

September 2024

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2 Labor Day City Offices Closed	3 6:00pm Technology Committee-cancelled 7:00pm City Council	4	5 2:00 pm Healthcare Cost Committee	6	7
8	9 6:30pm BOPA 6:30pm Electric Com 7:00pm Water/Sewer 7:30pm Muni Prop.	10 4:30pm BZA 5:00pm Planning Commission	11	12	13	14
15	16 6:00pm Parks and Rec Commission 6:00 Tree Commission 7:00pm City Council	17	18	19	20	21
22	23 6:30pm Finance and Budget 7:30pm Safety and Human Resources	24 4:30pm Civil Service	25 6:30pm Parks and Rec Board	26	27	28
29	30	1	2	3	4	5



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: Mikayla Ramirez, Clerk
Date: August 30, 2024
Subject: Technology and Communications Committee – Cancellation

The regularly scheduled meeting of the **Technology and Communications Committee** for Tuesday, September 3, 2024, at 6:15 pm has been CANCELED due to lack of agenda items.

City of Napoleon, Ohio

CITY COUNCIL

SPECIAL MEETING AGENDA

Tuesday, September 3, 2024, 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)
August 19, 2024, Regular Council Meeting Minutes
- E. Citizen Communication**
- F. Reports from Council Committees**
 - 1. The Finance and Budget Committee did not meet August 26, 2024 due to a lack of agenda items.
 - 2. The Safety and Human Resources Committee did not meet August 26, 2024 due to a lack of agenda items.
 - 3. The Technology and Communications Committee did not meet earlier tonight due to a lack of agenda items.
- G. Reports from Other Committees, Commissions and Boards** (*Informational Only-Not Read*)
 - 1. The Civil Service Commission did not meet August 27, 2024 due to a lack of agenda items.
 - 2. The Parks and Recreation Board did not meet August 28, 2024 due to a lack of agenda items
- H. Introduction of New Ordinances and Resolutions-NONE**
- I. Second Reading of Ordinances and Resolutions**
 - 1. **Ordinance No. 030-24**, An Ordinance providing consent to the Director of Transportation to complete the resurfacing of sections of State Route 108 in the City of Napoleon
 - 2. **Resolution No. 031-24**, A Resolution authorizing the adoption and approval of the Henry County Natural Hazard Mitigation Plan
- J. Third Reading of Ordinances and Resolutions**
 - 1. **Resolution No. 029-24**, A Resolution authorizing and directing the Finance Director of the City of Napoleon to certify and file annual special assessments of the City of Napoleon, Ohio, with the County Auditor of Henry County for placement and collection on the 2024 tax duplicates payable in the year 2025; and declaring an Emergency
- 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 Napoleon Fire Department to accept The Training and Equipment Grant from the Ohio Division of EMS in the amount of \$4,539.68
- L. Executive Session** (as may be needed)
- M. Approve Payments of Bills** (In the absence of any objections or corrections, the payment of bills shall stand approved.)
- N. Adjournment**

Mikayla Ramirez
Mikayla Ramirez—Clerk

A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL

- 1. Technology & Communication Committee (1st Monday)**
(Next Regular Meeting: September 3, 2024 @6:15 pm)
- 2. Electric Committee (2nd Monday)**
(Next Regular Meeting: Monday, September 9, 2024 @6:30 pm)
 - a. Review of Power Supply Cost Adjustment Factor for August 2024
 - b. Electric Department Report
- 3. Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)**
(Next Regular Meeting: Monday, September 9, 2024 @7:00 pm)
- 4. Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)**
(Next Regular Meeting: Monday, September 9, 2024 @7:30 pm)
- 5. Parks & Recreation Committee (3rd Monday)**
(Next Regular Meeting: Monday, September 16, 2024 @6:00 pm)
- 6. Finance & Budget Committee (4th Monday)**
(Next Regular Meeting: Monday, September 23, 2024 @6:30 pm)
- 7. Safety & Human Resources Committee (4th Monday)**
(Next Regular Meeting: Monday, September 23, 2024 @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, September 9, 2024 @6:30 pm)
 - a. Review of Power Supply Cost Adjustment Factor for August 2024
 - b. Electric Department Report
- 2. Board of Zoning Appeals (2nd Tuesday)**
(Next Regular Meeting: Tuesday, September 10, 2024 @4:30 pm)
- 3. Planning Commission (2nd Tuesday)**
(Next Regular Meeting: Tuesday, September 10, 2024 @5:00 pm)
- 4. Tree Commission (3rd Monday)**
(Next Regular Meeting: Monday, September 16, 2024 @6:00 pm)
- 5. Civil Service Commission (4th Tuesday)**
(Next Regular Meeting: Tuesday, September 24, 2024 @4:30 pm)
- 6. Parks & Recreation Board (Last Wednesday)**
(Next Regular Meeting: Wed., September 25, 2024 @6:30 pm)
- 7. Privacy Committee (2nd Tuesday in May & November)**
(Next Regular Meeting: Tuesday, November 12, 2024 @10:30 am)
- 8. Records Commission (2nd Tuesday in June & December)**
(Next Regular Meeting: Tuesday, December 10, 2024 @4:00pm)
- 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, August 19, 2024, at 7:00 pm

PRESENT

Council Members	Brittany Schwab-Council President Pro-Tem, Ken Haase, Dr. David Cordes, Robert L. Weitzel, Tom Weaver, Jordan McBride
Mayor	Joseph Bialorucki
City Manager	J. Andrew Small
Finance Director	Kevin Garringer
Law Director	Billy Harmon
City Staff	Lieutenant Smith
Others	News- Media, Tony Cotter-Parks & Recreation Director, Chad Lulfs-Public Works, Ed Legg-Police, Jascha Chiaverini, Sandra Bell, Kevin Miller
Clerk of Council	Mikayla Ramirez
Absent	Ross Durham-Council President

CALL TO ORDER

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

SWEARING-IN OF PATROL OFFICER BRIANNE DIETRICK

Mayor Bialorucki swore in patrol officer Brianne Dietrick.

RECOGNITION OF SELECT NAPOLEON AQUATIC CENTER PERSONNEL

Bialorucki said, I just wanted to begin by saying that lifeguards are often stereotyped as people being tan, fit, athletic, laid back, distracted, interested in socializing, and relaxing than doing their duties. Fortunately, here in Napoleon the lifeguards do not fit that stereotype. I would describe our lifeguards as responsible, vigilant, safety focused, and heroic. Every day our lifeguards are tasked with the safety of hundreds of lives or more. Even though we don't know when something will happen, we count on our lifeguards to be willing to jump in and save people. Unfortunately, this did happen on July 20th of this year and 10 of our guards jumped into action. Today, I want to recognize every one of you for what you've done. Masen Switzer, Jorja Swihart, Morgan Strock, Addyson Speiser, Cameran Hill, Nick Flowers, Olivia Snoply, Ginger Drewes, Estere Dotson, Elizabeth Theobald, and Bella Bingham. None of you were distracted and you all did your job. I appreciate everything you've done and on behalf of the city I want to thank you all so much. Tony, if you would like to give a couple words and describe the training they receive. Cotter said, we have 25 staff members and they do a tremendous job. As young adults they have a lot of responsibilities and it is a tough job. It might look easy because they sit beside a pool getting a suntan but that is not the case with our pool. The Napoleon pool is very busy and every day they have a thought in their mind that they may have to save a life. We do train these individuals every Wednesday night and it might get mundane, but the training is very important because you must act quickly in those situations. In July they sprang into action, worked together swiftly, then were able to assist the person until medical professionals arrived. They did a great job and the city thanks you. Bialorucki said, we want to present you with a signed buoy from the city. Speiser said, I am the assistant manager and I actually was not there that day because of a prior commitment but I got a call from the staff letting me know there was a save that day. I had no doubt in my mind that they knew exactly what to do since we train every Wednesday. I know the people of the city sometimes get frustrated that the

pool isn't open those nights, but it is super important to have those trainings. We had such a good outcome that day and I am very proud of them. Swihart said, I am the staff member who made the save that day and I don't know if I could have done it without my coworkers/manager. I am so thankful now for those Wednesday night trainings, before I didn't see the point but now, I fully understand why those meetings are required. Switzer said, I was the head guard that day and I have a new perspective on everything. Being the oldest and most experienced guard I was proud of all the guards that night and they handled it very well. Bialorucki said, next year if you return, please let the new guards know how important Wednesday night trainings are.

APPROVAL OF MINUTES

The minutes from the August 5, 2024, Regular Council meeting are approved as presented.

CITIZEN COMMUNICATION

Jascha Chiaverini said, most of you know me. The US Supreme Court has issued a court order for the City of Napoleon to pay me \$3,473 and this was issued June 20th. I have been waiting to hear from the City of Napoleon and here are a few certified copies issued by the US Supreme Court. I would like to know what the City of Napoleon intends to do about the outstanding judgement I have against you. Schwab said, sir I appreciate you coming this evening, but we are unable to speak to open legal action. Chiaverini said, pardon me. Harmon said, we will not be speaking about anything pending. Chiaverini said, are you telling me that you will not pay this? Harmon said, that is not what I said. Chiaverini said, do you understand this is a certified copy from the US Supreme Court ordering the City of Napoleon to pay me this money. I'm presenting this for payment and it has been presented to you by your legal counsel I hope. This is nothing to do with the lawsuit this is a separate form from the US Supreme Court. I think it is pretty clear that it says the City of Napoleon must pay me \$3,471 and that is an order of the court from June 20th. It was payable on demand. It was presented to you I assume and I'm asking the city council what you intend to do about it. Harmon said, I have not seen that yet, but I will speak to the attorney representing us in that case. Chiaverini said, so we have no misunderstanding I will hand you numerous copies. So, you're telling me that your attorney has not provided that to you? As a citizen of Napoleon and concerned about adequate council because this was given and certified by the US Supreme Court. I patiently waited to hear from you and to learn your intentions. Is that the seal of the US Supreme Court? Harmon said, I don't know. Chiaverini said, I'll tell you what I am going to do. I am going to serve 6 of your council members if I don't hear something within the next 24 hours, I will hold somebody in contempt of court. Mr. Small, Mr. Weitzel, Mr. Harmon, and the rest of the council will be served also. This court order is clear, and I will read it out loud to you. Schwab said, if I may sir. Chiaverini said, I have 5 minutes will you let me read it, so everyone understands. It says, "It is ordered that this petitioner Jascha Chiaverini receive from the City of Napoleon \$3,471 of what is cost me to file in the US Supreme Court" and underneath it is certified with the seal of the US Supreme Court. I did not want to have the US Marshall come and order a RIT but I will file it in 24 hours if I don't hear from someone by 3:00 pm tomorrow. I will also ask the US Marshall for a hearing for show cause, Mr. Harmon you know about show cause. Schwab said, sir you have 45 seconds left, please leave your name and address on the sheet of paper. Chiaverini said, my information is written down. Everyone knows where I am and what is upsetting me is your ignoring a court order. You're not above the law and the highest court in the nation ordered you to pay me. You would think that somebody would honor that.

Kevin Miller said, I have a problem with parking blocking access to my house. This neighbor is a babysitter and sometimes other people in that complex block the alley also. I have only one route to my house through that alley on Dodd Street and it's blocked to Scott on the other side because of people parking there. They don't park for a long time, but it is still blocking me from getting to my house, so I

called the city engineer. I asked the city engineer Chad if they could put a no parking sign there and he said no that the police would have to handle this so if I see someone, I should contact them. When I contacted the police, they come out and recite the same code 351.11 which is Blocking Streets and Alleys. There is four sub parts to that and three of them make sense but the one the police site is, "The drive of any vehicle may stop temporarily during loading or unloading." I believe that is too vague and when the police come and recite this to me, I ask how long "temporary" means and they say it is a judgement call. Then, I asked is it five, ten, or fifteen minutes? What does loading and unloading mean? Because it is not defined clearly here. Everything else in the code is clear but this one is so vague and I can't get any satisfaction out of the police department. I am looking for part C to be clarified, specifically, what does the driver of any vehicle mean? Just deliveries? There is no clarity in it, and I need clarity because the police said I must wait until the car moves before I can get to my house. I don't have a right to go to my house if a car is in my way. If they happen to have a moving van there and loading/unloading it could take hours. There was a landscaping company that parked right in the middle of the alley. I need this to be rewritten so that I have access to my own home. Bialorucki said, we will look into it. Schwab said, we will look further into this situation, so we get a better understanding of the location and the section code you are referencing. Miller said, it is just written so vaguely. The police said to call if someone was blocking the alley but sometimes, they don't come for 10 minutes which means I must wait 10 minutes. They are giving people more rights to park there than they are giving me access to my home. Schwab said, thank you so much we will be in touch.

REPORTS FROM COUNCIL COMMITTEES

The Electric Committee did not meet on August 12, 2024, due to lack of agenda items.

The Water, Sewer, Refuse, Recycling and Litter Committee did not meet on August 12, 2024, due to lack of agenda items.

The Municipal Properties, Building, Land Use and ED Committee did meet on August 12, 2024, and; reviewed the request by Pillars of Success to establish Safe Haven Emergency Housing in the City. Weitzel said, we took time to meet with Safe Haven Emergency Housing and received a lot of information from them. At this time the committee decided not to make a motion to support this project.

The Parks and Recreation Committee did not meet earlier tonight due to lack of agenda items.

INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

Ordinance No. 030-24 Resurfacing of State Route 108

Council President Pro-Tem Schwab read by title Ordinance No. 030-24, an Ordinance providing consent to the Director of Transportation to complete the resurfacing of sections of State Route 108 in the City of Napoleon

Motion: Haase Second: McBride
to approve First Read of Ordinance No. 030-24

Small said, I described this briefly at the last council meeting and Chad is here this evening to provide some clarity. Lulfs said, last year I approached the State of Ohio to see about resurfacing Scott Street from approximately Lagrange Street to County Road R which is our northern corporation limit. They agreed to work with us to cover most of the cost and in conjunction with their project paving from our north corporation limit to the county line. That project is scheduled for the fiscal year 2025 that started on July 1st of this year. To be more precise, from my understanding, they plan to advertise this job this

winter and start construction late next spring. To allow ODOT to work in town we must have consent legislation passed it's a standard form that looks different from our normal legislation. They provide a format we fill it out and then take it to council requesting approval. You may recall we've done this with other projects such as the paving of State Route 110, South Perry Street, Scott Street, and Appian Street. We do have this project budgeted in the 2024 Budget as an ODOT project and we will have to put that money into escrow when they go to bid the project. If they don't advertise it this fall, then we will put it as a carryover into the next year. We don't know the exact percentage because some things we pay 10%, 30%, or 50%. In general, it usually ends up being about 30% of the total cost of the project inside the corporation limits. Just requesting we take first read on this and once it passes, we can send it to ODOT and that will allow the project to proceed sometime after the first of the year.

Roll call vote on the above motion

Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride

Nays-

Yeas-6, Nays-0. Motion Passed.

Resolution No. 031-24 Henry County Natural Hazard Mitigation Plan

Council President Pro-Tem Schwab read by title Resolution No. 031-24, a Resolution authorizing the adoption and approval of the Henry County Natural Hazard Mitigation Plan

Motion: Weaver Second: Haase
to approve First Read of Resolution No. 031-24

Small said, we were approached a year ago by the county regarding developing this hazard mitigation plan and each political subdivision in the county took part in the development of the plan. All the villages, cities, police departments, fire departments, and I were also included in the making of the plan. The main reason for this plan is to protect the county and develop plans/solutions for natural disaster threats. In addition to that and most importantly we must have this plan in place in order to access FEMA funds in the event of a natural disaster. Each municipality must pass a piece of legislation adopting the plan so that is what I am asking you tonight.

Roll call vote on the above motion

Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride

Nays-

Yeas-6, Nays-0. Motion Passed.

SECOND READ OF ORDINANCES AND RESOLUTIONS

Resolution No. 029-24 Certify and File Annual Special Assessments

Council President Pro-Tem Schwab read by title Resolution 029-24, a Resolution authorizing and directing the Finance Director of the City of Napoleon to certify and file annual special assessments of the City of Napoleon, Ohio, with the County Auditor of Henry County for placement and collection on the 2024 tax duplicates payable in the year 2025; and declaring an Emergency

Motion: Haase Second: McBride
to approve Second of Resolution 029-24

Garringer said, there are no changes from the first read. Again, this is just where we assess individuals for mowing yards when it gets too high and we serve them an invoice then, have them pay it before it gets this far. This is our last resort when we assess landowners for the cost. We do not ask for suspension we want this to go to third read.

Roll call vote on the above motion

Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride

Nays-

Yeas-6, Nays-0. Motion Passed.

THIRD READ OF ORDINANCES AND RESOLUTIONS-NONE

GOOD OF THE CITY (Discussion/Action)

Approval of the Power Supply Cost Adjustment Factor for August 2024 as PSCA 3-month averaged factor \$0.00861 and JV2 \$0.036878

Small said, this is down some from last month and I attribute that to all our assets running efficiently and effectively. This includes Prairie State Coal Plant, Fremont Energy Center and Gas Plant, and all our hydros.

Motion: Weitzel Second: Weaver

to approve the Power Supply Cost Adjustment Factor for August 2024 as PSCA 3-month averaged factor \$0.00861 and JV2 \$0.036878

Roll call vote on the above motion

Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride

Nays-

Yeas-6, Nays-0. Motion Passed.

Water and sewer rate review and staff recommendation (refer to Water, Sewer, Refuse and Recycling Committee)

Small said, over the last few months I have been reviewing our numbers and now I am prepared to go before those committees to present my findings of future water rates. Bialorucki asked, who is the chair? Haase said, I am. Bialorucki said, will you assign that to your committee please. Haase said, yes. Small said, can we meet at 6 pm. Haase said, yes. Harmon said, does that also need to go to the Board of Public Affairs. Small said, yes thanks for bringing that up. The Water Rate Review Commission as part of our contracts with Florida, Malinta, and Holgate written in that contract they can appoint a member of their community to be part of the commission. So, I have sent them an email invitation to attend that evening.

AROUND THE TABLE

Garringer said, I am starting to set the 2025 budget time frame and while nothing is set in stone, we want to work backward with third read December 16th, second read December 2nd, and first read November 18th. November 4th we will ask the law director to draw up the legislation up for the budgeting process which takes about 8-10 pieces of legislation. We would like to have this department's budget hearings with council on November 1st and 2nd. Friday is more of a full day and Saturday was about 3 hours last year. If this works with most of council or if anyone wants to change these dates let us know we are open to suggestions. If we go by how we've done it historically we'd like to have those set dates of November 1st and 2nd. This would require some of you to take work off that day.

Weaver said, the Finance and Budget committee will not meet next Monday because there are no agenda items.

Cordes-Nothing.

Schwab said, good luck to all the schools that are going back to school this week. I am sure the kids are very excited to get back. Also, to the parents who can get some time back.

Bialorucki said, on Wednesday school starts again. This morning, I spoke with Chief Legg and Andy about the safe routes of school and the new lights on Glenwood for pedestrian crossing. I think it is a great idea that we have that, especially with the added people that are going to be driving their kids to school because of the bus situation and/or people walking. Chief Legg clarified that if someone does press the button and the lights flashing, they get to cross the street and we need to stop. If the light is still flashing but no one is around, we can still proceed. I've always wondered about that in other cities. The main point of bringing this up is just making sure we are all aware that kids are going back to school and we need to ensure they are safe. Legg said, I did post a video on X that explains it and I spoke with our SRO who will explain it at the school.

Haase-Nothing.

Weitzel-Nothing.

McBride-Nothing.

Harmon said, can I have a few minutes of your time for an executive session.

Small-Nothing.

EXECUTIVE SESSION (for pending or imminent court action)

Motion: Weitzel Second: Weaver

To enter executive session for pending or imminent court action at 7:41 pm

Roll call vote on the above motion

Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride

Nays-

Yeas-6, Nays-0. Motion Passed.

Motion: Weitzel Second: Haase

to end executive session for pending or imminent court action at 7:36 pm.

Roll call vote on the above motion

Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride

Nays-

Yeas-6, Nays-0. Motion Passed.

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

ADJOURNMENT

Motion: Weitzel Second: Weaver
to adjourn the City Council meeting at 7:51 p.m.

Roll call vote on the above motion
Yeas- Weaver, Cordes, Schwab, Haase, Weitzel, McBride
Nays-

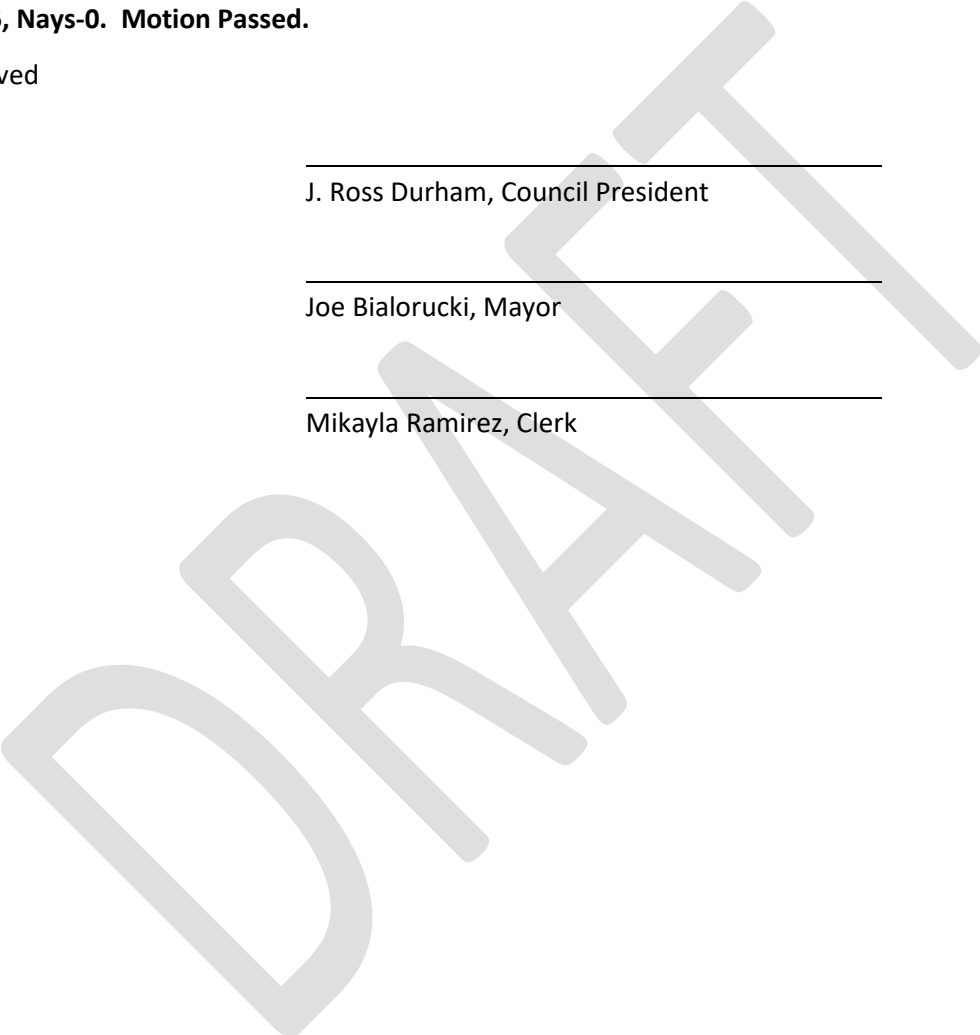
Yeas-6, Nays-0. Motion Passed.

Approved

J. Ross Durham, Council President

Joe Bialorucki, Mayor

Mikayla Ramirez, Clerk



PRELIMINARY LEGISLATION

Participatory

Ordinance # 030-24

PID No. 110038

HEN SR 108/109 16.57/0.00 Resurf

The following is an ordinance enacted by the City of Napoleon, Henry County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the STATE has identified the need for the described project:

A project to resurface SR 108 in City of Napoleon from SLM 16.57 to 17.15 and 17.48 to 17.60, SR-108 in Henry County from SLM 17.62 to 22.73, and SR-109 in Henry County from SLM 0.00 to 4.01 and 16.58 to 19.26.

NOW THEREFORE, be it ordained by the City of Napoleon, Ohio

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

- 1) The LPA agrees to assume and contribute the entire cost and expense of the project within the City less the amount of federal-aid Urban Paving funds set aside by the Director of Transportation for the financing of this project from funds allocated by the Federal Highway Administration, United States Department of Transportation.
- 2) The LPA will assume and bear one hundred percent (100%) of the total cost of any features which are not eligible for Urban Paving funds and any features requested by the LPA which are not necessary for the project as determined by the State and/or the Federal Highway Administration.
- 3) The LPA consents to having the State acquire all necessary rights of way for the subject project in the name of the LPA.
- 4) The LPA agrees, upon completion of the project, to own and maintain all those portions of the project under its jurisdiction.
- 5) The State agrees to be the lead agency and to administer the construction phase of the project.

SECTION IV - Utilities and Right-of-Way Statement

The LPA agrees that all existing street and public way right-of-way within the jurisdiction of the LPA which is necessary for the described project shall be made available thereof. The LPA further agrees that any right-of-way acquired by said LPA on behalf of the described project shall be acquired and/or made available in accordance with current State and Federal regulations.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V - Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: 1) provide adequate maintenance for those portions of the Project under the jurisdiction of the LPA in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; 2) provide ample financial provisions, as necessary, for the maintenance of those portions of the Project under its jurisdiction; 3) maintain the right-of-way, keeping it free of obstructions; and 4) hold said right-of-way inviolate for public highway purposes.

SECTION VI - Authority to Sign

The City Manager of said City is hereby empowered on behalf of the City
(Contractual Officer)

to enter into contracts with the Director of Transportation necessary to complete the above-described project.

Passed: _____, 2024.
(Date)

Attested: _____
(Clerk Signature) (Contractual Officer Signature)

Attested: _____
(Clerk Signature) (President of Council Signature)

This ordinance is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

City of Napoleon, Henry County, Ohio

I, Mikayla Ramirez, as Clerk of the City of Napoleon, Ohio, do hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the legislative Authority of the said City, on the _____ day of _____, 2024, that the publication of such ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such ordinance have been taken; and that such ordinance and certificate of publication thereof are of record in

Ordinance No. 030-24, Page -- n/a --.
(Ordinance Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this _____ day of _____, 2 024.

Clerk

(SEAL) City of Napoleon, Ohio
(If Applicable)

The afore going is accepted as a basis for proceeding with the project herein described.

For the City of Napoleon, Ohio

Attest: _____, Date _____
Contractual Officer

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation

RESOLUTION NO. 031-24

A RESOLUTION AUTHORIZING THE ADOPTION AND APPROVAL OF THE HENRY COUNTY NATURAL HAZARD MITIGATION PLAN

WHEREAS, the Federal Emergency Management Agency (FEMA) has established rules and regulations under 44 CFR Parts 201.6, which requires that "for disasters declared after November 1, 2004, a local government must have a Mitigation Plan approved pursuant to this Section in order to receive HMGP project grants"; and,

WHEREAS, The Henry County Emergency Management Agency has received a grant from FEMA to update and revise the previously adopted mitigation plan entitled the "Henry County, Ohio Natural Hazard Mitigation Plan"; and,

WHEREAS, in addition, it is understood that "for multi-jurisdiction plans, there must be identifiable action items specific to the jurisdiction requesting FEMA approval or credit of the plan"; and,

WHEREAS, the FEMA regulation under 44 CFR Parts 201.6 requires "Documentation that the plan has been formally adopted by the governing body of the jurisdiction requesting approval of the plan. For multi-jurisdictional plans, each jurisdiction requesting approval of the plan must document that it has been formally adopted"; and,

WHEREAS, the Council of the City of Napoleon, Ohio has reviewed, revised and updated the "Henry County, Ohio Natural Hazard Mitigation Plan"; **Now Therefore**,

Section 1. That, the Council of the City of Napoleon, Ohio does hereby adopt the updated "Henry County, Ohio Natural Hazard Mitigation Plan."

Section 2. That the Henry County Emergency Management Agency prepare and submit to the Federal Emergency Management Agency in accordance with the draft rules and regulations published by FEMA, the Henry County, Ohio Natural Hazard Mitigation Plan.

Section 3. That the Clerk of Council of the City of Napoleon, Ohio hereby is authorized and directed to certify copies of this Resolution to the Henry County Emergency Management Agency.

Section 4. That, the City Manager of Napoleon, Ohio, is hereby authorized and directed to execute all documents on behalf of the City of Napoleon, Ohio, and to do all other things necessary and consistent with this Resolution to effectuate its purpose.

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 shall take effect at the earliest time permitted by law.

Passed: _____
J. Ross Durham, Council President

Approved: _____
Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Mikayla Ramirez, Clerk of Council

I, Mikayla Ramirez, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 031-24 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2024 & 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.

Mikayla Ramirez, Clerk of Council

RESOLUTION NO. 029-24

A RESOLUTION AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR OF THE CITY OF NAPOLEON TO CERTIFY AND FILE ANNUAL SPECIAL ASSESSMENTS OF THE CITY OF NAPOLEON, OHIO, WITH THE COUNTY AUDITOR OF HENRY COUNTY FOR PLACEMENT AND COLLECTION ON THE 2024 TAX DUPLICATES PAYABLE IN THE YEAR 2025; AND DECLARING AN EMERGENCY

WHEREAS, this Council in accordance with all relevant provisions of law and by Ordinance has previously established special assessments for various projects in the City; and,
WHEREAS, these special assessments must be annually certified to the County Auditor by the Clerk of the Municipality; **Now Therefore**,

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

Section 1. That, the City Council of the City of Napoleon, Ohio, directs the Finance Director to certify and file annual special assessments of the City with the County Auditor, as required by Section 727.30 of the Ohio Revised Code, in the form presented to Council and on file in the office of the Finance Director, attached and marked as Exhibit A, for placement and collection on the 2024 tax duplicates, payable in the year 2025.

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

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

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow timely placement of special assessments on the tax rolls; 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 certify and file said assessments 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: _____

J. Ross Durham, Council President

Approved: _____

Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Mikayla Ramirez, Clerk of Council

I, Mikayla Ramirez, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 029-24 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2024; & 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.

Mikayla Ramirez, Clerk of Council



Ohio Division of EMS
Notice of Contract Award
2024 - 2025 Award Year

Table with 3 columns: Grant Description, Funding Period, Award Amount, Agency ID#, Agency Name, Tax ID.

This document represents approval of your EMS 2024-2025 P1- Training & Equipment Grant application. This notification supersedes all other notification of grant awards. Failure to use all of the awarded funds within the award period of July 01, 2024 - December 31, 2024 will result in a forfeiture of all unexpended funds.

Grantees may submit invoices for reimbursement as frequently as once a month. Grantees needing funds in advance should complete the Agency Hardship Application available at www.ems.ohio.gov and fax the form to 614-351-6006. Any applicant who leaves a balance of \$300 or more by the end of the grant cycle, or uses grant funds to purchase items not on the approved on the Training & Equipment List will forfeit any remaining award and will forfeit a grant for one year.

Guidelines for the purchase of training and equipment:

- 1) Purchases for software and hardware for the purpose of reporting to EMSIRS are limited to \$1,500.00 annually.
2) Only EMS agencies that are Ohio EMS accredited training institutions or approved CE sites may be reimbursed for training equipment.
3) Invoices must be submitted by no later than 30 days following the end of the grant cycle in order to be eligible for reimbursement.
a. An EMS organization shall forfeit any remaining money in a grant award and may not be eligible for an award in the following grant year, if the EMS organization:
I. leaves an unexpended balance of \$300.00 or more by the end of the grant cycle; OR
II. has a remaining balance of \$300.00 or more after the reimbursement deadline (30 days after end of grant cycle) ; OR
III. uses grant funds to purchase items not approved by the Ohio EMFTS Board.

Supplemental Economic Hardship & Board Priority Grantees:

If you have been awarded Supplemental Board Priority or Economic Hardship funds your agency has been approved to purchase the equipment items provided by your agency in the supplemental funds application. Under the application agreement, these funds are only for the purchase of the equipment or training Item(s) on your approved grant application. Failure to expend these funds on the approved equipment items listed on this document will result in a forfeiture, and repayment of these grant funds to the Division by your agency.


HEALTHCARE COST COMMITTEE

MEETING AGENDA

Thursday, September 5, 2024 at 2:00 pm

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

- 1) Approval of Minutes: August 25, 2023 (in the absence of any objections or corrections, the minutes shall stand approved)
- 2) Review Healthcare Costs
- 3) Any Other Matters to Come Before the Committee
- 4) Adjournment


Mikayla Ramirez - Clerk of Council

City of Napoleon, Ohio
HEALTHCARE COST COMMITTEE
MEETING MINUTES
Friday, August 25, 2022 at 8:00am

PRESENT

Committee Members	Non-Bargaining: Chad Lulfs-Chairman and David Mack Administration: Kevin Garringer-Finance Director AFSCME: Roger Eis and Kent Bacon Fire Department: David Bowen Police Department: Rogelio Rubio
City Staff	Brittney Roof-Human Resources
Clerk of Council	Marrisa Flogaus

ABSENT

Committee Members	Brad Strickland-Police, Ben Jones- Fire Department
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Call to Order

The Healthcare Cost Committee meeting was called to order at 8:10am by Chairman Lulfs.

Approval of Minutes

Hearing no objections or corrections, the minutes from the June 16, 2023 meeting were approved as presented.

Review Healthcare Costs

Roof stated

Motion: Second:
to accept the proposed healthcare plans for 2024

Roll call vote on the above motion:
Yea- Fire, AFSCME, Administration, Police, Non-Bargaining,
Nay-
Yea-5., Nay-0. Motion Passed.

Lulfs stated we need to approve to continue the wellness.

Motion: Second:
to approve to continue the wellness program as is

Roll call vote on the above motion:
Yea- Fire, AFSCME, Administration, Police, Non-Bargaining,
Nay-
Yea-5., Nay-0. Motion Passed.

Miscellaneous

Adjournment

Motion: Second:
to adjourn the Healthcare Cost Committee meeting at 8:36am.

Roll call vote on the above motion:
Yea- Fire, AFSCME, Administration, Police, Non-Bargaining,
Nay-
Yea-5., Nay-0. Motion Passed

Approved

Chad E. Lulfs, P.E., P.S.
Chair, Healthcare Cost Committee

DRAFT