeowner.

Roll call vote to approve Second Reading of Ordinance No. 039-21
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Ordinance No. 041-21 – Amending Certain Traffic Schedules

Council President Bialorucki read by title Ordinance No. 041-21, an Ordinance Amending Certain City of Napoleon Traffic Schedules, specifically Schedule III “Stop and Yield Intersections,” as listed in the Attached Exhibit A; and Repealing Ordinance No.(s) 096-07, 112-07 and 034-20; and Declaring an Emergency.

Motion: Haase Second: Comadoll
to approve Second Reading of Ordinance No. 041-21

Mazur reported this ordinance would make the intersection of Bales and Westmoreland an all-way stop. I have not heard any comments from the public lately. Lulfs noted the county has approved their portion.

Motion: Comadoll Second: Haase
to suspend the rule for three readings on Ordinance No. 041-21

Bialorucki asked why the request for suspension? Comadoll replied this whole thing is bad. Let's get it done before something happens. I know the Mayor talked today that it is going to probably take until Thanksgiving time/December before we get something. Maassel asked Lulfs how long do they have to be up? Lulfs responded the signs can be put up whenever this legislation passes. We are also putting up “Stop Ahead” signs and we can put up “Traffic Pattern Change” signs. Maassel clarified the stop sign can go up right away. Lulfs said yes, I believe Rathge has ours and the county has theirs. A “Traffic Changing” sign has to be put up if a traffic signal is put up. We have stakes out there where everything will go.

Roll call vote to suspend the rules on Ordinance No. 041-21
Yea-Durham, Haase, Comadoll
Nay-Baer, Bialorucki, Siclair, Knepley

Yea-3, Nay-4. Motion was defeated.

Roll call vote to approve Ordinance No. 041-21 on Second Read
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

THIRD READINGS OF ORDINANCES AND RESOLUTIONS

Resolution No. 036-21 – \$50.00 Surcharge to Employee Health Insurance Premium

Council President Bialorucki read by title Resolution No. 036-21, a Resolution Approving the Addition of a Fifty Dollar (\$50.00) Surcharge to City of Napoleon, Ohio Employee Health Insurance Premiums for the Years 2022, 2023, and 2024, Amending Resolution No. 033-20; and Declaring an Emergency.

Motion: Siclair Second: Knepley
to pass Resolution No. 036-21 on Third Reading

Mazur reported this resolution would allow us to enter into a three-year contract with BORMA. It would be a renewal and implement the internal Wellness Program for three years that coincides with BORMA.

Roll call vote to pass Resolution No. 036-21 on Third Reading
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

Resolution No. 037-21 – Keller Logistics CRA Agreement

Council President Bialorucki read by title Resolution No. 037-21, a Resolution Authorizing a Community Reinvestment Area (CRA) Agreement with Keller Logistics, Inc. within Napoleon CRA #7; and Declaring an Emergency

Motion: Comadoll Second: Durham
to pass Resolution No. 037-21 on Third Reading

Mazur stated Council already passed the ordinance to enter into the Development and Real Estate Purchase Agreement with Keller Logistics. This is for the CRA. The schools have already approved this. We are waiting on a closing date. I think we are honing in on that right now for the property. Just a reminder, it is a 100,000 square foot minimum spec building that Keller Logistics would be building. We are waiting for approval from the OSPI Program from JobsOhio on a funding application that has been submitted to them. Last week Keller Logistics was coming up with additional information that was requested by JobsOhio. Once he provides that information, hopefully there's an approval and we can move forward with the closing and signing of the documents. They are looking to order the building and maybe even break ground this year. They would like to get started right away.

Roll call vote to pass Resolution No. 037-21 on Third Reading
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

Resolution No. 038-21, a Resolution Authorizing the Expenditure of Funds over Twenty-Five Thousand Dollars (\$25,000.00) for the Implementation of an Upgrade of the Wash Water Basin Controls, which was not included in the 2021 Master Bid Resolution, for the City of Napoleon, Ohio Water and Wastewater Treatment Plants, and to Sole Source said Implementation to Koester Corp.; and Declaring an Emergency

Motion: Haase Second: Knepley
to pass Resolution No. 038-21 on Third Reading

Mazur did not have anything new to report on this legislation.

Roll call vote to pass Resolution No. 038-21 on Third Reading
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

GOOD OF THE CITY (Discussion/Action)

Power Supply Cost Adjustment Factor for October, 2021 as 3-month Averaged Factor PSCA \$0.00591 and JV2 \$0.044282

Mazur reported August was a good month with the usage being way up. The billing month is for October but, the usage month is for August. The power supply cost adjustment factor is probably the lowest it has been before the hydro plants kicked in and showed up on our rates.

Motion: Siclair Second: Durham
to approve the Power Supply Cost Adjustment Factor for October, 2021

Roll call vote on the above motion:
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

Ritter Park Path Project, HEN Napoleon Bike & Ped (PID No. 109008)

Mazur asked Lulfs to explain the reason legislation is needed. Lulfs stated we received the TAP Grant for the path project. This is the project that will connect the multi-use path out in the county and run down Jahns Road to Ritter Park and into the park and then connect to the downtown. The grant we received is from ODOT. ODOT operates on a state fiscal year that does not match the City's fiscal year. Two weeks ago we received notification ODOT wants this project awarded by January 14, 2022. This project is not in our 2021 master bid ordinance as we were planning to bid it next year. Since we have to bid it this year, legislation is needed to be able to put this project out for bid. A vast majority of the project is funded through the TAP Grant. I believe the estimate on the project is approximately \$830,000 and the grant is roughly \$800,000. We did receive the grant from ODNR for some of the design in the amount of \$48,000. Bialorucki asked if there is enough time if we have legislation at the next meeting? Lulfs replied we ran the calendar math and you can take two reads on it if you want to and still meet the timeline. However, I will not turn down suspension as that would give more time to advertise. This project will need to be awarded at the first meeting in January, 2022.

Motion: Haase Second: Siclair
to direct the Law Director to draft legislation to be able to go out for bid on the Ritter Park Path Project

Roll call vote on the above motion:
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

Change Order No. 6 (Final) - American Road Improvements Project

Lulfs reported this is the Loves project from last year. Just recently the signals were put up and now we can close the project out. We ran the project because of some of the grant funding that was attached. The City is *not* paying this bill; but, to keep everything clean and since it does go through the City and I can only approve a \$25,000 change order, we thought it should have Council's approval. This cost will be paid by Loves and the change order is to close the project with the final tabulations. Bialorucki asked how will we receive the funds from Loves? Lulfs explained we prepare the pay applications and send them to Maumee Valley Planning Organization (MVPO) who then coordinates the payment between Loves directly to the contractor. We do not see it at all. The pass-through goes through Maumee Valley Planning Organization. Someone had to run the project so my staff and I ran the project and kept the quantities like we would on a city project because of the grant monies that were attached. Bialorucki asked so, there is no physical dollars leaving the city? Lulfs said correct. Mazur pointed out it runs through our books since it is our asset.

Motion: Comadoll Second: Knepley
to approve Change Order No. 6 (Final) for the American Road Improvements Project

Roll call vote on the above motion:
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

Renewal of Recycling Contract with Werlor Waste Control

Lulfs explained over the last few years we have had a one-year extension of our contract with Werlors. When we approached them recently, they requested a three-year extension with no increase in the cost. We have been dealing with Werlors for as long as I have been here. We are requesting to extend the current contract three years instead of one year. Harmon pointed out legislation would be needed for that. Comadoll commented I am thinking it's time that we get rid of this program. We do not have the staff for the recycling program. Last week there was no recycling at my house, it all went in the garbage. Maassel pointed out when you drive around you see those red bins are everywhere and there's usually plastic and paper and those kind of things in there. There is a cost but, there is also a cost of being a leader in recycling. I would rather recycle that stuff and say we as a city recycle instead of taking it all to the landfill. I know there's a cost and understand but, I have no problem paying for recycling and trying to do what we can with the recycling program. Comadoll said you have staffing issues too. They are bringing people out of other departments to do these programs. That is something you guys are going to have to look at during budget time this year. I talk to workers all the time, you need to go out there and physically talk to these guys and see what's going on. Bialorucki said with that being said, if we decide to do a three-year contract and eight months from now we revisit Comadoll's idea, what would it take to get out of that contract? Mazur said we would have to write something like a termination clause in the contract. Harmon stated I would have to check the contract. I do not recall what it says about termination. There's likely a penalty in there for some sort of early termination. Comadoll said it's a good program but when you start throwing recycling in the garbage, you are defeating your purpose. Bialorucki asked who is doing that? Comadoll replied they did that last week, my garbage and recycling all went into the garbage department. Mazur asked was that during cleanup week? Lulfs added to the best of my knowledge we only do that during cleanup week. Mazur stated that is done on occasion during cleanup week. Harmon said it seems like administrative staff is suggesting a three-year extension would be ideal. I don't know what Council thinks of that. Mazur noted the contract expires in December I believe. Bialorucki said all we need to do is make a motion to direct the law director to draft legislation. Mazur said it is an item we can assign to the committee, we have the cleanup week totals and can talk about them in the committee. Knepley pointed out we have talked about this before. Durham asked what is the typical cost increase on the one-year contract for recycling? Mazur responded there hasn't been an increase in three years. Baer said if I understand this right, there is no increase in cost for three years. Siclair stated if they started to not take as many items then essentially that would be an increase. Lulfs said if you are referring to when they no longer accepted glass, that could be an issue however across the industry I haven't heard of anything else coming out. Mazur stated they are all commodities so the prices fluctuate. Steel is up and that helped us in some of our totals with this year's cleanup week. If the chair has a concern over it, I think it's worthy of a discussion in the committee. Comadoll said I'm just stating my opinion and saying we got a contract and it may be time to do something but, that's everybody's decision. Baer stated if this went to a committee which I have no problem with but, would there be enough time to get it through Council if Council would decide to pass that by the deadline? Bialorucki stated what I was thinking was to have the Law Director draft legislation then, we have three reads to have further discussion. If there is other information that we would like from Staff, we can ask. Comadoll said or just put in the termination clause. Harmon pointed out they still have to sign the contract so, the substantive terms could cause a lot more discussion between the parties as we don't know what they would be willing to accept as far as a potential termination clause.

Motion: Bialorucki Second: Knepley
to direct the Law Director to draft legislation for a three-year renewal on the recycling contract with Werlor Waste Control

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

Application for Body-Worn Cameras Grant (Police Department)

Chief Mack reported this grant just became available in the last several months out of the Attorney General's Office. We are asking for permission to apply for it. Our department does not have a body camera program. Bialorucki asked do we know what percentage of the cost this grant would cover? Chief Mack replied the way I understand it, it would be 100%. I say that with a little bit of caution because the information I got last quarter is a little bit different than what I have requested in my capital budget so, there may be about \$4,000 out of \$100,000 that we might have to cover depending on how that comes back. Maassel commented so, we need to spend \$4,000 to get \$100,000 worth of goods? Chief Mack-yeah, if we are successful at getting the grant.

Motion: Comadoll Second: Knepley
to approve applying for the Body-Worn Cameras Grant

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Moratorium for Certain Residential Building Permit Fees

Mazur stated this is something that has been in place for a few years now. Council approved establishing a moratorium on certain construction fees for new buildings specifically for residential. I did talk to a builder today who stated it is appreciated that the city is taking this step and helping incentivize some of the builders to build more residential. I hear more and more that there is still a need for new housing in the community and we are still seeing more construction happening. We did not take this to the committee because the last time we had a committee meeting, it lasted a whole five minutes. So, we are bringing this back to full council to see if this is something Council wants to consider renewing for another year or not. Overall, I think there has been positive feedback.

Motion: Haase Second: Knepley
to direct the Law Director to draft legislation extending the moratorium on certain residential building permit fees for one (1) year.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Review of Council Rules

Bialorucki stated I hope everyone had a chance to take a look at the rules a little bit deeper and familiarize yourself with some of our own rules. If there are any questions, we will entertain them now. If there are enough concerns or questions, we can revisit the Ad-hoc committee. Harmon noted that committee was dissolved so, if you want, you could create that committee and fill it again. Bialorucki said if nobody has any questions or concerns on the rules, we will keep them the way they are make sure we keep them handy and pay attention to the rules.

AROUND THE TABLE

Mazur – I have a request to go into Executive Session related to Economic Development as it relates to request of incentives.

I talked to another housing builder about the Keller Logistics Agreement and construction of the spec building. He was very positive about the project overall saying this is somebody that has been here a long time. These are the things we need that helps him and other businesses when you have this type of growth. He had a lot of positive things to say about the agreement with Keller Logistics. Hopefully we can nail that down and finish it off and see construction next year. Hopefully the jobs come following just like the other one. With JAC Products coming here we saw that cascading effect. It seemed like

right after they came the housing builds and commercial builds were coming back full circle again. I wanted to point out there has been some positive feedback on this. I haven't heard any negative on it.

Harmon – no items for me. Thank-you.

Knepley - I want to give a shout out to the Napoleon Fire Department for the preschool field trip. It was fun to see the kids interact with the Fire Department while they had all their gear on. They did a wonderful job. They talked to the preschoolers and were patient with them. You know how preschoolers can be. They did a great job. I think St. Paul set that up so great job to them!

Comadoll – no items.

Sclair - Congratulations on the award that we received tonight. Thank-you all for your hard work and assuring that we receive that award.

Maassel – I think the auditor said it best, the award goes to the Finance Department but, it's all the other departments working together in all the stuff they do day in and day out that culminates in an award like this. As long as every department is doing what they're supposed to do and tracking the stuff that they're supposed to track, it all flows in the Finance Department. Great job for them! To hear your Finance Department is in the top 3% to 5% in the state for our fiscal stuff speaks well for everybody.

Congratulations again! That goes to the Electric Department who went to AMP and received all kinds of awards. Parks and Rec had a great year in the golf course and at the pool. The Police Department does a great job as does the Fire Department. Everybody just keeps doing such a good job and we have so much to be proud of. Just really proud of where we are right now.

Last time, we talked about budget meetings being on November 11th and November 13th. The Charter says the Mayor has to present a budget and typically that would be on the 15th of November. That is a short amount of time to try and turn that budget into a presentation. We end Saturday at noon and to present the budget that next Monday night is really tight. I'm hoping we can have a Special Council meeting along with the Finance and Budget Committee on Monday, November 22, 2021. I think I will be much better prepared to present the budget at that time and we still can have three reads. The first read would be on November 22, 2021 and there would be two reads in December.

Bialorucki – I would say the same thing about the award tonight. It says a lot for every department. We have had multiple Finance Directors in the last four years and for the city to continue to receive these awards just shows there's a lot of teamwork involved. Not taking away from the Finance Director but, it's nice to know there's collaboration between all of our department heads. I just want to give a shout out to each and every one of them.

Baer – I do not believe we have anything on the agenda for Safety and Human Resources Committee for next week. In the past, we were meeting with the townships in November and again in February. The Fire Chief's recommendation and the previous Finance Director's recommendation was to meet just in February. Mazur said to confirm, I will check with the Clerk and Fire Chief.

Baer continued, how are we progressing on Michigan and North Sheffield? Lulfs replied we placed the curb today. Wednesday and Thursday will be the flat work for the driveways on North Sheffield. They should have put the wedges in on Michigan today so people could access their driveways because they were out of them way too long. Wednesday and Thursday will be flat work. Friday they will probably be doing some more topsoil and then next week sometime will look into milling and possibly paving. Baer – I was just wondering so it didn't get too late. Lulfs - the completion date for that project is the end of the month and we should be real close.

Haase – no items.

Durham - When we were discussing the Ritter Park Area Path Project it made me think, Chad (Lulfs) do you have any idea the amount of grant money that you have worked on and the city being able to receive this year? Lulfs – we will get approximately a \$800,000 grant and have received \$48,000 through ODNR

for the Ritter Park Path Project. We have the highest rated project for Issue II money, there is \$260,000 we will get with the award at the end of next year. We are the highest rated project coming out of Henry County for the stimulus, I don't think it's technically Biden Bucks but, I don't know what this infrastructure money is called they are putting out. I applied for a million dollars towards the Lynne Avenue Improvements. We have \$275,000 for Issue II on Oberhaus that will be this year. I believe there's about \$260,000 on Front and Palmer. There's also the loan money. We got \$14 million for the Wastewater Plant and VanHyning is advertising right now that's \$1.625 million and will probably be at about 0.67%. Durham - my rough calculation is just shy of three and a half million grant money. I just wanted to recognize that and say thank-you.

Garringer – requested an Executive Session for personnel.

The award that was won tonight certainly was nothing that I had anything to do with but, I just want to mention that I inherited five great ladies in my department. They have been nothing but helpful and have been really picking up and teaching me the way. I give them full credit. I told them about the award that we won, this is not just them but they are a big credit to that in my eyes. I do have to state that Kelly put us in a position to succeed. Looking at some of her old files, some of her old spreadsheets and items like that I have been able to pick up on and reuse and move forward. I also have to state there are a lot of things that are in place that Greg Heath did prior to him retiring that put us in a positive position to be able to win this type of award. I have to give credit clear back to him. I mean he really laid the groundwork for that. Mazur has been very helpful during the transition also, especially in this budgeting process and walking me through it. I cannot take any of the credit and I am not going to. I'm just the right person at the right time here.

Bialorucki asked if there are any items for the agenda Finance and Budget Committee meeting for the October 25th meeting? Garringer – no. Bialorucki canceled the Finance and Budget Committee.

EXECUTIVE SESSION

Motion: Siclair Second: Knepley
to go into Executive Session for Economic Development related to requested incentives

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Motion: Knepley Second: Siclair
to go into Executive Session for just personnel

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

City Council went into Executive Session at 8:05 pm.

ADJOURN FROM EXECUTIVE SESSION

Motion: Haase Second: Siclair
to come out of Executive Session for Economic Development related to requested incentives

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Council President Bialorucki reported no action was taken in Executive Session

Motion: Siclair Second: Knepley
to come out of Executive Session on personnel

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

Council President Bialorucki reported no action was taken in Executive Session.

City Council adjourned from Executive Session at 9:05 pm.

APPROVE FINANCIAL REPORTS AND PAYMENT OF BILLS

In the absence of any objections or corrections, the financial reports and payment of bills shall stand approved.

ADJOURN

Motion: Siclair Second: Knepley
to adjourn the City Council meeting at 9:05 pm.

Approved:

November 1, 2021

Joseph D. Bialorucki, Council President

Jason P. Maassel, Mayor

Roxanne Dietrich, Clerk of Council

RESOLUTION NO. 044-21

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS IN EXCESS OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FOR A PROJECT KNOWN AS THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) RITTER PARK AREA PATH PROJECT, WHICH WAS NOT INCLUDED IN THE 2021 MASTER BID LIST, RESOLUTION NO. 062-20, AND AUTHORIZING COMPETITIVE BIDDING IN REGARD THERETO; AND DECLARING AN EMERGENCY

WHEREAS, the Preliminary Ordinance authorizing participation in the Ohio Department of Transportation (ODOT) Ritter Park Area Path Project, Resolution No. 016-18, was unanimously passed by Council on April 2, 2018; and,

WHEREAS, the City of Napoleon Department of Public Works now desires to move forward with the ODOT Ritter Park Area Path Project; and,

WHEREAS, this Resolution authorizes the City to cooperate with the Director of Transportation for the described project; and,

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described path project and has transmitted copies of the same to this legislative authority; and,

WHEREAS, this Project was not included in the annual Master Bid List, Resolution No. 062-20, and that the cost of this project exceeds twenty-five thousand dollars (\$25,000); and,

WHEREAS, Council desires the Director of Transportation to proceed with the aforesaid path project; **Now therefore**,

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

Section 1. That, the expenditure of funds in excess of twenty-five thousand dollars (\$25,000) for the Ohio Department of Transportation (ODOT) Ritter Park Area PATH project is hereby authorized as a necessary public expenditure.

Section 2. That, this Project shall be competitively bid.

Section 3. That, the Council approves the specifications, plans, agreements, and other related bid documents; moreover, the City Manager is hereby authorized to advertise and receive bids for the project referenced in Section 1 of this Resolution. If a contract for said project is approved for award to a successful bidder (lowest and best) as a result of a competitive bid, the City Manager is authorized and directed to enter into a contract with the successful bidder.

Section 4. That, Council reserves the right, by motion of Council, to approve for award, direct no award, reject all or some bids, or rebid, when deemed in the best interest of the City; moreover, Council may waive any informalities in the bidding process.

Section 5. 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 6. 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 7. 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 to allow for the improvements to public property to assure safety to our motoring public; 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. Further, the Emergency Clause is necessary to begin the bidding process in a timely manner, and for further reasons as stated in the Preamble hereof.

Passed: _____
Joseph D. Bialorucki, Council President

Approved: _____
Jason P. Maassel, Mayor

VOTE ON PASSAGE ____ Yea ____ Nay ____ Abstain

Attest:

Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 044-21 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2021; & 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.

Roxanne Dietrich, interim Clerk of Council

RESOLUTION NO. 045-21

A RESOLUTION AUTHORIZING THE CITY MANAGER TO RENEW A CONTRACT WITH WERLOR WASTE CONTROL & RECYCLING, INC. WITHOUT THE NECESSITY OF PUBLIC BIDDING; AND DECLARING AN EMERGENCY

WHEREAS, an agreement was entered into on or about December 1, 2017 with Werlor Waste Control & Recycling, Inc. for the purpose of recycling processing; and,

WHEREAS, the agreement contained a Reopening Clause which provided for an extension of the agreement, with written notice to be presented three (3) months in advance; and,

WHEREAS, the current agreement expires on December 1, 2021; and,

WHEREAS, the Company has expressed its willingness to renew the current agreement under the same terms and conditions, for a three (3) year term, thereby resulting in savings to our residents; and,

WHEREAS, the City is a chartered municipality and now desires to exercise its Home Rule powers regarding such contracts; and,

WHEREAS, it is the opinion of this Council that it is in the best interest of the City of Napoleon to eliminate the necessity for competitive bidding in this instance, as permitted in Article VI, Section 6.05 of the Charter of the City of Napoleon and Napoleon Codified Ordinance 106.04; **Now Therefore**,

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

Section 1. That, notwithstanding any provision of law, resolution, or ordinance to the contrary, pursuant to Article VI, Section 6.05 of the Charter of the City of Napoleon and Napoleon Codified Ordinance 106.04 a renewal of the contract with Werlor Waste Control & Recycling, Inc. is hereby authorized pursuant to the terms and conditions currently on file with the Clerk of Council, subject to any nonmaterial changes deemed necessary by the City Manager and approved as to form and correctness by the Law Director; moreover, the expenditure of funds is also authorized as a necessary proper public expenditure.

Section 2. That, it is the finding of this Council that it is in the best interest of the City and its inhabitants to eliminate the necessity for public bidding for the reasons stated in the preamble of this Resolution.

Section 3. That, the City Manager is authorized and directed to enter into the aforementioned contract renewal.

Section 4. 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 5. 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 6. 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 to allow for the timely processing or waste and recyclables; 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. Further, the Emergency Clause is necessary to begin the purchasing process in a timely manner, and for further reasons as stated in the Preamble hereof.

Passed: _____
Joseph D. Bialorucki, Council President

Approved: _____
Jason P. Maassel, Mayor

VOTE ON PASSAGE ____ Yea ____ Nay ____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 045-21 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2021; & 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.

Roxanne Dietrich, Clerk of Council

RESOLUTION NO. 046-21

A RESOLUTION EXTENDING THE PROVISIONS CONTAINED IN ORDINANCE NO. 021-18 AND RESOLUTION NO.(S) 086-19 AND 072-20, WHEREIN COUNCIL IMPOSED A TEMPORARY REDUCTION AND/OR TEMPORARY ELIMINATION OF CERTAIN RESIDENTIAL BUILDING PERMIT FEES; AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon Municipal Properties, Buildings, Land Use and Economic Development Committee met on March 12, 2018 and, in order to increase economic development within the City, determined it appropriate to temporarily waive and/or reduce certain City fees for new construction of residences commencing July 1, 2018 and continuing through December 31, 2019; and,

WHEREAS, upon recommendation of the City Municipal Properties, Buildings, Land Use and Economic Development Committee, Council deemed it prudent to temporarily waive and/or reduce certain City fees for new construction of residences commencing July 1, 2018 and ending December 31, 2019; and,

WHEREAS, City Council previously enacted a twelve (12) month extension to the previously passed Ordinance in Resolution No. 086-19, passed unanimously on December 16, 2019, in an effort to continue the trend of increased economic development within the City, ending December 31, 2020; and,

WHEREAS, City Council previously enacted a twelve (12) month extension to the previously passed Ordinance in Resolution No. 072-20, passed unanimously on January 4, 2020, in an effort to continue the trend of increased economic development within the City, ending December 31, 2021; and,

WHEREAS, City Council now deems it appropriate to enact another twelve (12) month extension to the previously passed Ordinance and Resolution, ending December 31, 2022; and,

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Napoleon, Ohio, and its citizens, and to provide for the efficient daily operation of all City Departments, City Council finds that an emergency exists regarding the aforesaid, and that it is advisable that this Resolution be declared an emergency measure which will take immediate effect in accordance with Rule 6.3 of the Rules and Regulations of City Council, City of Napoleon, Ohio, upon its adoption; **Now Therefore,**

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

Section 1. That this Council hereby extends by twelve (12) months the provisions contained in Ordinance No. 021-18 and Resolution No.(s) 086-19 and 072-20, wherein Council previously imposed a temporary reduction and/or temporary elimination of certain residential building permit fees.

Section 2. That, this extension shall become effective December 31, 2021 shall remain in effect for twelve (12) months, through December 31, 2022, and, thereafter, upon a majority vote of City Council, may be continued in effect, if City Council finds such continuance is conducive to the trend of increasing economic development in the City and to allow sufficient time for the

Municipal Properties, Buildings, Land Use and Economic Development Committee or other City departments, committees, or commissions to complete the research and recommendation of what action, if any, the City of Napoleon should take to safeguard the public health, safety and welfare through the provision of waiving said building fees to increase economic development within the City.

Section 3. That, this City Council finds and determines 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 4. That, for all the reasons stated herein, 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; 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. Further, the Emergency Clause is necessary to enter into the stated extension in a timely manner which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 046-21 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2021; & 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.

Roxanne Dietrich, Clerk of Council

ORDINANCE NO. 039-21

AN ORDINANCE AMENDING CHAPTER 913 OF THE CITY OF NAPOLEON CODIFIED ORDINANCES, “CONSTRUCTION AND REPAIR OF SIDEWALKS, DRIVEWAYS AND ABUTTING IMPROVEMENTS” SPECIFICALLY BY AMENDING SECTION 913.02, REGARDING CONTRIBUTION OF COSTS BY CITY; REPEALING A CERTAIN SECTION OF ORDINANCE NO. 111-02; AND DECLARING AN EMERGENCY

WHEREAS, the Municipal Properties, Buildings, Land Use and Economic Development Committee met in a regular meeting on September 13, 2021, and reviewed proposed changes to Chapter 913, Section 913.02 of the City of Napoleon, Ohio Codified Ordinances regarding the payment of costs arising from reconstruction and repair of sidewalks, driveway aprons and abutting improvements thereto; and,

WHEREAS, the Municipal Properties, Buildings, Land Use and Economic Development Committee recommended that the amount currently being paid by the City of Napoleon for the Curb and Sidewalk Replacement Program be increased, capping the budgeted amount at twenty-five thousand dollars (\$25,000.00); **Now Therefore**,

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

Section 1. That, Chapter 913, Section 913.02 of the Codified Ordinances of the City of Napoleon, Ohio shall be hereby amended and enacted as follows:

“913.02 Payment of Costs Arising from Reconstruction and Repair.

(a) The City may participate in the payment of costs for or arising from the voluntary reconstruction, repair or replacement of sidewalks, driveway aprons and abutting improvements thereto, which are situated in the City and within the public right-of-way, by paying a portion of the costs of the sidewalk and abutting improvements in the amounts contained in this paragraph, but only if such work and such costs are first approved in writing by the City Engineer and sufficient funds therefor have been appropriated by the City. Nothing contained herein shall prohibit any person from paying all or any portion of such costs that the City might otherwise pay pursuant to this division.

- (1) ~~\$20.00~~ \$40.00 per linear foot for curb and/or gutter.
- (2) 100% drainage structure.
- (3) 0% driveway apron.
- (4) 100% of curb and/or gutter and sidewalk within the street intersection radius.
- (5) ~~\$1.50~~ \$3.00 per square foot of sidewalk.

(b) The property owner shall bear the entire cost of sidewalks that have never been constructed, except where otherwise prohibited by law; moreover, the property owner shall bear the entire costs for any extensions of sidewalks, driveway aprons, abutting improvements.

(c) To the extent required by law, all such participation by the City in the payment of such costs shall be in compliance with the prevailing wage laws of the State, as the same may be amended from time to time. For any project involving the reconstruction, replacement or repair of sidewalks, driveway aprons, and/or abutting improvements where the City contributes to the costs, competitive bidding is eliminated in the best interest of the City without further necessity of legislation of Council.”

Section 2. That, Section 913.02 of Chapter 913 of the Codified Ordinances of the City of Napoleon, Ohio, as existed prior to the enactment of this Ordinance is repealed upon the effective date of this Ordinance.

Section 3. That, all other Sections of Chapter 913 of the Codified Ordinances of the City of Napoleon, Ohio, as existed prior to the enactment of this Ordinance shall remain in full force and effect.

Section 4. That, Section 2 of Ordinance No. 111-02, as existed prior to the enactment of this Ordinance is repealed upon the effective date of this Ordinance.

Section 5. That, all other Sections of Ordinance No. 111-02 as existed prior to the enactment of this Ordinance shall remain in full force and effect.

Section 6. 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 7. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance 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 8. That, this Ordinance 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, 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. Further, the Emergency Clause is necessary to effectuate the stated process in a timely manner which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Passed: _____
Joseph D. Bialorucki, Council President

Approved: _____
Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 039-21 was duly published in the Northwest Signal, a newspaper of general circulation in said City on the ____ day of _____, 2021; 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.

Roxanne Dietrich, Clerk of Council

ORDINANCE NO. 041-21

AN ORDINANCE AMENDING CERTAIN CITY OF NAPOLEON TRAFFIC SCHEDULES, SPECIFICALLY SCHEDULE III, "STOP AND YIELD INTERSECTIONS," AS LISTED IN THE ATTACHED EXHIBIT A; AND REPEALING ORDINANCE NO.(S) 096-07, 112-07 AND 034-20; AND DECLARING AN EMERGENCY

WHEREAS, the City Manager, pursuant to authority granted in the Charter of the City of Napoleon, establishes traffic control in the City of Napoleon; and,

WHEREAS, the current traffic schedules, parking time limits and parking restrictions need to be updated on certain City streets as provided in the attached Exhibit A; **Now Therefore**,

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

Section 1. That, the City of Napoleon Ohio hereby amends Schedule III of the City of Napoleon Traffic Schedules to reflect changes made to certain stop and yield intersections, signals and alleys within the City, as provided in the attached Exhibit A, attached hereto and made a part hereof this Ordinance.

Section 2. That any changes needed to pages, page numbers, or appendixes are hereby approved to accommodate for the above amendment.

Section 3. That, Ordinance No.(s) 096-07, 112-07 and 034-20 as existed prior to the enactment of this Ordinance, are repealed in their entirety.

Section 4. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance 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 5. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 6. That, this Ordinance 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 to assure the prompt and efficient conduct of the municipal operations related to public peace, health or safety of the City; therefore, provided it receives the required number of votes for passage as emergency legislation it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to begin enforcement in a timely manner which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Passed: _____
Joseph D. Bialorucki, Council President

Approved: _____
Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 041-21 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2021; & 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.

Roxanne Dietrich, Clerk of Council

Exhibit A – Ord. No. 041-21

Schedule I – On-Street Parking Prohibited

Street	From	To	Prohibited Side(s)
American Road	Oakwood Ave.	Enterprise Ave.	Both
Appian Ave.	108 feet north of the intersection of Beckham St. and Appian Ave.	Corporation Limits	E.
Arden Ct.	Washington St.	Main St.	W.
Avon Pl.	Washington St.	Riverview Ave.	Both; except in area posted for special parking
Bales Rd.	Glenwood Ave.	Corporation Limits	Both
Barnes Ave., E.	Perry St., S.	Fifth St.	Both
Barnes Ave., W.	Perry St., S.	Maumee Ave., W.	Both
Bauman Place	Lakeview Dr.	Dead End	Both
Becca Ln.	Sedward Ave.	Dead End N. of Thershan	S.
Beckham St.	Appian Ave.	Corporation Limits	Both
Becklee Dr.	Scott St., N. (S.R.108)	To street end	Inner portion of the street
Bonaparte Dr.	Dead End (West)	Scott St., N. (S.R.108)	N.
Bordeaux Dr.	Duquesne Dr.	Sedward Ave.	West
Briarcliff Dr.	Rohm Dr	Buckeye Ln.	Inside of loop
Briarheath Ave.	Bales Rd.	Clairmont Ave.	E.
Broadmoore Ave.	Bales Rd.	Chelsea Ave.	W.
Brownell Ave.	Perry St., S.	East of Fifth St.	Both
Buckeye Ln.	Riverview Ave., W.	Cul-de-sac	S.
Cambridge St.	Appian Ave.	Beckham St.	W.
Capri Dr.	Bordeaux Dr.	Lemans Dr.	N.

Carey St.	Scott St.	Woodlawn Ave.	Both
Chelsea Ave.	Bales Rd.	Bales Rd.	S. & E.
Chesterfield Dr	Cul-de-sac W. of Neward	Cul-de-sac East of Sedward	S.
Clairmont Ave.	Glenwood Ave.	Briarheath Ave.	N.
Clairmont Ave.	Glenwood Ave.	Kenilworth Ave.	S.
Clairmont Ave.	Woodlawn Ave.	Kenilworth Ave.	N.
Clairmont Ave.	Woodlawn Ave.	Entire 600' west of Woodlawn Ave.	S.
Clairmont Ave.	Briarheath Ave.	Westmoreland Ave.	Both
Cliff St.	Maumee Ave., E.	Dead End	Both
Clinton St., E.	Monroe St.	Riverview Ave.	S.
Clinton St., W	Sheffield Ave.	Haley Ave.	S.
Clinton St., W.	Scott St.	Clinton St., W. (205 feet East of Scott St.)	N. (except in area posted for special parking)
Clinton St., W.	Woodlawn Ave.	Haley Ave.	N.
Commerce Dr.	Interchange Dr.	Riverview Ave., E.	Both
Cripple Creek Ct.	Jahns Rd.	Cul-de-sac	W.
Daggett Dr.	Huddle Rd.	Maumee Ave., W.	E.
Depot St.	Oakwood Ave.	Maple St.	Both
Derome Dr.	Northcrest Dr., E. end	Northcrest Dr., W. end	S.
Detroit Ave.	Yeager St.	Dead End	W.
Dodd St.	Scott St.	Cul-de-sac	W.
Duquesne Dr.	Bordeaux Dr.	Lemans Dr.	S.
Duquesne Dr.	Jahns Rd.	Bordeaux Dr.	Both
Enterprise Ave.	Riverview Ave., E.	American Road	Both

Enterprise Ave.	American Road	Corporation Limits	E.
Erie St.	Washington St.	Railroad right-of-way	W.
Euclid Ave.	Appian Ave.	Last St.	S.
Fair St.	Oakwood Ave.	Dead End	S.
Fairview Dr.	Maumee Ave., W.	Dead End	Both
Fifth St.	Meekison St.	Rohrs St.	E.
Fifth St.	Rohrs St.	Raymond St.	W.
Fillmore St.	Oakwood Ave.	Railroad right-of-way	S.
Fillmore St.	E. Riverview Ave.	Railroad right-of-way	Both
First St.	Maumee Ave., W.	Pontious Pl. R/W	Both
Fourth St.	Meekison St.	Rohrs St.	Both
Freedom Dr.	Corporation Limits	Corporation Limits	Both
Front St., E.	Perry St., N.	Jefferson St.	S.
Front St., W.	Perry St., N.	Riverview Ave., W.	Both
Garden St.	Riverview Ave.	Park St.	W.
Glenbrook Ct.	Harmony Dr.	Cul-de-sac	W.
Glenwood Ave.	Riverview Ave., W.	Corporation Limits	Both
Graceway Dr., E.	Maumee Ave., W.	Graceway Dr., W.	W.
Graceway Dr., W.	Huddle Rd.	Graceway Dr., E.	W.
Haley Ave.	Woodlawn Ave.	Riverview Ave.	W.
Harmony Dr.	Glenwood Ave.	Harmony Dr., N.	Inner Loop
Harmony Dr., N.	Glenwood Ave.	Indiana Ave.	S.
High St.	Haley Ave.	Lumbard St.	S.
Highland Ave.	Woodlawn Ave.	Lagrange St.	E.
Hobson St.	Clinton St., E.	Oakwood Ave.	E.

Hobson St.	Washington St.	Clinton St.	E.
Hobson St.	Riverview Ave.	Main St. (30 feet South of alley)	E.
Hobson St.	Front St.	Alley (between Front St. & Main St.)	W.
Huddle Rd.	Perry St., S.	Maumee Ave., W.	N.
Hudson St.	Oakwood Ave.	Dead End	Both
Hurst Dr., N.-S.	Riverview Ave., W.	Hurst Dr., E.-W.	W.
Hurst Dr., E.-W.	Hurst Dr., N.-S.	Jahns Rd.	S.
Independence Dr.	Oakwood Ave.	Enterprise Ave.	Both
Indiana Ave.	Lagrange St.	N. Harmony Dr.	E.
Indiana Ave.	Oakdale Dr.	Lagrange St.	Both
Indiana Ave.	Woodlawn Ave.	Oakdale Dr.	E.
Industrial Dr.	Riverview Ave., E.	Twp. Rd. R-3	Both
Interchange Dr.	Commerce Dr.	Industrial Dr.	Both
Jahns Rd.	Riverview Ave., W.	Corporation Limits	Both
Jefferson St.	Front St., E.	Washington St., E.	W.
Joliette Dr.	Duquesne Dr.	Capri Dr.	E.
Kenilworth Ave.	Clairmont Ave.	Briarheath Ave.	N.
KenJames Ct.	Bonaparte Dr.	Dead End	E.
Knape St.	Perry St., N.	Dead End	Both
Kolbe St.	Woodlawn Ave.	Scott St.	S.
Lafayette Dr.	Duquesne Dr.	Capri Dr.	E.
Lagrange St.	Dodd St.	Willard St.	Both
Lagrange St.	Willard St.	Indiana Ave.	N.
Lakeview Dr.	Oakwood Ave.	Cul-de-sac	Both

Lamar Ln.	Riverview Ave., E.	Cul-de-sac	E.
Last St.	Euclid St.	Beckham St.	W.
Lemans Dr.	Vincennes Dr.	Capri Dr.	E.
Leonard St.	Haley Ave.	Norton St.	S.
Lumbard St.	Clinton St.	Woodlawn Ave.	E.
Lynne Ave.	Glenwood Ave.	West Dead End	N.
Lynne Ave.	Glenwood Ave.	East Dead End	S.
Lynne Ave.	Westmoreland Ave.	East Dead End	N.
Main St., E.	Hobson St.	Stout St.	N.
Main St., W.	Avon Pl.	Glenwood Ave.	S.
Maple St.	Shelby St.	Clinton St., E.	W.
Maumee Ave., E.	Perry St., S.	Corporation Limits	Both
Maumee Ave., W.	Perry St.	Corporation Limits	S.
Maumee Ave., W.	69.37' from centerline of Daggett Dr. going E.	95.49' from centerline of Daggett Dr. going W.	N.
Maumee Ln.	Cul-de-sac at the South end	Maumee Ave., E.	E.
Maumee Ln.	Maumee Ave., E.	150 feet South of Maumee Ave., E.	W.
Meekison St.	Appian Ave.	Perry St., S.	S.
Melody Ln.	Glenwood Ave.	Indiana Ave.	N.
Michigan Ave.	Woodlawn Ave.	Lagrange St.	W.
Monroe St.	Fillmore St.	Clinton St., E.	W.
Monroe St.	Front St.	Riverview Ave., E.	w.
Monroe St.	Main St., E.	Eiverview Ave., E.	e.
Neward Dr.	Riverview Ave., W.	Becca Ln.	W.

North St.	Oakwood Ave.	Perry St., N.	Both
Northcrest Circle	Northcrest Dr.	Cul-de-sac	E.
Northcrest Dr.	Oakwood Ave.	Derome Dr.	S.
Norton St.	Park St.	Leonard St.	W.
Norton St.	Leonard St.	Dead End	Both
Oak St.	First St.	Daggett Dr.	Both
Oakdale Dr.	Glenwood Ave.	Indiana Ave.	N.
Oakwood Ave.	Fillmore St.	Railroad St.	E.
Oakwood Ave.	Railroad St.	Corporation Limits	Both
Ohio St.	Glenwood Ave.	Scott St.	S.
Old Creek Dr.	Oakwood Ave.	Cul-de-sac	S.
Old School Dr.	Clairmont Ave.	Cul-de-sac	both
Orchard Ln.	Riverview Ave., W.	Briarcliff Dr., E.	S.
Orchard Ln.	Briarcliff Dr., E.	Briarcliff Dr., W.	N.
Orwig Ave.	W. Washington St.	Welsted St.	W.
Oxford St.	Appian Ave.	Cambridge St.	E.
Park Ct.	Park St.	Dead End	W.
Park Lane Dr.	Park St.	Cul-de-sac	W.
Park St.	Sheffield Ave.	Glenwood Ave.	North
Park St.	Riverview Ave., W.	Norton Ave.	North
Park St.	Norton Ave.	Sheffield Ave.	North
Perry St., N.	First alley North of Oakwood Ave.	Yeager St.	W.
Perry St., S. (S.R. 108)	Maumee River Bridge	Corporation Limit South	Both
Pontious Pl.	Perry St.	First St.	S.

Railroad St.	Scott St.	Perry St., N.	N.
Raymond St.	Perry St., S.	Third St.	N.
Raymond St.	Fifth St.	Dead End	Both
Reynolds St.	On Bridge		Both
Reynolds St.	Woodlawn Ave.	To Bridge	W.
Reynolds St.	Ohio St.	To Bridge	E.
Richmar Ln.	Indiana Ave.	Dead End	Both
Riverview Ave., W.	Perry St.	Corporation Limits	Both
Riverview Ave., E.	Perry St.	Corporation Limits	Both
Robinwood Ave.	Main St., W.	Welsted St.	W.
Rohm Dr.	Buckeye Ln.	Briarcliff Dr.	N.
Rohrs Ave.	Perry St., S.	Dead End, E. of Fifth St.	N.
Romain Ave.	Washington St.	Clinton St.	W.
Scott St.	Front St., W.	Main St., W.	Both
Scott St.	Clinton St.	North Corporation Limits	Both, except that part of Scott St. between Clinton St. and Shelby St., E. side in area posted for special parking
Second St.	Dead End, N.	Dead End, S.	Both
Sedward Ave.	Riverview Ave., W.	Dead End N. of Becca Ln.	W.
Sheffield Ave.	Riverview Ave.	Clinton St., W.	W.
Sheffield Ave., N.	Woodlawn Ave.	Lagrange St.	E.
Shelby St.	Perry St.	Maple St.	Both
Short St.	Appian Ave.	Cliff St.	Both
Spruce St.	Euclid St.	Beckham St.	Both
Stevenson St.	Carey St.	Lagrange St.	Both

Stout St.	Main St., E.	Riverview Ave.	W.
Strong St.	Sheffield Ave.	Haley Ave.	S.
Sycamore Dr.	Hurst Dr.	Jahns Rd.	S.
Taylor Dr.	Glenwood Ave.	Cul-de-sac	N.
Thershan Dr.	Becca Ln.	Cul-de-sac	W.
Third St.	Meekison St.	Williams St. (platted)	W.
Township Rd. P-3	Maumee Ave., E.	Corporation Limits	S.
Township Rd. R	Oakwood Ave.	Scott St., N.	S.
Trail Dr.	Scott St., N.	Dead End, S.	Both
Tyler St.	Washington St.	Clinton St.	W.
Union St.	Oakwood Ave.	Dead End	Both
Vincennes Dr.	Duquesne Dr.	Lemans Dr.	S.
Vine St.	Main St., W.	Welsted St.	E.
Vocke St.	Fillmore St.	Dead End	Both
Walnut St.	Daggett Dr.	Dead End	Both
Washington St., E.	Riverview Ave.	Wastewater Treatment	N.
Washington St., W.	Webster St.	Glenwood Ave.	N.
Washington St., W.	Scott St.	Webster St.	S. (except in area posted for special parking)
Wayne Park Dr.	Easterly intersection of Riverview Ave., W.	250' W. of easterly intersection of Riverview Ave.	Both
Wayne Park Dr.	250' W. of Riverview Ave.	Co. Rd. M1	N.
Wayne Park Dr.	Co. Rd. M1	Westerly Intersection of Riverview Ave., W.	S.
Wayne St.	Riverview Ave., E.	Main St., W.	E.

Welsted St.	Glenwood Ave.	Avon Pl.	S.
Westchester Ave.	Briarheath Ave.	Kenilworth Ave.	N.
Westchester Ave.	Kenilworth Ave.	Briarheath Ave.	S. (4 hr. parking)
Westmont Ave.	Briarheath Ave.	Glenwood Ave.	N.
Westmoreland Ave.	Clairmont Ave.	Bales Rd.	E.
Westwood Ave.	Harmony Dr., S.	Harmony Dr., N.	E.
Willard St.	Woodlawn Ave.	Lagrange St.	E.
Williamsburg Ave.	Becca Ln.	Dead End	S.
Wood Dr.	Scott St., N.	Cul-de-sac	Both
Woodlawn Ave.	Clinton St., W.	Corporation Limits	Both
Woodlawn Ct.	Woodlawn Ave.	High St.	E.
Yeager St.	Oakwood Ave.	Dodd St.	Both

Schedule III – Stop and Yield Intersections

<u><i>STOP STREET</i></u>	<u><i>RIGHT-OF-WAY</i></u>
American Road	Oakwood Ave.
American Road	Enterprise Ave.
Arden Ct.	Main St.
Arden Ct.	Washington St., W.
Avon Pl.	Riverview Ave., W. - Rt. 424
Avon Pl.	Washington St., W.
Barnes Ave., E.	Fifth St.
Barnes Ave., W.	Maumee Ave., W.
Barnes Ave., E. & W.	Perry St., S.
Bauman Pl.	Lakeview Dr.
Becca Ln.	Seward Ave.
Beckham St.	Appian Ave.
Becklee Dr. (northbound)	Becklee Dr. (inbound)
Becklee Dr.	Scott St. (S.R. 108)
Becklee Dr.	Becklee Dr. (South of cul-de-sac)
Boatramp (both ends)	Riverview Ave. - Rt. 424
Boatramp (both sides)	Launch area
Bonaparte Dr.	Scott St. (S.R. 108)
Bordeaux Dr.	Duquesne Dr.
Bordeaux Dr.	Seward Ave.
Briarcliff Dr. (east intersection)	Orchard Ln.
Briarcliff Dr. (east intersection)	Rohm Dr.
Briarcliff Dr. (west end)	Buckeye Ln.
Briarheath Ave.	Bales Rd.
Broadmoor Ave.	Bales Rd.
Broadmoor Ave.	Chelsea Ave.

Brownell Ave.	Perry St., S.
Buckeye Ln.	Riverview Ave., W. - Rt. 424
Cambridge St.	Appian Ave.
Canal St. (both ends)	Riverview Ave., E. - Rt. 424
Capri Dr.	Bordeaux Dr.
Carey St.	Scott St.
Carey St.	Woodlawn Ave.
Chelsea Ave.	Bales Rd. (Eastern intersection)
Chelsea Ave.	Bales Rd. (Western intersection)
Chesterfield Dr.	Neward Dr.
Chesterfield Dr.	Sedward Ave.
Clairmont Ave.	Glenwood Ave.
Clairmont Ave.	Westmoreland Ave.
Cliff St.	Maumee Ave.
Clinton St., W.	Haley Ave.
Clinton St., E.	Riverview Ave., E. - Rt. 424
Clinton St., W. (eastbound only 3-way stop)	Sheffield St.
Commerce Dr.	Riverview Ave., E. - Rt. 424
Courtland Dr.	Scott St.
Cripple Creek Ct.	Jahns Rd.
Daggett Dr.	Huddle Rd.
Daggett Dr.	Maumee Ave., W.
Depot St.	Fillmore St.
Depot St.	Hobson St.
Depot St.	Oakwood Ave.
Derome Dr.	Northcrest Dr.
Detroit Ave.	Yeager St.
Dodd St.	Scott St.
Dodd St.	Yeager St.

Duquesne Dr.	Jahns Rd.
Duquesne Dr.	Lemans Dr.
Enterprise Ave.	Riverview Ave., E. - Rt. 424
Erie St.	Washington St., W.
Euclid Ave.	Appian Ave.
Fair St.	Oakwood Ave.
Fairview Dr.	Maumee Ave., W.
Fifth St.	Brownell Ave.
Fifth St.	Meekison St.
Fifth St.	Rohrs Ave.
Fillmore St.	Hobson St.
Fillmore St.	Riverview Ave., E.
Fillmore St.	Oakwood Ave.
First St.	Barnes Ave., W.
First St.	Maumee Ave., W.
First St.	Oak St.
Fourth St.	Barnes Ave., E.
Fourth St.	Brownell Ave.
Fourth St.	Meekison St.
Fourth St.	Rohrs Ave.
Freedom Dr.	Oakwood Ave.
Front St., W.	Riverview Ave., W.
Garden St.	Park St.
Garden St.	Riverview Ave., W. - Rt. 424
Glenbrook Ct.	Harmony Dr.
Glenwood Ave.	Riverview Ave., W., - Rt. 424
Glenwood Ave.	Rt. 6 & Rt. 24 by-pass
Glenwood Park	Glenwood Ave.
Graceway Dr., E. (S. end)	Graceway Dr., W.

Graceway Dr., E.	Maumee Ave., W.
Graceway Dr., W. (N. end)	Graceway Dr., E.
Graceway Dr., W.	Huddle Rd.
Haley Ave.	Riverview Ave., E. - Rt. 424
Haley Ave.	Woodlawn Ave.
Harmony Dr.	Glenwood Ave.
Harmony Dr., N.	Indiana Ave.
Harmony Dr., N.	Glenwood Ave.
High St.	Haley Ave.
High St.	Lumbard St.
Highland Ave.	Ohio St.
Highland Ave.	Lagrange St.
Highland Ave.	Woodlawn Ave.
Hobson St.	Clinton St., W.
Hobson St.	Front St., E.
Hobson St.	Oakwood Ave.
Hobson St.	Riverview Ave., E.
Hobson St.	Washington St., W.
Huddle Rd.	Maumee Ave., E.
Huddle Rd.	Perry St., S.
Hurst Dr.	Riverview Ave., W.
Hurst Dr.	Jahns Rd.
Independence Dr.	Oakwood Ave.
Independence Dr.	Enterprise Ave.
Indiana Ave.	Woodlawn Ave.
Interchange Dr.	Industrial Dr.
Interstate Dr.	Enterprise Ave.
Jahns Rd.	Riverview Ave., W.
Jefferson St.	Clinton St., E.

Jefferson St.	Front St., E.
Jefferson St.	Washington St., E.
Joliette Dr.	Capri Dr.
Joliette Dr.	Duquesne Dr.
Kenilworth Ave.	Briarheath Ave.
Kenilworth Ave.	Clairmont Ave.
Kenilworth Ave.	Glenwood Ave.
KenJames Ct.	Bonaparte Dr.
Kolbe St.	Scott St.
Kolbe St.	Woodlawn Ave.
Lafayette Dr.	Capri Dr.
Lafayette Dr.	Duquesne Dr.
Lagrange St.	Indiana Ave.
Lakeview Dr.	Oakwood Ave.
Lamar Ln.	Riverview Ave., E. - Rt. 424
Last St.	Beckham St.
Lemans Dr.	Capri Dr.
Leonard St.	Haley Ave.
Leonard St.	Norton Ave.
Lumbard St.	Clinton St.
Lumbard St.	Woodlawn Ave.
Lynne Ave.	Glenwood Ave.
Lynne Ave.	Westmoreland Ave.
Main St., W.	Avon Pl.
Main St., W.	Glenwood Ave.
Main St., W.	Haley Ave.
Main St., E.	Monroe St.
Main St., W.	Perry St., N.
Main St., E.	Stout St.

Main St., W.	Sheffield St.
Maple St.	Clinton St., E.
Maple St.	Fillmore St.
Martha Ln.	Hurst Dr.
Maumee Ln.	Maumee Ave., E.
Meekison St.	Appian Ave.
Meekison St.	Perry St., S.
Melody Ln., W.	Glenwood Ave.
Melody Ln.	Indiana Ave.
Meyerholtz Pk.	Riverview Ave., W.
Michigan Ave.	Lagrange St.
Michigan Ave.	Ohio St.
Michigan Ave.	Woodlawn Ave.
Monroe St.	Fillmore St.
Monroe St.	Front St.
Monroe St.	Oakwood Ave.
Monroe St.	Riverview Ave., E. - Rt. 424
Neward Dr.	Becca Ln.
Neward Dr.	Riverview Ave., W.
North St.	Oakwood Ave.
North St.	Perry St., N.
Northcrest Dr.	Oakwood Ave.
Northcrest Cl.	Northcrest Dr.
Norton Ave.	Main St., W.
Norton Ave.	Park St.
Norton Ave.	Strong St.
Norton Ave.	Welsted St.
Oak St.	Daggett Ave.
Oakdale Dr.	Indiana Ave.

Oakdale Dr.	Glenwood Ave.
Oakwood Ave.	Perry St., N.
Oakwood Park	Oakwood Ave.
Oberhaus Park	Maumee Ave., W.
Ohio St.	Glenwood Ave.
Ohio St.	Scott St.
Old Creek Dr.	Oakwood Dr.
Old School Dr.	Clairmont Ave.
Orchard Ln.	Briarcliff Dr.
Orchard Ln.	Riverview Ave., W.
Orwig Ave.	Main St., W.
Orwig Ave.	Washington St., W.
Orwig Ave.	Welsted St.
Oxford St.	Appian Ave.
Park Ln.	Park St.
Park Pl.	Park St.
Park St.	Glenwood Ave.
Park St.	Riverview Ave., W.
Perry St., N.	Yeager St.
Pontious Pl.	First St.
Pontious Pl.	Perry St., S.
Railroad St.	Oakwood Ave.
Railroad St.	Perry St., N.
Railroad St.	Scott St.
Raymond St.	Fifth St.
Raymond St.	Perry St., S.
Reiser St.	Monroe St.
Reiser St.	Perry St., N.
Reynolds St.	Ohio St.

Reynolds St.	Woodlawn Ave.
Richmar Ln.	Indiana Ave.
Ritter Park	Riverview Ave., W.
Rohm Dr.	Briarcliff Dr.
Romain St.	Clinton St., W.
Romain St.	Washington St., W.
Rye St.	Yeager St.
Scott St.	Riverview Ave., W. - Rt. 424
Second St.	Barnes Ave., E.
Sedward Ave.	Riverview Ave., W.
Sheffield Ave.	Clinton St., W.
Sheffield Ave.	Riverview Ave., W. - Rt. 424
Sheffield Ave.	Washington St., W.
Sheffield Ave., N.	Lagrange St.
Sheffield Ave., N.	Ohio St.
Sheffield Ave., N.	Woodlawn Ave.
Shelby St.	Hobson St.
Shelby St.	Maple St.
Shelby St.	Monroe St.
Shelby St.	Perry St.
Shelby St.	Scott St.
Short St.	Appian Ave.
Short St.	Cliff St.
Spruce St.	Beckham St.
Spruce St.	Euclid Ave.
Stevenson St.	Carey St.
Stevenson St.	Lagrange St.
Stevenson St.	Ohio St.
Stout St.	Riverview Ave., E. - Rt. 424

Stout St.	Washington St., E.
Strong St.	Haley Ave.
Strong St.	Sheffield Ave.
Sycamore Dr.	Hurst Dr.
Sycamore Dr.	Jahns Rd.
Taylor Dr.	Glenwood Ave.
Thershan Dr.	Becca Dr.
Third St.	Barnes Ave. W.
Third St.	Brownell Ave.
Third St.	Meekison St.
Third St.	Rohrs Ave.
Township Rd., P-3	Maumee Ave., W.
Township Rd. R	Scott St. - Rt. 108
Trail Dr.	Scott St.
Tyler St.	Clinton St., W.
Tyler St.	Washington St., W.
Union St.	Oakwood Ave.
Vincennes Dr.	Duquesne Dr.
Vine St.	Main St., W.
Vine St.	Welsted St.
Vocke St.	Fillmore St.
Vorwerk Park (both entrances)	Riverview Ave., E.
Walnut St.	Daggett Ave.
Washington St., E.	Riverview Ave., E.
Wayne St.	Clinton St., E.
Wayne St.	Main St., E.
Wayne St.	Riverview Ave., E.
Wayne St.	Washington St., E.
Wayne Park Dr.	Riverview Ave., W.

Webster St.	Clinton St., W.
Webster St.	Washington St., W.
Welsted St.	Avon Pl.
Welsted St.	Glenwood Ave.
Welsted St.	Haley Ave.
Welsted St.	Sheffield Ave.
Westchester Ave.	Briarheath Ave.
Westchester Ave.	Glenwood Ave.
Westchester Ave.	Kenilworth Ave.
Westmont Ave.	Briarheath Ave.
Westmont Ave.	Glenwood Ave.
Westmont Ave.	Kenilworth Ave.
Westmoreland Ave.	Woodlawn Ave.
Westwood Ave.	Harmony Dr.
Westwood Ave.	Harmony Dr., N.
Willard St.	Lagrange St.
Willard St.	Ohio St.
Willard St.	Woodlawn Ave.
Wood Dr.	Scott St. (S.R. 108)
Woodlawn Ct.	High St.
Williamsburg Ave.	Becca Ln.
Woodlawn Ct.	Woodlawn Ave.
Yeager St.	Oakwood Ave.

(b) All-Way Stops:

<u>INTERSECTION</u>
Bales Rd./Washington St., W. and Glenwood Ave.
Briarheath Ave. at Clairmont Ave.
Clinton St. at Monroe St.

Clinton St., W. at Norton Ave.
Glenwood Ave. at Woodlawn Ave.
Haley Ave. at Washington St., W.
Industrial Dr. at American Rd.
Indiana St. at Ohio St.
Kenilworth Ave. at Westmont Ave.
Main St., W. at Scott St.
Main St., W. at Webster St.
Main St., E. at Hobson St.
Monroe St. at Washington St.
Norton Ave. at Washington St.
Park St. at Sheffield Ave.
Raymond St. at Third St.
Scott St. at Front St.
Sheffield Ave. at Clinton St.
Third St. at Raymond St.
Westmoreland Ave. at Bales Rd.

(c) Yield streets:

YIELD STREET	RIGHT-OF-WAY
Chelsea Ave. (north/south)	Chelsea Ave. (east/west)
Hobson St., (S. approach)	Washington St., E.
Last St.	Euclid St.
Monroe St.	Oakwood Ave.
Buckeye Ln. (eastbound) Buckeye Ln. (westbound)	Rohm Dr. (eastbound)

(d) Signals: Signals shall be at locations below described. The City Manager shall determine the sequencing of signals and may authorize night time flashing of signals and use of turn arrows.

<u>Location</u>	<u>Description</u>
-----------------	--------------------

Perry St., S. (St. Rt. 108 at Rohrs St.)	This two (2) phased signal generally “stands on green” for South Perry St.. The Rohrs St. signal is actuated by loop detectors beneath the pavement.
Appian Ave. at Maumee Ave., E. (St. Rt. 110)	This three (3) phase signal controls a three-way intersection with Appian Ave. dead-ending into East Maumee Ave., actuated by loop detectors. The signal generally “stands on green” for through traffic on East Maumee Ave.
Maumee Ave. (St. Rt. 110) at Perry St., S. (St. Rt. 108)	This five (5) phase signal controls a four (4) way intersection actuated by loop detectors. Signal generally “stands on green” for through traffic on South Perry St. An all red phase added to provide for pedestrian traffic.
Perry St., N. at Front St., E. & W.	This two (2) phase signal generally “stands on green” for Perry St. The Front St. signal is actuated by loop detectors.
Perry St., N. (St. Rt. 108) at Riverview Ave. (St. Rt. 424)	This eight (8) phase, fully actuated signal controls a four-way intersection activated by loop detectors. Loop detectors are not provided for the North Perry St., through lanes. The signal generally “stands on green” for through traffic on North Perry St.
Perry St., N. (St. Rt. 108) at Washington St.	This three (3) phase signal controls a four-way intersection actuated by loop detectors which generally “stands on green” for through traffic on North Perry St.
Perry St., N. (St. Rt. 108) at Clinton St.	This three (3) phase signal controls a four-way intersection which is actuated by timed sequencing.
Clinton St. (St. Rt. 108) at Scott St. and Woodlawn Ave.	This four (4) phase signal controls a five-way intersection actuated by loop detectors.
Scott St. at Washington St.	This two (2) phase signal is actuated by timed sequencing to cycle through the intersection.
Scott St. (St. Rt. 108) at Lagrange St.	This three (3) phase signal controls a four (4) way intersection actuated by loop detectors. Signal generally “stands on green” for North Scott St.
Scott St. (St. Rt. 108) at Southern Entrance to Heritage Plaza	This three (3) phase signal controls a four (4) way intersection actuated by loop detectors. Signal generally “stands on green” for through traffic on North Scott St.
Woodlawn Ave. at Clairmont Ave.	This two (2) phase signal generally “stands on green” for Woodlawn Ave. The Clairmont Ave. signal is actuated by loop detectors.
Industrial Drive at Independence Drive	This two (2) phase signal is actuated by timed sequencing to cycle through the intersection.
Industrial Drive at Ramps “A” and “D”	This three (3) phase signal controls a 3-way intersection at Ramps “A” and “D” of the Industrial Drive Interchange. Loop detectors are provided on Ramp “A” for both left and right-through lanes. The signal generally “stands on green” for through traffic on Industrial Drive.

(e) Alleys:

All alleys shall be considered the yield street at all crossings with streets.



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: Joel L. Mazur, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: City Council & Mayor
Kevin Garringer, City Finance Director
Jeremy Okuley, WWTP Superintendent
Date: October 27, 2021
Subject: VanHyning Pump Station Replacement ~ Bid Opening

On Wednesday, October 27, 2021, bids were scheduled to be opened and read aloud for the above referenced project. No bids were received. Staff is considering its options for this project and will provide a recommendation on how to proceed with the project in the near future. This project is a Long Term Control Plan project and is required to be completed by December 2023.

CEL

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

84189940680 <small>PERMIT NUMBER</small>		STCK <small>TYPE</small>	SPEEDWAY LLC DBA SPEEDWAY 1505 904 SCOTT ST NAPOLEON OHIO 43545	
ISSUE DATE				
05 17 2021				
<small>FILING DATE</small>				
C1 C2 <small>PERMIT CLASSES</small>				
35	088	A	F26440	
<small>TAX DISTRICT</small>		<small>RECEIPT NO.</small>		

FROM 10/19/2021

PERMIT NUMBER		TYPE		
ISSUE DATE				
FILING DATE				
PERMIT CLASSES				
TAX DISTRICT	RECEIPT NO.			



MAILED 10/19/2021

RESPONSES MUST BE POSTMARKED NO LATER THAN. 11/19/2021

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **A STCK 8418994-0680**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

CLERK OF NAPOLEON CITY COUNCIL
PO BOX 151
NAPOLEON OHIO 43545

Check #530085 \$2500

Office Hours
8:00 a.m. - 5:00 p.m.
For Questions call
(614) 644-3156

Ohio Department of Commerce - Division of Liquor Control
6606 Tussing Road, Reynoldsburg, Ohio 43068-9005
http://www.com.ohio.gov/liqr



**APPLICATION FOR CHANGE OF LLC MEMBERSHIP INTERESTS
PROCESSING FEE \$100.00**

CAUTION: ALLOW 10 TO 12 WEEKS FOR PROCESSING

PERMIT HOLDER REQUESTS APPROVAL OF THE DIVISION OF LIQUOR CONTROL OF THE FOLLOWING:

Permit Holder Name: Speedway LLC		Permit Premises Address: Every Location in Ohio
Liquor Permit Number(s):	Federal Tax ID Number: FO26210 AK	

Email Address: l i c e n s i n g @ s p e e d w a y . c o m

Attorney's Name, Address and Telephone Number (If represented):
Richard Blau c/o GrayRobinson, P.A., 401 E. Jackson Street, Suite 2700, Tampa, FL 33602; 813-273-5000

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

PLEASE COMPLETE ALL AREAS OF SECTION A & B BELOW

Section A - PREVIOUS List of managing members and all persons with a 5% or greater membership or voting interest in the LLC

NAME	SOCIAL SECURITY # OR FEDERAL TAX ID #	OFFICE HELD	INTEREST	BIRTHDATE
1) MPC Investment LLC	FEIN:	Member	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input checked="" type="checkbox"/> Membership interest 100 %	N/A
2) Timothy T. Griffith	SSN	President	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
3) Glenn M. Plumby	SSN	Executive Vice President	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
4) David E. Ball	SSN:		<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	

Section B - REVISED List of managing members and all persons with a 5% or greater membership or voting interest in the LLC

NAME	SOCIAL SECURITY # OR FEDERAL TAX ID #	OFFICE HELD	INTEREST	BIRTHDATE
1) SEI Speedway Holdings, LLC	FEIN	Member	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input checked="" type="checkbox"/> Membership interest 100 %	N/A
2) Timothy T. Griffith	SSN	President	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
3) Glenn M. Plumby	SSN:	Executive Vice President	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
4) David E. Ball	SSN	General Counsel Secretary	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	

Office Hours
8:00 a.m. - 5:00 p.m.
For Questions call
(614) 644-3156

Ohio Department of Commerce - Division of Liquor Control
6606 Tussing Road, Reynoldsburg, Ohio 43068-9005
<http://www.com.ohio.gov/ligr>
APPLICATION FOR CHANGE OF LLC MEMBERSHIP INTERESTS
PROCESSING FEE \$100.00
CAUTION: ALLOW 10 TO 12 WEEKS FOR PROCESSING



PERMIT HOLDER REQUESTS APPROVAL OF THE DIVISION OF LIQUOR CONTROL OF THE FOLLOWING:

Permit Holder Name: Speedway LLC	Permit Premises Address: <i>Every Location in Ohio</i>
Liquor Permit Number(s):	Federal Tax ID Number:

Email Address:

l	i	c	e	n	s	i	n	g	@	s	p	e	e	d	w	a	y	.	c	o	m
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

Attorney's Name, Address and Telephone Number (If represented):
Richard Blau c/o GrayRobinson, P.A., 401 E. Jackson Street, Suite 2700, Tampa, FL 33602; 813-273-5000

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

PLEASE COMPLETE ALL AREAS OF SECTION A & B BELOW

Section A - PREVIOUS List of managing members and all persons with a 5% or greater membership or voting interest in the LLC

NAME	SOCIAL SECURITY # OR FEDERAL TAX ID #	OFFICE HELD	INTEREST	BIRTHDATE
1) Carina Eckard Duffy	SSN:	Treasurer	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
2)			<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
3)			<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
4)			<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	

Section B - REVISED List of managing members and all persons with a 5% or greater membership or voting interest in the LLC

NAME	SOCIAL SECURITY # OR FEDERAL TAX ID #	OFFICE HELD	INTEREST	BIRTHDATE
1) Carina Eckard Duffy	SSN:	Treasurer	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
2)			<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
3)			<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
4)			<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	



City of Napoleon, Ohio

255 West Riverview Avenue, P.O. Box 151
Napoleon, OH 43545
Telephone: (419) 592-4010 Fax: (419) 599-8393
www.napoleonohio.com

Memorandum

To: City Council, Mayor, City Manager, City Law Director, City Finance Director, Department Supervisors, News media
From: Roxanne Dietrich, Clerk of Council
Date: October 29, 2021
Subject: Technology and Communications Committee – Cancellation

The regularly scheduled meeting of the **Technology and Communications Committee** for Monday, November 1, 2021 at 6:15 pm has been CANCELED due to lack of agenda items.



City of *NAPOLEON*, Ohio

IT Department

255 W. Riverview ○ P.O. Box 151
Napoleon, Ohio 43545-0151
Phone: (419) 592-4010 ○ Fax: (419) 599-8393
Web Page: www.napoleonohio.com

Mayor
Jason Maassel

Members of Council
Joseph Bialorucki
President

Daniel Baer
President Pro-Tem

Jeff Comadoll
Ken Haase
Molly Knepley
Lori Sicclair
J. Ross Durham

City Manager
Joel L. Mazur

Finance Director
Kevin Garringer

Law Director
Billy D. Harmon

State of the IT Department: 2021

We believe the IT department is standing strong and continuing to move forward to provide the City of Napoleon with a stable and secure network to continue its critical functions as a city. Below is an update on the current state of the department, which includes the description of completed projects, and the status of current projects.

1. Security Updates

- a. We have upgraded our office 365 email system and added a layer of security.
- b. To further inform employees of security threats, the IT department has begun a new series of short videos and mini games through KnowBe4. This is a company that trains end-users on vulnerable email awareness and security. These videos and mini-games are structured in a way to help identify both physical and virtual threats with minimal IT skills and experience.
- c. We are closely monitoring security patches with our Virtual Systems Administration console. Likewise, we are closely monitoring local and global news concerning the state of IT and Information Security.
- d. We are going on our third year of being a SentinelOne customer, the endpoint security platform we utilize. The company has placed the highest score for Gartner's 2021 Critical Capabilities for Endpoint Protection Platforms report. This is an amazing feat, given the company started in 2013.

- e. We have begun implementing Multi-factor Authentication to select users. We plan to expand this to all employees who have a city phone or device to prevent email exploitation and intrusion.
- f. We have added a new layer of security for remote work that implements a multifactor token system to the users VPN. This sends a notification to the user phone prior to connecting to our network remotely.

2. Information Technology Updates

- a. The Electric Department Servers have been recently upgraded into a new virtual environment and are being redundantly backed up offsite along with other critical machines. This allows our data environment to be virtualized and safeguarded in case of emergency.
- b. We have begun preliminary steps for an overhaul regarding the edge of our main network. The purpose of this is to separate internet traffic from our local network traffic. In the case one of our Internet Service Providers have a security incident, this would put them behind our security system, protecting our network.
- c. We have been looking for cost effecting solutions due to the rising cost of Information Technology products. This year, we have decided to move away from our old backup solutions for servers and emails, Unitrends and Data cove, which was a yearly maintenance contract. Since then, we have been using Synology DiskStation Manager. This is a free application that comes prebuilt into our storage backup appliance. This now handles backups of all our servers and our entire Office 365 Tenant, which includes all emails, calendars, and contacts.

We would like to emphasize our current standing in security. We currently maintain a much higher standing than previous years, however, there is still a lot of work to be done to maintain the city's data integrity. Tools we utilize such as SeninelOne and our Kaseya remote management tool make our efforts possible.

Please reach out to me at Dtewksbury@napoleonohio.com if you have any questions or need additional information.

AMP Update for Oct. 22, 2021

American Municipal Power, Inc. <webmaster@amppartners.org>

Fri 10/22/2021 4:24 PM

To: Roxanne Dietrich <rdietrich@napoleonohio.com>



Oct. 22, 2021

AMP files comments on FERC's sweeping transmission rulemaking

By Gerit Hull - deputy general counsel

On Oct. 12, AMP filed comments in response to the Federal Energy Regulatory Commission's (FERC) advanced notice of proposed rulemaking (ANOPR) that begins the process of revising rules pertaining to regional transmission planning, cost allocation and generator interconnections. The outcome of this proceeding may have significant impacts on the cost of transmission service utilized by AMP and its members.

The ANOPR posed a multitude of questions reflecting the premise that current FERC policy is not suited to accommodating integration of renewable resources. AMP's comments pushed back on suggestions that transmission customers like AMP and its members should subsidize the cost of transmission system upgrades that are needed to interconnect new generators. AMP insisted that proper allocation of transmission system costs should be driven by benefits received and that transmission customers should not bear the cost and risk associated with transmission projects designed to facilitate speculative future generator interconnections. AMP urged the Commission not to impose an amorphous regional planning process with ambiguous cost allocation rules. Rather, FERC should enforce existing planning rules that the regional transmission organizations and incumbent transmission owners have ignored, resulting in inflated transmission service rates and lost opportunities to build higher-value regional projects.

Reply comments on the ANOPR are due Nov. 9. Responses to the voluminous ANOPR will be considered by FERC prior to issuing an actual proposed rule addressing these topics, which could occur sometime in 2022. Further rounds of comments would follow.

See the full comments filed in response to FERC's ANOPR [here](#).

AMP 50 Years: Stronger Together interview series - AMP Board Chair and President/CEO reflect on history, look to the future

By Michele Lemmon - manager of public relations and digital media



As American Municipal Power, Inc. (AMP) marks its 50th anniversary in 2021, we have interviewed several former and current leaders to share their insights on AMP's strengths and milestones and how AMP benefits its members, proving they are Stronger Together.

In our final video of the AMP 50 Years series, AMP interviewed Jeff Brediger, director of utilities for the City of Orrville and chair of the AMP Board of Trustees, and Jolene Thompson, President/CEO of AMP. They each share their thoughts on AMP's history and the value that joint action has provided to AMP's members over the past 50 years. Looking forward, the two discuss how the organization's strengths will help member communities face the priorities and challenges that lie ahead.

In contemplating key moments in AMP's history, Thompson categorized turning points into three phases: rallying around the idea of joint action; taking on the foundational, legal, regulatory and legislative battles that pushed the organization forward; and strategic growth in membership, generation and in AMP staff.

Brediger said his overarching goal when he became chair of the Board was to provide support for the members.

"I wanted us to continue evaluating cost and economies of scale that the organization can bring to its members and to support the industry transitions," he said. "Really, in the end, I want to increase member value and provide high-value services."

Thompson said she believes the strategic priorities the Board has identified will help AMP and the Board focus on what makes the most sense to tackle right now to help AMP members.

"And that's not a one-size-fits-all," Thompson said. "We have a very diverse membership. Our job ... is to make sure members are aware of what's happening in the industry, what trends are taking place, and then help prioritize those."

AMP provides a deep bench of expertise in many areas to help inform members of issues and to provide assistance.

"Our industry has continuously come out with new issues, new demands, new regulations or new policies that are so interwoven, that it really takes a broader, diverse group of people looking at it from all the angles," Brediger said. "That's the power in this organization and our members understand that."

Read more in the full Q&A with Brediger and Thompson [here](#) and watch a video of their interviews below.

Continue to learn more about AMP's 50 years of history on the [AMP 50 Years – Stronger Together webpage](#), where you can view videos with current and former leaders, read Q&A's of interviews and learn more about AMP's history and accomplishments. Be sure to follow us on [Facebook](#), [Twitter](#), [LinkedIn](#), [Instagram](#) and [YouTube](#).

ATSI to see 0.6 percent transmission rate increase in 2022 By Mike Migliore - vice president of power supply and marketing

On Oct. 18, ATSI (FirstEnergy) filed its transmission rate for the January 2022 to December 2022 billing period with a \$0.04/kilowatt month (kW-mo) increase to \$5.57 kW-mo. FirstEnergy's revenue requirements (based on projections for 2022) rose 1.7 percent from last year but was offset by a 1.1 percent increase in their 1 CP load, which is the denominator for the rate calculation. FirstEnergy's 2022 1 CP was set on June 29 during the 2 to 3 p.m. hour.

AMP schedules free webinars on distribution voltage regulation

By Jennifer Flockerzie - manager of technical services logistics

AMP has scheduled a 10-part series of technical training webinars on distribution voltage regulation with industry expert Bob McFetridge of Beckwith Electric (a Hubbell Utility Automation Solutions company). The webinars are free to members, with the next webinar scheduled for Nov. 8, 10-11:20 a.m. This includes part three, *Load Tap Changers, Regulators and Their Controls*, and part four, *Capacitor Banks and Controls*.

The remaining sessions of the 10-part series are as follows:

- Dec. 6, 10-11:30 a.m.
 - Part five, *How Fault Location, Isolation and Service Restoration Impacts Voltage Regulation*
 - Part six, *How Distributed Generation Impacts Voltage Regulation*
- TBD
 - Part seven, *Voltage Reduction and Smart Voltage Reduction*
 - Part eight, *Advanced Coordination*
 - Part nine, *Advanced Features*
 - Part 10, *Putting It All Together*

A recording of the first two parts, *Why There Is Voltage Drop and The Apparatus That Addresses It* and *General Theory of Coordination of Voltage Regulation*, is available [here](#) on the [Member Extranet](#) (login required).

Registration is required to view these webinars. If you have questions, did not receive a registration email or need assistance registering, please contact me at 614.540.0853 or jflockerzie@amppartners.org.



Focus Forward: Community Solar 101 and Models webinar scheduled for Nov. 9

By Erin Miller

On Nov. 9, Focus Forward will host the *Community Solar 101 and Models* webinar from 2 to 3 p.m. Speakers Maddy Wendell, American Public Power Association (APPA), and Joyce McLaren, National Renewable Energy Laboratory, will provide an overview of community solar, the various program design and subscription model options for building a shared solar program, and share best practices.

APPA is a partner in the National Community Solar Partnership (NCSP) an initiative led by the U.S. Department of Energy's Office of Energy Efficiency and Renewable Energy. As a leader in the NCSP Municipal Utility Collaborative, APPA works with stakeholders to identify and address common barriers to community-based solar.

If you have questions or would like to register, please contact me at 614.540.1019 or emiller@amppartners.org.

Webinar: AMP Energy Education Program for member community schools

By Holly Karg - assistant vice president of communications and public relations

Please mark your calendar for Nov. 10 at 1 p.m. for a webinar covering [AMP's Energy Education Program](#).

Available to all AMP members and facilitated by the Ohio Energy Project — a nonprofit organization that provides teachers with STEM-based, hands-on, interactive learning tools, programs and training — the program brings the latest in energy education to teachers and students in the classroom and virtually.



The AMP Board of Trustees asked that [a customized program be developed for AMP member community schools](#). The program includes highlights of the benefits and values of public power and provides a direct way to promote your municipal utility, the science of energy and careers in energy to your community's schools, classrooms and students.

Please watch for an invite to this webinar in your inbox, or reach out to Harry Phillips at hphillips@amppartners.org, Sam Wolfe at swolfe@amppartners.org or Jay Myers at jmyers@amppartners.org for more information.

Hull speaks at APPA Legal & Regulatory Conference

By Michele Lemmon

On Oct. 18, Gerit Hull, AMP deputy general counsel, co-presented a breakout session during the APPA Legal & Regulatory Conference in Savannah, Ga. Hull was joined in speaking by Terry Jarrett, a partner at Healy Law Offices, LLC.

During the session, titled *DER Market Participation: Implications for Public Power*, Hull and Jarrett provided an overview of FERC's landmark Order No. 2222, which will allow greater participation of distributed energy resources to compete in regional wholesale power markets. The session included discussion on how the order will shift public power operations and planning, including numerous compliance requirements, and what clarifications are still needed for public power utilities.

The annual Legal & Regulatory Conference took place Oct. 17-20 and provided attorneys and regulatory personnel with an opportunity for professional development and networking.

For those who were not in attendance, a copy of the presentation is available to view [here](#) on the [Member Extranet](#) (login required). If you have questions about the presentation, please contact Hull at 614.540.0852 or ghull@amppartners.org.

AMP holds virtual safety training course

By Kyle Weygandt - director of member safety

On Oct. 19, AMP held the virtual training course *The Importance of Tail Gate Meetings - Job Safety Analysis (JSA)*. The session covered the story of a real worker who chose to take short cuts and how it impacted his life, as well as the step-by-step procedures to perform an effective JSA.

If you were unable to attend, a video recording has been posted [here](#) on the [Member Extranet](#) (login required) and the AMP YouTube channel (links available to members upon request). If you have any questions, need assistance accessing the Member Extranet or would like the YouTube link, please contact Jennifer Flockerzie at 614.540.0853 or jflockerzie@amppartners.org.

Energy market update

By Jerry Willman - assistant vice president of energy marketing

The November 2021 natural gas contract decreased yesterday \$0.055/MMBtu to close at \$5.115. The EIA reported an injection of 92 Bcf for the week ending Oct. 15, which was above industry estimates of +88 Bcf. Last year was an injection of 49 Bcf and the five-year average was +69 Bcf. Storage is now 3,461 Bcf, 11.7 percent below a year ago and 4.2 percent below the five-year average.

On-peak power prices for 2022 at AD Hub closed yesterday at \$56.00/MWh, which was \$0.30/MWh lower for the week.

On Peak (16 hour) prices into AEP/Dayton

Week ending Oct. 22

MON	TUE	WED	THU	FRI
\$70.58	\$60.59	\$57.79	\$55.96	\$67.65

Week ending Oct. 15

MON	TUE	WED	THU	FRI
\$67.68	\$69.14	\$67.33	\$75.32	\$78.58

AEP/Dayton 2022 5x16 price as of Oct. 21 — \$56.00

AEP/Dayton 2022 5x16 price as of Oct. 14 — \$56.30



APPA
Legislative Rally

SAVE THE DATE

☆☆☆☆

Feb. 28 through March 2
at the Mayflower Hotel

The graphic features a background image of a long, tree-lined walkway leading towards a building under a sunset sky. The text is overlaid in the center, with the event name in large red letters, the date in blue, and a decorative star separator.



City of Napoleon, Ohio



2021 COMMITTEES OF COUNCIL

Technology & Communications

1ST MONDAY AT 6:15 PM
Ross Durham-Chair Dan Baer Ken Haase

Electric Committee

2ND MONDAY AT 6:15 PM
Lori Sicclair - Chair Joe Bialorucki Ross Durham

Water, Sewer, Refuse, Recycling & Litter Committee

2ND MONDAY AT 7:00 PM
Jeff Comadoll-Chair Lori Sicclair Ross Durham

Municipal Properties, Building, Land Use & Economic Development Committee

2ND MONDAY AT 7:30 PM
Molly Knepley - Chair Joe Bialorucki Lori Sicclair Mayor Maassel

Parks & Recreation Committee

3RD MONDAY AT 6:00 PM
Ken Haase - Chair Dan Baer Molly Knepley

Finance & Budget Committee

4TH MONDAY AT 6:30 PM
Joe Bialorucki-Chair Jeff Comadoll Ken Haase Mayor Maassel

Safety & Human Resources Comm.

4TH MONDAY AT 7:30 PM
Dan Baer-Chair Molly Knepley Jeff Comadoll

Personnel Committee

AS NEEDED
Mayor Maassel Lori Sicclair Joe Bialorucki

Mayor and City Councilmembers

<i>Mayor</i> Jason Maassel jmaassel@napoleonohio.com	<i>President of Council</i> Joe Bialorucki jbialorucki@napoleonohio.com	<i>President Pro-Tem</i> Dan Baer dbaer@napoleonohio.com	<i>Councilmember</i> Ross Durham rdurham@napoleonohio.com	<i>Councilmember</i> Jeff Comadoll jcomadoll@napoleonohio.com	<i>Councilmember</i> Molly Knepley mknepley@napoleonohio.com	<i>Councilmember</i> Lori Sicclair lsicclair@napoleonohio.com	<i>Councilmember</i> Ken Haase khaase@napoleonohio.com
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