

DECEMBER 2023

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4 7:00pm City Council Meeting	5	6	7	8	9
10	11 6:30pm Electric Committee Board of Public Affairs 7:00pm Water/Sewer Com. 7:30pm Municipal	12 Records Commission 4:30pm Board of Zoning Appeals 5:00pm Planning Commission	13	14	15	16
17	18 6:00pm Parks and Rec Committee 7:00pm City Council Meeting	19	20	21	22	23
24	25 Closed Christmas	26 Closed Christmas	27 4:30pm Civil Service Comm. 6:30pm Parks and Rec Board 6:30pm Finance and Budget Committee	28	29	30
31						



City of Napoleon, Ohio

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Memorandum

To: City Council, Mayor, City Manager, City Finance Director, Law Director, Department Heads, News-media
From: Marrisa Flogaus, Clerk of Council
Date: December 1, 2023
Subject: Technology and Communications Committee – Cancellation

The regularly scheduled meeting of the **Technology and Communications Committee** for Monday, December 4, 2023, at 6:15 pm has been CANCELED due to lack of agenda items.

City of Napoleon, Ohio

CITY COUNCIL

MEETING AGENDA

Monday, December 4, 2023 at 7:00 pm

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

- A. **Call to Order**
- B. **Attendance** (Noted by Clerk)
- C. **Prayer and Pledge of Allegiance**
- D. **Approval of Minutes** (in the absence of any objections or corrections, the minutes shall stand approved)
November 20, 2023 Council Meeting Minutes
- E. **Citizen Communication**
- F. **Reports from Council Committees**
 - 1. The Finance and Budget Committee did not meet on November 27, 2023 due to a lack of agenda items.
 - 2. The Safety and Human Resources Committee met on November 27, 2023 with the agenda item;
 - a. Discussion/Review of Townships EMS Costs and Revenues
 - 3. The Technology Committee did not meet on December 4, 2023 due to a lack of agenda items.
- G. **Reports from Other Committees, Commissions and Boards** (*Informational Only-Not Read*) –
 - 1. The Civil Service Commission met on November 28, 2023 and;
 - a. Approved applicants for the position of Firefighter/ Paramedic
 - b. Certified the list for the position of Firefighter/ Paramedic
 - 2. The Parks and Recreation Board did not meet on November 28, 2023 due to a lack of agenda items.
- H. **Introduction of New Ordinances and Resolutions**
 - 1. **Ordinance 054-23**, An Ordinance Authorizing a pay increase for the City of Napoleon, Ohio City Manager; and declaring an Emergency
 - 2. **Ordinance 055-23**, An Ordinance Authorizing a pay increase for the City of Napoleon, Ohio Finance Director; and declaring an Emergency
 - 3. **Ordinance 056-23**, An Ordinance Authorizing a pay increase for the City of Napoleon, Ohio Law Director; and declaring an Emergency
- I. **Second Reading of Ordinances and Resolutions**
 - 1. **Resolution 041-23**, A Resolution authorizing the expenditure of funds and authorizing a department director to take bids on certain projects, services, equipment, materials, or supplies without the requirement for additional legislation to do so in the year 2024; and declaring an Emergency
 - 2. **Resolution 042-23**, A resolution authorizing expenditure of funds in excess of fifty thousand dollars (\$50,000) in and for the year 2024 as it relates to reoccurring costs associated with the operation of the City, for payment of expenses, and for purchases associated with vendors utilized by multiple departments within the City; elimination of necessity of competitive bidding in and for the year 2024 as it relates to certain transactions; and declaring an Emergency
 - 3. **Ordinance 045-23**, An Ordinance establishing the appropriation measure (budget) of the City of Napoleon, Ohio for the fiscal year ending December 31, 2024, listed in Exhibit A; and declaring an Emergency
 - 4. **Resolution 046-23**, A Resolution authorizing the Finance Director to transfer certain fund balances from respective funds to other funds per section 5705.14 ORC on an as needed basis in fiscal year 2024, listed in Exhibit A; and declaring an Emergency
 - 5. **Ordinance 047-23**, An Ordinance amending the allocation of funds as found in sections 193.11 and 194.013 of the Codified Ordinances of the City of Napoleon, Ohio; and declaring an Emergency
 - 6. **Ordinance 048-23**, An Ordinance apportioning the expenses incurred including wages, salaries and fringe benefits of the Mayor, Council, and various other departments of the City of Napoleon which are not

otherwise directly charged to special and/or capital projects among various accounts effective January 1, 2024; amending Ordinance No.(s) 104-09, 087-19, 069-20, 059-21, and 076-22; and declaring an Emergency

7. **Ordinance 049-23**, An Ordinance establishing a new position classification pay plan for employees of the City of Napoleon, Ohio for the year 2024 repealing Ordinance No. 077-22; and declaring an Emergency
 8. **Resolution 050-23**, A Resolution authorizing a contribution to the Community Improvement Corporation of Henry County, Ohio, in and for the year 2024; and declaring an Emergency
 9. **Ordinance 052-23**, An Ordinance amending the City income tax code (Chapter 194) of the Codified Ordinances of the City of Napoleon, Ohio; and declaring an Emergency
 10. **Resolution 053-23**, A Resolution authorizing the execution of the 2023 NPP Power Pool Participant Schedule with American Municipal Power, Inc. ("AMP"); an declaring an Emergency
- J. Third Reading of Ordinances and Resolutions**
1. **Ordinance No. 051-23**, An Ordinance amending chapter 955 of the codified code of Ordinances Of the city of napoleon, Ohio, specifically section 955.09, golf privilege fees, section 955.09(j), fees for motorized cart use, and Section 955.09(s), golf outing fees
- K. Good of the City** (Any other business as may properly come before Council, including but not limited to):
1. Discussion/Action: to Approve the Write-Offs of Uncollectable Accounts for Utilities, EMS and Taxes.
 2. Discussion/Action: Continuation of temporary reduction and/or temporary elimination of certain residential building permit fees
 3. Discussion/Action: on Change Order No. 10 for the Wastewater Treatment Plant
 4. Discussion/Action: Recreation Marijuana Dispensaries

Executive Session (as may be needed)

- L. Approve Payment of Bills** (In the absence of any objections or corrections, the payment of bills shall stand approved.)
- M. Adjournment**



Marris Flogaus

A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL

- 1. Technology & Communication Committee (1st Monday)**
(Next Regular Meeting: December 4, 2023 @ 6:15 pm)
- 2. Electric Committee (2nd Monday)**
(Next Regular Meeting: Monday, December 11, 2023 @ 6:30 pm)
 - a. Review of Power Supply Cost Adjustment Factor for December 2023
 - b. Electric Department Report
- 3. Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)**
(Next Regular Meeting: Monday, December 11, 2023 @ 7:00 pm)
- 4. Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)**
(Next Regular Meeting: Monday, December 11, 2023 @ 7:30 pm)
- 5. Parks & Recreation Committee (3rd Monday)**
(Next Regular Meeting: Monday, December 18, 2023 @ 6:00 pm)
- 6. Finance & Budget Committee (4th Monday)**
(Next Regular Meeting: Monday, December 25, 2023 @ 6:30 pm)
- 7. Safety & Human Resources Committee (4th Monday)**
(Next Regular Meeting: Monday, December 25, 2023 @ 7:30 pm)
- 8. Personnel Committee (as needed)**

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

- 1. Board of Public Affairs (2nd Monday)**
(Next Regular Meeting: Monday, December 11, 2023 @ 6:30 pm)
 - a. Review of Power Supply Cost Adjustment Factor for December 2023
 - b. Electric Department Report
- 2. Board of Zoning Appeals (2nd Tuesday)**
(Next Regular Meeting: Tuesday, December 12, 2023 @ 4:30 pm)
- 3. Planning Commission (2nd Tuesday)**
(Next Regular Meeting: Tuesday, December 12, 2023, 2023 @ 5:00 pm)
- 4. Tree Commission (3rd Monday)**
(Next Regular Meeting: Monday, January 15, 2023 @ 6:00 pm)
- 5. Civil Service Commission (4th Tuesday)**
(Next Regular Meeting: Tuesday, December 26, 2023 @ 4:30 pm)
- 6. Parks & Recreation Board (Last Wednesday)**
(Next Regular Meeting: Wed., December 27, 2023 @ 6:30 pm)
- 7. Privacy Committee (2nd Tuesday in May & November)**
(Next Regular Meeting: Tuesday, May 14, 2024 @ 8:15 am)
- 8. Records Commission (2nd Tuesday in June & December)**
(Next Meeting: Tuesday, June 11, 2023 @ 8:00 am)
- 9. Housing Council (1st Monday 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**
- 14. Volunteer Firefighters' Dependents Fund Board (as needed)**
- 15. Volunteer Peace Officers' Dependents Fund Board (as needed)**
- 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, November 20, 2023 at 7:00 pm

PRESENT

Council Members	Joe Bialorucki- Council President, Ross Durham- Council President Pro-Tem, Daniel Baer, Ken Haase, Molly Knepley, Dr. David Cordes, Robert L. Weitzel
Mayor	Jason Maassel
City Manager	J. Andrew Small
Finance Director	Kevin Garringer
Law Director	Billy Harmon
City Staff	David Mack- Police Chief David Bowen- Fire Chief Jeff Weis- Water Treatment Plant Superintendent Tony Cotter- Parks and Rec Director
Others	News- Media Tom Weaver Dawn Carter
Clerk of Council	Marrisa Flogaus

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.

MAYOR'S PRESENTATION OF THE 2024 BUDGET

Maassel stated I'll do a quick run through of the 2024 Appropriation Budget for the City of Napoleon Ohio. Thank you for the opportunity to do this. As you can see we're sticking with our 65:35 split, which is very important. It's a good amount to the Capital, so that we can continue to provide the services day in and day out for the citizens of the City of Napoleon.

Estimated Revenue by Category

Obviously, the tall one is Electric Utility. It's quite a big number. As you go down to the right you'll see Federal and State Grants. That number is about \$416,000. That's \$416,000 that we don't have to spend on our own. That's a very good number for us. The Income Tax, Water Utility, Electric Utility, Sewer and Internal Transfers are our tall ones. Again, \$416,000 in Federal and State Grants is money we don't need from ourselves. It's always a good number to have.

2024 Appropriations Budget

When you look down you see the debt payments at about \$2.5 million. That's only 4% and that's just the payments. That's something we obviously need to keep an eye on. Debts got to get paid first as that's how the debt covenants are written. Purchasing Power you can see how large that is. Again, let make sure that we understand that \$56,000,000 is less the budget for 2023. A lot of that had to do with the waste water treatment plant. No, it's not because of the amount of coffee I drink at council meetings. It's not \$4 million. That's the joke, thank you for laughing. The appropriated amount.

Major Capital

The Glenwood Park Ballfield is going to be an absolute gem for us. The Scott St. Resurfacing Project (Lagrange to Wood) dollars will get spent in 2024, but the project won't happen until 2025. You'll see

with vendors utilized by multiple departments within the City; elimination of necessity of competitive bidding in and for the year 2024 as it relates to certain transactions; and declaring an Emergency

Motion: Durham Second: Haase
to approve First read of Resolution No. 042-23

Garringer stated this allows us to purchase items that are listed in Exhibit A, B and C, which are already budgeted. We do this every year and this is for 2024. There is a cap on how much we can spend unless this resolution is approved. This allows us to spend over the threshold of \$50,000 on these vendors for specific items without have to go to Council. This used to be \$25,000, but a couple of years ago we increased it to \$50,000. These are specific by these exhibits, so if there not in there and we have to spend over \$50,000 we'll have to get approval.

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

Ordinance 045-23- Establishing Budget

Council President Bialorucki read by title Ordinance No. 045-23, An Ordinance establishing the appropriation measure (budget) of the City of Napoleon, Ohio for the fiscal year ending December 31, 2024, listed in Exhibit A; and declaring an Emergency

Motion: Haase Second: Cordes
to approve First read of Ordinance No. 045-23

Garringer stated this is basically the meat and potatoes of the budget. These are the totals line items as they are sitting here by fund and department from earlier this month when Council met with the department heads. This is basically your budget. If you look on page 1 or 6 of the attachment it says General Fund total is \$8,715,000 and some change. That's our number for our budget at the time of passage.

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

Resolution 046-23- Transfer of Fund Balances

Council President Bialorucki read by title Resolution No. 046-23, A Resolution authorizing the Finance Director to transfer certain fund balances from respective funds to other funds per section 5705.14 ORC on an as needed basis in fiscal year 2024, listed in Exhibit A; and declaring an Emergency

Motion: Durham Second: Knepley
to approve First read of Resolution No. 046-23

Garringer stated this allows us to transfer funds from one fund to the next. A good example of this is that all the income tax money goes into 170 and we distribute that out to the General Fund, Capital Fund or Pool Fund. That allows us to transfer that money in. In the Mayor's presentation he mentioned the 65:35 split. 65% goes into the General Fund and the 35% goes into the Capital Fund. Then the additional income tax that was passed goes to the Pool Levy. We also transfer from other funds. For

Council President Bialorucki read by title Ordinance No. 049-23, An Ordinance establishing a new position classification pay plan for employees of the City of Napoleon, Ohio for the year 2024 repealing Ordinance No. 077-22; and declaring an Emergency

Motion: Durham Second: Knepley
to approve First read of Ordinance No. 049-23

Garringer stated this ordinance reestablishes the pay plans that we have for the City. Exhibits A, B and C are attached to the legislation. These are all increased as 3% increases. This just makes the cost of living adjustments for all those positions.

Roll call vote on the above motion:
Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel
Nay-

Yea-7, Nay-0. Motion Passed

Resolution 050-23- CIC Contribution

Council President Bialorucki read by title Resolution No. 050-23, A Resolution authorizing a contribution to the Community Improvement Corporation of Henry County, Ohio, in and for the year 2024; and declaring an Emergency

Motion: Haase Second: Cordes
to approve First read of Resolution No. 050-23

Garringer stated this is the 8th of the 8th for budget. Every year we state our contribution to the Community Improvement Corporation. Its set for \$45,000 because that’s what were budgeted for.

Roll call vote on the above motion:
Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel
Nay-

Yea-7, Nay-0. Motion Passed

Ordinance 052-23- Amending Tax Code

Council President Bialorucki read by title Ordinance No. 052-23, An Ordinance amending the City income tax code (Chapter 194) of the Codified Ordinances of the City of Napoleon, Ohio; and declaring an Emergency

Motion: Durham Second: Knepley
to approve First read of Ordinance No. 052-23

Garringer stated there were some changes at the state level with House Bill 33 that effected our income tax. With us going to RITA they suggested that we make these necessary changes in our Ordinances to adhere to House Bill 33. There’s no major changes to this. Ill point out one. We always tax income at any levels of age, but it states that tax year 2024 and after the income of individuals under the age of 18 is an exempted income. Not all cities or villages collected from under the age of 18, but now no one is allowed. There were quite a few changes that came from House Bill 33 and these legislation corrects them in our Ordinances.

Roll call vote on the above motion:
Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel

Nay-

Yea-7, Nay-0. Motion Passed

Resolution 053-23- NPP Power Pool Participant

Council President Bialorucki read by title Resolution No. 053-23, A Resolution authorizing the execution of the 2023 NPP Power Pool Participant Schedule with American Municipal Power, Inc. ("AMP"); and declaring an Emergency

Motion: Haase Second: Knepley
to approve First read of Resolution No. 053-23

Small stated as I mentioned in the last meeting this legislation allows me to sign an updated agreement with AMP for the Northern Power Pool. This pool consist of 43 municipalities in the northern part of the state all within the first energy footprint. The intent of the pool is to basically meet seasonal needs for the upcoming year to purchase daily or weekly energy when high loads are expected and it also allows us to purchase energy monthly, weekly or daily if Freemont or Prairie State are expecting outages. It's approximately 9% of our energy resources and the last time the agreement was updated was in 2011. The real driver for this was a change in PJM. We've mentioned it a hundred times for a hundred different reasons. They are reacting to some of the issues that occurred during Winter Storm Elliot. Some of the penalties and credits that occurred for generators. Some of the generators came online and produced more than they were asked. Due to that whole ordeal they had re-look at all the charges at PJM, who is basically the traffic cop for the grid from New York to Illinois. AMP has updated their Northern Power Pool Agreement with the charges that align with the new PJM charges. There's really no cost increase per say. It just realigns those costs with in the pool.

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel

Nay-

Yea-7, Nay-0. Motion Passed

SECOND READING OF ORDINACES AND RESOLUTIONS

Ordinance No. 051-23- Golf Course Fees

Council President Bialorucki read by title Ordinance No. 051-23, An Ordinance amending chapter 955 of the codified code of Ordinances Of the city of napoleon, Ohio, specifically section 955.09, golf privilege fees, section 955.09(j), fees for motorized cart use, and Section 055.09(s), golf outing fees

Motion: Durham Second: Baer
to approve Second read of Ordinance No. 051-23

Small stated there is no change from the first reading. Once again, this adjusts green fees, member fees and adds a personal drive on cart fee.

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel

Nay-

Yea-7, Nay-0. Motion Passed

THIRD READING OF ORDINACES AND RESOLUTIONS- None

GOOD OF THE CITY (Discussion/Action)

Review/Approval of the Power Supply Cost Adjustment Factor for November 2023: PSCA 3-month averaged factor \$0.00901 and JV2 \$0.016776

Small stated there is nothing notable this month. It's a slight increase from last month. Slight meaning two tenths of a penny per kilowatt hour. Comparing to last year its seven tenths of a penny less. Prices are still very favorable.

Motion: Durham Second: Knepley
to approve the Power Supply Cost Adjustment Factor for November 2023: PSCA 3-month averaged factor \$0.00901 and JV2 \$0.016776

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel

Nay-

Yea-7, Nay-0. Motion Passed

State Issue 2 - Recreational Marijuana Dispensaries

Small stated I asked this be put on the agenda. The day after State Issue 2 passed I got online and read the verbiage of the issue. It does allow municipalities to deny the establishment of recreational marijuana dispensaries within their communities. It would have to be done by legislation. I would recommend if that's the direction of this Council to establish it sooner rather than later. With that said I'll share with you one of the benefits. There are some tax dollars to be gained if you do allow dispensaries in the community. I believe 35% of the tax revenue realized by the state would go to municipalities by how many dispensaries are in their communities. If this body so chooses to allow it we could force those into a zoning district. We could certainly discuss if you chose where those could be. I would recommend the C-5, which would put those out in the farthest reaches of the community by the truck stops. I just wanted to bring this before this body once it was approved. Maassel stated I think you have a pretty clear majority of residents in Napoleon and Henry County who rejected Issue 2 at a local level, so if we follow what our voters say we would not allow it in our community. That's how I read what the voters told us. Small replied you're correct. It was 58-42 within the county rejecting the measure and 52-48 within the city. Haase stated we already have a law on the books, but it doesn't include dispensaries. Harmon replied correct. Dispensaries are one stage of the process. We're talking about warehousing, distributing and everything else as well. I think there was a term adult cannabis use operator. Depending on what Council wanted to do I could draft complete prohibition on all stages of the operations or however Council wants to handle that. It would be the same as when medical marijuana became legal. We drafted that in 2017 I think. Based on that if prohibition is what Councils after it wouldn't be that difficult. It would be slightly more complicated if Council chose to do a mix. Let me know what you want to do and that's what I'll draft. I stand ready to draft something. We don't need to be in a giant hurry, but we don't want to take our sweet time either. It'll be a good long while before any potential dispensary or person in that realm would be licensed to do any of that here. We don't have any medical dispensaries here. Those will be the first groups to get a license for recreational marijuana. We have plenty of time to think about it. Just let me know and I can draft legislation fairly quickly. Cordes stated even if we allow dispensaries to not be here it doesn't change the fact that under Ohio Law people have a right to grow plants, so the only thing it would do is prevent it from being sold in the City of Napoleon. Harmon replied state law will be state law and we will follow, but municipalities are allowed to prohibit it if we so choose. Durham asked if the county had any rules restricting? Small

replied I don't have the answer to that. Durham asked if so how would that impact us? It's something to look into. Harmon replied maybe it's a conversation that Council wants to have with the commissioners. Maybe we move forward together? Maassel stated if the legislation at the state level says municipality obviously the county doesn't qualify. Harmon replied I don't recall perfectly because I wasn't looking for it as I don't represent townships, but I believe townships can do something similar. Nothing is needed right this second, but keep it in your thoughts. If you're looking for legal or other input let us know and we can have a full discussion before Council makes a decision. Don't wait too long, but we're not in a giant hurry either. Durham asked what's a good time frame? Harmon replied within the next couple of weeks or months. That would give us enough time. For example, if Council chooses prohibition we have plenty of time to get that drafted and in the books before anything would even start to take place in the City of Napoleon. Baer asked when the state ordinance become effective? Harmon replied December 7th. Bialorucki stated since Chief Mack hasn't retired yet lets put him on the spot for a minute. I don't know if you've ever talked to any other city in Michigan who has dispensaries about if there are any additional criminal things happening or is there a reason why you would think this isn't a good idea? Mack replied I can do some research. I can't say I've had any official conversation, but I can look into it and see what kind of feedback we can get from those jurisdictions. Harmon stated I believe a primary concern that Council had 6 years ago is the fact that it's still prohibited federally. What does that do with the funds that they could potentially make? What are they doing with those funds? It's very difficult to bank them because banks are federally insured. It's another thing to think about. Unless the feds change their mind is that something we want to hassle with? Is there potential for criminality based on having business with large amounts of cash in a situation where they find it difficult to bank? I don't know. I'm no expert. Maassel stated my opinion still stays the same, the voters said no. We can answer all these questions, but at the end of the day the voters still said no. Haase replied at my age I say no. I say no to everything. Cordes stated I would like to hear more about what the commissioners have to say if they have involvement. Haase stated the thing I see with the tax money is that the states going to collect it and the state has a habit of distributing taxes like that to larger entities. Never to small entities and we are a small entity. We're supposedly going to get 35% of 10% excise tax. The government seldom operates that way. Maassel stated it's based on the number of dispensaries in the municipalities, correct? Garringer stated I think it's pretty clear in the constitutional amendment that if you do not have any you will not receive any. The unknown is what are the percentages per dispensary. It could be \$10,000 or \$100,000. For economic development if we chose not to do this we'll know what we'll receive, which is nothing. If we do allow them to come in we'll gain something by the constitution. Maassel replied and also go against the wishes of the local voters. Garringer stated if you want to stand on that point, yes you're correct. That's nothing you can change, but not everything goes to the voters that they agree with. Maassel interjected but that one did. Garringer stated state wide it passed. It's economic and could bring in jobs. I can also state if you say it won't happen in our neighborhood it could be a mile out of town or butt up to the city. If you have any issues it's still going to come to your neighborhood. I'm not going to go against the wishes of Council, but we know if we don't allow them in here what we will get is nothing. Maassel replied just because we think their coming doesn't mean we have to roll out a red carpet and welcome them in. Garringer replied I agree. Cordes asked Chief Mack, when Michigan passed their laws for dispensaries did you see much of an increase in the area of people with illegal marijuana? We're people bringing it in from there? Mack replied absolutely. Cordes stated so we're going to have it coming in here whether we sell it or not. Mack replied you had it coming in here. Will it become more prolific? Absolutely. Harmon stated anyways, let me know what you want.

Bialorucki asked if there were any other questions or comments? Dawn Carter stated I do not live in the City, but I do live right outside it. I've dealt a lot with politics and entities in the area that aren't happy with it being here. I know that it passed statewide and we can't do anything about people using it. I just want to put out that the people that I know and I can bring lots of them if you want to hear opinions. I just feel like we shouldn't allow it in the City in any form like you said the warehouses, the growing or whatever. Other than the personal property that we can't stop. Mainly because of the fact I've had a lake place in Michigan for a couple of years and I've watched the dirtiness, the places themselves aren't dirty, but the quality of people of coming in. For example, Coldwater Michigan has allowed 16 pot dispensaries in town and it is just a complete eyesore because very sign you see on the interstate or side roads. During COVID all of the stores had huge lines outside of them and parking issues. It's just craziness. I just don't feel that we want that in our town. I don't. That's just my point of view. I feel like the towns and what it brings and the just questions that it raises. We know that people use and we know that people were using even when they couldn't. They were going to Michigan to get it or they were going wherever to get it. I just recommend that we make a decision as a community sooner rather than later because there's already people I've seen on Facebook asking about places they can rent to have their pot dispensaries. I'm not saying those are viable people that can actually have a business, but there are people who are ready to do it. They know that December 7th is the day that it's supposed to be go day, so they're ready. I just encourage you to make a decision as soon as possible and my decision would be no within the city limits. I assume from what you said, say Ridgeville would have to have their own municipal. Are they a municipal? Small replied they're not. Dawn Carter asked then anything that is incorporated could fight it? Small replied yes. To go along with what Dawn Carter just said, we have had a number of people call in regard to establishing dispensaries. Dawn Carters stated as far as in the county you guys are welcome to get with the commissioners, but I already checked with a couple of them. Apparently they can't do anything county wide because they're run by the state. You guys live on a home rule thing or whatever. You apparently have more flexibility in trying to put the clamp on it because I said just do something as a county. So that we can't have stores in the county, but they said they couldn't do that. That's just my take, so obviously you want to get your official word I'm sure. Any other questions or thoughts? I don't know. Bialorucki stated thank you. Maassel stated if the go date is December 7th, we should probably have the conversation at the next Council meeting. Harmon replied the go date for making possession legal is December 7th. Even if someone had the goal of getting all the licensure to sell the product as fast as they could in Napoleon Ohio we would have months to stop it. There are zero dispensaries here currently. The medical marijuana dispensaries will be given the recreational licenses first and everyone else who is looking would have to go through the process and it would take a good amount of time. There is zero danger of a dispensary set up in the city in the next few months. Durham stated correct me if I'm wrong, but we currently have a rule prohibiting dispensaries? Harmon replied medical. Small stated the way I read it is that it makes it more difficult for the communities who allowed the medical marijuana dispensaries to say no to the recreational. Harmon replied medical dispensaries will essentially have their licensure fast tracked. Those communities will have to take additional steps and do them very quickly if they allowed medical and didn't want recreational. We have zero here, so it's going to take months. That's if anybody wants to get into the City of Napoleon with their marijuana. It's going to take a very long time for them to do that. If Council decides in the next month or two to stop that there's plenty of time. Durham asked if either way legislation was needed? Harmon replied yes. Baer stated I agree with her point. With what I do for work it's very clear that it's easy to get here, but that doesn't mean it has to necessarily be here. I have

Weitzel- No, sir.

Knepley- No, thank you.

Baer- Question for the Council President. Are you having Finance and Budget next Monday? Garringer replied I was actually going to bring that up. There is no need to have Finance and Budget Committee next Monday. We will not have one in December either. We will have to have one the second week of January because we have payroll the last Friday of the year. To be able to balance our lines and make sure that everything's adjusted to close out the year we really need to have one early January. Maassel asked if the 4th quarter of 2023 to happen in early 2024? Garringer replied yes. Council will probably meet January 2nd, so we would like to have the meeting the following week. It's just how the schedule goes. I know that you guys have to reorganize. Baer stated I would like to move the Safety and Human Resource Committee to 7:00pm as it's the quarterly meeting with the townships that we resumed this year.

Maassel- Harmon, maybe I'm early or a little late. Usually right now we put something in the legislation for housing cost. We do that every year. It just dawned on me today that usually it's around this time. Harmon replied I know what you're talking about, but I don't remember the title. Maassel stated again thanks everybody for making the budget process as smooth as it's been in my 11 years. It was really nice. Roof, thank you for helping me with my slides. I really appreciate the help. I received a letter from the Henry County Commissioners regarding a meeting to designate unincorporated areas of Henry County a restricted area prohibiting the construction of an economically significant wind farm, a large wind farm and a large solar facility pursuant to RC 303.58. They're going to have a commissioners meeting on Thursday December 21st at 10:30am at their office to discuss designate unincorporated areas of Henry County to prohibit wind and solar farms. This was sent out to 31 different entities that are inside the county. We probably should have a representative there to just hear what they're doing. I don't know my schedule for December 21st yet. Someone already said they asked the county and they said they can't do anything about dispensaries, but potentially they can do something about large wind and solar fields.

Durham- Nothing for me.

Haase- The Christmas lights were on tonight. They're looking good.

Cordes- Nothing for me.

Garringer- I'm good. Thank you.

Bialorucki- I have nothing.

Executive Session (Compensation of Personnel)

Motion: Knepley Second: Cordes
to Enter into Executive Session for Compensation of Personnel at 7:56pm

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel

Nay-

Yea-7, Nay-0. Motion Passed

Motion: Haase Second: Knepley
to Exit Executive Session for Compensation of Personnel at 8:12pm

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel
Nay-

Yea-7, Nay-0. Motion Passed

Bialorucki stated no action taken.

Motion: Durham Second: Haase
To direct the Law Director to draft legislation for a 3% increase for the Finance Director

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel
Nay-

Yea-7, Nay-0. Motion Passed

Motion: Durham Second: Cordes
To direct the Law Director to draft legislation for a 3% increase for the Law Director

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel
Nay-

Yea-7, Nay-0. Motion Passed

Motion: Cordes Second: Haase
To direct the Law Director to draft legislation for a 3% increase for the City Manger

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel
Nay-

Yea-7, Nay-0. Motion Passed

Approve Payment of Bills and Financial Reports (In the absence of any objections or corrections, the payment of bills and financial reports shall stand approved)

Haase- Council President can I have a mulligan? Bialorucki replied go ahead. Haase asked if we could have a recap of the water situation? Small replied we have George Gradel Company coming tomorrow to do a hydraulic study using sonar to pinpoint where things are to see if they can come up with some sort of plan and cost to address the issue. We're looking at closing some valves to help us with the situation. Our current models indicate we could do that indefinitely without any detrimental effects to the system. Haase stated fortunately we put a waterline across the new bridge. Small replied exactly. We have plenty of capacity. I brought up to the Mayor that it's a good time for us to start looking and planning for an additional line. We have west of town can benefit from having a loop and taking it over to the south westerly reaches of the distribution system. The line that's under the river now is 50 years old. It was installed in 1973. Of course materials and technology have changed. We feel like we could really benefit from a new line at the west edge of town. I think that's something we're going to be investigating more seriously now. Cordes stated I remember when we were putting the line across the bridge Jeff Rathge mentioned something about reducing the water hammer on the water system. Are we going to go back to having more stress on the water system if we do the blow off valve like your

talking? Small replied I don't think so. I think looking at all the ramifications are taken into consideration. We're working very closely with. Cordes interjected I have no doubt about that. I was just wondering if we were going to run into that problem again. Small replied I don't believe so. We have the benefit of having Adam Huff who's very good in the industry as a former city engineer. He knows our system and we're working very closely with him. We're taking all the right steps.

ADJOURNMENT

Motion: Hasse Second: Cordes
to adjourn the City Council meeting at 8:17pm

Roll call vote on the above motion:

Yea- Cordes, Haase, Durham, Bialorucki, Baer, Knepley, Weitzel

Nay-

Yea-7, Nay-0. Motion Passed

Approved

December 4, 2023

Joe Bialorucki, Council President

Jason Maassel, Mayor

Marrisa Flogaus, Recorder

ORDINANCE NO. 054-23

AN ORDINANCE AUTHORIZING A PAY INCREASE FOR THE CITY OF NAPOLEON, OHIO CITY MANAGER; AND DECLARING AN EMERGENCY

WHEREAS, Council desires to authorize a pay increase to the City Manager; and,

WHEREAS, Council desires to make said changes effective with the pay period commencing on or about December 25, 2023; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal Ordinance No. 083-22, and to establish a new Classification Pay Plan; **Now Therefore**,

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

Section 1. That, effective with the first pay period for the Year 2024, that commences on or about December 25, 2023, the biweekly salary of the City Manager of this City shall be four thousand three hundred forty-six dollars and forty cents (\$4,346.40) and continue as such each year thereafter, so long as employed, unless modified by Council.

Section 2. That, this Ordinance shall contain a provision that allows the terms and conditions of this Ordinance to be retroactively applied, the same being hereby approved as it so exists.

Section 3. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 4. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 5. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 6. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 7. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 8. That, Ordinance No. 083-22 is repealed in their entirety effective December 25, 2023.

Section 9. 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 10. 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 11. 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 allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 054-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

ORDINANCE NO. 055-23

AN ORDINANCE AUTHORIZING A PAY INCREASE FOR THE CITY OF NAPOLEON, OHIO FINANCE DIRECTOR; AND DECLARING AN EMERGENCY

WHEREAS, Council desires to authorize a pay increase to the Finance Director; and,

WHEREAS, Council desires to make said changes effective with the pay period commencing on or about December 25, 2023; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal Ordinance No. 084-22, and to establish a new Classification Pay Plan; **Now Therefore**,

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

Section 1. That, effective with the first pay period for the Year 2024, that commences on or about December 25, 2023, the biweekly salary of the Finance Director of this City shall be three thousand eight hundred thirteen dollars and eighteen cents (\$3,813.18) and continue as such each year thereafter, so long as employed, unless modified by Council.

Section 2. That, this Ordinance shall contain a provision that allows the terms and conditions of this Ordinance to be retroactively applied, the same being hereby approved as it so exists.

Section 3. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 4. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 5. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 6. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 7. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 8. That, Ordinance No. 084-22 is repealed in their entirety effective December 25, 2023.

Section 9. 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 10. That, if any other prior Ordinance or Resolution is found to 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 11. 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 allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 055-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

ORDINANCE NO. 056-23

AN ORDINANCE AUTHORIZING A PAY INCREASE FOR THE CITY OF NAPOLEON, OHIO LAW DIRECTOR; AND DECLARING AN EMERGENCY

WHEREAS, Council desires to authorize a pay increase to the City Law Director; and,

WHEREAS, Council desires to make said changes effective with the pay period commencing on or about December 25, 2023; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal Ordinance No.(s) 014-19, 099-19, 076-20, 063-21, and 085-22, and to establish a new Classification Pay Plan; **Now Therefore**,

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

Section 1. That, effective with the first pay period for the Year 2024, that commences on or about December 25, 2023, the biweekly salary of the City Law Director of this City shall be four thousand four hundred seventy-seven dollars and seventeen cents (\$4,477.17) and continue as such each year thereafter, so long as employed, unless modified by Council.

Section 2. That, this Ordinance allows the terms and conditions of this pay increase to be retroactively applied, the same being hereby approved as it so exists.

Section 3. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 4. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 5. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 6. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 7. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 8. That, Ordinance No.(s) 014-19, 099-19, 076-20, 063-21, and 085-22 are repealed in their entirety effective December 25, 2023.

Section 9. 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 10. 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 11. 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 allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 056-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

RESOLUTION NO. 041-23

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS AND AUTHORIZING A DEPARTMENT DIRECTOR TO TAKE BIDS ON CERTAIN PROJECTS, SERVICES, EQUIPMENT, MATERIALS, OR SUPPLIES WITHOUT THE REQUIREMENT FOR ADDITIONAL LEGISLATION TO DO SO IN THE YEAR 2024; AND DECLARING AN EMERGENCY

WHEREAS, each year from time to time, a Department Director (City Manager, City Finance Director, or City Law Director) is required to come to Council for authority to take bids for certain projects, services, or the purchase or lease of equipment, materials or supplies used in the City operations; and,

WHEREAS, in order to provide a more feasible, economical, and expedited method of bidding procedures, it is deemed necessary to give to the above mentioned Department Directors authority to bid such projects, services, equipment, materials, or supplies without the necessity of continued legislation; **Now Therefore**,

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

Section 1. That, the City Manager, City Finance Director, and City Law Director, for their respective departments, subject to Council's approval as to the specifications, plans, agreements, and other related bid documents when applicable, are hereby authorized to advertise and receive bids or take proposals as applicable for the projects, services, equipment, materials, or supplies that are anticipated to be in excess of fifty thousand dollars (\$50,000) as listed in attached Exhibit A, such exhibit being incorporated into this Resolution by attachment and made a part hereof, without the necessity of further legislation in the year 2024; further, Council finds that the expenditure of funds in excess of fifty thousand dollars (\$50,000) for each project, service, equipment, material, or supply listed in said Exhibit A, is necessary and authorized, subject to an approved motion of Council permitting the respective Department Director to make award. If a contract for said project, service, equipment, material, or supply is awarded to a successful bidder (lowest and best) as a result of a competitive bid, the City Manager, City Finance Director, and City Law Director, for their respective departments, are directed to enter into a contract with the awardee subject to the terms and conditions of an agreement approved by Council, said agreement subject to any non-material changes deemed appropriate by the respective Department Director and approved as to form and correctness by the City Law Director. In the case of a non-competitive bid, the City Manager, City Finance Director, and City Law Director, for their respective departments, are directed to enter into a contract with the awarded subject to the terms and conditions of an agreement approved by Council, said agreement subject to any non-material changes deemed appropriate by the respective Department Director and approved as to form and correctness by the City Law Director.

Section 2. 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 as it relates to the projects identified in Section 1 of this Resolution; moreover, Council may waive any informalities in the bidding process.

Section 3. That, Chapters 105 and 106 of the Codified Ordinances of Napoleon, Ohio, shall continue to be applicable to any projects, services, equipment, materials, or supplies

listed in attached Exhibit A; moreover, nothing in this Resolution shall be construed as limiting the Department Directors in making purchases or contracting for services in any manner as provided for in said Chapters, statutory law or as otherwise provided by Council. When competitive bidding is required for any project, service, equipment, material or supply as a matter of law, it shall be utilized unless otherwise eliminated by act of Council. When quality based selection is required for any project listed in Exhibit A for architectural, engineering, or construction management services as a matter of law, then the quality based selection process shall be utilized unless otherwise eliminated by act of Council. Also, Council hereby finds that the expenditure of funds in excess of fifty thousand dollars (\$50,000) for each architectural, engineering, or construction management service as found in Exhibit A is necessary and approved as a proper public expenditure of funds, subject to approved motion of Council permitting the Department Director to make the award. Finally, the combining of projects, or the contracting or purchase of services, equipment, materials, or supplies is permitted of any project or item listed in Exhibit A without necessity of further authorization by Council.

Section 4. That, a Department Director is authorized to use this Resolution for authority for said bids and/or purchases as contained in this Resolution.

Section 5. That, any item listed in attached Exhibit A may be leased in lieu of purchasing when deemed appropriate by the respective Department Director.

Section 6. That, all leases, purchases and contracts for projects, services, equipment, materials, or supplies is subject to appropriation and certification of funds.

Section 7. That, any trade-ins shall be controlled by Section 107.05(c) of the Codified Ordinances of Napoleon, Ohio, as may be amended from time to time.

Section 8. 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 the City of Napoleon, Ohio.

Section 9. That, if any other prior Resolution or Ordinance 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 10. 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 the timely purchase of materials, supplies, equipment or services essential to provide public peace, health or safety; 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 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:

Marrisa Flogaus, Clerk of Council

I, Marissa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 041-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

DEPARTMENT/CATEGORY/ITEM DESCRIPTION

1300 CITY MANAGER/ADMINISTRATION

- Building Feasibility Study

1600 I.T. ADMINISTRATION

- I.T. Room Renovations

1800 MUNICIPAL COURT

- Oakwood Complex Improvements – City Share
- Parking Lot Improvements
- Steel Entry Doors – Replacement of Two (2)

2100 POLICE/SAFETY SERVICES

- SRO Golf Cart
- Patrol Vehicles – Replacement of Two (2)
- Ballistic Vests - Replacement of Four (4) / 5 Year Rotation
- Shooting Range Modifications
- Evidence Room Renovations

2200 FIRE/SAFETY SERVICES

- Radio Replacements – Five (5) each
- EMS Supplies
- EMS Billing Services
- Extraction Equipment
- Hose Replacements – 13 Sections
- Fire Station Renovations
- Gear Replacement – Five (5) Sets

4200 GOLF COURSE

- Golf Carts – Replacement of Three (3)
- Submersible Pump and Motor Irrigation System

4300 NAPOLEON AQUATIC CENTER

- Storage Barn
- Automatic Pool Floor Cleaner
- Pump and Motor Assembly

4400 PARKS & RECREATION

- Field Paint Machine

4700 CEMETERY

- Mower

5100 SERVICES/STREETS SCM &4

- Annual Road Program – Milling & Resurfacing Local Streets
- Ice and Snow Removal (salt contracts)
- W. Front Street Improvements

- Annual Crack Sealing
- Scott Street Resurfacing (Lagrange Street to Wood Drive)
- Safe Routes to School

6110 ELECTRIC/OPERATIONS DISTRIBUTION

- Wood Poles
- Transformer Purchases
- IS5 Line Relocation

6110 ELECTRIC/FEEDER LINE IMPROVEMENTS

- Electrical Underground Upgrades and Maintenance
- Electrical Overhead Upgrades and Maintenance

6110 ELECTRIC/TRANSFORMER REPLACEMENT & DISPOSAL PROGRAMS

- Transformer Replacement and Disposal (inventory)

6110 ELECTRIC/IMPROVEMENTS & UPGRADES

- New System Growth and Updates
- Advanced Metering Infrastructure (AMI)

6200 WATER TREATMENT PLANT OPERATIONS

- Water Treatment Plant Chemicals
- Emergency Repairs
- Membrane Cleaning Chemicals
- Membrane Filter Replacement
- Washwater Basin Fence w/Gate – Replacement
- South Water Tower Rehabilitation and Painting
- Rate Review

6300 SEWER/WASTE WATER TREATMENT PLANT

- Waste Water Treatment Plant Chemicals
- Sanitary Lateral Repairs in City ROW
- Bio Solids Removal and Landfill Disposal
- New Truck w/Plow
- Tipping Dumpsters for Grit Removal and Sludge Overflow
- Confined Space Equipment and Valve Operators
- Rate Review

6310 SEWER/COLLECTION SYSTEM

- Sanitary Sewer Cleaning Program
- E. Washington Street Sanitary Sewer Improvements – Phase 1 & 2
- Sanitary Sewer System Flow Monitoring Update

6400, 6410, 6411, 6412, 6420 SANITATION/RECYCLING COLLECTION & DISPOSAL

- Landfill Disposal Fees
- Concrete Grinding
- Brush Grinding
- Recycling Services

RESOLUTION NO. 042-23

A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS IN EXCESS OF FIFTY THOUSAND DOLLARS (\$50,000) IN AND FOR THE YEAR 2024 AS IT RELATES TO REOCCURRING COSTS ASSOCIATED WITH THE OPERATION OF THE CITY, FOR PAYMENT OF EXPENSES, AND FOR PURCHASES ASSOCIATED WITH VENDORS UTILIZED BY MULTIPLE DEPARTMENTS WITHIN THE CITY; ELIMINATION OF NECESSITY OF COMPETITIVE BIDDING IN AND FOR THE YEAR 2024 AS IT RELATES TO CERTAIN TRANSACTIONS; AND DECLARING AN EMERGENCY

WHEREAS, the City each year has reoccurring costs associated with the conducting of business with groups or associations established for or on behalf of the political subdivisions or instrumentalities of the State, which annually exceed fifty thousand dollars (\$50,000); and,

WHEREAS, the City each year has reoccurring costs associated with the conducting of business, many which result in mandatory payments or merely occurs as a result of the method of accounting utilized by the City's Finance Department; and,

WHEREAS, for convenience and efficiency, purchase orders are annually written to vendors by multiple departments of the City with a combined total that exceeds fifty thousand dollars (\$50,000); **Now Therefore**,

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

Section 1. That, the expenditure of funds by the City in excess of fifty thousand dollars (\$50,000), in and for the year 2024, is hereby necessary and authorized as a proper public expenditure, subject to appropriation of funds, for purchases, services, coverage, or benefits listed in Exhibit A attached hereto and made a part of this Resolution.

Section 2. That, the expenditure of funds by the City in excess of fifty thousand dollars (\$50,000), in and for the year 2024, is hereby necessary and authorized as a proper public expenditure, subject to appropriation of funds, for the following purchases associated with recreation, fund balance maintenance, public labor costs, public auditing, utilities, bonding, accounting, the payment of debt service, postal service, banking, permitting, and codification listed in Exhibit B attached hereto and made a part of this Resolution.

Section 3. That, the expenditure of funds in excess of fifty thousand dollars (\$50,000) is hereby necessary and authorized as a proper public expenditure, subject to appropriation of funds, for the City's cumulative purchase of product, supply, equipment and/or services periodically through the year 2024 from the following vendors; however, in no event shall the amount exceed fifty thousand dollars (\$50,000) for any one purchase of product, supply, equipment and/or services or any one specific project under the authority of this Resolution listed in Exhibit C attached hereto and made a part of this Resolution.

Section 4. That, due to nature or uniqueness of the transactions or vending listed in Sections 1, 2 and 3 of this Resolution, except for the prohibition in Section 3 regarding the one time purchase over fifty thousand dollars (\$50,000), any requirement that may exist for competitive bidding is hereby eliminated in the best interest of the City.

Section 5. That, nothing in this Resolution shall be construed as to eliminate the necessity of quality based selection as it relates to architect, engineer or construction services for any one project that would otherwise require such a selection process, as such elimination of quality based selection would

require separate Council action; moreover, nothing in this Resolution shall be construed as to eliminate the restriction found in Section 3 of this Resolution as it relates to a single purchase or project expenditures.

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 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 8. 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 prompt purchases required to remain operational, being operational essential to public peace, health or safety; 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 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 042-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

EXHIBIT "A"

American Municipal Power, Inc.	For: Contracted Power Purchase and Services
BORMA Benefit Plans	For: Insurance Premiums (Health)
CIC of Henry County, Ohio	For: Economic Development Services
Henry County Auditor	For: Auditor Fees and Assessment Fees
Henry County Chamber of Commerce	For: Chamber Programs, Tourist Bureau and Other
Henry County Engineer	For: Engineering Shared Projects and Materials
Northwestern Ohio Water & Sewer District	For: Payments for Water Collections
Auditor of State of Ohio	For: Annual Auditing Services
Henry County Auditor	For: Real Estate Tax & Law Library Payments
MAN Unit	For: Police Services and Narcotics Task Force
Maumee Valley Planning	For: CHIS/CHIP Grant Administration
Ohio Bureau of Workers Compensation	For: Employee Worker's Comp. Insurance Coverage
Ohio Police Pension Fund	For: Police Pension Payment
Ohio Fire Pension Fund	For: Fire Pension Payment
Ohio Public Employers' Retirement System	For: Pension Payments
Public Entities Pool (PEP)	For: Insurance Premiums (Property & Casualty)
Regional Income Tax Authority (R.I.T.A.)	For: City Income Tax Collection Services
Treasurer State of Ohio	For: Various Items
Treasurer State of Ohio, ODOT	For: Road Salt & Other Items

EXHIBIT "B"

BHM CPA Group, Inc.	For: Auditing Services
Bonded Chemical	For: Chemicals at Water Treatment Plant
Bryan Publishing	For: Newspaper Publication Services
City of Napoleon, Fuel Rotary	For: Fuel Purchases
City of Napoleon, Garage Rotary	For: Garage Rotary Services
City of Napoleon, Income Tax	For: Refunds of Income Taxes
City of Napoleon, Payroll	For: Payroll Postings
City of Napoleon, Reimbursements	For: Inter-fund Reimbursements
City of Napoleon, Rescue	For: Township Portion of EMS Revenues
City of Napoleon, Utility	For: Meter Deposit Refunds
City of Napoleon, Utility	For: Utility Services
City of Napoleon, Utility	For: Water and Sewer Refunds
City of Napoleon, Utility	For: Electric Refunds
Farmer and Merchant's State Bank	For: Banking and Debt Service Payments
Greenline	For: Telephone Services
Huntington National Bank	For: Debt Service Payments
InvoiceCloud	For: City Utility Payment Services
KSB Dubric	For: Pump supplies and repairs
Meyer Equipment	For: Excavation Vehicle
National Processing Company (NPC)	For: Credit Card Processing Fees
Ohio CAT	For: Equipment Rental & Parts
Ohio Gas Company	For: Utility Services
Ohio Water Development (OWDA)	For: Debt Service Payment
OMEGA JV5/Amp-Ohio Inc.	For: Purchase of Power
OMEGA JV6/Amp-Ohio Inc.	For: Purchase of Power
PNC Bank, N.A.	For: Debt Service Payments
Postmaster	For: Postal Services and Supply
Rescue-Township Charges (EMS)	For: EMS Revenues to Townships
Schonhardt and Associates	For: CAFR Preparation and Consultation Services
Smart Bill, LTD	For: Outsourcing of Utility Bill Printing and Mailing
Squires, Patton, Boggs (US) LLP	For: Bond Counsel (Professional Services)
Telnamix	For: City Phone Services
The Accumed Group	For: EMS Billings and Collections
Treasurer State of Ohio	For: Payments to State
US EPA (Treasurer, State of Ohio)	For: Permits
Verizon Wireless	For: Wireless Phone Services
Weltman, Weinberg & Reis	For: Collection Services

EXHIBIT "C"

A & A Custom Crushing	For: Concrete Crushing
A Cut Above the Rest Tree Service	For: Tree Services
Altec Industries	For: Digger Truck Services
Alloway	For: Professional Services – Lab Testing
Amazon	For: Various City Supplies & Equipment
American Rock Salt Co., LLC	For: Road Salt
Anixter Inc.	For: Electrical Transformers, Parts and Supplies
Axon	For: Tasers & Body Cameras
Baker Vehicle Systems	For: Vehicle Parts & Repairs
Baldwin Poles	For: Utility Poles
Boundtree Medical Supply, LLC	For: Medical Supplies
Brown Supply Co.	For: Janitorial Supplies
Brownstown Electric Supply	For: Electrical Supplies
Buckeye Pumps	For: Pump Repairs and Parts
Burch Hydro	For: Electrical Supplies & Sludge Removal
Burke Excavating and Mowing	For: Construction and Mowing Services
Bryan Excavating	For: Construction Services
Cahaba Timber	For: Wood Electric Poles
Cargill, Inc.	For: Road Salt
C&W Tank Cleaning	For: Digester Cleaning
CDW Government, Inc.	For: Computers and Supplies
Century Equipment	For: Golf Carts, Tractors, Mowers
Chemtrade Chemicals US, LLC	For: Chemicals
Civica North America Inc.	For: Software and Hardware Systems
Clarke Mosquito Control Product	For: Mosquito Control Supply
Clemons Nelson	For: Legal Services
Compass Minerals America	For: Road Salt
Craun Liebring	For: Lift Station Upgrades
Damschroder Roofing	For: Construction Services
Defiance County Landfill	For: Sanitation Dumping Services/Landfill Biosolids
Dell Marketing	For: IT Hardware Systems
Ekoton USA Corporation	For: Sludge Press Rental
Encompass Engineers	For: Electrical Engineering Services
Ermco	For: Electric Transformers
Estabrook, Corp.	For: Pump Supplies and Repairs

Ferguson Waterworks	For: Operations Parts and Supplies
Finley Fire Equipment	For: Fire Engines and Service Repairs
Fire Safety Services Inc.	For: Fire Services and Supply
Fire Service, Inc.	For: Fire Services and Supply
Fitzenrider, Inc. /Air Force One	For: Heating and Air Conditioning Service Work
Flex-Com	For: Camera Systems
Forrest Auto Supply	For: Automotive Parts & Supplies
Ganley Chevrolet of Aurora LLC	For: Police Vehicles
Gerken Asphalt Paving, Inc.	For: Paving Materials & Asphalt Laying
Heartland Disposal	For: Sludge Removal
Henschen and Associates, Inc.	For: Software and Hardware Systems
Hoff Consulting, LLC	For: Consulting Services
Hydro Dyne Engineering, Inc.	For: Wastewater Remanufacturing of Screens
Jack Doheny Supplies Ohio, Inc.	For: Wastewater Supplies
J.A. Hillis Excavating, LLC	For: Excavation Services
Jerry Pate Turf & Irrigation	For: Mower and Equipment Supplies
Jerry Tonjes dba JT's Bldg Maint.	For: Maintenance/Construction/Nuisance Abatement
Jim Speiser & Sons Inc	For: Electrical Services
Jones & Henry Engineers, LTD	For: Consulting Services
K-Tech	For: Beet Heet
Kalida Truck	For: Vehicle Accessories
Koester Corp.	For: Engineering Services
Kuhlman Corp.	For: Parts and Supply
Kurtz Ace Hardware	For: Supply Services)
Masterpiece Sign Graphics, Inc.	For: Signs
Meeder Investment Management	For: Investment Management Services
Meggar	For: Electrical Testing Equipment
Meldrum Mechanical	For: Pump Supplies & Equipment Repairs
Midwest Compost	For: Digester Cleaning
Midwest Public Safety LLC	For: Police Vehicle Accessories
Motorola	For: First Responder Radios
Neptune Equipment Co. (NECO)	For: Meter Parts and Supplies
Newegg Business	For: Computers and Supplies
Northwest Landscape Service	For: Landscaping and Supplies, Roadside & City Owned Property Mowing
Northwest Pools	For: Pool Chemicals
NRP Midwest	For: Wastewater Treatment Chemicals

Office Depot	For: Office Supply
One Source Waste Solutions	For: Waste Services
O'Reilly Auto Parts	For: Parts & Supplies
P&R Communications	For: Radio repair and parts
Path Master	For: Traffic Signals Supplies and Services
Parker Hannfin Corp.	For: Water Meter Analyzer
Perrysburg Pipe and Supply	For: Parts and Supply
Perry Corporation	For: Copier, Scanner and Printer Supplies
Peterman Associates, Inc.	For: Engineering Services (Professional Services)
Physio-Control	For: Fire Equipment and Supplies
Poggemeyer Design Group	For: Electrical Engineering Services
Porter's BP, LLC	For: Gas and Diesel Fuel
Powerhouse Supply	For: Electrical Parts and Supplies
Powerline Supply Co.	For: Electrical Parts and Supplies
Processing Solutions	For: Water Treatment Chemicals
Pyrotechnico	For: Fireworks
Quality Cleaning Services of NW Ohio	For: Janitorial Services
RTEC Communications, Inc.	For: Communication Supplies & Equipment
Reinke Ford	For: Automotive Services
Reveille	For: Engineering Services
Richland Roofing	For: Construction Services
Rupp Rosebrock, Inc.	For: Construction Services
Sauber Manufacturing Co.	For: Reel Trailers
Schneider	For: Software for Metering
Schweitzer Engineering	For: Electrical Substation Materials
Snyder Chevrolet, Inc.	For: Automotive Services
Solomon Corporation	For: Transformers and Electric Supplies
Southeastern Equipment	For: Operations Parts and Supplies
Spectrum Engineering Corp.	For: Engineering Services (Professional Services)
Spengler Nathanson, PLL	For: Outside Counsel (Professional Services)
Stantec Consulting Services, Inc.	For: Engineering Services (Professional Services)
Statewide Ford Lincoln	For: Police vehicles
Stoops Freightliner	For: Vehicle parts
Stuart C. Irby Co.	For: Electrical Parts & Supplies
Superior Uniform Sales, Inc.	For: Uniform Services
Survallent Technology	For: SCADA Programming Services

Target Specialty Products	For: Golf Course Chemicals
Tawa Tree Service	For: Tree Services
Tawa Mulch Landscape Supply	For: Landscaping Services
Terex Utilities, Inc.	For: Electric Equipment Purchases
The Accumed Group	For: Ambulance Billing Services
Toledo Edison	For: Contracted Power Services
Toledo Fence & Supply Co.	For: Fencing Supplies
T & R Electric	For: Transformers
Tri City Industrial Power	For: Batteries & Other Power Supplies
Uniliance	For: Construction Services
UniFirst Corporation	For: Uniforms & Supplies
US Utility Contractor Co.	For: Traffic and Electrical Services
USALCO	For: Chemicals for Water Treatment
Utility Service Group	For: Chemicals for Water Treatment
Utility Services	For: NERC Compliance Services
Utility Truck Equipment	For: Bucket Truck
Vermeer	For: Wood Chipper/Parts
Vermilion Land Clearing Service	For: Tree Clearing
Vernon Nagel, Inc.	For: Trucking, Hauling, and Excavating Services
Viking Trucking, Inc.	For: Trucking and Hauling Services
Werlor, Inc.	For: Brush Grinding Services/Recycling Services
Wesco Distribution, Inc.	For: Electrical Supplies
Wigen Water Technologies	For: Membrane Services, Cleaning & Chemicals
Wood County Land Fill	For: Sanitation Dumping Services
WR Meyers Co., Inc.	For: Construction and Excavating Services
Wright Express FSC-WEX, Inc.	For: Fuel Purchases
Zacks Recycling, LLC	For: Recycling Services
ZTH, LLC	For: Sludge Hauling

ORDINANCE NO. 045-23

AN ORDINANCE ESTABLISHING THE APPROPRIATION MEASURE (BUDGET) OF THE CITY OF NAPOLEON, OHIO FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024, LISTED IN EXHIBIT A; AND DECLARING AN EMERGENCY

WHEREAS, Council desires to pass an annual appropriation measure of the City of Napoleon for the fiscal year ending December 31, 2024; **Now Therefore**,

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

Section 1. That this annual appropriation measure be passed, and the sums as contained in Exhibit A, attached hereto and made a part of this Ordinance, are set aside and appropriated for the fiscal year ending December 31, 2024.

Section 2. 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 the City of Napoleon, Ohio.

Section 3. 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, only that portion shall be held invalid and the remainder shall remain valid.

Section 4. That, pursuant to 121.03(f) of the Codified Ordinances of the City of Napoleon, Ohio, this Ordinance is declared to be an Ordinance providing for appropriations for the current expenses of the City appropriations immediately required for the City to operate; therefore, this Ordinance shall be in full force and effect immediately upon its passage, subject to the approval by the Mayor, otherwise it shall take effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to be in effect at the earliest possible time to allow for proper and timely procedure establishing the appropriation measure, 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 045-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

**2024 APPROPRIATION BUDGET
WORKING DRAFT AS OF 11/14/23**

DEPT DESCRIPTION	2024 REQUESTED BUDGET		
	PERSONAL	OTHER	TOTAL
1100 City Council/Legislative	42,616.76	8,223.00	50,839.76
1200 Mayor/Executive	18,420.22	1,350.00	19,770.22
1300 City Manager/Administrative	399,166.72	97,382.00	496,548.72
1370 City Manager/Human Resources	96,033.44	11,720.00	107,753.44
1400 Law Director/ Administrative	269,232.19	66,310.00	335,542.19
1500 Finance/Administrative	433,320.21	111,090.00	544,410.21
1520 Finance/Utility Billing	157,029.39	108,500.00	265,529.39
1600 Information Technology/Administration	217,508.58	84,530.00	302,038.58
1700 Engineering/City Engineer	394,079.75	60,430.00	454,509.75
1800 Municipal Court/Judicial	616,735.14	107,510.00	724,245.14
1900 General Gov./Miscellaneous	0.00	178,706.00	178,706.00
2100 Police/Safety Services	2,161,821.17	449,213.00	2,611,034.17
2101 Police/Code Enforcement	45,741.01	10,650.00	56,391.01
2102 Police/School Res. Officer	115,085.92	25,500.00	140,585.92
2103 Police/K-9 Unit	115,710.06	17,060.00	132,770.06
2200 Fire/Safety Services	1,555,179.50	265,950.00	1,821,129.50
4700 Cemetery/Grounds	93,970.27	27,800.00	121,770.27
5130 Service/Blds., Properties, Equip.	101,142.69	17,260.00	118,402.69
9800 Reimbursements-Shared Expenses	0.00	45,110.00	45,110.00
9900 Transfer Accounts	0.00	188,200.00	188,200.00
100 GENERAL FUND	6,832,793.01	1,882,494.00	8,715,287.01
1900 General Gov./Miscellaneous	0.00	15,000.00	15,000.00
123 SPECIAL EVENTS FUND	0.00	15,000.00	15,000.00
3500 Economic Development	0.00	45,000.00	45,000.00
130 ECONOMIC DEVELOPMENT FUND	0.00	45,000.00	45,000.00
9400 Unclaimed Monies Agency Accounts	0.00	500.00	500.00
9900 Transfer Accounts	0.00	2,000.00	2,000.00
147 UNCLAIMED MONIES FUND	0.00	2,500.00	2,500.00
1510 Finance/Income Tax Collection	97,904.56	271,184.00	369,088.56
9900 Transfer Accounts	0.00	4,963,192.32	4,963,192.32
170 MUNICIPAL INCOME TAX FUND	97,904.56	5,234,376.32	5,332,280.88
9800 Reimbursements-Shared Expenses	0.00	144,190.00	144,190.00
9900 Transfer Accounts	0.00	390,000.00	390,000.00
180 KWH TAX COLLECTION FUND (GF)	0.00	534,190.00	534,190.00
1800 Municipal Court/Judicial	0.00	7,500.00	7,500.00
9900 Transfer Accounts	0.00	7,500.00	7,500.00
195 LAW LIBRARY FUND	0.00	15,000.00	15,000.00

2024 APPROPRIATION BUDGET
WORKING DRAFT AS OF 11/14/23

DEPT DESCRIPTION	2024 REQUESTED BUDGET		
	PERSONAL	OTHER	TOTAL
5100 Service/Streets Maint.&Prop.	304,650.64	209,875.00	514,525.64
5110 Service/Ice And Snow Removal	38,110.00	75,950.00	114,060.00
5120 Service/Storm Drainage	11,845.00	15,500.00	27,345.00
200 STREET CONST.MAINT.&REPAIR FD	354,605.64	301,325.00	655,930.64
5100 Service/Streets Maint.&Prop.	0.00	68,200.00	68,200.00
201 STATE HIGHWAY IMPROVEMENT FUND	0.00	68,200.00	68,200.00
5100 Service/Streets Maint.&Prop.	0.00	25,000.00	25,000.00
202 MUNI.(50%)MOTOR VEH.LIC.TAS FD	0.00	25,000.00	25,000.00
5100 Service/Streets Maint.&Prop.	0.00	54,000.00	54,000.00
203 MUNI.(100%)MOTOR VEH.LIC.TASFD	0.00	54,000.00	54,000.00
5100 Service/Streets Maint.&Prop.	0.00	12,000.00	12,000.00
204 CO VEH LIC PERMISSIVE TAX FUND	0.00	12,000.00	12,000.00
2200 Fire/Safety Services	0.00	230,500.00	230,500.00
9800 Reimbursements-Shared Expenses	0.00	205,000.00	205,000.00
9900 Transfer Accounts	0.00	30,240.00	30,240.00
210 EMS TRANSPORT SERVICE FUND	0.00	465,740.00	465,740.00
4100 Recreation/Administrative	186,597.56	8,200.00	194,797.56
4200 Recreation/Golf Operating	260,695.29	242,200.00	502,895.29
4300 Recreation/Pool Operating	127,022.18	93,550.00	220,572.18
4400 Recreation/Parks & Programs	302,127.74	271,680.00	573,807.74
220 RECREATION FUND	876,442.77	615,630.00	1,492,072.77
4300 Recreation/Pool Operating	17,935.82	377,440.00	395,375.82
221 NAPOLEON AQUATIC CENTER	17,935.82	377,440.00	395,375.82
8300 Revenue Funds Debt Services	0.00	229,900.00	229,900.00
223 NAP AQUATIC CTR DEBT RES FUND	0.00	229,900.00	229,900.00
4700 Cemetery/Grounds	0.00	6,500.00	6,500.00
227 CEMETERY TRUST FUND	0.00	6,500.00	6,500.00
3800 Travel And Tourism (3%)	0.00	50,000.00	50,000.00
9900 Transfer Accounts	0.00	50,000.00	50,000.00
240 HOTEL/MOTEL TAX FUND	0.00	100,000.00	100,000.00
2200 Fire/Safety Services	0.00	95,400.00	95,400.00
242 FIRE EQUIPMENT FUND	0.00	95,400.00	95,400.00
1900 General Gov./Miscellaneous	0.00	21,000.00	21,000.00
243 FIRE LOSS CLAIMS FUND	0.00	21,000.00	21,000.00
1300 City Manager/Administrative	0.00	250,000.00	250,000.00
252 AMERICAN RESCUE PLAN ACT	0.00	250,000.00	250,000.00
2100 Police/Safety Services	0.00	1,700.00	1,700.00

**2024 APPROPRIATION BUDGET
WORKING DRAFT AS OF 11/14/23**

DEPT DESCRIPTION	2024 REQUESTED BUDGET		
	PERSONAL	OTHER	TOTAL
253 ONEOHIO FUND	0.00	1,700.00	1,700.00
3300 Cdbg, Chis & Chip Dev.Grants	0.00	22,000.00	22,000.00
261 CDBG PROGRAM INCOME FUND	0.00	22,000.00	22,000.00
1800 Municipal Court/Judicial	0.00	25,000.00	25,000.00
270 INDIGENT DRIV. ALCOHOL FUND	0.00	25,000.00	25,000.00
2100 Police/Safety Services	0.00	1,800.00	1,800.00
271 LAW ENFORCEMENT & ED. FUND	0.00	1,800.00	1,800.00
1800 Municipal Court/Judicial	0.00	35,000.00	35,000.00
9800 Reimbursements-Shared Expenses	0.00	10,000.00	10,000.00
272 COURT COMPUTERIZATION FUND	0.00	45,000.00	45,000.00
2100 Police/Safety Services	0.00	1,000.00	1,000.00
273 LAW ENFORCEMENT TRUST FUND	0.00	1,000.00	1,000.00
2100 Police/Safety Services	0.00	2,000.00	2,000.00
274 MANDATORY DRUG FINE FUND	0.00	2,000.00	2,000.00
1810 Municipal Court/Probation Department	20,909.06	1,000.00	21,909.06
275 MUNICIPAL PROBATION SERV. FUND	20,909.06	1,000.00	21,909.06
2021	0.00	0.00	0.00
277 PROBATION OFFICER GRANT FUND	0.00	0.00	0.00
1800 Municipal Court/Judicial	0.00	65,000.00	65,000.00
278 COURT SPECIAL PROJECTS FUND	0.00	65,000.00	65,000.00
2100 Police/Safety Services	0.00	500.00	500.00
280 CERTIFIED POLICE TRAINING FUND	0.00	500.00	500.00
1800 Municipal Court/Judicial	0.00	5,000.00	5,000.00
281 INDIGENT DRIVERS INTERLOCK/ALC	0.00	5,000.00	5,000.00
2023	73,352.82	14,327.00	87,679.82
287 PROBATION IMP. & INCTV.GRT.FD.	73,352.82	14,327.00	87,679.82
2021	0.00	0.00	0.00
288 JUSTICE REINV.INCENTIVE GRT.FD	0.00	0.00	0.00
2100 Police/Safety Services	95,600.00	210,000.00	305,600.00
290 POLICE PENSION FUND	95,600.00	210,000.00	305,600.00
2200 Fire/Safety Services	47,850.00	105,000.00	152,850.00
291 FIRE PENSION FUND	47,850.00	105,000.00	152,850.00
1900 General Gov./Miscellaneous	0.00	5,000.00	5,000.00
295 IRS 125 EMPLOYEE BENEFITS FUND	0.00	5,000.00	5,000.00
8100 General Obligation Debt Services	0.00	49,750.00	49,750.00
300 GENERAL BOND RETIREMENT FUND	0.00	49,750.00	49,750.00
7000 General Improvements & Projects	0.00	5,900.00	5,900.00

2024 APPROPRIATION BUDGET
WORKING DRAFT AS OF 11/14/23

DEPT DESCRIPTION	2024 REQUESTED BUDGET		
	PERSONAL	OTHER	TOTAL
320 OAKWOOD/AMERICAN TIF FUND	0.00	5,900.00	5,900.00
1300 City Manager/Administrative	0.00	0.00	0.00
1370 City Manager/Human Resources	0.00	0.00	0.00
1400 Law Director/ Administrative	0.00	0.00	0.00
1500 Finance/Administrative	0.00	500.00	500.00
1600 Information Technology/Administration	0.00	30,837.00	30,837.00
1700 Engineering/City Engineer	0.00	13,000.00	13,000.00
1800 Municipal Court/Judicial	0.00	231,034.03	231,034.03
2100 Police/Safety Services	0.00	217,725.00	217,725.00
2102 Police/School Res. Officer	0.00	400.00	400.00
2103 Police/K-9 Unit	0.00	1,500.00	1,500.00
2200 Fire/Safety Services	0.00	56,000.00	56,000.00
4200 Recreation/Golf Operating	0.00	0.00	0.00
4400 Recreation/Parks & Programs	0.00	7,500.00	7,500.00
4700 Cemetery/Grounds	0.00	0.00	0.00
5100 Service/Streets Maint.&Prop.	0.00	1,435,000.00	1,435,000.00
5200 Service/Central Garage	0.00	0.00	0.00
9900 Transfer Accounts	0.00	113,510.00	113,510.00
400 CAPITAL IMPROVEMENT FUND	0.00	2,107,006.03	2,107,006.03
1520 Finance/Utility Billing	0.00	0.00	0.00
6110 Electric/Operations, Dist. System	1,651,731.71	1,145,880.00	2,797,611.71
6111 Electric/Purchased Power	0.00	14,000,000.00	14,000,000.00
9800 Reimbursements-Shared Expenses	0.00	1,093,660.00	1,093,660.00
9900 Transfer Accounts	0.00	895,000.00	895,000.00
500 ELECTRIC UTILITY REVENUE FUND	1,651,731.71	17,134,540.00	18,786,271.71
6110 Electric/Operations, Dist. System	0.00	1,008,000.00	1,008,000.00
503 ELECTRIC DEVELOPMENT FUND	0.00	1,008,000.00	1,008,000.00
1520 Finance/Utility Billing	0.00	0.00	0.00
6200 Water/Treatment Plant Operations	674,760.65	1,374,619.00	2,049,379.65
6210 Water/Distribution System	504,255.71	263,885.00	768,140.71
9800 Reimbursements-Shared Expenses	0.00	583,180.00	583,180.00
9900 Transfer Accounts	0.00	958,921.00	958,921.00
510 WATER REVENUE FUND	1,179,016.36	3,180,605.00	4,359,621.36
6210 Water/Distribution System	0.00	271,000.00	271,000.00
511 WATER DEPRECIATION RES. FUND	0.00	271,000.00	271,000.00
8300 Revenue Funds Debt Services	0.00	335,045.00	335,045.00
512 WATER DEBT RESERVE FUND	0.00	335,045.00	335,045.00

2024 APPROPRIATION BUDGET
WORKING DRAFT AS OF 11/14/23

DEPT DESCRIPTION	2024 REQUESTED BUDGET		
	PERSONAL	OTHER	TOTAL
8300 Revenue Funds Debt Services	0.00	22,741.00	22,741.00
513 WATER OWDA BOND RETIREMENT FD.	0.00	22,741.00	22,741.00
6200 Water/Treatment Plant Operations	0.00	588,185.00	588,185.00
519 WATER PLANT IMPROV & RENO FUND	0.00	588,185.00	588,185.00
1520 Finance/Utility Billing	0.00	0.00	0.00
6300 Sewer (Wwt)/Treatment Plant Oper.	745,230.02	1,178,758.00	1,923,988.02
6310 Sewer (Wwt)/Collection System	79,469.95	129,025.00	208,494.95
6311 Sewer (Wwt)/Cleaning & Imp.(Sso & Cso)	182,254.83	9,550.00	191,804.83
9800 Reimbursements-Shared Expenses	0.00	656,600.00	656,600.00
9900 Transfer Accounts	0.00	1,682,450.00	1,682,450.00
520 SEWER UTILITY REVENUE FUND	1,006,954.79	3,656,383.00	4,663,337.79
6310 Sewer (Wwt)/Collection System	0.00	2,423,000.00	2,423,000.00
521 SEWER UTY. REPLCMNT.&IMP. FUND	0.00	2,423,000.00	2,423,000.00
8800 State & Epa Loans Debt Services	0.00	764,313.00	764,313.00
522 SEWER DEBT RESERVE FUND	0.00	764,313.00	764,313.00
8600 Special Assess. Debt Services (Owda)	0.00	107,581.00	107,581.00
523 OWDA SA DEBT RETIREMENT FUND	0.00	107,581.00	107,581.00
8800 State & Epa Loans Debt Services	0.00	81,373.00	81,373.00
532 WILLIAMS PUMP STA.IMP.PRJ.FUND	0.00	81,373.00	81,373.00
1520 Finance/Utility Billing	0.00	0.00	0.00
6400 Sanitation /Collection & Disposal	289,397.34	174,960.00	464,357.34
6410 Sanitation/Srs-Seasonal Pickup Program	0.00	72,900.00	72,900.00
6411 Sanitation/Srs-Yard Waste Site Oper.	0.00	96,450.00	96,450.00
6412 Sanitation/Srs-Mosquito Control	0.00	86,325.00	86,325.00
6420 Sanitation/Recycling Programs	158,901.52	70,990.00	229,891.52
9800 Reimbursements-Shared Expenses	0.00	233,600.00	233,600.00
9900 Transfer Accounts	0.00	55,000.00	55,000.00
560 SANITATION (REFUSE)REVENUE FD	448,298.86	790,225.00	1,238,523.86
6400 Sanitation /Collection & Disposal	0.00	7,000.00	7,000.00
561 SANIT.(REFUSE) DEPREC.RES.FUND	0.00	7,000.00	7,000.00
6500 Meter Deposit/Unapplied Cash	0.00	25,000.00	25,000.00
580 METER DEP.(ELECT & WATER) FUND	0.00	25,000.00	25,000.00
5200 Service/Central Garage	194,862.02	130,720.00	325,582.02
5600 Service/Fuel Purchase Rotary	0.00	75,000.00	75,000.00
600 CENTRAL GARAGE ROTARY FUND	194,862.02	205,720.00	400,582.02

**2024 APPROPRIATION BUDGET
WORKING DRAFT AS OF 11/14/23**

DEPT DESCRIPTION	2024 REQUESTED BUDGET		
	PERSONAL	OTHER	TOTAL
GRAND TOTAL - ALL FUNDS	12,898,257.42	43,618,389.35	56,516,646.77

RESOLUTION NO. 046-23

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER CERTAIN FUND BALANCES FROM RESPECTIVE FUNDS TO OTHER FUNDS PER SECTION 5705.14 ORC ON AN AS NEEDED BASIS IN FISCAL YEAR 2024, LISTED IN EXHIBIT A; AND DECLARING AN EMERGENCY

WHEREAS, the City is a charter municipality having those powers of self government as stated in Article I of its Charter; and,

WHEREAS, in order to provide Fund Balances for approved expenditures in certain funds on an as needed basis, it is necessary to transfer funds from respective funds to other funds; **Now Therefore**,

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

Section 1. That, pursuant to Section 5705.14 of the ORC and this Resolution, the Finance Director is hereby authorized and directed to transfer monies among the various funds on an as needed basis in Fiscal Year 2024 as listed in Exhibit A attached hereto and hereby made a part of this Resolution.

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

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, only that portion shall be held invalid and the remainder shall remain valid.

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time 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 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 be in effect at the earliest possible time to allow for proper payment of expenses, 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 046-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

2024 ESTIMATED TRANSFER OF FUNDS

APPROPRIATION ACCOUNT AND PURPOSE

	<u>= ACCOUNT =</u>	<u>= FUND FROM =</u>	<u>= FUND TO =</u>
100 GENERAL FUND Tr-To 101 General Res.Bal.Fund	100.9900.59401	100,000	
101 GENERAL RESERVE BALANCE FUND Transfers-In(Various Funds) New Fund in 2013 by City Council to set aside Un-needed Reserves from the 100 General Fund.	101.0000.49900		100,000
100 GENERAL FUND Tr-To 200 Street (Scmr) Fund	100.9900.59450	0	
200 STREET CONST.MAINT.&REPAIR FD Transfers-In(Various Funds) Net Subsidy Requirements	200.0000.49900		0
100 GENERAL FUND Tr-To 170 Mun.In.Tax Fund	100.9900.59470	0	
170 MUNICIPAL INCOME TAX FUND Transfers-In(Various Funds) Large Income Tax Refunds	170.0000.49900		0
100 GENERAL FUND Tr-To 288 Justice Reinv.Incentive Gr.Fd.	100.9900.59535	0	
288 JUSTICE REINV.INCENTIVE GRT.FD Transfers-In(Various Funds) Net Subsidy Requirements	288.0000.49900		0
100 GENERAL FUND Tr-To 123 Special Events Fund	100.9900.59540	15,000	
123 SPECIAL EVENTS FUND Transfers-In(Various Funds) Net Subsidy Requirements	123.0000.49900		15,000
100 GENERAL FUND Tr-To 130 Econ.Dev.Fund	100.9900.59550	45,000	
130 ECONOMIC DEVELOPMENT FUND Transfers-In(Various Funds) Net Subsidy Requirements	130.0000.49900		45,000
100 GENERAL FUND Tr-To 295 Employee Benefits Fund	100.9900.59555	3,200	
295 IRS 125 EMPLOYEE BENEFITS FUND Transfers-In(Various Funds) Subsidize Administrative Costs to AFLAC (Wage Works) on the IRS 125 Benefits Plan	295.0000.49900		3,200
100 GENERAL FUND Tr-To 400 Cip Fund	100.9900.59615	0	
400 CAPITAL IMPROVEMENT FUND Transfers-In(Various Funds)	400.0000.49900		0
100 GENERAL FUND Tr-To 600 Central Garage Rotary Fund	100.9900.59880	25,000	
600 CENTRAL GARAGE ROTARY FUND Transfers-In(Various Funds) Net Subsidy Requirements	600.0000.49900		25,000
147 UNCLAIMED MONIES FUND Tr-To 100 General Fund	147.9900.59400	2,000	
100 GENERAL FUND Transfers-In(Various Funds) City's unclaimed monies come from uncashed checks over two (2) years old.	100.0000.49900		2,000
170 MUNICIPAL INCOME TAX FUND Tr-To 100 General Fund (Inc.Tax)	170.9900.59410	2,700,000	
100 GENERAL FUND Transfers-In(Income Tax Fund) TR-to 100 GF (62% of Net 1.3%)	100.0000.49910		2,700,000
170 MUNICIPAL INCOME TAX FUND Tr-To 220 Recreation Fd.(Inc.Tax)	170.9900.59510	692,494	
220 RECREATION FUND Transfers-In(Income Tax Fund) TR-to 220 Recreation Levy Fund .2%	220.0000.49910		692,494
170 MUNICIPAL INCOME TAX FUND Tr-To 400 Cip Fund (Inc Tax)	170.9900.59610	1,570,699	
400 CAPITAL IMPROVEMENT FUND Transfers-In(Income Tax Fund) TR-to 400 CIP (38% of Net 1.3%)	400.0000.49910		1,570,699
180 KWH TAX COLLECTION FUND (GF) Tr-To 100 General Fund	180.9900.59400	390,000	
100 GENERAL FUND Transfers-In(Kwh Tax Fund) Balance available after Utility Reimbursement	100.0000.49950		390,000

2024 ESTIMATED TRANSFER OF FUNDS

APPROPRIATION ACCOUNT AND PURPOSE

	<u>= ACCOUNT =</u>	<u>= FUND FROM =</u>	<u>= FUND TO =</u>
195 LAW LIBRARY FUND Tr-To 100 General Fund	195.9900.59400	7,500	
100 GENERAL FUND Transfers-In(Various Funds)	100.0000.49900		7,500
1/2 Gross Estimated Revenues			
210 EMS TRANSPORT SERVICE FUND Tr-To 242 Fire Equip.Fund	210.9900.59620	30,240	
242 FIRE EQUIPMENT FUND Transfers-In(Various Funds)	242.0000.49900		30,240
City Share of Township Contract for Capital Items			
221 NAPOLEON AQUATIC CENTER Transfers-To All Funds	221.4300.59300	100,000	
222 NAP AQUATIC CTR RESERVE FUND Transfers-In(Various Funds)	222.0000.49900		100,000
222 NAP AQUATIC CTR RESERVE FUND			
221 NAPOLEON AQUATIC CENTER Transfers-To All Funds	221.4300.59300	249,140	
223 NAP AQUATIC CTR DEBT RES FUND Transfers-In(Various Funds)	223.0000.49900		249,140
223 NAP AQUATIC CTR DEBT RES FUND			
240 HOTEL/MOTEL TAX FUND Tr-To 100 General Fund	240.9900.59400	50,000	
100 GENERAL FUND Transfers-In(Various Funds)	100.0000.49900		50,000
1/2 Gross of Estimated Revenues			
252 AMERICAN RESCUE PLAN ACT Reimbursement - Fed. Grants - A.R.P.A.	252.1300.59001	250,000	
100 GENERAL FUND Transfers-In(Various Funds)	100.0000.49900		250,000
290 POLICE PENSION FUND Transfers-To 100 General Fund	290.2100.59400	210,000	
100 GENERAL FUND Transfers-In (Police Pension)	100.0000.49920		210,000
291 FIRE PENSION FUND Transfers-To 100 General Fund	291.2200.59400	105,000	
100 GENERAL FUND Transfers-In(Fire Pension)	100.0000.49930		105,000
400 CAPITAL IMPROVEMENT FUND Tr-To 300 Bond Retirement Fund	400.9900.59545	49,750	
300 GENERAL BOND RETIREMENT FUND Transfers-In(Various Funds)	300.0000.49900		49,750
Principal and Interest Payments			
400 CAPITAL IMPROVEMENT FUND Tr-To 242 Fire Equip.Fund	400.9900.59620	53,760	
242 FIRE EQUIPMENT FUND Transfers-In(Various Funds)	242.0000.49900		53,760
City Share of Township Contract for Capital Items			
400 CAPITAL IMPROVEMENT FUND Tr-To 401 Cip Funding Res Fd	400.9900.59630	10,000	
401 CIP FUNDING RESERVE FUND Transfers-In(Various Funds)	401.0000.49900		10,000
400 CAPITAL IMPROVEMENT FUND Tr To 410 Fire Fac. Fund	400.9900.59640	0	
410 FIRE FACILITY TRAINING GRT.FD. Transfers-In(Various Funds)	410.0000.49900		0
410 FIRE FACILITY TRAINING GRT.FD. Tr - To 400 Cip Fund	410.9900.59615	0	
400 CAPITAL IMPROVEMENT FUND Transfers-In(Various Funds)	400.0000.49900		0
410 FIRE FACILITY TRAINING GRT.FD. Tr - To 242 Fire Equip Fund	410.9900.59620	0	
242 FIRE EQUIPMENT FUND Transfers-In(Various Funds)	242.0000.49900		0

2024 ESTIMATED TRANSFER OF FUNDS

APPROPRIATION ACCOUNT AND PURPOSE

	= ACCOUNT =	= FUND FROM =	= FUND TO =
500 ELECTRIC UTILITY REVENUE FUND Tr-To 180 Kwh Tax Col. Fund (Gf)	500.9900.59480	495,000	
180 KWH TAX COLLECTION FUND (GF) Transfers-In(Various Funds)	180.0000.49900		495,000
State kWH Tax Collection less State Use Tax			
500 ELECTRIC UTILITY REVENUE FUND Tr-To-503 Electric Dev Fund	500.9900.59825	400,000	
503 ELECTRIC DEVELOPMENT FUND Transfers-In(Various Funds)	503.0000.49900		400,000
510 WATER REVENUE FUND Tr-To 511 Water Dep.Res.Fund	510.9900.59835	121,000	
511 WATER DEPRECIATION RES. FUND Transfers-In(Various Funds)	511.0000.49900		121,000
Depreciation Fund for Minimum Required 511 Trust Fund Balances on Revenue Debt about \$304,000.			
510 WATER REVENUE FUND Tr-To 512 Water Debt Reserve Fund	510.9900.59840	335,045	
512 WATER DEBT RESERVE FUND Transfers-In(Various Funds)	512.0000.49900		335,045
Minimum Balance Required \$200,000 for Debt Service Reserve for Revenue per Trust Agreements.			
510 WATER REVENUE FUND Tr-To 513 Water Owda Bond Ret.Fd.	510.9900.59841	19,901	
513 WATER OWDA BOND RETIREMENT FD. Transfers-In(Various Funds)	513.0000.49900		19,901
Minimum Balance Required??			
510 WATER REVENUE FUND Tr-To 519 Wtr Plant Ren.Imp.Fd.	510.9900.59849	482,975	
519 WATER PLANT IMPROV & RENO FUND Transfers-In(Various Funds)	519.0000.49900		482,975
Transfer to 519 Water Plant Ren.Imp.Fund			
520 SEWER UTILITY REVENUE FUND Tr-To 523 Owda Sa Bond Ret.Sewer Fl	520.9900.59560	108,000	
523 OWDA SA DEBT RETIREMENT FUND Transfers-In(Various Funds)	523.0000.49900		108,000
520 SEWER UTILITY REVENUE FUND Tr-To 532 Wms. Pump Sta. Fund	520.9900.59561	77,450	
532 WILLIAMS PUMP STA.IMP.PRJ.FUND Transfers-In(Various Funds)	532.0000.49900		77,450
520 SEWER UTILITY REVENUE FUND Tr-To 521 Sew.(Wwt)Dep.Res.Fund	520.9900.59855	750,000	
521 SEWER UTY. REPLCMNT.&IMP. FUND Transfers-In(Various Funds)	521.0000.49900		750,000
520 SEWER UTILITY REVENUE FUND Tr-To 522 Sewer Res.Fund	520.9900.59865	747,000	
522 SEWER DEBT RESERVE FUND Transfers-In(Various Funds)	522.0000.49900		747,000
560 SANITATION (REFUSE)REVENUE FD Te-To 561 San.(Ref) Dep.Res.Fund	560.9900.59871	55,000	
561 SANIT.(REFUSE) DEPREC.RES.FUND Transfers-In(Various Funds)	561.0000.49900		55,000

ORDINANCE NO. 047-23

AN ORDINANCE AMENDING THE ALLOCATION OF FUNDS AS FOUND IN SECTIONS 193.11 AND 194.013 OF THE CODIFIED ORDINANCES OF THE CITY OF NAPOLEON, OHIO; AND DECLARING AN EMERGENCY

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

Section 1. That, Section 193.11 of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted as follows:

“193.11 ALLOCATION OF FUNDS.

(a) Effective January 1, 2024, the funds collected under the provisions of this chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-five percent (65%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-five percent (35%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.

(b) Effective January 1, 2025 and thereafter, the funds collected under the provisions of this chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-five percent (65%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-five percent (35%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.”

Section 2. That, Section 193.11 of the Codified Ordinances of Napoleon, Ohio, as existed prior to the enactment of this Ordinance, is repealed effective December 31, 2023 at 11:59 PM.

Section 3. That, Section 194.013 of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted as follows:

“194.013 ALLOCATION OF FUNDS.

(A) Effective January 1, 2024, the funds collected under the provisions of this Chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this Chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-five percent (65%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-five percent (35%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.

(4) One-hundred percent (100%) of the net available tax receipts received annually pursuant to Napoleon Ordinance 194.081 may be used to defray operating expenses incurred due to the provision of police and fire services.

(B) Effective January 1, 2025 and thereafter, the funds collected under the provisions of this chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-five percent (65%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-five percent (35%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.

(4) One-hundred percent (100%) of the net available tax receipts received annually pursuant to Napoleon Ordinance 194.081 may be used to defray operating expenses incurred due to the provision of police and fire services.”

Section 4. That, Section 194.013 of the Codified Ordinances of Napoleon, Ohio, as existed prior to the enactment of this Ordinance, is repealed effective December 31, 2023 at 11:59 PM.

Section 5. 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 6. 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 7. 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 allow for passage before the deadline; moreover, this must timely take effect to meet the intent of the law; 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 be in effect at the earliest possible time to allow for timely allocation of funds, 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 047-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

ORDINANCE NO. 048-23

AN ORDINANCE APPORTIONING THE EXPENSES INCURRED INCLUDING WAGES, SALARIES AND FRINGE BENEFITS OF THE MAYOR, COUNCIL, AND VARIOUS OTHER DEPARTMENTS OF THE CITY OF NAPOLEON WHICH ARE NOT OTHERWISE DIRECTLY CHARGED TO SPECIAL AND/OR CAPITAL PROJECTS AMONG VARIOUS ACCOUNTS EFFECTIVE JANUARY 1, 2024; AMENDING ORDINANCE NO.(S) 104-09, 087-19, 069-20, 059-21, AND 076-22; AND DECLARING AN EMERGENCY

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

Section 1. That, the expenses incurred, including wages, salary and fringe benefits of the Mayor, City Council, and various departments within the City as found in Exhibit A, that are not otherwise directly charged to special and/or capital projects, shall be apportioned among the funds using the direct reimbursement method as found in attached Exhibit A which is made part of this Ordinance.

Section 2. That, the City Finance Director is directed to adjust the affected funds, retroactive if necessary, effective January 1, 2024 to accomplish the intent of this Ordinance.

Section 3. That, Ordinance No.(s) 104-09, 087-19, 069-20, 059-21, and 076-22 are hereby amended.

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 allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No.048-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

2024 ESTIMATED INTERNAL REIMBURSABLE COSTS - ALLOCATION OF SHARED AND DIRECT COSTS

100 GF ADMINISTRATIVE SHARED COSTS & DISPATCHING SERVICES TO ENTERPRISE FUNDS:

Budgeted Allocations (%) were changed by City Council, Ord 104-09, Passed 12/21/2009 and Ord. 087-19 Passed 12/16/19

	<u>= 1100 CITY COUNCIL =</u>		<u>= 1200 MAYORS OFFC. =</u>		<u>= 1300 CITY MANAGER =</u>		<u>= 1370 HUMAN RESRCE. =</u>	
Projected Appropriations -->		50,840		19,770		496,549		107,753
100 GENERAL FUND-Net Direct	25%	12,710	25%	4,943	10%	49,655	30%	32,326
500 ELECTRIC OPER.FUND	30%	15,252	30%	5,931	40%	198,619	25%	26,938
510 WATER REV. FUND	20%	10,168	20%	3,954	20%	99,310	20%	21,551
520 SEWER REV. FUND	20%	10,168	20%	3,954	20%	99,310	20%	21,551
560 SANTITION FUND	5%	2,542	5%	989	10%	49,655	5%	5,388
Sub-Total Reimbursement	75%	38,130	75%	14,828	90%	446,894	70%	75,427
Verification Total	100%	50,840	100%	19,770	100%	496,549	100%	107,753

	<u>= 1400 LAW DIRECTOR =</u>		<u>= 1500 FINANCE/ADMIN =</u>		<u>= 1520 FINANCE/UTILITY =</u>		<u>= 1600 INF.SYS./ADMIN. =</u>	
Projected Appropriations -->	(1)	299,122		544,410		265,529	(2)	292,039
100 GENERAL FUND-Net Direct	30%	89,737	10%	54,441	0%	0	20%	58,408
500 ELECTRIC OPER.FUND	25%	74,781	40%	217,764	50%	132,765	35%	102,214
510 WATER REV. FUND	20%	59,824	20%	108,882	20%	53,106	20%	58,408
520 SEWER REV. FUND	20%	59,824	20%	108,882	20%	53,106	20%	58,408
560 SANTITION FUND	5%	14,956	10%	54,441	10%	26,553	5%	14,602
Sub-Total Reimbursement	70%	209,386	90%	489,969	100%	265,529	80%	233,631
Verification Total	100%	299,122	100%	544,410	100%	265,529	100%	292,039

	<u>= 1700 ENGINEERING =</u>		<u>= 1900 GENERAL GOV. =</u>		<u>= 2100 POLICE-Dispatch =</u>		<u>= 5130 SV/BLDG.&PROP. =</u>	
Projected Appropriations -->		454,510	(3)	148,306	(4)	139,728		118,403
100 GENERAL FUND-Net Direct	8%	36,361	15%	22,246	87%	121,563	20%	23,681
500 ELECTRIC OPER.FUND	33%	149,988	50%	74,153	10%	13,973	30%	35,521
510 WATER REV. FUND	25%	113,627	15%	22,246	2%	2,795	15%	17,760
520 SEWER REV. FUND	34%	154,533	15%	22,246	0.5%	699	15%	17,760
560 SANTITION FUND	0%	0	5%	7,415	0.5%	699	20%	23,681
Sub-Total Reimbursement	92%	418,149	85%	126,060	13%	18,165	80%	94,722
Verification Total	100%	454,510	100%	148,306	100%	139,728	100%	118,403

	<u>= GRAND TOTALS =</u>		<u>= ACCOUNT =</u>		<u>= FUND FROM =</u>		<u>= FUND TO =</u>	
Projected Appropriations -->		2,936,959						
100 GENERAL FUND-Net Direct	17%	506,069						
500 ELECTRIC OPER.FUND	36%	1,047,898		500.9800.59110		1,047,900		
510 WATER REV. FUND	19%	571,631		510.9800.59110		571,640		
520 SEWER REV. FUND	21%	610,441		520.9800.59110		610,450		
560 SANTITION FUND	7%	200,920		560.9800.59110		200,920		
Sub-Total Reimbursement	83%	2,430,896		100.0000.49600				2,430,910
Verification Total	100%	2,936,966						

NOTE: (1) 1400 Law Director excludes \$36,420 of Direct County Reimbursement for Contracted Prosecutor Services and Administration Fees.
 NOTE: (2) 1600 Information Systems excludes \$10,000 of Reimbursed Expense allocated to the 272 Court Computerization Fund.
 NOTE: (3) 1900 General Government excludes \$14,500 of Electric, \$1,900 of Water & Sewer and \$14,000 Undefined Contingencies, Total \$30,400.
 NOTE: (4) 2100 Police-Dispatch Salary, OT and Fringes, 27% Est for (1 FT Equivalent Dispatcher) allocated for Utility & Operations Calls per Council.
 9800-REIMBURSABLES
 Page 1 of 4
 11/14/2023

2024 ESTIMATED INTERNAL REIMBURSABLE COSTS - ALLOCATION OF SHARED AND DIRECT COSTS

600 CENTRAL GARAGE SHARED COSTS TO ENTERPRISE FUNDS:

600 CG DEPARTMENT -->	= 5200 CENTRAL GARAGE =	= ACCOUNT =	= FUND FROM =	= FUND TO =
Projected Appropriations -->	(5) 130,720			
100 GENERAL FUND	15% 19,608	100.9800.59110	19,610	
500 ELECTRIC OPER.FUND	35% 45,752	500.9800.59110	45,760	
510 WATER REV. FUND	5% 6,536	510.9800.59110	6,540	
520 SEWER REV. FUND	20% 26,144	520.9800.59110	26,150	
560 SANTITION FUND	25% 32,680	560.9800.59110	32,680	
Sub-Total Reimbursement	100% 130,720	600.0000.49600		130,740

NOTE: (5) 5200 Garage excludes personnel services.

OTHER SHARED AND DIRECT EXPENSED INTERNAL REIMBURSABLE AMOUNTS:

	= ACCOUNT =	= FUND FROM =	= FUND TO =
100 GENERAL FUND Reimb.-Shared Labor Expenses-Twp	100.9800.59130	10,000	
100 GENERAL FUND Reimbursements-Internal Record Administrative Salary and Fringes direct funded from 100 General Fund per Township Cnt. for Fire Services.	100.0000.49600		10,000
100 GENERAL FUND Reimb.-Shared Admin.Expenses	100.9800.59110	35,110	
220 RECREATION FUND Reimbursements-Internal Reimburse Dept 4100 Recreation Director administrative Salary and Fringes for Overseeing Cemetery Operations.	220.0000.49600		35,110
100 GENERAL FUND Reimb.-Shared Admin.Expenses	100.9800.59110	35,110	
220 RECREATION FUND Reimbursements-Internal Reimburse Dept 4400 Seasonal Worker Salary and Fringes for Shared Duties.	220.0000.49600		35,110
210 EMS TRANSPORT SERVICE FUND Reimb.-Shared Admin.Expenses	210.9800.59110	205,000	
100 GENERAL FUND Reimbursements-Internal Reimburse Dept 2200 EMS Salary, Fringes and Other Costs to 100 General Fund.	100.0000.49600		205,000
272 COURT COMPUTERIZATION FUND Reimb.-Shared Admin.Expenses	272.9800.59110	10,000	
100 GENERAL FUND Reimbursements-Internal Reimburse Dept 1800 MIS Director Budgeted Expenses that are Court Related.	100.0000.49600		10,000

ESTIMATED COST CENTERING OF LABOR SHARING REIMBURSEMENT POSTING:

Reimburse Direct Labor Salary and Fringes for work performed by Department Personnel in Other Funds, various as needed.

	= ACCOUNT =	= FUND FROM =	= FUND TO =
200 STREET CONST.MAINT.&REPAIR FD Reimb.-Shared Labor Expenses	200.5100.59130	25,000	
200 STREET CONST.MAINT.&REPAIR FD Reimb.-Shared Labor Expenses	200.5110.59130	7,000	
200 STREET CONST.MAINT.&REPAIR FD Reimb.-Shared Labor Expenses	200.5120.59130	500	
500 ELECTRIC UTILITY REVENUE FUND Reimb.-Shared Labor Expenses	500.9800.59130	0	
510 WATER REVENUE FUND Reimb.-Shared Labor Expenses	510.9800.59130	5,000	
520 SEWER UTILITY REVENUE FUND Reimb.-Shared Labor Expenses	520.9800.59130	20,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6400.59160	15,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6410.59160	15,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6411.59160	8,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6412.59160	7,500	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6420.59160	15,500	
Sub-Total Reimb.-Shared Labor and Direct Salary & Fringe		118,500	
100 GENERAL FUND Reimbursements-Internal	100.0000.49600	3.843%	4,554
200 STREET CONST.MAINT.&REPAIR FD Reimbursements-Internal	200.0000.49600	22.711%	26,913
500 ELECTRIC UTILITY REVENUE FUND Reimbursements-Internal	500.0000.49600	1.115%	1,321
510 WATER REVENUE FUND Reimbursements-Internal	510.0000.49600	18.903%	22,400
520 SEWER UTILITY REVENUE FUND Reimbursements-Internal	520.0000.49600	38.344%	45,438
560 SANITATION (REFUSE)REVENUE FD Reimbursements-Internal	560.0000.49600	7.154%	8,477
600 CENTRAL GARAGE ROTARY FUND Reimbursements-Internal	600.0000.49600	7.930%	9,397
Sub-Total Reimbursement			118,500

9800-REIMBURSABLES

2024 ESTIMATED INTERNAL REIMBURSABLE COSTS - ALLOCATION OF SHARED AND DIRECT COSTS

ELECTRIC, WATER & SEWER REIMBURSABLE AMOUNTS FROM 180KWH TAX FUND:

	<u>= ACCOUNT =</u>		<u>= APPROPRIATIONS =</u>
1800 MUNICIPAL COURT/JUDICIAL Utilities-Electric	100.1800.53110	2.774%	4,000
1900 GENERAL GOV./MISCELLANEOUS Utilities-Electric	100.1900.53110	10.056%	14,500
2100 POLICE/SAFETY SERVICES Utilities-Electric	100.2100.53110	10.750%	15,500
2200 FIRE/SAFETY SERVICES Utilities-Electric	100.2200.53110	18.864%	27,200
4700 CEMETERY/GROUNDS Utilities-Electric	100.4700.53110	2.219%	3,200
1800 MUNICIPAL COURT/JUDICIAL Utilities-Water And Sewer	100.1800.53113	1.040%	1,500
1900 GENERAL GOV./MISCELLANEOUS Utilities-Water And Sewer	100.1900.53113	1.318%	1,900
2100 POLICE/SAFETY SERVICES Utilities-Water And Sewer	100.2100.53113	1.387%	2,000
2200 FIRE/SAFETY SERVICES Utilities-Water And Sewer	100.2200.53113	4.993%	7,200
4700 CEMETERY/GROUNDS Utilities-Water And Sewer	100.4700.53113	0.347%	500
5100 SERVICE/STREETS MAINT.&PROP. Utilities-Electric	200.5100.53110	4.064%	5,860
5100 SERVICE/STREETS MAINT.&PROP. Utilities-Water And Sewer	200.5100.53113	0.437%	630
4200 RECREATION/GOLF OPERATING Utilities-Electric	220.4200.53110	4.993%	7,200
4300 RECREATION/POOL OPERATING Utilities-Electric	220.4300.53110	11.790%	17,000
4400 RECREATION/PARKS & PROGRAMS Utilities-Electric	220.4400.53110	15.604%	22,500
4200 RECREATION/GOLF OPERATING Utilities-Water And Sewer	220.4200.53113	1.387%	2,000
4300 RECREATION/POOL OPERATING Utilities-Water And Sewer	220.4300.53113	5.201%	7,500
4400 RECREATION/PARKS & PROGRAMS Utilities-Water And Sewer	220.4400.53113	2.774%	4,000
Sub-Total Reimbursement -->		100%	144,190

	<u>= ACCOUNT =</u>	<u>= FUND FROM =</u>	<u>= FUND TO =</u>
180 KWH TAX COLLECTION FUND (GF) Reimb.-Shared Admin.Expenses	180.9800.59110	144,190	
100 GENERAL FUND Reimbursements-City Utilities	100.0000.49650		77,500
200 STREET CONST.MAINT.&REPAIR FD Reimbursements-City Utilities	200.0000.49650		6,490
220 RECREATION FUND Reimbursements-City Utilities	220.0000.49650		60,200

2024 ESTIMATED INTERNAL REIMBURSABLE COSTS - ALLOCATION OF SHARED AND DIRECT COSTS

ALLOCATION BY FUND - SUMMARY

	<u>= ACCOUNT =</u>	<u>= FUND FROM =</u>	<u>= FUND TO =</u>
100 GENERAL FUND Reimb.-Shared Admin.Expenses	100.9800.59110	89,830	
100 GENERAL FUND Reimb.-Shared Labor Expenses-Twp	100.9800.59130	10,000	
180 KWH TAX COLLECTION FUND (GF) Reimb.-Shared Admin.Expenses	180.9800.59110	144,190	
200 STREET CONST.MAINT.&REPAIR FD Reimb.-Shared Labor Expenses	200.5100.59130	25,000	
200 STREET CONST.MAINT.&REPAIR FD Reimb.-Shared Labor Expenses	200.5110.59130	7,000	
200 STREET CONST.MAINT.&REPAIR FD Reimb.-Shared Labor Expenses	200.5120.59130	500	
210 EMS TRANSPORT SERVICE FUND Reimb.-Shared Admin.Expenses	210.9800.59110	205,000	
272 COURT COMPUTERIZATION FUND Reimb.-Shared Admin.Expenses	272.9800.59110	10,000	
500 ELECTRIC UTILITY REVENUE FUND Reimb.-Shared Admin.Expenses	500.9800.59110	1,093,660	
500 ELECTRIC UTILITY REVENUE FUND Reimb.-Shared Labor Expenses	500.9800.59130	0	
510 WATER REVENUE FUND Reimb.-Shared Admin.Expenses	510.9800.59110	578,180	
510 WATER REVENUE FUND Reimb.-Shared Labor Expenses	510.9800.59130	5,000	
519 WATER PLANT IMPROV & RENO FUND Reimb.-Shared Labor Expenses	519.9800.59130	0	
520 SEWER UTILITY REVENUE FUND Reimb.-Shared Admin.Expenses	520.9800.59110	636,600	
520 SEWER UTILITY REVENUE FUND Reimb.-Shared Labor Expenses	520.9800.59130	20,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6400.59160	15,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6410.59160	15,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6411.59160	8,000	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6412.59160	7,500	
560 SANITATION (REFUSE)REVENUE FD Reimb-Direct Salary & Fringe	560.6420.59160	15,500	
560 SANITATION (REFUSE)REVENUE FD Reimb.-Shared Admin.Expenses	560.9800.59110	233,600	
		3,119,560	
EXPENDITURE - GRAND TOTAL		3,119,560	
100 GENERAL FUND Reimbursements-Internal	100.0000.49600		2,660,464
100 GENERAL FUND Reimbursements-City Utilities	100.0000.49650		77,500
200 STREET CONST.MAINT.&REPAIR FD Reimbursements-Internal	200.0000.49600		26,913
200 STREET CONST.MAINT.&REPAIR FD Reimbursements-City Utilities	200.0000.49650		6,490
220 RECREATION FUND Reimbursements-Internal	220.0000.49600		70,220
220 RECREATION FUND Reimbursements-City Utilities	220.0000.49650		60,200
500 ELECTRIC UTILITY REVENUE FUND Reimbursements-Internal	500.0000.49600		1,321
500 ELECTRIC UTILITY REVENUE FUND Reimbursements-City Utilities	500.0000.49650		0
510 WATER REVENUE FUND Reimbursements-Internal	510.0000.49600		22,400
510 WATER REVENUE FUND Reimbursements-City Utilities	510.0000.49650		0
520 SEWER UTILITY REVENUE FUND Reimbursements-Internal	520.0000.49600		45,438
520 SEWER UTILITY REVENUE FUND Reimbursements-City Utilities	520.0000.49650		0
560 SANITATION (REFUSE)REVENUE FD Reimbursements-Internal	560.0000.49600		8,477
560 SANITATION (REFUSE)REVENUE FD Reimbursements-City Utilities	560.0000.49650		0
600 CENTRAL GARAGE ROTARY FUND Reimbursements-Internal	600.0000.49600		140,137
			3,119,560
REVENUE - GRAND TOTAL			3,119,560

ORDINANCE NO. 049-23

AN ORDINANCE ESTABLISHING A NEW POSITION CLASSIFICATION PAY PLAN FOR EMPLOYEES OF THE CITY OF NAPOLEON, OHIO FOR THE YEAR 2024; REPEALING ORDINANCE NO. 077-22; AND DECLARING AN EMERGENCY

WHEREAS, Council reviewed the proposed year 2024 annual appropriation measure and finds, in general, as it relates to non-bargaining employees of the City of Napoleon, Ohio, that a compensation increase of three percent (3%) is generally warranted subject to various considerations as contained herein; and,

WHEREAS, Exhibits A, B, and C attached hereto and incorporated herein, reflect pay scales for City of Napoleon non-bargaining employees. The pay scales noted in these Exhibits generally contain a three percent (3%) pay increase from the 2023 pay scales; and,

WHEREAS, Council desires to make said compensation increases effective on the pay period commencing on or about December 25, 2023; and,

WHEREAS, Council now desires to adopt a new 2024 Classification Pay Plan for its non-bargaining employees as stated in this Ordinance and Exhibits A, B, and C; **Now Therefore**,

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

Section 1. That, notwithstanding any Ordinance or Resolution to the contrary, the City of Napoleon, Ohio, (the “City”) had previously established a new 2023 Position Classification Pay Plan (“Pay Plan”) for its non-bargaining employees, passed by Council on December 19, 2022.

Section 2. That, effective with the first pay period for the year 2024, that commences on or about December 25, 2023, the pay scale (steps) for the City’s non bargaining employees (full time) positions of this city shall be provided, unless modified, as established in Exhibit A, attached and incorporated herein. Subject to the provisions of the City’s Personnel Code, the Employment Policy Manual as Amended 2014-1 (Ordinance No. 084-14), and Section 3 of this Ordinance, the Department Director or Appointing Authority may place any employee affected by this Ordinance at the level of compensation the Department Director or Appointing Authority deems appropriate as listed in Exhibit A.

Section 3. That, effective with the first pay period for the year 2024, which commences on or about December 25, 2023, each non-bargaining employee (full time regular) (hourly), subject to Employment Policy Manual Policy §8.10 (Compensation Reviews), is eligible on such employee’s annual hiring anniversary date of uninterrupted full time service with the City, to be advanced one (1) step in the Pay Plan until the maximum step is reached. The non-bargaining employee’s (full time regular) (hourly) step location prior to advancement in the Pay Plan shall be determined by contrasting the base hourly rate said employee received prior to the enactment of this Ordinance with the table found in Exhibit A for the respective year. For new hires or current employees, the Department Director or Appointing Authority may place an employee within the scale where the Department Director or Appointing Authority deems appropriate considering

merit and fitness. Nothing in this Section shall be construed to prohibit a decrease in pay. Step increases for transfer employees shall be in accordance with §197.09(e) of the Personnel Code. A mere reclassification of a current position, where job duties are substantially the same, does not constitute a transfer.

Section 4. That, effective with the first pay period for the Year 2024, that commences on or about December 25, 2023, the pay scale for non-bargaining employee (salaried) (full time) positions of this City which are exempt under the Fair Labor Standards Act (FLSA) as it relates to overtime, shall be provided, unless modified, as established in Exhibit B, attached and incorporated herein, (expressed in base biweekly salary amounts). Subject to the provisions of the City's Personnel Code, the Employment Policy Manual as Amended 2014-1 (Ordinance No. 084-14), and Section 5 of this Ordinance, the Department Director or Appointing Authority may place any employee affected by this Ordinance at the level the Department Director or Appointing Authority deems appropriate as listed in Exhibit B.

Section 5. That, effective with the first pay period for the Year 2024, that commences on or about December 25, 2023, each non bargaining employee (salaried) (full time) position of this City as defined in Section 4 of this Ordinance, is eligible to have a minimum salary increase of three percent (3%) for Year 2024, subject to Employment Policy Manual "Policy §8.10 (Compensation Reviews)," calculated from what the employee is making at the time just prior to the proposed increase period, and as reflected in the amounts expressed in Exhibit B. In no event shall any increase place the employee above the top scale as established in Section 4 of this Ordinance. For new hires or current employees, the Department Director or Appointing Authority may place an employee, at any time, within the scale where the Department Director or Appointing Authority deems appropriate considering merit and fitness. Nothing in this Section shall be construed to prohibit a decrease in pay.

Section 6. That, effective with the first pay period of the Year 2024, that commences on or about December 25, 2023, the Pay Scale (steps) for part time, permanent part time, and temporary employees of this City shall be provided unless modified, as stated in the table found in Exhibit C (attached and incorporated herein), except when Federal or State minimum wage of a higher amount is required, then the higher amount of the Federal or State minimum wage shall apply. Subject to the provisions of the City's Personnel Code and Employment Policy Manual as Amended 2014-1 (Ordinance No. 084-14), the Department Director or Appointing Authority may place any employee affected by this Ordinance at the level the Department Director or Appointing Authority deems appropriate as listed in Exhibit C. Employment Policy Manual 2014-1, Policy Section 8.10, (compensation reviews), is applicable only to permanent part time employees, not part time or temporary employees.

Section 7. That, all paid part time, permanent part time, and temporary employees of the City shall, effective with the first pay period of the Year 2024, that commences on or about December 25, 2023, have a minimum hourly base pay increase of three percent (3%) for Year 2024 calculated from what the employee's base rate was just prior to this proposed increase, and as is reflected in the amounts expressed in Exhibit C (the amounts include the three percent (3%) increase). Only permanent part time employees are subject to Employment Policy Manual 2014-1 Policy §8.10 (compensation reviews), when applicable. For new hires or current employees of the City, the Appointing Authority or Department Director may place an employee within the

scale where the Appointing Authority or Department Director deems appropriate considering merit and fitness. Nothing in this section shall be construed to prohibit a decrease in pay. The non-full time status positions found in Exhibit C (i.e. temporary part time or permanent part time) may be modified by the Appointing Authority or Department Director at any time, except that Council shall approve any modification to a full time status. Additionally, the position of Probation Officer CCA 2.0 Grant is hereby set as expressed in Exhibit C.

Section 8. That, compensation for employees' appointments made in order to fill temporarily vacant positions shall be at a rate established by the Department Director or Appointing Authority, except that it shall not exceed the top pay scale established in this Ordinance for the position being filled. Temporary positions being filled by temporary employees for whom no pay scale has been established shall be at a pay scale established by the Department Director or Appointing Authority by comparing the temporary position created to the most similar position established within the same department that is utilizing the temporary employee. In the event no such similar position exists, then it shall be paid in an amount as determined appropriate by the Department Director or Appointing Authority so long as the amount paid may be accomplished without exceeding the department's annual budget.

Section 9. That, notwithstanding any section of this Ordinance to the contrary, compensation of the Clerk of the Napoleon Municipal Court shall be as found in Section 4 of this Ordinance and as stated in Exhibit B unless otherwise set by the Municipal Court Judge pursuant to ORC §1901.31 (C).

Section 10. That, compensation for the Chief Deputy Clerk and all other Deputy Clerks of the Napoleon Municipal Court shall be as set by the Clerk of the Napoleon Municipal Court pursuant to ORC §1901.31 and as stated in Exhibits A, B, and C.

Section 11. That, the compensation for Municipal Court Bailiff and/or Deputy Bailiff shall be established by the Municipal Court pursuant to ORC §1901.32 and as stated in Exhibits A, B, and C.

Section 12. That, all positions and/or classifications found in this Ordinance shall be deemed created, established, and existing in and for the City of Napoleon, Ohio. The status of part time employees may be further defined by the Department Director or Appointing Authority as permanent part time, temporary, seasonal, or intermittent employees without affecting the compensation status as stated in this Ordinance. Nothing in this Ordinance shall be construed as mandating that each and every position and/or classification be filled by this City.

Section 13. That, this Ordinance allows the terms and conditions of this pay increase to be retroactively applied, the same being hereby approved as it so exists.

Section 14. That, those employees who are covered by collective bargaining agreements shall be paid in accordance with the respective collective bargaining agreement.

Section 15. That, all compensation paid under this Ordinance is subject to appropriation of funds by Council.

Section 16. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 17. That, all pay scales reflected in this Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 18. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 19. That, any employee who is employed by the City in more than one position shall be paid overtime in accordance with State and Federal wage and salary laws (specifically, after forty hours of work within one week the person should receive overtime based on the salary or wage for the position they are working when they surpass forty hours for that work week). However, but for the employee's normal scheduled employment, the department that causes the overtime shall be liable for the payment of overtime regardless of where the hours were worked.

Section 20. That, Ordinance No. 077-22 is repealed in its entirety effective December 25, 2023.

Section 21. 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 22. 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 23. 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 allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 be in effect at the earliest possible time to allow for proper processing of wages to employees, this being essential to the harmony of the necessary workforce, 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 049-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

2024 Pay Ordinance

EXHIBIT "A"
(BASE HOURLY RATE)

<u>Title</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>
Clerk-Typist II	\$13.65	\$15.72	\$16.86	\$18.09
Receptionist	\$15.45	\$17.71	\$18.99	\$20.42
Administrative Assistant	\$18.81	\$21.71	\$23.32	\$25.10
Front Desk Administrator	\$13.65	\$15.42	\$16.16	\$17.09
Service Building Secretary	\$13.65	\$15.42	\$16.16	\$17.09
Senior Service Building Secretary	\$16.97	\$19.46	\$20.93	\$22.60
Executive Assistant to Appointing Authority	\$22.85	\$23.64	\$25.16	\$26.77
Executive Assistant/Paralegal to Law Director	\$27.57	\$30.10	\$32.33	\$34.55
Account Clerk I	\$13.65	\$15.42	\$16.16	\$17.08
Account Clerk II	\$16.97	\$19.46	\$20.94	\$22.60
Utility Billing Administrator	\$19.27	\$22.19	\$23.76	\$28.23
Senior Account Clerk	\$18.81	\$21.71	\$23.33	\$27.59
Records Clerk/Recorder	\$16.97	\$19.46	\$20.93	\$22.59
Accounts Payable Clerk	\$16.97	\$19.46	\$20.93	\$23.76
Tax Administrator	\$19.27	\$22.18	\$23.76	\$28.23
Engineering Technician	\$20.69	\$23.76	\$25.46	\$27.32
Senior Engineering Technician	\$24.58	\$28.30	\$30.29	\$32.48
Staff Engineer	\$22.84	\$26.33	\$28.30	\$30.40
Licensed Staff Engineer	\$30.92	\$33.24	\$35.75	\$39.98
Construction Inspector	\$27.67	\$31.79	\$34.06	\$37.43
Senior Electric Engineering Technician	\$22.84	\$26.33	\$28.30	\$30.39
GIS Technician	\$19.19	\$20.53	\$21.97	\$23.50
Senior GIS Technician	\$24.52	\$26.23	\$28.07	\$30.05
Electrical Construction/Maintenance Inspector	\$30.67	\$35.30	\$37.85	\$40.57
Zoning Administrator	\$22.84	\$26.33	\$28.30	\$30.39
Assistant Water Superintendent	\$35.34	\$36.40	\$37.49	\$38.61
Chief Wastewater Treatment Operator	\$24.58	\$27.74	\$30.29	\$34.25
Police Lieutenant	\$37.12	\$38.81	\$40.17	\$40.17
Deputy Court Clerk	\$18.24	\$19.86	\$21.30	\$22.83
Chief Probation Officer	\$22.03	\$0.00	\$0.00	\$24.35
IT Specialist	\$22.84	\$26.33	\$28.29	\$30.39
Facility Manager/Recreation Pro. Coord.	\$20.60	\$22.25	\$24.08	\$25.75

3.0% Increase

Police administration layout based on current contract (HR has breakdown)

2024 Pay Ordinance

EXHIBIT "B"
(BASED ON AN 80 HOUR PAY PERIOD)

<u>Title</u>	<u>BOTTOM</u>	<u>TOP</u>
Assistant to the City Engineer	\$3,075.17	\$3,548.35
City Engineer	\$3,607.48	\$4,376.28
Public Works Director	\$4,290.48	\$5,136.98
Golf Course & Grounds Superintendent	\$2,400.00	\$3,226.09
Parks & Recreation Director/Cemetery	\$2,640.00	\$3,548.69
Assistant Finance Director	\$3,276.82	\$3,803.83
Electrical Engineer	\$3,412.60	\$3,974.38
Electric Distribution Superintendent	\$3,479.31	\$4,286.00
IT Administrator	\$2,146.63	\$3,450.50
Human Resources Director	\$2,447.44	\$3,714.09
Municipal Court Bailiff	\$1,676.98	\$2,376.92
Municipal Court Clerk	\$2,074.24	\$3,632.36
Assistant Fire Chief	\$3,225.23	\$3,421.14
Fire Chief	\$3,653.85	\$3,876.36
Operations Superintendent	\$3,132.00	\$3,323.20
Water Superintendent	\$3,404.80	\$3,612.00
Wastewater Superintendent	\$3,404.80	\$3,612.00
Chief of Police	\$3,653.85	\$3,876.36
Assistant Chief of Police	\$3,225.23	\$3,421.14

3.0% Increase

Police administration layout based on current contract (HR has breakdown)

AFSCME administration layout based on current contract (HR has breakdown)

Fire administration layout based on current contract (HR has breakdown)

2024 Pay Ordinance

EXHIBIT "C"
(BASE HOURLY RATE)

<u>Title</u>	<u>Bottom</u>	<u>Top</u>
Front Desk Administrator (Part Time)	\$10.99	\$15.01
Legal Clerk (Temporary)	\$15.79	\$25.37
Probationary/Trainee Fire Fighter/EMT	\$15.45	\$15.45
All Fire/Rescue Department (Part Time)	\$15.45	\$26.78
Deputy Court Clerk (Part Time)	\$12.17	\$16.73
Deputy Court Bailiff (Part Time)	\$0.00	\$16.02
Probation Officer Grant	\$0.00	\$18.10
Construction Inspection (Temporary)	\$14.77	\$15.82
Construction Engineer (Temporary) Engineering Dept.	\$44.81	\$48.02
Income Tax/Collection Clerk (Part Time)	\$10.99	\$19.38
Lifeguard (Seasonal)	\$10.40	\$16.42
Seasonal Laborer – Other	\$10.40	\$16.42
Recreation Worker (Seasonal)	\$10.40	\$16.42
Parks Maintenance Worker (Seasonal)	\$10.40	\$16.42
Golf Course Clubhouse Attendant (Seasonal)	\$10.40	\$16.42
Senior Center Fitness Coordinator (Part Time)	\$10.40	\$16.42
Code Enforcement Inspector	\$21.29	\$33.12
Adjunct EMS Instructor for the Fire Department (Part Time)	\$0.00	\$22.74
Adjunct Fire Instructor for the Fire Department (Part Time)	\$0.00	\$22.74

3.0% Increase

2024 Pay Ordinance

EXHIBIT "A"
(BASE HOURLY RATE)

<u>Title</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>
Clerk-Typist II	\$13.65	\$15.72	\$16.86	\$18.09
Receptionist	\$15.45	\$17.71	\$18.99	\$20.42
Administrative Assistant	\$18.81	\$21.71	\$23.32	\$25.10
Front Desk Administrator	\$13.65	\$15.42	\$16.16	\$17.09
Service Building Secretary	\$13.65	\$15.42	\$16.16	\$17.09
Senior Service Building Secretary	\$16.97	\$19.46	\$20.93	\$22.60
Executive Assistant to Appointing Authority	\$22.85	\$24.35	\$25.91	\$27.58
Executive Assistant/Paralegal to Law Director	\$27.57	\$30.10	\$32.33	\$34.55
Account Clerk I	\$13.65	\$15.42	\$16.16	\$17.08
Account Clerk II	\$16.97	\$19.46	\$20.94	\$22.60
Utility Billing Administrator	\$19.27	\$22.19	\$23.76	\$28.23
Senior Account Clerk	\$18.81	\$21.71	\$23.33	\$27.59
Records Clerk/Recorder	\$16.97	\$19.46	\$20.93	\$22.59
Accounts Payable Clerk	\$16.97	\$19.46	\$20.93	\$23.76
Tax Administrator	\$19.27	\$22.18	\$23.76	\$28.23
Engineering Technician	\$19.19	\$20.53	\$21.97	\$23.50
Senior Engineering Technician	\$24.52	\$26.23	\$28.07	\$30.05
Staff Engineer	\$25.59	\$27.38	\$29.29	\$31.34
Licensed Staff Engineer	\$34.11	\$36.50	\$39.06	\$41.79
Construction Inspector	\$27.67	\$31.79	\$34.06	\$37.43
Senior Electric Engineering Technician	\$22.84	\$26.33	\$28.30	\$30.39
GIS Technician	\$19.19	\$20.53	\$21.97	\$23.50
Senior GIS Technician	\$24.52	\$26.23	\$28.07	\$30.05
Electrical Construction/Maintenance Inspector	\$30.67	\$35.30	\$37.85	\$40.57
Zoning Administrator	\$22.84	\$26.33	\$28.30	\$30.39
Assistant Water Superintendent	\$35.34	\$36.40	\$37.49	\$38.61
Chief Water Treatment Operator	\$24.58	\$28.30	\$30.29	\$34.25
Chief Wastewater Treatment Operator	\$24.58	\$27.74	\$30.29	\$34.25
Police Lieutenant	\$37.12	\$40.17	\$40.17	\$40.17
Deputy Court Clerk	\$18.24	\$19.86	\$21.30	\$22.83
Chief Probation Officer	\$22.03	\$0.00	\$0.00	\$24.35
IT Specialist	\$22.84	\$26.33	\$28.29	\$30.39
Probation Officer/Bailiff	\$16.52	\$17.59	\$18.65	\$19.72
Facility Manager/Recreation Pro. Coord.	\$20.60	\$22.25	\$24.08	\$25.75

3.0% Increase

Police administration layout based on current contract (HR has breakdown)

RESOLUTION NO. 050-23

**A RESOLUTION AUTHORIZING A CONTRIBUTION TO THE
COMMUNITY IMPROVEMENT CORPORATION OF HENRY
COUNTY, OHIO, IN AND FOR THE YEAR 2024; AND
DECLARING AN EMERGENCY**

WHEREAS, the City, by Ordinance in accordance with Section 1724.10 of the Ohio Revised Code, designated The Community Improvement Corporation of Henry County, Ohio (CIC) as the agency of the City for the industrial, commercial, distribution, and research development of the City; and,

WHEREAS, a Plan, as defined in Section 165.01 of the Revised Code, was prepared and confirmed to advance, encourage, and promote the industrial, commercial, distribution, and research development of the City in a manner which among several things, creates and preserves jobs and employment opportunities in the City and the State and improves the economic welfare of the people of the City and of the State; and further, encourages and causes the maintenance, location, relocation, expansion, modernization, and equipment of sites, buildings, structures, and appurtenant facilities for industrial, commercial, distribution, and research activities within the City and thereby preserves, maintains, or creates additional opportunities for employment within the City; and,

WHEREAS, this Council desires to further advance the Plan and has determined to financially assist the CIC with operational and the other expenses in the year 2024;
Now Therefore,

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

Section 1. That, in an effort to further advance the Plan referenced in the preamble of this Resolution, the City Finance Director is directed and authorized to pay to The Community Improvement Corporation of Henry County, Ohio (CIC) the amount of forty-five thousand dollars (\$45,000) in and for the year 2024 to the CIC for operational expenses and costs for the advancement of economic development projects for both present companies and future companies. The amounts contributed herein are deemed by this Council to be a proper public expenditure of public funds.

Section 2. That, the monies contributed as found in Section 1 of this Resolution shall be used for operational expenses and to advance the Plan as referenced in the preamble of this Resolution and shall not be pledged to secure any debt of the CIC.

Section 3. That, all payments stated in this Resolution are subject to appropriation of funds by Council. In the event appropriation of funds by Council is satisfied, payment shall be made by the Finance Director in quarterly installments to the CIC, all in and for the year 2024.

Section 4. That, Resolution No. 072-22 is repealed upon the effective date of this Resolution.

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 economic projects to timely move forward; projects that will create jobs; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: _____
Joseph D. Bialorucki, Council President

Approved: _____
Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 050-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____; 2023; & 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.

Marrisa Flogaus, Clerk of Council

ORDINANCE NO. 052-23

AN ORDINANCE AMENDING THE CITY INCOME TAX CODE (CHAPTER 194) OF THE CODIFIED ORDINANCES OF THE CITY OF NAPOLEON, OHIO; AND DECLARING AN EMERGENCY

WHEREAS, Amended Substitute House Bill 33 of the 135th General Assembly (“H.B. 33”), the State’s general appropriations bill for the biennium, includes certain new or amended municipal income tax provisions; and

WHEREAS, effective October 3, 2023, H.B. 33, among other changes, amended or added Ohio Revised Code Sections 718.01(C)(15), 718.05(G)(2)(a) and G(5), 718.021, 718.27(C)(3)(1)(b), 718.82, 718.821, 718.84(B), 718.85(D) and 718.89(A)(1), which the City of Napoleon adopts as revisions and amendments to its Codified Ordinances as set forth herein;

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

Section 1. That Section 194.03(11)(o) of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted to address income of individuals under 18 years of age as follows:

“194.03 DEFINITIONS.

...

(11) "Exempt income" means all of the following:

(o) ~~Intentionally left blank.~~ For tax years 2024 and after, the income of individuals under 18 years of age.”

...

Section 2. That Section 194.062 of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted to address net profits allocation as follows:

“194.062 NET PROFIT; INCOME SUBJECT TO NET PROFIT TAX; ALTERNATIVE APPORTIONMENT.

...

(D) For the purposes of division (A)(3) of this section, and except as provided in division (I) of this section, receipts from sales and rentals made and services performed shall be situated to a municipal corporation as follows:

...

(I)(1) As used in this division:

(a) "Qualifying remote employee or owner" means an individual who is an employee of a taxpayer or who is a partner or member holding an ownership interest in a taxpayer that is treated as a partnership for federal income tax purposes, provided that the individual meets both of the following criteria:

(i) The taxpayer has assigned the individual to a qualifying reporting location.

(ii) The individual is permitted or required to perform services for the taxpayer at a qualifying remote work location.

(b) "Qualifying remote work location" means a permanent or temporary location at which an employee or owner chooses or is required to perform services for the taxpayer, other than a reporting location of the taxpayer or any other location owned or controlled by a customer or client of the taxpayer. "Qualifying remote work location" may include the residence of an employee or owner and may be located outside of a municipal corporation that imposes an income tax in accordance with this chapter. An employee or owner may have more than one qualifying remote work location during a taxable year.

(c) "Reporting location" means either of the following:

(i) A permanent or temporary place of doing business, such as an office, warehouse, storefront, construction site, or similar location, that is owned or controlled directly or indirectly by the taxpayer;

(ii) Any location in this state owned or controlled by a customer or client of the taxpayer, provided that the taxpayer is required to withhold taxes under Section 194.05 et seq., on qualifying wages paid to an employee for the performance of personal services at that location.

(d) "Qualifying reporting location" means one of the following:

(i) The reporting location in this state at which an employee or owner performs services for the taxpayer on a regular or periodic basis during the taxable year;

(ii) If no reporting location exists in this state for an employee or owner under division (I)(1)(d)(i) of this section, the reporting location in this state at which the employee's or owner's supervisor regularly or periodically reports during the taxable year;

(iii) If no reporting location exists in this state for an employee or owner under division (I)(1)(d)(i) or (ii) of this section, the location that the taxpayer otherwise assigns as the employee's or owner's qualifying reporting location, provided the assignment is made in good faith and is recorded and maintained in the taxpayer's business records. A taxpayer may change the qualifying reporting location designated for an employee or owner under this division at any time.

(2) For tax years ending on or after December 31, 2023, a taxpayer may elect to apply the provisions of this division to the apportionment of its net profit from a business or

profession. For taxpayers that make this election, the provisions of section 194.062 apply to such apportionment except as otherwise provided in this division.

A taxpayer shall make the election allowed under this division in writing on or with the taxpayer's net profit return or, if applicable, a timely filed amended net profit return or a timely filed appeal of an assessment. The election applies to the taxable year for which that return or appeal is filed and for all subsequent taxable years, until the taxpayer revokes the election.

The taxpayer shall make the initial election with the tax administrator of each municipal corporation with which, after applying the apportionment provisions authorized in this division, the taxpayer is required to file a net profit tax return for that taxable year. A taxpayer shall not be required to notify the tax administrator of a municipal corporation in which a qualifying remote employee's or owner's qualifying remote work location is located, unless the taxpayer is otherwise required to file a net profit return with that municipal corporation due to business operations that are unrelated to the employee's or owner's activity at the qualifying remote work location.

After the taxpayer makes the initial election, the election applies to every municipal corporation in which the taxpayer conducts business. The taxpayer shall not be required to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in such municipal corporation.

Nothing in this division prohibits a taxpayer from making a new election under this division after properly revoking a prior election.

(3) For the purpose of calculating the ratios described in division (A) of this section, all of the following apply to a taxpayer that has made the election described in division (I)(2):

(a) For the purpose of division (A)(1)(a) of this section, the average original cost of any tangible personal property used by a qualifying remote employee or owner at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(b) For the purpose of division (A)(1)(b) of this section, any wages, salaries, and other compensation paid during the taxable period to a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(c) For the purpose of division (A)(1)(c) of this section, and notwithstanding division (B) of this section, any gross receipts of the business or profession from services performed during the taxable period by a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(4) Nothing in this division prevents a taxpayer from requesting, or a tax administrator from requiring, that the taxpayer use, with respect to all or a portion of the income of the taxpayer, an alternative apportionment method as described in division (B) of this section. However, a tax administrator shall not require an alternative apportionment method in such a manner that it would require a taxpayer to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in that municipal corporation.

(5) Except as otherwise provided in this division, nothing in this division is intended to affect the withholding of taxes on qualifying wages pursuant to Sections 194.05 et seq.”

Section 3. That Section 194.094 of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted to address the net profit filing extension due date and return and payment:

“194.094 EXTENSION OF TIME TO FILE.

(A) Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of a municipal income tax return. The extended due date of the municipal income tax return shall be the fifteenth day of the tenth month after the last day of the taxable year to which the return relates. For tax years ending on or after January 1, 2023, the extended due date of the Municipality’s income tax return for a taxpayer that is not an individual shall be the 15th day of the eleventh month after the last day of the taxable year to which the return relates.”

“194.091(G) RETURN AND PAYMENT OF TAX.

...

(G) (2) If the Tax Administrator considers it necessary in order to ensure the payment of the tax imposed by the Municipality in accordance with this Chapter, the Tax Administrator may require taxpayers to file returns and make payments otherwise than as provided in this section, including taxpayers not otherwise required to file annual returns.

(3) If a taxpayer receives an extension for the filing of a municipal income tax return under Section 194.094, the tax administrator shall not make any inquiry or send any notice to the taxpayer with regard to the return on or before the date the taxpayer files the return or on or before the extended due date to file the return, whichever occurs first.

If a tax administrator violates division (G)(3) of this section, the municipal corporation shall reimburse the taxpayer for any reasonable costs incurred to respond to such inquiry or notice, up to \$150.

Division (G)(3) of this section does not apply to an extension received under Section 194.094 if the tax administrator has actual knowledge that the taxpayer failed to file for a federal extension as required to receive the extension under Section 194.094 or failed to file for an extension under Section 194.094.

(4) With respect to taxpayers to whom Section 194.092 of this Chapter applies, to the extent that any provision in this division conflicts with any provision in Section 194.092 of this Chapter, the provision in Section 194.092 of this Chapter prevails.”

Section 4: That Section 194.10(C)(4) of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted to address late filing penalties as follows:

“194.10(C) LATE FILING PENALTY

...

(4)(a) For tax years ending on or before December 31, 2022, ~~w~~With respect to returns other than estimated income tax returns, [Municipality/City/Village] may impose a penalty of \$25 for each failure to timely file each return, regardless of the liability shown thereon for each month, or any fraction thereof, during which the return remains unfiled regardless of the liability shown thereon. The penalty shall not exceed a total of one hundred fifty dollars in assessed penalty for each failure to timely file a return.

(b) For tax years ending on or after January 1, 2023, with respect to returns other than estimated income tax returns, Municipality may impose a penalty not exceeding \$25 for each failure to timely file each return, regardless of the liability shown thereon, except that Municipality shall abate or refund the penalty assessed on a taxpayer’s first failure to timely file a return after the taxpayer files that return.”

Section 5. That Sections 194.30 to 194.315 of the Codified Ordinances of Napoleon, Ohio shall be deleted and replaced with new Section 194.27, which provides:

“194.27 ELECTION TO BE SUBJECT TO R.C. 718.80 TO 718.95

(A) The City of Napoleon hereby adopts and incorporates herein by reference Sections 718.80 to 718.95 of the Revised Code for tax years beginning on or after January 1, 2023.

(B) A taxpayer, as defined in division (C) of this section, may elect to be subject to Sections 718.80 to 718.95 of the Revised Code in lieu of the provisions of this Chapter.

(C) “Taxpayer” has the same meaning as in section 718.01 of the Revised Code, except that “taxpayer” does not include natural persons or entities subject to the tax imposed under Chapter 5745 of the Revised Code. “Taxpayer” may include receivers, assignees, or trustees in bankruptcy when such persons are required to assume the role of a taxpayer.”

Section 6. That, Sections 194.03, 194.062, 194.091, 194.094, and 194.10 are amended, that Section 194.27 is added, and that Sections 194.30 to 194.315 are deleted and replaced with Section 194.27 of the Codified Ordinances of Napoleon, Ohio, as existed prior to the enactment of this Ordinance, as set forth herein effective December 31, 2023 at 11:59 PM.

Section 7. 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 8. 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.

[REMAINDER OF THIS PAGE INTENTIONALLY BLANK.]

Section 9. 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 allow for passage before the deadline; moreover, this must timely take effect to meet the intent of the law; 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 be in effect at the earliest possible time to allow for timely allocation of funds, 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 052-23 was duly published in the Northwest Signal, a newspaper of

general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

RESOLUTION NO. 053-23

**A RESOLUTION AUTHORIZING THE EXECUTION
OF THE 2023 NPP POWER POOL PARTICIPANT SCHEDULE
WITH AMERICAN MUNICIPAL POWER, INC. (“AMP”); AND DECLARING
AN EMERGENCY**

WHEREAS, the City of Napoleon, Ohio (the "Municipality"), is a political subdivision organized and existing pursuant to the laws of the State of Ohio that owns and operates an electric utility system for the sale of electric capacity and associated energy for the benefit of its citizens and customers; and,

WHEREAS, Municipality is located in the PJM Interconnection, LLC (“PJM”) transmission system territory and is subject to the PJM transmission system regulations and costs as set forth in the PJM Governing Documents; and,

WHEREAS, in order to satisfy the electric capacity, energy and other requirements of its electric utility system, the Municipality has heretofore purchased economical and reliable capacity, energy and related services from American Municipal Power, Inc. (“AMP”), an Ohio non-profit corporation, of which the Municipality is a member, or has heretofore purchased capacity and energy arranged by AMP; and,

WHEREAS, in order to take advantage of economies of scale and to recognize the joint scheduling, interconnection and operation, and transmission arrangements that AMP Members located in the ATSI transmission zone coordinate and share through AMP, those Members desire to form a combined pool NPP to jointly purchase, manage and coordinate power supplies and related services for Members executing this Schedule; and,

WHEREAS, Municipality and AMP desire to enter into a Power Pool Schedule (“Schedule”) for the purpose of: (i) energy, capacity and related product scheduling and operations under the PJM Governing Documents and (ii) economic purchases of capacity, energy and related products for the beneficial use of Pool Participants. **Now Therefore,**

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

Section 1. That, the form of 2023 NPP Power Pool Participant Schedule attached hereto as Exhibit 1 including Appendices thereto between this Municipality and AMP, be, and the same hereby is approved substantially in the form attached hereto, subject to and with any and all changes provided herein and therein.

Section 2. That, the City Manager is hereby authorized and directed to execute and deliver on behalf of this Municipality the 2023 NPP Power Pool Participant Schedule, substantially in the form attached hereto as Exhibit 1.

Section 3. That, the Municipality authorizes AMP to purchase on the Municipality's behalf, in accordance with the procedures set forth in the 2023 NPP Power Pool Participant Schedule, and Municipality agrees to reimburse AMP for all costs incurred by AMP for Pool Resources and services plus any service fees associated with the purchase of Pool Resources and services set forth therein.

Section 4. That, the City Manager is hereby designated as Municipality's authorized personnel to approve and authorize AMP's acquisition of Pool Resources and to vote on Pool activities in accordance with the terms and conditions in the 2023 NPP Power Pool Participant Schedule on behalf of Municipality.

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, if any section, subsection, paragraph, clause or provision or any part thereof of this Resolution shall be finally adjudicated by a court of competent jurisdiction to be invalid, the remainder of this Resolution shall be unaffected by such adjudication and all the remaining provisions of this Resolution shall remain in full force and effect as though such section, subsection, paragraph, clause or provision or any part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been included herein.

Section 8. 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 timely administration of the rebate (s) necessary to assure public peace, health or safety; therefore, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to continue the 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:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 053-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

ORDINANCE NO. 051-23

AN ORDINANCE AMENDING CHAPTER 955 OF THE CODIFIED CODE OF ORDINANCES OF THE CITY OF NAPOLEON, OHIO, SPECIFICALLY SECTION 955.09, GOLF PRIVILEGE FEES, SECTION 955.09(J), FEES FOR MOTORIZED CART USE, AND SECTION 955.09(S), GOLF OUTING FEES

WHEREAS, the Parks and Recreation Committee met on October 16, 2023 and in order to provide the opportunity for residents to utilize their private golf carts while at the Municipal Golf Course, determined it appropriate to amend certain golf rates; and,

WHEREAS, this Council has considered all recommendations, and now deems appropriate that golf rates as listed below shall be amended; **Now Therefore**,

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

Section 1. That, Section 955.09 of the Codified Code of Ordinances of the City of Napoleon, Ohio shall remain as is currently written, with amendments to the following section, 955.09; Golf Privilege Fees, hereby amended and enacted to read as follows:

“955.09 GOLF PRIVILEGE FEES.

Golf privilege fees for the municipal golf course shall be as follows:

(a) Adult person, current member ("Current Member" means any person who purchased any golf privilege card for the previous season) annual golf privilege card fee:

Resident: ~~\$340.00~~ \$350.00

Non-resident: ~~\$400.00~~ \$410.00

Add on - \$270.00 (r)

Add on - \$310.00 (nr)

~~*(b) Adult person, new member ("new member means any person who did not purchase any golf privilege card for the previous season) annual golf privilege card fee:*~~

~~*Resident: \$290.00*~~

~~*Non-resident: \$350.00*~~

~~*Each immediate family member of a person holding a valid annual golf privilege card to the municipal golf course may be included thereon for an additional annual amount of \$270.00 (for resident) and \$310.00 (for non-resident), for current members and \$220.00 (for resident) and \$260.00 (for non-resident), for new members. An annual family golf privilege card which includes one adult person, the adult person spouse, and all children meeting the definition of the immediate family that are between the ages of 6 and 11 years old at time of purchase, shall be at the rate of \$550.00.*~~

~~*(e b) Student annual golf privilege card fee for current members:*~~

~~*Resident: \$210.00-\$220.00*~~

~~*Non-Resident: \$230.00-\$240.00*~~

~~*(d) Student annual golf privilege card fee for new members:*~~

~~*Resident: \$160.00*~~

~~*Non-Resident: \$180.00*~~

~~*(e c) Senior citizen annual golf privilege card fee for current member:*~~

Resident: ~~\$290.00~~ \$300.00

Non-Resident: ~~\$320.00~~ \$330.00

Add on - \$210.00 (r)

Add on - \$230.00 (nr)

~~(f) Senior citizen annual golf privilege card fee for new members:~~

~~Resident: \$240.00~~

~~Non-Resident \$270.00~~

~~A spouse of a senior citizen who purchased an annual golf privilege card from the municipal golf course, regardless of age, may be included on the annual golf privilege card for an additional \$210.00 (for resident) and \$230.00 (for non-resident), for current members and \$160.00 (for resident) and \$180.00 (for non-resident), for new members.~~

~~(g d)~~ To utilize privileges under an annual golf privilege card, fees shall be paid in full before a person plays golf on the course for the season (unless greens fees are paid). Upon full payment of an annual golf privilege card, a person may play golf on the course for the remainder of the season, without paying an additional greens fee.

~~(h e)~~ All applications for an annual golf privilege card shall be presumed nonresident applications and considered as such until "resident" status is established by the person applying for an annual golf privilege card. Establishment of residency shall be in accordance with the policy established and adopted by the Parks and Recreation Board and approved by motion of Council. Any person purchasing an annual golf privilege card as a non-resident may, within twenty (20) days from date of purchase, obtain a refund for the difference in cost between resident and non-resident should a change in status be established.

~~(i f)~~ Daily greens fees shall be as follows:

(1) Generally.

Weekdays:

9 holes ~~\$10.00~~ \$11.00

18 holes ~~\$14.00~~ \$15.00

Saturday, Sunday and nationally recognized holidays:

9 holes ~~\$12.00~~ \$13.00

18 holes ~~\$16.00~~ \$17.00

(2) Junior Greens Fees.

Weekdays:

9 holes \$5.00

18 holes \$10.00

Weekends and Nationally Recognized Holidays:

9 holes \$7.00

18 holes \$14.00

Prepaid Discount Card For Greens fees

9 holes, for ten rounds ~~\$80.00~~ \$85.00”

Section 2. That, Section 955.09 of the Codified Code of Ordinances of the City of Napoleon, Ohio shall remain as is currently written, with amendments to the following section, 955.09(j); Fees for Motorized Cart Use, hereby amended and enacted to read as follows:

“(j) *Fee for motorized cart use shall be as follows:*

(1) *Motorized cart fee: The privilege of using a non-City motorized cart on the course is restricted to persons holding a valid annual golf privilege card. The cart shall be used only by the holder of such card or his or her immediate family, and guests accompanied by the holder or a member of the holder's immediate family. The annual privilege fee is \$260.00 if gas powered, with an additional \$20.00 being charged if the motorized cart is electrically powered.*

(2) *Motorized cart rental 9 holes*

~~\$7.00~~ *\$8.00 per person with a maximum of two carts per group.*

(3) *Motorized cart rental 18 holes*

~~\$10.00~~ *\$11.00 per person with a maximum of two carts per group.*

(4) *Prepaid discount motorized cart rental for 10 rounds of 9 holes*

~~\$55.00~~ *\$60.00 per person*

(5) *Private cart rate – drive on/trailering to the Course:*

(a) 9 holes - \$4.00

(b) 18 holes - \$5.50

(c) prepaid cart rental card – 10 rounds - \$30.00

(d) annual cart membership - \$130.00”

Section 3. That, Section 955.09 of the Codified Code of Ordinances of the City of Napoleon, Ohio shall remain as is currently written, with amendments to the following section, 955.09(s); Private Outing Rates, hereby amended and enacted to read as follows:

“(s) *In order to provide an opportunity for area organizations to offer golf outings, a golf outing rate shall be created per the following:*

<i>Number of Holes</i>	<i>Fee per Participant</i>
9	\$15.00 <i>\$16.00</i>
18	\$25.00 <i>\$26.00”</i>

Section 4. That, this Ordinance No. 051-23 amends Ordinance No.(s) 044-15 and 003-18 so as to incorporate and adopt all identified changes noted herein. The remaining, unchanged portions of Ordinance No.(s) 044-15 and 003-18 remain in full force and effect as they existed, to now include the amendments of sections (j) and (s).

Section 5. 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 6. That, if any other prior Ordinance or Resolution is found to 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 7. That, upon passage, this Ordinance shall take effect at the earliest time permitted by law.

Passed: _____
Joseph D. Bialorucki, Council President

Approved: _____
Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Marrisa Flogaus, Clerk of Council

I, Marrisa Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 051-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2023; & 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.

Marrisa Flogaus, Clerk of Council

City of Napoleon Proposed 2023 EMS Write-offs

**Active Accounts Placed Before 01/01/2020 Not in Legal and No Current Payment Arrangement as of
12/01/2023 or Returned by Attorney Generals Office**

Name	List Date	Current Balance
DORRINGTON, HAROLD	1/23/2019	295.00
DORRINGTON, HAROLD	6/14/2019	295.00
ROTH, LYNN	2/16/2020	875.25
RUEHL, JEFF ESTATE OF	10/22/2020	875.25
ROTH, LYNN	11/14/2019	1332.96
ESTATE OF MARTIN D TOD	1/9/2022	416.59
LIPPOLD, SALLY ESTATE OF	2/23/2022	589.36
ESTATE OF PATRICK DUCAT	5/16/2022	750.00
ESTATE OF LYNNIE FRUCHEY	11/15/2022	580.00
ESTATE OF JOHN SMITH	12/19/2022	260.00
RUEHL, JEFFREY ESTATE OF	10/10/2022	1201.95
SCHNITKEY, SUSAN ESTATE OF	1/1/2022	212.78
TOTAL DECEASED 2023		7684.14
HOHENBRINK, JEFFERY	11/9/2017	1,443.92
PARENTS OF ANDRE HOLLOWAY	6/8/2019	277.49
CHRISTLIEB, GAIL	6/11/2022	916.69
TOTAL BANKRUPTCY 2023		2,638.10
BUDNY, BRIAN	2/4/2019	118.07
BARNES, ALLEN	5/3/2019	116.93
BAILEY, DONALD	2/4/2019	118.52
BOX, DORA	6/21/2019	150.00
KINNE, MANDI	6/10/2019	161.64
PARENTS OF RORIE SMITH	3/13/2019	201.93
OARD, CHRISTOPHER	8/11/2019	108.09
KESSINGER, SKYYEA	11/18/2019	134.06
HENSLEY, EARL	12/19/2019	107.55
VANCE, CHARLA	9/6/2019	171.56
TOTAL SMALL BALANCE 2023		1388.35
HERNANDEZ, JOSE	4/15/2017	297.68
EVANS, DIANA	3/12/2020	146.62
EVANS, DIANA	9/23/2020	146.62
BROWN, MARY	7/7/2022	290.00
WILSON, CHRISTE	5/8/2017	542.12
DEYARMOND, APRIL	3/14/2018	434.50
MILLER, MOLLY	1/1/2019	916.86
KENDIG, CONRAD	9/1/2019	197.95
KENDIG, CONRAD	11/22/2019	61.15

CORONA, GEORGE	12/4/2019	265.00
GRIMES, JEFF	1/22/2021	463.81
TOTAL CLOSED 2023		3762.31

ELLING, TAMMY	10/7/2016	1079.62
PELTO, PAMELA	10/31/2017	875.25
GERNIGAN, TAMMY	10/31/2017	1423.87
ROSE, SAMANTHA	10/31/2017	743.16
KRUEGER, REBECCA	10/31/2017	102.58
GARCIA, ADEL	10/31/2017	861.38
BESSETTE, DELANNIE	10/31/2017	916.86
SHLINDER, AMBER	10/31/2017	875.25
CASTILL, WILLIAM	10/31/2017	861.38
VALADEZ, MONICA	10/31/2017	986.04
HUBER, JAKOB	10/31/2017	590.99
JOHNSON, NIZAR	10/31/2017	861.38
SALTIS, JOHN	10/31/2017	1243.56
CONLON, CYNTHIA	7/19/2017	1235.99
DYER, EDWARD	8/28/2017	889.12
EBERSOLE, SAVANNAH	9/18/2017	583.81
HAYES, SHAWN	9/6/2017	875.25
KING, COY	9/8/2017	791.25
SANDERS, ALAN	8/19/2017	2180.47
WICKERHAM, APRIL	9/18/2017	875.25
WINTERFELD, DALLAS	8/19/2017	653.16
KRUEGER, RUSSELL	10/20/2017	320.93
GARNETT, BRENDA	8/5/2017	889.12
MOORE, FRANCES	10/17/2017	1653.07
CORONA, ADELITA	12/25/2017	265.00
THOMAS, SHAWN	8/10/2017	875.25
KUHLMAN, RHONDA	12/4/2017	434.91
KUHLMAN, RHONDA	12/31/2017	432.08
WILLIAMS, BREANNA	12/10/2017	741.15
REDNOUR, KENNETH	12/28/2017	825.25
CRAIG, EUGENE	1/2/2018	594.39
REYNOLDS, TYLER	2/12/2018	583.81
WOLFRUM, PATRICK	3/22/2018	1000.08
WARD, ROGER	4/12/2018	129.90
MORRISON-DWYER, MELONIE	4/14/2018	583.81
SOLIS, DALLAS	3/1/2018	583.81
PARKS, CIARA	6/8/2018	597.68
BRYAN, MARK	7/4/2018	597.68
HOWARD, RONALD	7/27/2018	603.23
DRISKELL, SAMANTHA	8/31/2018	515.75
RAYNOR, HOLLIE	10/6/2018	299.94
LEGARE, MADISON	10/17/2018	248.90
GASPARETTO, DAVID	2/8/2018	597.68
PHILLIPS, RENE	7/22/2018	583.81

RIVAS, ANTONIA	6/2/2018	611.55
SNOW, KENDYL	6/22/2018	416.78
ZARAGOZA GONZALEZ, EMMA AMELIA	10/1/2018	889.12
EHASZ, KENNETT	5/15/2018	212.25
GRUETTER, DUANE	6/13/2018	119.32
PROWANT, LEVI	6/11/2018	345.70
CRAMER, RHAPSODY	12/23/2018	889.12
GARZA, OSCAR	12/26/2018	680.90
HERNANDEZ, JOSE	4/15/2017	297.68
KEHLE, NICHOLAS	9/22/2018	415.77
MCCOLLUM, ANTONIA	8/22/2018	639.29
SPARKS, TIMOTHY	10/1/2018	569.94
BROWNING, NICOLE	10/3/2018	478.14
NORMAN, SEAN	9/17/2018	515.94
DIMOS, SPIROS	10/19/2018	2375.92
MULLINS, BONDOLYN	12/29/2018	875.25
ZINK, CAROL	10/22/2018	295.00
TOTAL AG WRITEOFFS 2023		44090.52

TOTAL WRITEOFFS

59563.42

City of Napoleon Proposed 2023 Utility Write-offs
Active Accounts Placed Before 01/01/2021 Not in Legal and No Current Payment
Arrangement as of 12/01/2023 or Returned by Weltman, Weinberg & Reis

Last Name	Final Date	Amount
BUCKENMEYER, PENNY	7/12/2023	\$ 143.67
HOY, JOHN	6/14/2023	\$ 135.02
HARRISON, COREY	10/1/2022	\$ 52.72
SMITH, DONJEAN	12/12/2022	\$ 297.95
LYONS, PAMELA	2/10/2023	\$ 636.83
CSENDES, WILLIAM	1/9/2023	\$ 1,412.44
RICE, DELORES	3/1/2023	\$ 53.95
MODEN, MICHAEL	10/10/2023	\$ 533.75
PIEARCE, MICHAEL	9/1/2023	\$ 508.76
FOOR, VICKI	9/13/2023	\$ 534.43
THORNTON, GEORGE	8/3/2023	\$ 1,016.38
SHUMAKER, GARY	1/7/2021	\$ 418.65
Total Deceased		\$ 5,744.55
TURNER, TAMERA	12/23/2019	\$ 1,016.38
TURNER, TAMERA	12/23/2019	\$ 1,020.24
PATEL, GRETCHEN	6/26/2019	\$ 184.14
Total Bankruptcy		\$ 2,220.76
BUCHHOP, JENNIFER	4/23/2019	\$ 3,426.30
ZAPATA, MICHAEL	12/23/2019	\$ 554.32
Total Weltman		\$ 3,980.62
Miscellaneous Billings		
DAVID JOHN KINNEY	1/21/2020	\$ 427.60
DAVID JOHN KINNEY	1/21/2020	\$ 823.75
CHRIS VONDEYLEN	5/5/2020	\$ 5.00
TOTAL 2020		\$ 1,256.35
BRITTANY ARNOLD PENNINGTON	7/28/2021	\$ 150.95
KHYLE MAY SHAW	10/28/2021	\$ 1,710.00
KHYLE MAY SHAW	10/28/2021	\$ 290.04
CHRIS SKIVER	6/11/2021	\$ 26.10
TOTAL 2021		\$ 2,177.09
ELIZABETH CRUZ	8/25/2022	\$ 161.19
TOTAL 2022		\$ 161.19
GRAND TOTAL MISC		\$ 3,594.63

Small Balance Accounts

BUCHHOP, ESTHER	8/7/2006	\$	4.47
HILL, GUY	11/2/2007	\$	58.56
HILL, GUY	11/2/2007	\$	70.81
HILL, GUY	11/28/2007	\$	67.33
HILL, GUY	5/27/2008	\$	54.00
HILL, GUY	5/1/2009	\$	82.52
HILL, GUY	5/29/2009	\$	58.22
BERGSTEDT, SCOTT	9/17/2009	\$	57.45
MILLER CONSTRUCTION	1/1/2010	\$	6.66
BOSTELMAN, MARGERY	3/20/2015	\$	79.15
SLEIGH, ANDRAYA	11/2/2015	\$	2.75
SLONE, GREG	9/18/2017	\$	42.60
MAUMEE LANE	3/20/2020	\$	0.84
RUBY, APRIL	8/10/2020	\$	0.58
Total 2020 AND PRIOR		\$	585.94

THOMAS, BRETT	2/1/2022	\$	59.05
HARRISON, JOANNE	8/30/2022	\$	52.72
CHAPMAN, SHERYL	9/16/2022	\$	22.12
VASQUEZ, MICKEY	9/16/2022	\$	11.26
HERR, LISA	10/10/2022	\$	49.32
RODRIGUEZ, CRYSTAL	10/25/2022	\$	4.70
BUDNY, BRIAN	10/26/2022	\$	42.13
RODRIGUEZ, JANIIE	11/9/2022	\$	3.27
Total 2022		\$	244.57

Name	List Date		Balance
MORROW, AMBER	1/19/2023	\$	80.33
KEPLING, MADISYN	2/1/2023	\$	37.74
MCGEE, JOSEPH	2/10/2023	\$	83.87
SIMS, RAYMOND	2/28/2023	\$	88.94
COCHRAN, AIMEE	4/6/2023	\$	45.35
LAVAR, SHAWN	4/6/2023	\$	80.98
KNEPPER, CASEY	4/12/2023	\$	68.66
MAUMEE PROPERTIES	4/21/2023	\$	85.29
WOODS AUTO	5/9/2023	\$	77.77
MEYER, SHELBY	5/30/2023	\$	76.74
KEPNER, WADE	5/31/2023	\$	94.25
JOHNSON, TINA	6/1/2023	\$	43.07
GONZALEZ, ELIAS	6/1/2023	\$	72.08
DAVIS CRAIG, EUGENE	6/9/2023	\$	13.74
BESS, TRAVIS	8/7/2023	\$	57.76
STUMP, SABRE	8/8/2023	\$	44.60
EPKE, CURTIS	8/18/2023	\$	51.58
CZARNECKI, MARY BETH	8/31/2023	\$	36.59
COLLEGEBOOKBUYERS.COM	9/7/2023	\$	22.87
GEAHLEN III, GARY J	10/3/2023	\$	28.39
NAUGLE, JEFF	10/6/2023	\$	92.66
MCAFFEE, CONNIE	10/19/2023	\$	31.08
Total 2023		\$	1,314.34
Total Small Balances		\$	2,144.85

Final Accounts 2020

Last Name	Final Date	Amount
ALTMAN, DUSTIN J	12/14/2020	\$ 211.30
ANKNEY, COURTNEY J.	9/30/2020	\$ 785.84
ARMSTRONG ROBERT J.	7/24/2020	\$ 212.33
BAILEY, LISA M.	1/13/2020	\$ 396.79
BEECH, PAYTON E	8/10/2020	\$ 614.89
BENSCHOTER, DANIELLE N	1/27/2020	\$ 334.93
BIVINS, NANCY A.	8/27/2020	\$ 266.83
BOCKELMAN, RHEA M	8/11/2020	\$ 219.08
BORCHARDT, RUBY	12/3/2020	\$ 364.91
BORSTELMAN, CHRIS J	1/10/2020	\$ 244.90
BRANHAM, KENNETH R.	5/19/2020	\$ 141.62
BREEN, TYLER P.	3/9/2020	\$ 579.84
BRIGHT, LOGAN JOHN	8/3/2020	\$ 592.25
BROWN, ANNA M.	4/21/2020	\$ 122.67
BROWN, JENNIFER K.	8/10/2020	\$ 300.78
BROWN, MICHELLE	1/10/2020	\$ 133.33
BROWNING, NICOLE E.	6/5/2020	\$ 133.41
BUTLER, SANDRA M.	11/5/2020	\$ 161.84
CALDWELL, NORMA	8/6/2020	\$ 272.32
CANNODE, CHRISTOPHER A.	5/11/2020	\$ 274.71
CHENEY, DANIELE N.	5/29/2020	\$ 149.24
COLEMAN, RAYMOND J	8/10/2020	\$ 313.65
DOWNEY, BRENDAN C.	10/12/2020	\$ 297.41
DRUMM, KENNETH D.	8/10/2020	\$ 920.19
DUSSEUA, STEVEN A.	1/10/2020	\$ 315.65
EBRAHIM, ALYAA S.	8/3/2020	\$ 971.80
FELLOWS, ASHLEY	9/15/2020	\$ 657.59
FIFE, ANGELA M.	12/31/2020	\$ 314.63
FOX, LANCE J.	3/9/2020	\$ 391.73
FRANKLIN, ELIZABETH R.	6/22/2020	\$ 427.68
FROELICH, BLAKE A	9/15/2020	\$ 361.34
GARCIA, MELISSA	7/28/2020	\$ 144.35
GRABER, MICHAEL J.	11/9/2020	\$ 778.07
HALL, RYAN M.	10/13/2020	\$ 262.99
HARRIS, CARLOS E.	3/12/2020	\$ 324.27
HAYES, JASON R.	3/9/2020	\$ 268.29
HILL JR, MICHAEL D	2/5/2020	\$ 420.12
HILL, CHRISTINA R.	4/2/2020	\$ 231.49
HILL, DAVID E.	10/12/2020	\$ 357.49
HOHL, JEREMY M.	10/12/2020	\$ 180.66
HOLBROOK, CANDY R	9/15/2020	\$ 559.21
HOOD, HEATHER M.	1/2/2020	\$ 395.12
HUMPHRIES, KENDRA M.	6/4/2020	\$ 791.59
JOHNSON III, DONALD W.	9/1/2020	\$ 201.00
JOHNSON, KRISTI	1/13/2020	\$ 1,179.88
KESSINGER, KERRIE J	8/14/2020	\$ 667.16
KIRBY, WESLEY W.	4/6/2020	\$ 108.25
KLINGSHIRN, AMBER L.	9/28/2020	\$ 527.59
KUHLMAN, NATHAN A.	4/16/2020	\$ 184.51

LYNTHACUM, CURTIS M. JR	9/14/2020	\$	186.19
MANN, DANIELLE R.	6/11/2020	\$	116.27
MARTIN-PEGGS, MELISA	5/19/2020	\$	671.94
MAZUR, RACHELL B.	4/10/2020	\$	214.21
MEYERS, SAMANTHA J.	6/22/2020	\$	463.21
MILLER, COLTON A.	6/22/2020	\$	586.16
MILLER, THOMAS J.	2/26/2020	\$	697.45
MORENO, JULIUS S.	10/13/2020	\$	437.83
NADEAU JR., JEFFREY	3/4/2020	\$	368.54
NEUENSCHWANDER, THOMAS	6/22/2020	\$	1,387.24
NUNGESTER, ANDREW L.	8/7/2020	\$	402.42
OBERDIER, JESSICA A.	6/1/2020	\$	1,270.16
OEHLER, JASON M.	1/10/2020	\$	168.09
OLIVEROS, PRYZILA G.	9/15/2020	\$	251.85
OPHELIA, GILLETTE	12/14/2020	\$	482.77
PERRY, COLIN D.	11/4/2020	\$	239.69
PFAFF, SCOTT C.	9/21/2020	\$	393.11
PIRRWITZ, SUZANNE M.	4/2/2020	\$	174.85
RADEL, JOSHUA N.	6/8/2020	\$	788.36
RAYOUM, CHRISTIAN J.	11/10/2020	\$	960.04
ROHRS, NICHOLAS P.	11/2/2020	\$	403.30
SANDERS, AIMEE	1/13/2020	\$	136.36
SCHMIDT, JEREMY L.	4/20/2020	\$	202.12
SHANKS, AUSTIN JH	6/15/2020	\$	180.62
SHETLER, PARRY	8/10/2020	\$	225.49
SNYDER, BONNIE S.	8/25/2020	\$	268.04
STANTON, DANIEL E.	11/6/2020	\$	374.11
STUBER, DOUGLAS	9/17/2020	\$	139.05
SUZIE Q'S	2/12/2020	\$	353.70
SUZIE Q'S CANOE LIVERY LLC	2/12/2020	\$	158.98
SWANINGER, KARA C.	3/30/2020	\$	227.58
TODD, JORDAN M.	9/10/2020	\$	751.61
WEST, LEON A.	2/19/2020	\$	183.03
WITTE, CHELISA S.	3/6/2020	\$	115.35
WOLPERT, DAMIEN A.	10/8/2020	\$	438.26
ZARAGOZA GONZALEZ, EMMA	9/15/2020	\$	197.11
ZIEGLER, KEITH	6/16/2020	\$	314.49

Grand Total Finals **\$ 33,997.10**

Grand Total Utilities & Misc Writeoffs 2023 **\$ 51,682.51**

RESOLUTION NO. 066-22

A RESOLUTION EXTENDING THE PROVISIONS CONTAINED IN ORDINANCE NO. 021-18 AND RESOLUTION NO.(S) 086-19, 072-20, AND 046-21 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 previously enacted a twelve (12) month extension to the previously passed Ordinance in Resolution No. 046-21, passed unanimously on December 6, 2021, in an effort to continue the trend of increased economic development within the City, ending December 31, 2022; 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, 2023; 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, 072-20, and 046-21, 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, 2022 shall remain in effect for twelve (12) months, through December 31, 2023, 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.

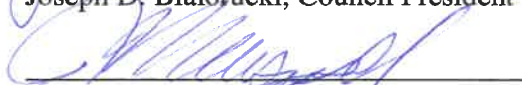
Section 3. That, this City Council finds and determines that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in 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: 12-19-22


Joseph D. Bialorucki, Council President


Approved: 12-19-22


Jason P. Maassel, Mayor

VOTE ON PASSAGE 6 Yea 0 Nay 0 Abstain

Attest: 
Marrison Flogaus, Clerk of Council

I, Marrison Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 066-22 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 29 day of December, 2022; & 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.


Marrison Flogaus, Clerk of Council



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: J. Andrew Small, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: Mayor & City Council
Kevin Garringer, City Finance Director
Roxanne Dietrich, Administrative Assistant
Marrisa Flogaus, Clerk of Council
Jeremy Okuley, WWTP Superintendent
Date: October 20, 2023
Subject: 2021 WWTP Improvements ~ Change Order No. 10

Recently the upper bearing assembly on one of the original three screw pumps failed. Because all three were installed at the same time and the screw pumps now operate as the headworks of the WWTP, we requested a quote from the supplier for replacement assemblies for all three screw pumps. The price for three upper bearing assemblies, including freight charges, is \$65,000.00. Kirk Brothers has offered to install the bearings for us and include the work in the project. Instead of the normal 20% markup on materials, they are willing to lower the markup to 10%. The only additional cost would be for equipment and labor which would be tracked on an actual time basis.

I am requesting approval of Change Order No. 10 in the amount of \$71,500.00 for the material cost for the replacement of the upper bearing assemblies for the three original screw pumps in the headworks facility. All equipment and labor costs would be covered under a smaller change order once the work is completed. All costs associated with this work would be included in the DEFA funding for the project.

CEL