

# October

2025

October 2025						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
5	6 6:15 pm Tech & Comm Committee- canceled 7:00 pm City Council	7	8	9	10	11
12	13 6:30 pm Electric Comm. 6:30 pm BOPA 7:00 pm Water and Sewer Comm. 7:30 Muni Prop. Comm.	14 4:30 pm BZA 5:00 pm Planning Commission	15	16	17	18
19	20 6:00 pm Tree Comm. 6:00 pm Parks & Rec Comm. 7:00 pm City Council	21	22	23	24	25
26	27 6:00 Finance & Budget Comm. 7:30 Safety & Human Resources Comm.	28 4:30 pm Civil Service	29 6:30 pm Parks & Rec Board	30	31	



# *City of Napoleon, Ohio*

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## *Memorandum*

**To:** Mayor and City Council, City Manager,  
City Finance Director, Law Director,  
Department Supervisors, News Media

**From:** Ann Harper, Clerk

**Date:** October 3, 2025

**Subject:** Technology and Communications Committee—  
Cancellation

The regularly scheduled meeting of the Technology and Communications Committee for Tuesday, October 6, 2025, at 6:15 pm has been **CANCELED** due to lack of agenda items.

City of Napoleon, Ohio

**CITY COUNCIL**

MEETING AGENDA

**Monday October 6, 2025, 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)

September 15, 2025, Regular Council Meeting Minutes

**E. Citizen Communication**

**F. Reports from Council Committees**

1. The Finance and Budget Committee did not meet on September 22, 2025, due to a lack of agenda items.
2. The Safety and Human Resources Committee did not meet on September 22, 2025, 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 on September 23, 2025, due to a lack of agenda items.
2. The Parks and Recreation Board met on Wednesday, September 24, 2025, and discussed
  - a. To leave the Rates and Fees Schedule for the Parks and Recreation Department the same for 2026.
  - b. Capital Improvement proposed for 2026 for a 40 x 100-foot storage building for the golf course/pool area.
  - c. To recommend to council their approval for Trick or Treat night in Napoleon to be held on Thursday, October 30, 2025, from 6:00 – 7:30 pm.

**H. Introduction of New Ordinances and Resolutions**

1. **Ordinance No. 037-25**, an Ordinance amending certain City of Napoleon traffic schedules, specifically, Schedule I, “On-Street Parking Prohibited” on certain city streets, as listed in the attached Exhibit A; and repealing Ordinance No. 005-22; and declaring an Emergency.
2. **Ordinance No. 038-25**, an Ordinance amending the City of Napoleon rules, terms and conditions governing the sale of electrical service, specifically Rule 12 and Rule 26, Appendix A; and declaring an Emergency.
3. **Resolution No. 039-25**, a Resolution authorizing the City Manager to execute any and all documents necessary to apply for, accept, and enter into an Ohio Environmental Protection Agency (OEPA) Division of Environmental and Financial Assistance (DEFA) Water Supply Revolving Loan Account (WSRLA) Agreement on behalf of the City of Napoleon Ohio for the Maumee River Waterline Crossing Project; and designating a dedicated repayment source for the loan; and declaring an Emergency. (suspension requested)
4. **Resolution No. 040-25**, a Resolution approving the provisions of a certain collective bargaining agreement No. 2026-MED- 08-0777 between the City of Napoleon and Local 3363 International

Association of Fire Fighters for the term commencing from January 1, 2026, through December 31, 2028; authorizing the City Manager to execute the same; and declaring an Emergency.

**I. Second Reading of Ordinances and Resolutions - None**

**J. Third Reading of Ordinances and Resolutions – None**

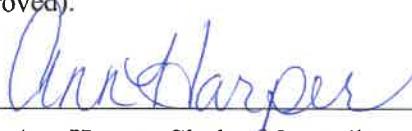
**K. Good of the City** (Any other business as may properly come before Council, including but not limited to):

1. Discussion/Action: To Approve the City Manager as the AMP Board Representative for the City of Napoleon with the Finance Director as the Alternate
2. Discussion/Action: To Enter into a Three-Year Agreement with Efficiency Smart (Direct the law director to draft Legislation)
3. Discussion/Action: To set November 7, 2025, and November 8, 2025, as the date for the Annual Budget Review.
4. Discussion/Action: To approve Thursday, October 30, 2025, from 6:00 – 7:30 pm for the Napoleon Trick or Treat night.

**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**



Ann Harper, Clerk of Council

**A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL**

1. **Technology & Communication Committee (1<sup>st</sup> Monday)**  
*(Next Regular Meeting: Tuesday, October 6, 2025 @ 6:15 pm)*
2. **Electric Committee (2<sup>nd</sup> Monday)**  
*(Next Regular Meeting: Monday, October 13, 2025 @ 6:30 pm)*
  - a. Review of Power Supply Cost Adjustment Factor for October 2025
  - b. Electric Department Report
3. **Water, Sewer, Refuse, Recycling & Litter Committee (2<sup>nd</sup> Monday)**  
*(Next Regular Meeting: Monday, October 13, 2025 @7:00 pm)*
4. **Municipal Properties, Buildings, Land Use & Economic Development Committee (2<sup>nd</sup> Monday)**  
*(Next Regular Meeting: Monday, October 13, 2025 @7:30 pm)*
  - a. Review of the Yard Waste Site Rules
  - b. State Championship Signs
5. **Parks & Recreation Committee (3<sup>rd</sup> Monday)**  
*(Next Regular Meeting: Monday, October 20, 2025 @6:00 pm)*
6. **Finance & Budget Committee (4<sup>th</sup> Monday)**  
*(Next Regular Meeting: Monday, October 27, 2025 @6:00 pm)*
7. **Safety & Human Resources Committee (4<sup>th</sup> Monday)**  
*(Next Regular Meeting: Monday, October 27, 2025 @7:30 pm)*
8. **Personnel Committee (as needed)**

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

1. **Board of Public Affairs (2<sup>nd</sup> Monday)**  
*(Next Regular Meeting: Monday, October 13, 2025 @6:30 pm)*
  - a. Review of Power Supply Cost Adjustment Factor for October 2025
  - b. Electric Department Report
  - c. Review Yard Waste Site Rules
2. **Board of Zoning Appeals (2<sup>nd</sup> Tuesday)**  
*(Next Regular Meeting: Tuesday, October 14, 2025 @4:30 pm)*
3. **Planning Commission (2<sup>nd</sup> Tuesday)**  
*(Next Regular Meeting: Tuesday, October 14, 2025 @5:00 pm)*
4. **Tree Commission (3<sup>rd</sup> Monday)**  
*(Next Regular Meeting: Monday, October 20, 2025 @6:00 pm)*
5. **Civil Service Commission (4<sup>th</sup> Tuesday)**  
*(Next Regular Meeting: Tuesday, October 28, 2025 @4:30 pm)*
6. **Parks & Recreation Board (Last Wednesday)**  
*(Next Regular Meeting: Wednesday, October 29, 2025 @6:30 pm)*
7. **Privacy Committee (2nd Tuesday in May & November)**  
*(Next Regular Meeting: Tuesday, November 11, 2025 @10:30 am)*
8. **Records Commission (2<sup>nd</sup> Tuesday in June & December)**  
*(Next Regular Meeting: Tuesday, December 09, 2025 @ 8:15am)*
9. **Housing Council (1<sup>st</sup> 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, September 15, 2025, at 7:00 pm**

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**Present**

Council Members	Ross Durham-Council President, Brittany Schwab-Council President Pro-Tem, Ken Haase, Robert L. Weitzel, Tom Weaver, Dr. Dave Cordes
Mayor	Joseph Bialorucki
City Manager	Lori Sinclair
Finance Director	Kevin Garringer
Law Director	Billy Harmon
Clerk of Council	Ann Harper
City Staff	Chad Lulfs – Director of Public Works, Robert Lipscomb – Police Department
Other	Sean Clement – Director of AMP Ohio, Adam Ward – AMP Ohio/Efficiency Smart Renewal Presenter and Joey Boston – Efficiency Smart
Absent	

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**Call to Order**

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

**Efficiency Smart Renewal Presentation**

Ward: Good evening and thank you for having us here this evening. I'm Adam Ward. I think I recognize just about everybody around the table. I'm with American Municipal Power and Efficiency Smart is one of the programs that we offer to our members, and I think we have a slide presentation as well. I was going to do a real quick high points on who American Municipal Power is. As you well know, Ohio Public Power Systems formed AMP Ohio in 1971 and I think Napoleon was one of the originators, one of the first communities. And the whole purpose was to strengthen wholesale market buying power, gain access to transmission and enhance advocacy efforts. Today, AMP provides wholesale power and services to more than currently 134 municipal electric systems in nine states. Diverse generation portfolio. We had some of our committee meetings today and I want to thank Napoleon for participating and really being engaged in a lot of the projects that we moved forward with, so I really want to thank the City of Napoleon. We have a twenty-two-member board of trustees, and we appreciate Napoleons' participation on the board of trustees for years you guys are stellar and really one of our strongest members, so we really appreciate that. Obviously, we manage, supply, competitively priced, reliable wholesale power to members. Negotiating and coordinating power-supply options and interconnection agreements. Diverse array of power resources and advocates for members on legislative and regulatory issues. I want to thank Napoleon for its presence. In February when we go to DC and we advocate with the lawmakers it makes a big difference, and it helps to have a voice in DC. We get a lot of traction from that, and we really appreciate it. The next slide is really just a map of all our members. That's all I have about AMP, we're here to talk to you about Efficiency Smart, and what a great program it is, and I'm going to turn it over to Clement. Durham said welcome Clement. Clement said thank you very much. Thank you for having us back here, we appreciate it. As Ward mentioned, AMP provides member services as well as power supply services. I'd like to think we are the marriage of those two things in one. This is an energy efficiency program and if you saw the title of the slides, it was Power Supply Plus. What we hope to do is meet a small percentage of your power supply need and do it with benefits that other forms of power supply don't come with. When we think about what those are, there are four of them we hear most about, and you guys have heard these before. I'll probably talk about them every time I come here, sorry if that's repetitive and redundant but the truth is the truth and I'm not going to doctor it. Today I think we'll spend some time focusing on what is, the most affordable way to meet power supply needs, that will be our highlight of the day. I want to talk to you about a little bit about what's happening in the market and how this service helps you in that regard. But as you know and hopefully have experienced and heard about in

Napoleon, we increase customer satisfaction. We'll provide some anecdotes and evidence of that as well as it's a great customer engagement tool and helps you with economic development on a number of fronts. Not everyone I've told likes numbers as much as I do so I've been coerced into putting this into a visual graph form. This is really a simple comparison. The orange line is the market price if you are to go out onto the market and buy new electricity today. It blends in the cost of the three components of power, which are energy or megawatt hour costs, capacity costs and transmission. Those three things are blended here for both lines. But if you were to go out to market, that top line in orange, is the one you would probably be seeing the cost for. As you can see, it's going to top out over a hundred dollars come 2026, which is not far away, as my budget process reminds me. What's not even yet included in this chart is there is new market information that's out there. This uses the latest in AMP's power supply teams' analysis of the market. What we haven't yet had a chance to include is that what we hear is that the price of natural gas is rising. Why that matters is a lot of generation in the United States, roughly 40% of it is still from burning natural gas. So, when that price goes up, electricity prices go up on the market. And so, if we have to buy new power, we're exposed to even higher prices. The reason this line has been going up in recent years, you've probably heard about it, maybe heard about it from Garringer, is that capacity prices are going up so significantly, they almost seem to be adding a zero to the end of it. It's not actually true. It's more like four times, but it's a really significant spike in capacity charges. So, you've dealt with transition costs rising over the past ten years, capacity in the last couple of years, and unfortunately, we're going to continue to see energy prices rise in the next couple of years. So that's all what we face in the market when we go buy new generation. Efficiency Smart's the green line. Three things I'd like to point out about this are it's lower than the orange line. It's more stable than the orange line and it's flatter than the orange line. Energy efficiency is not vulnerable to all those market trends you just heard me talk about and it's one of the reasons why this is an economically intelligent decision to make to meet some of your power supply needs. The next slide will give me back my satisfaction in going into the numbers behind the graph. These are Napoleon specific. They're really just the cost comparisons of again if you went out to get market price here, they're broken down, the top row is energy. The bottom row is capacity and transmission aka demand. If you go out to market, these are kind of comparing Efficiency Smart's costs versus what you would see on the market. And you can see there that it's just a massive reduction in cost to get your energy needs through Efficiency Smart. Please tackle me with any questions or just raise your hand politely. But again, when I talk about the plus side of what we do this is the really satisfying part of my job is we get to help a lot of people along the way and make them happy and in turn hopefully make them happy with the city of Napoleon, right? I really think and we see this in our work and we hear this in our feedback in our customer surveys how we know it lowers their cost but how much it reflects their appreciation of the utility helps them to appreciate their utility better helps them to appreciate public power and what its value is. It demonstrates your investment back in the community and I think that's what's appreciated. If you go to the next slide there is a word cloud. We tried to distill all of the open-ended residential customer feedback that we get in our survey data into something meaningful. Turns out that's hard to do. Word cloud was our best solution. You all have seen a word cloud I put up in front of you before, this one's new. Check it out. Don't sleep on me here on this one. This one's good. And one of the things I love are the two biggest words here, right? Thankful, helpful. And I think that really to me drives home why I enjoy my job and what makes this a good return investment back into the community and the customers certainly see that feel that and appreciate it. Customer engagement. So, I think you all know but I'll reiterate we do try to act as an extension of the utility. Joey here is our account manager who works with Napoleon. We are out there trying to help business customers in particular in this regard and residential ones through customer support. We have lots of different ways with engaging. By the way, we have a brand-new website. You should check it out. I know you all have efficiencysmart.org bookmarked, but if you don't, it's efficiencysmart.org, check it out. It's a new website, it looks great. We actually get a ton of traffic to that website and there's a lot of great information. Now that is a new way we can engage with customers even better through providing resources and tips and a lot of great information for them where they don't have to buy anything. They can just learn about changes they can make in their home to improve their comfort and energy efficiency and reduce costs. Next slide is Economic Development. I think there's a long tradition of our collaboration here in Napoleon with working with businesses to help

local ones grow and reduce costs, to help attracting new businesses to town. I don't think I need to say too much about that. On to the next slide. This one's a little different. It's not one I usually have in the deck, but I thought it was really cool to look at. You all have been in this program since our inaugural year. You're one of our founding members, thank you for that. Since our inaugural year, this is as long as I've been working with the program but since 2011, and I thought it'd be interesting to put up some results to date of what we've accomplished working together. And so that work has saved \$11 million of utility costs, \$16 million in customer costs. And I know Sinclair, we've talked before about residential participation. Here we get to see almost 660 unique households served in the city and then 38,000 lighting products. I had to double check that number, but it's awesome and it's again really rewarding work to do. On the next slide, I'll talk a little bit about the numbers, but you can read there. We have a testimonial from James Iden here. I think the part of that testimonial I'd like to see the most and I think points to the value of our account management team and our engineering work and the way we approach it is that second to last statement that says found opportunities for savings we didn't even know existed. And I think that's one of the things, the value propositions we really bring to the table for companies who, you know their experts are doing their jobs and hopefully we're experts at doing ours and that helps them to find opportunities that they weren't thinking of maybe even the vendors weren't thinking of. We do have a great pipeline or rather we have a lot of projects we've closed on this contract cycle to date. Sixteen projects with eleven different companies and we expect to see more close. This is actually using our conservative estimates. We expect to see at least four projects of four companies close by the end of the year and thus the end of the contract cycle. To highlight the work we've done with our residential customers, I don't know if any of you all got a chance, we had an appliance recycling event here in town last weekend, just a couple days ago. Maybe you all brought your appliances and participated. But it's a great event. I think we had about sixty units that were recycled by about thirty-five to forty individuals. It's great. Those have become really popular events. Really driving up that level of participation and again getting us into the community to connect with people and have them learn about new ways they can use the program. But I'm happy to say that over the last contract cycle, and we're not done yet with this one, but over that last contract cycle, our residential participation levels have increased 75%, and these numbers are 75% higher and I went ahead and added in the appliance recycling from last week. Next slide. So, what's on the horizon? I already spoiled my own slide with the new website launch. But it is a really great website, check it out. And in case you don't know, when Black Friday rolls around and you're doing your online shopping, come to our online store if you're a resident. There are some crazy good deals on thermostats because what happens is the manufacturers put out discounts and the site puts out discounts and we put out discounts and there are literally times where you can buy a thermostat for the low price of \$0. We will limit you to one, but if you need a new smart thermostat in the home, check it out. The next slide. Brings us to the present where we are in the current contract cycle. This contract cycle runs 2023 through the end of 2025. On December 31st of this year, this current contract is scheduled to end, which is one of the reasons I'm here today to talk to you. We are forecasting to do well in that contract against goals. Again, this top line here where it has percentages of goals achieved is a conservative forecast, but we expect to hit around 104% of the megawatt hour goal not quite hitting the KW goal, that's at about 77%. Even though the numbers have gone up about 2% since we put this slide back together last week, they are still going up. We're not done yet. We haven't thrown in the towel. Just to speak to those results, there have been some challenging headwinds this year economically. I know that's not the first time you've heard that this year. There has been some uncertainty in the market. There's been costs rising in the market. For example, I don't disclose individual company names in this setting. However, we've been working with a large company locally on a project. We they and we expected to see closed this year. They ran into some internal challenges and some cost challenges. A big portion of that is now delayed until next year. It's not gone away. It's just not going to be able to close in this contract cycle. Forms a great pipeline for next year. Doesn't do as helpful on this year's contract results. We've seen some other hiccups in the road, but I think largely it's been very successful. We have, just so you know, in the face of those headwinds in 2026, we've gone out with extra support. Spent extra time on engineering support, Joey's presence in town, and we have just really, some of it knowing it's cost pressures, we've really been aggressive with our financial incentives that we've been offering. Sometimes

that's not enough to change. If there's turnover at a local organization or something like that at an employee level, we can't overcome that with a financial incentive. We have been pushing against those headwinds. I think we've made good progress. I'd love to be able to present a hundred and a hundred, but I'm also, like I said, stuck to the truth. That is our current forecast. That is what we are looking at. The good news about that is the return on investment which is 202%. Which if that's not the best ROI presented to you this year, I want to meet who's in the race with me. That number is higher than we would have forecasted before because again it includes some escalation in the power cost that you're avoiding paying, right? When we run that number again for the next contract cycle, spoiler alert for the next slide, it's going to be even higher, right? Because those prices will continue to escalate. I'll leave it at that. And then, finally, looking at the terms for the next contract, it presents a monthly cost of little less than \$19,000.00. There's a three-year cost of \$682,000.00. I'm rounding off here. Again, these are pretty similar to what we've seen in recent contract cycles, goals. Now, the two most notable differences here are the two last rows. Look, I just said \$2 million in avoided cost and 200% ROI. Now, it's \$2.7 million and 296%. Partially because they assume 100% goal attainment, but we are also dealing with rising energy costs on all fronts. Something we are all facing. Those numbers sort of go up, achieve the same results, save more money. It's a good sales pitch for me to be able to tell. It's not a very great reality to tell your neighbors that their costs are going to go up. I try to enjoy these moments when I can make it a piece of good news. Then finally, this is really, last slide here, to just reiterate again what we believe to be the value of this program in communities like Napoleon and then I want to leave it to you to ask questions. Durham: Thank you, Clement. Great presentation. I'll open the floors up for questions. Weitzel: I just want to make a comment that I've used the recycling program for appliances before. Clement: Excellent. Weitzel: And I'm currently waiting on an appointment to be set up for one now. I couldn't bring it to the event. Clement: Oh, okay. Weitzel: It's just too big. But I'm getting rid of a thirty-two-year-old freezer and I'm sure they're much more efficient now. Clement: That's right. And by doing that, we take that off the summer, you know. Weitzel: That's right. And always taking advantage of the other products like ACE and things like that. And I think that's a very good thing for the community. Clement: Are you saying you're thankful and it's helpful? I don't want to prompt you too much. Weitzel: Yes. I'm trying to say that. I'm trying to be so promoting, but I'm trying to say that. I think it is. Clement: That's great. I also want to say, let's get that done in 2025 and let's get that in the contract results. Absolutely. And don't forget all of you, please take advantage. Other questions, comments? We'll take more praise as well. We're happy to receive that. Bialorucki: Oh, sorry. I don't have any praise, Clement. Now, going back to the word cloud that you were talking about. Were all of those words from Napoleon customers or was that from everyone. Clement: No, I wish I could say. Bialorucki: Okay. Just checking, but then the other question I had is if for some reason we don't go forward with another contract, that company that you were talking about, that wasn't able to complete their project this year, are you still going to be able to help them next year? Clement: Not if you didn't move forward with another contract. Basically, we offer consultative services until the end of the year and then for incentives like the only exception if they say completed the installation the first couple weeks of December, got all their paperwork in on time, we'll still send out checks in the first couple months, but if you were to conclude participation, not. Bialorucki: Okay. Clement: And we have lots of great things coming. So, so many things. Other questions, comments? Cordes: I had a situation just a couple of days ago due to changes in my office. The receipt turner was not going into hibernation mode. And I could see how much power or how many watts it used, amps, how many amps it used when it was in hibernation versus how many amps used when it was on full. I had to do some research because I like to try and do numbers myself and it's like no way when this thing's not in hibernation, it's using over \$220.00 a year, at 13% power. I thought that can't be right. I called up Joey and I said could you have an engineer call me and make sure I'm doing the math right? He said yeah, you're right. He said because it's not going to hibernation using 1.6 times the hours and everything else. That's a \$200.00 plus cost that I found work around that I can make it. I might be using a third of that. Clement: I appreciate your affinity for numbers. I'm glad you got the problem solved and we could help. I think that points to you know so many of us honestly when these aren't our fields of expertise whatever they are, right, we don't realize what is happening sort of behind the scenes. Do you have like a watt meter that was able to help you measure it. Cordes: I was reading when it's fully awake

it's 1.6 versus .1. Clement: Okay, because we do have something called an electric usage monitor. You're always welcome to borrow. Cordes: I got the information I needed. First, I thought about bothering Lulfs and he's a busy guy and I thought, no, I'll call Energy. Clement: That's right. We're here for it. Bialorucki: I borrowed that meter one time a few years ago and it was helpful at one point, it wasn't helpful on the other. The one it showed the dehumidifier I had was terrible and not doing well. And the other one I checked the TV that my son would leave on all the time. Clement: Yes. Bialorucki: And I would yell at him about, hey, you're wasting electricity, and he barely used any. So, you didn't help me with that. Clement: Yeah. There was nothing in this presentation that I said I would help you win arguments with your children. There's a record somewhere, right? But unless the exception to that is if you were running one of those old super thick plasma TVs, those things they used a lot of power. So maybe put one of those in the room and then you can go back to yelling, but don't do that. Durham: Anything else from Council? Clement, Ward, Boston, thank you all for your time for the presentation. We really appreciate it and appreciate the partnership. Clement: Yeah, absolutely. Thank you, guys. Bialorucki: Thank you, all.

### **Approval of Minutes**

In the absence of any objections or corrections, the minutes from the September 2, 2025, meeting were approved as presented.

### **Citizen Communication – None**

### **Reports from Council Committees**

The AD HOC Committee on the Structure of Compensation of Personnel met on September 5, 2025, and Schwab, I'll turn it over to you. Schwab: There was no action taken at that time discussing the council on Mayor compensation.

The Electric Committee met on September 8, 2025, at 6:30 pm and recommended to Council to approve the Power Supply Cost Adjustment Factor for September 2025 as PSCA 3-month averaged factor \$0.01250 and JV2 \$0.134966 and recommended to Council to approve the proposed changes to Electric Rule #12 and Electric Rule #26 minus rule 12.8.

The Water, Sewer, Refuse, Recycling and Litter Committee did not meet on September 8, 2025, due to a lack of agenda items.

The Municipal Properties, Building, Land Use Committee did not meet on September 8, 2025, due to a lack of agenda items.

The Parks and Recreation Committee did not meet on September 15, 2025, due to a lack of agenda items.

### **Introduction of new Ordinances and Resolutions- None**

### **Second read of Ordinances and Resolutions - None**

### **Third read of Ordinances and Resolutions-None**

### **Good of the City (discussion/action)**

### **Approval of Power Supply Cost Adjustment Factor for September 2025 as PSCA 3-month averaged factor \$0.01250 and JV2 \$0.134966.**

Sinclair: Thank you, Council President. I'm going to pass it over to Garringer, he did such a good job last night. Garringer: Thank you, Council President. We see where these are trending down from the month prior to it. However, they are a little bit higher than they were about a year ago at this time. Mainly due to the way the capacity auctions have been skewing the numbers quite a bit here and moving them to higher rates. But there's nothing that has really been an outlier that we didn't see coming at this point. We ask that you approve these for the month of September.

Motion: Haase

Second: Weitzel

To approve the Power Supply Cost Adjustment Factor for September 2025 as PSCA 3-month averaged factor \$0.01250 and JV2 \$0.134966

### Roll call on above motion

Yeas – Durham, Haase, Weitzel, McBride, Weaver, Cordes, Schwab

Nays-

Yeas-7, Nays-0. Motion Passed

**Direct the Law Director to draft the appropriate legislation for updating the On Street Parking Schedule (Schedule I)**

Sinclair: Thank you, Council President. It came to our attention that there was a need to review and update the on-street parking schedule specifically for the Old School Drive. I have our City Engineer that can share a little bit more about that. Lulfs: Yes, this came to our attention with the continued development of the villas in that neighborhood. We need to review the parking schedule for that area, Old School and Clairmont, from Kenilworth to Woodlawn Avenue, due to one street being a cul-de-sac street and the other street being a short street with multiple driveways. On Clairmont, we're looking at eliminating the on-street parking and we're going to review what we have set up for Old School. But to do that, it does take Council action through schedule I of the on-street parking. We're just requesting Council to direct the Law Director to draft that legislation for us. Durham: Thank you, Lulfs. Questions from Council?

## Motion: Weitzel

## Second: Schwab

To direct the Law Director to draft the appropriate legislation for updating the On Street Parking Schedule (Schedule I)

### Roll call on above motion

Yeas – Durham, Haase, Weitzel, McBride, Weaver, Cordes, Schwab

Nays-

Yeas-7, Nays-0. Motion Passed

## **The approval of the proposed changes to Electric Rule #12 and Electric Rule #26 minus Rule 12.8**

Garringer: Thank you, Council President. Due to the change in the AMI service for the electric, we had to relook at our discontinuation of service rules and change some of the verbiage. Those in Rule 12 that are marked in red, these were discussed at the Board of Public Affairs as well as the Electric Committee this past week. We're suggesting to make some changes like in Rule 12.2 to add in there the option of electric mail if they opted for this service because right now it states that we have to send notices to them by US regular mail. If those individuals signed up for email and they have to sign up, we cannot sign people up for that then we want to put that in the rules that their notices could go that way. The other changes that we really want to do is that most of our charges were called trip charges, which was defined as being in person or actually making a trip per se. And we want to make sure that we have the word verbiage in here that it can be in person or remotely. And then we changed the charge name from trip charge to a connection, disconnection and reconnection. What we found is that with the AMI, and it just so happens that when we become a little bit more efficient with this, that we always went to the house. We would always continue to go to the house during shut off time and knock on the door. So, that was a trip, but from someone from the city of Napoleon. But then we used to charge another trip charge when they would go back to turn somebody on. Well, we don't have to go back if we can do it remotely. So, we could not charge them for that charge. In most cases here, those charges are deterrence from people that don't pay their bill. It's not that we want to try to stick it to people per se. It's just a matter that this allows us to put our charges back up to where they were prior to us going with AMI. Rule 12.8 there was about after hour services. After a lot of discussion about that, that was about not going and turning people on after hours, that was scratched off and that will be discussed more at a later date. Durham: At a later date. Garringer: Yeah. So, I guess Harmon, I believe we need to ask the Law Director to enact legislation so that this would move forward and we would expect this to go for three reads. Durham: Alright. Thank

you, Garringer. I will just mention this past Board of Public Affairs and Electric Committee unanimously just the verbiage changes here with the exception of 12.8. Glad that we will revisit that at a later date. Any questions or comments from Council? Do you have a motion to direct the law director?

Motion: Schwab              Second: Weaver

To direct the Law Director to enact legislation on the proposed changes to Electric Rule #12 and Electric Rule #26 minus Rule 12.8 to move forward through three reads

Roll call on above motion

Yea – Durham, Haase, Weitzel, McBride, Weaver, Cordes, Schwab

Nays-

Yeas-7, Nays-0. Motion Passed

**Direct the law director to draft the appropriate legislation to allow the City Manager to apply for funding for the Maumee River Waterline Crossing Project.**

Sinclair: Thank you, Council President. Once again, we have City Engineer Chad Lulfs here to explain.

Lulfs: In an effort to try to find the best funding I can for the river crossing, we've pursued several options, most of which have not panned out. However, utilizing DEFA as we've done in the past for several projects, including the water plant, wastewater plant, and behind the pump station, several projects, we are able to apply for WSRLA through DEFA, which DEFA is the Division of Environmental Financing Assistance through the EPA. WSRLA is water side. WPCLF is the sewer side. Pursuing funding on the water side, we don't know what their rates are, but traditionally they've been quite a bit less than the open market. On the sewer side, we've always received less than 1% interest. My thought was to pursue this funding if we're able to find other funding as we progress with the project, they will offset.

This would be a loan. There's potential for some loan forgiveness, but we will not know that until we bid the project. The application for this to get on DEFA's calendar for 2025, I have to have the application in by October 15th. So, I apologize for the late notice, but I was notified of this, I believe last Wednesday.

I'm asking Council to direct the Law Director to draft the legislation which would allow the City Manager to sign the documents once I have them prepared. We would bring that back to your first meeting in October and at that time I am going to request emergency and suspension to meet that deadline. This is in an effort to get funding for the design of that project. And then when we move forward with construction, we do another application and the design loan gets rolled into the construction. So, if there's any other questions about the WSRLA program, I'll answer them the best I can. When we did the water plant, we were able to get 0% interest. I don't believe we'll be able to get that this time because that one had to do with the harmful algal bloom funding, but we will try to get the rate as low as we possibly can. Durham:

Thank you, Lulfs. Any questions? Schwab: Lulfs, is there a reason why we just were notified of this or just open up? Lulfs: So, through WSRLA, you have to do a pre-nomination application. I did that in

February and it was due on the 1st of March, this is the way they operate. I found out in July that we've been approved, but they never contacted me to have us move forward with the application until last week. Emily emailed me, I believe, on Tuesday or Wednesday. I emailed back that day. Got the notification that she was out of office till the next day. I was able to get my hands on the actual application I believe on

Thursday and that's when I turned in the memo to request to have the legislation drafted. Schwab: Okay. Thank you. I appreciate it. Durham: anything else. Lulfs, you mentioned loan forgiveness. If we go to DC in February, this is usually one of the topics that we've discussed at least the last two years. If we were to

find grant funding that's out there somewhere, could we still apply that grant funding to this? Lulfs: Yes. When we've used WSRLA in the past, when we applied for the construction, and you'll see it coming in

the budget. I'm putting in the budget, a budget estimate construction of \$4 million. Total project cost in the neighborhood \$4.5, \$4.4 million somewhere in that neighborhood. If we were to receive any

additional grant funding, even though we applied for the \$400,000.00 now, \$4 million construction, you are not tied to that amount. What you are tied to is what you end up drawing from them at the end of the project. And I think that's one of the reasons why they wait till about a month before you're ready to start the project, maybe two months before they tell you what they say loan forgiveness is a grant. They

wait to tell you of any loan forgiveness you are going to receive from them. But you can apply outside funding. The only thing it affects sometimes is what prevailing wage rates we have to use, whether they be state or federal, but it doesn't affect anything else in the project. All the federal documents are still required because WSRLA funding is federal funding. So, it won't affect it in any way. Durham: Awesome. Thank you, Lulfs. Bialorucki: I have to ask Sinclair something. Sinclair, is this the application that you were talking about this morning that got very high remarks about how well it was put together or is that a different one? Sinclair: That was the report. Lulfs: So, there's a couple steps to this. The first step in that is the meeting we had last Friday, which goes over essentially, for lack of a better way of putting it, how organized the city is with its staffing and project manageability. They looked at the financial side. They looked at the administration side. They looked at our asset management. The meeting Friday went wonderfully. I even told the gentleman from the EPA I blocked out four hours and it took twenty four minutes. That was step one. This is the next step. We had to get Jacob, who was the gentleman we worked with. We had to get his approval for us to do the application. So, we got that approval Friday, two days after I got told we could apply. We were told at this meeting, I believe it was three weeks ago, we submitted 110 documents prior to the meeting. But we had everything in order. And a lot of that goes to not only finance for having all their information, but Weis with the asset management plan that he keeps and maintains was crucial to me going as smoothly. Bialorucki: Thank you. Sinclair: Contribution from a lot of departments and it was amazing first of all what all needed to be collected and then how quickly they collected it and I know Lulfs won't say it about himself but obviously he made the ability for everyone to share it efficiently and get it done and the remarks at the end were that we are impressively organized so thanks to Lulfs. Bialorucki: Thanks, Lulfs. Garringer: Thank you Council President. I just want to add to that that three weeks ago when this first came out, part of our discussion was, is we're going to have to move this back because we don't think we're going to be able to get everything in time. And then once we started dividing it up and not just that one facet was organized, everybody was organized, and it lightened the load and we were able to get stuff to them rather quickly. Durham: That's great. Lulfs: I think we had all the documents ready in four days. Durham: Nice. pretty impressive. Call out Mr. Mayor. Were there any other questions? Can we have a motion to direct the Law Director?

Motion: Weaver

Second: Schwab

To direct the Law Director to draft the appropriate legislation to allow the City Manager to apply for funding for the Maumee River Waterline Crossing Project

Roll call on above motion

Yea – Durham, Haase, Weitzel, McBride, Weaver, Cordes, Schwab

Nays-

Yea-7, Nays-0. Motion Passed

**To appoint Ginny Minnick to the Combined General Health District Board of Directors for a five-year term**

Durham Sinclair, I'll let you take that. Sinclair: Yes. Thank you, Council President. Henry County Health Commissioner Joy Ermie reached out to me a week or two ago to let me know that the position of the Health Board was vacated by Joel Miller who was appointed to the Henry County Commissioner. So, his seat would need to be replaced and apparently according to the ORC the unexpired term needs to be replaced by the same body who appointed the last person. So apparently City Council appointed Joel Miller in 2023. So. you've had a chance to see Mrs. Minnick's bio. That's who Ermie is recommending for the position. If you all approve of that, then you would be approving of her for the unexpired term of Joel Miller. Durham: Thank you, Sinclair. After reviewing Miss Minnick's bio, were there any questions or comments?

Motion: Schwab

Second: Weaver

To appoint Ginny Minnick to the Combined General Health Department Board of Directors for a five-year term.

Roll call on above motion

Yea - Durham, Haase, Weitzel, McBride, Weaver, Cordes, Schwab

Nays-

Yeas-7, Nays-0. Motion Passed

**Around the Table**

Garringer: I've got nothing.

Cordes: Nothing here.

Schwab: Nothing here.

Bialorucki: Nothing today.

Haase: How's the progress in Twin Oaks? Lulfs: The project's going surprisingly well. And I don't mean that to have a negative connotation. You just always expect something to go sideways and it hasn't yet. We've got the first two courses of asphalt on Becca. Haase: Okay. Lulfs: Neward, we have half of it removed. We'll start removing the other half yet this week. We're going to pour the curbs on the intersection for Chesterfield, probably on Wednesday. Give that time to cure while we finish taking out the rest. But the completion date for it is October 31st, 30th or 31st, I don't want to jinx anything, but I'm hopeful we'll meet that deadline. In fact, we had residents stop in today asking us if we would consider doing more streets. I told them we'll look at it for budget in a couple of years, but no, it's going very well. Haase: Okay, that's all I have. Bialorucki: Southside, where we had to put new water lines. The water lines, are we going to pave those streets this year yet? Lulfs: My plan is to have that as part of next year's paving project. Bialorucki: Okay. Lulfs: I've got that prepared for budget and I think we're supposed to turn in budget the 26th I believe but that's one of the streets that I'd like to pave next year. We don't have a resurfacing project scheduled for this year. Bialorucki: I was under the assumption that we didn't do that street because we had this project and then part of the project would be paving it and I had people ask. Lulfs: The reason we didn't include it was, the water line was put in with our own forces, which we did run numbers on, I think I estimated we saved around \$110,000.00 or \$115,000.00 doing that with our own staff. And we had to schedule that work around other things we have to do. We weren't sure when we were going to get it finished. So, we weren't able to get it on a schedule with another contractor and our staff doesn't have the ability to pave the street. So, we had planned to put it in for next year as part of our miscellaneous resurfacing project. Bialorucki: Okay. Thank you.

Weitzel: Nothing

Jordan: Nothing for me

Harmon: Nothing for me

Sclair: I would like to request an executive session for collective bargaining. Then I would have nothing else after that.

Durham: I also have nothing. Can we have a motion to go into executive session for collective bargaining?

**Executive Session (for collective bargaining)**

Motion: Haase

Second: Cordes



## **ORDINANCE NO. 037-25**

### **AN ORDINANCE AMENDING CERTAIN CITY OF NAPOLEON TRAFFIC SCHEDULES, SPECIFICALLY SCHEDULE I, "ON- STREET PARKING PROHIBITED" ON CERTAIN CITY STREETS, AS LISTED IN THE ATTACHED EXHIBIT A; AND REPEALING ORDINANCE NO. 005-22; AND DECLARING AN EMERGENCY**

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

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

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

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

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

Section 3. That, this Ordinance No. 037-25 hereby amends Ordinance No. 005-22 so as to incorporate and adopt all identified changes noted herein. The remaining, unchanged portions of Ordinance No. 005-22 remain in full force and effect as it existed prior to the changes.

Section 4. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 5. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

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

Passed: \_\_\_\_\_

\_\_\_\_\_  
J. Ross Durham, Council President

Approved: \_\_\_\_\_

\_\_\_\_\_  
Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE \_\_\_\_ Yea \_\_\_\_ Nay \_\_\_\_ Abstain

Attest:

\_\_\_\_\_  
Ann Harper, Clerk of Council

*I, Ann Harper, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 037-25 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025; & 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.*

\_\_\_\_\_  
Ann Harper, Clerk of Council

## Exhibit A – Ord. No. 037-25

### Schedule I – On-Street Parking Prohibited

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

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

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

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

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

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

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

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

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

### Schedule III – Stop and Yield Intersections

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

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

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

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

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

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

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

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

Stout St.	Riverview Ave., E. - Rt. 424
Stout St.	Washington St., E.
Strong St.	Haley Ave.
Strong St.	Sheffield Ave.
Sycamore Dr.	Hurst Dr.
Sycamore Dr.	Jahns Rd.
Taylor Dr.	Glenwood Ave.
Thershan Dr.	Becca Dr.
Third St.	Barnes Ave. W.
Third St.	Brownell Ave.
Third St.	Meekison St.
Third St.	Rohrs Ave.
Township Rd., P-3	Maumee Ave., W.
Township Rd. R	Scott St. - Rt. 108
Trail Dr.	Scott St.
Tyler St.	Clinton St., W.
Tyler St.	Washington St., W.
Union St.	Oakwood Ave.
Vincennes Dr.	Duquesne Dr.
Vine St.	Main St., W.
Vine St.	Welsted St.
Vocke St.	Fillmore St.
Vorwerk Park (both entrances)	Riverview Ave., E.
Walnut St.	Daggett Ave.
Washington St., E.	Riverview Ave., E.
Wayne St.	Clinton St., E.
Wayne St.	Main St., E.
Wayne St.	Riverview Ave., E.
Wayne St.	Washington St., E.

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

(b) All-Way Stops:

<u>INTERSECTION</u>
Bales Rd./Washington St., W. and Glenwood Ave.
Bales Rd./Westermoreland Ave.

Briarheath Ave. at Clairmont Ave.
Clinton St. at Monroe St.
Clinton St., W. at Norton Ave.
Glenwood Ave. at Woodlawn Ave.
Haley Ave. at Washington St., W.
Industrial Dr. at American Rd.
Indiana St. at Ohio St.
Kenilworth Ave. at Westmont Ave.
Main St., W. at Scott St.
Main St., W. at Webster St.
Main St., E. at Hobson St.
Monroe St. at Washington St.
Norton Ave. at Washington St.
<b>Park St. at Sheffield Ave.</b>
Raymond St. at Third St.
Scott St. at Front St.
Sheffield Ave. at Clinton St.
Third St. at Raymond St.

(c) Yield streets:

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

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

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

(e) Alleys:

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

## **ORDINANCE NO. 038-25**

### **AN ORDINANCE AMENDING THE CITY OF NAPOLEON RULES, TERMS AND CONDITIONS GOVERNING THE SALE OF ELECTRICAL SERVICE, SPECIFICALLY RULE 12 AND RULE 26, APPENDIX A; AND DECLARING AN EMERGENCY**

**WHEREAS**, the City, with the enactment of Ordinance No. 88-89 revised, rearranged and thereafter adopted City of Napoleon Rules, Terms and Conditions Governing the Sale of Electrical Service marked "NO.ELECTRICRULES-99"; and,

**WHEREAS**, since the adoption numerous amendments and/or revisions have been made with prior rules being repealed; and,

**WHEREAS**, the Board of Public Affairs and the Electric Committee of Council met on September 8, 2025, and are recommending that Council amend the current Electric Rules, specifically Rule 12, regarding disconnect and reconnect charges and Appendix A; and,

**WHEREAS**, this Council now desires to amend the City of Napoleon Electric Rules, Terms and Conditions governing the sale of electric service; **Now Therefore**,

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

Section 1. That, notwithstanding any prior legislation to the contrary, the City of Napoleon Rules, Terms and Conditions Governing the Sale of Electrical Service, NO.ELECTRICRULES-99, as revised in year 2005, and as currently on file in the office of the City Finance Director, having been approved by the Board of Public Affairs, the Electric Committee of Council, and this Council, is hereby adopted and enacted as written.

Section 2. Any reference in an electrical service contract with the City referring to City electric rules, regulations, policies and the like, shall mean these adopted rules as amended or revised.

Section 3. That, Rule 12 of the City of Napoleon Rules, Terms and Conditions Governing the Sale of Electrical Service is hereby readopted as follows:

#### **“RULE 12 DISCONTINUATION OF SERVICE**

##### **Rule 12.1 Right to Disconnect**

(A) The City has the right to discontinue the supply of electricity to furnish the same for any of the following reasons:

- (1) The nonpayment or untimely payment of any City owned or operated utility bill, including any other charges referred to herein, regardless of location or account.
- (2) For refusing entry, or failing to allow access or entry, to a premises that is receiving utility service, for purpose of repair and/or replacing meters or appurtenances related to utilities, or for purpose of inspection, upgrade or reading of utility meters.

- (3) For repairs or unavoidable shortage or interruptions in the source of supply.
- (4) If the customer's electrical usage or requirements of connections are detrimental to the electrical service as supplied to other customers or to City's electrical system in general.
- (5) For fraud or illegal diversion of electricity.
- (6) For improper installation of a nature that would jeopardize or otherwise effect the service to customers.
- (7) For installing any electrical line or apparatus in a manner that is contrary to these Rules or City specifications.
- (8) Failing to timely pay an administrative fine or penalty related to a violation of the City's Rules, Terms and Conditions Governing the Sale of Electrical Service.
- (9) Other just or reasonable cause; or,
- (10) Violation of these Rules which is related to health, safety, or welfare of the citizens and/or customers as determined jointly by the City Manager and City Finance Director.
- (11) For convenience, when the utility service is provided by the City outside the corporation limits.

(B) Whenever service is discontinued for fraudulent reasons, nonpayment, or obstruction as to inspection, a charge may be made by the City to cover the cost of disconnecting and reconnection service when the same is again reestablished.

(C) The City may establish trip fees for connections/disconnections related to customer maintenance.

(D) The City reserves the right to refuse any application for service if the applicant is indebted to the City for any service thereto fore rendered at any location, provided City advises the applicant of the same, and the City reserves the right to discontinue to serve any customer without notice in case of emergency or to prevent fraud upon the City.

(E) Any discontinuance of service shall not terminate the contract between the City and the customer, nor shall it abrogate any customer charge which may be effective.

## **Rule 12.2 Disconnect Procedures**

The following procedure is established for disconnection of electrical service for any valid reason, except in the case of an emergency or maintenance disconnect, where notice under this rule may be dispensed with:

(A) First, notice of disconnect will be furnished, in writing, to the contracted customer by personal service or by serving such notice via U.S. Regular mail ([or electronic mail if they opted in for this service](#)) to the last known address that is on file with the utility department at least fourteen (14) days prior to the scheduled disconnect date. If the billing address and service address are different, by also serving the premises being served with the utility at least fourteen (14) days prior to disconnect by door hanger, posting, personally serving an adult

occupant, or by U.S. regular mail ([or electronic mail if they opted in for this service](#)). Next, a second notice shall follow at least five (5) days in advance of the scheduled disconnect date in the same manner and form as the first notice.

(B) The notices shall contain the following information:

- (1) The proposed date of disconnection;
- (2) The reason for termination;
- (3) The amount left unpaid, if any;
- (4) The action to be taken to cure the reason for disconnect;
- (5) The potential reconnection fees such as trip charges;
- (6) The right of the customer or consumer of the utility to a hearing and an appeal as to any disputed bill or proposed disconnect;
- (7) The location, business hours, and telephone number of the utility representative that may be contacted to pay the bill or otherwise resolve disconnect issues and/or request a hearing to challenge the utility's department right to disconnect;
- (8) That, a consumer of utility services, other than the contracted owner/customer, may avoid disconnection by paying current charges and assuming responsibility for payment of future charges;
- (9) That, a tenant has the ability to have the contracted utility placed into their name.

(C) Where a hearing has been requested in writing at least one (1) day prior to the scheduled disconnect, no disconnect will occur until after the hearing officer's decision or order is either personally served on the person that requested the hearing or five (5) business days after mailing of the decision, by U.S. regular mail, to the last known address of the person that filed the request for hearing. Notice shall be given of the right of appeal from a decision of the hearing officer in accordance with the appeal procedure as established in these rules. (See Appeals Process)

### **Rule 12.3 Disconnection**

(A) Disconnection of utilities shall not occur on any day which precedes a holiday or weekend, or any other day on which all services necessary to reconnect service are not available. All disconnection of service shall be documented by written service order recording the date, time, and identity of the service employee effectuating the disconnection; such documentation shall be retained in the business file kept by the City relating to the service premises so affected.

(B) If a person desires to pay a delinquent amount to avoid disconnect, an employee will give the customer one (1) hour to make arrangements to go to the City Utility Department and pay the amount required to avoid disconnection or otherwise resolve the disconnect issues. The time to commence from receipt of notice to the employee by the delinquent customer of an intent to pay.

(C) No service employee dispatched to disconnect service shall disconnect service until he/she makes reasonable efforts to personally contact an adult occupant, if any, of each service premises to be affected to:

- (1) advise of the disconnection; and
- (2) verify the propriety of the disconnection.

(D) Reasonable efforts shall include, but not necessarily be limited to, knocking on the door or doors of each household at the service premises.

(E) Notice that the utility has been disconnected shall be placed in a prominent place at the entry to each service address affected by disconnection. The service employee shall document on the service order the efforts made to personally contact the occupants prior to disconnection and the delivery of the disconnect notice, including the date and time such acts were performed and his/her identity.

#### **Rule 12.4 ~~Trip~~ Disconnect and Reconnect Charges**

If disconnection action commences by the utility department, trip charges, as established and as may be amended from time to time, will be assessed to the customer whenever utility department or operation department employees respond to the ~~premises being served~~ services in relation to disconnect or subsequent reconnection and when response is due to an act or omission by the property owner or customer which resulted in the disconnection action either in person or remotely. Regardless of reconnection, if disconnection is because of nonpayment, a ~~trip~~ charge for disconnection will be added to the final bill. The utility may require the customer or designee be present for any reconnection.

#### **Rule 12.5 Disconnection Jeopardizing Health**

(A) Disconnection of service for nonpayment will not occur when disconnect of service would be especially dangerous to health as certified pursuant to the certification provisions of this rule; however, (when available) a limiter may be installed on your service. Customer may, in order to avoid disconnect, enter into and make payment in accordance with an extended payment plan.

(B) Disconnection of service will not occur for nonpayment when the disconnect of service would make operation of necessary medical or life supporting equipment impossible or impractical; however, (when available) a limiter may be installed on your service. Customer may, in order to avoid disconnect, enter into and make payment in accordance with an extended payment plan.

#### **Rule 12.6 Certification Procedure**

(A) The City Utility Department shall provide application forms for licensed physicians or local board of health physicians for certification upon request of any residential customer. The City Utility Department shall give notice of availability of medical certification to its residential customers by means of bill inserts or special notices at the beginning of the winter and summer periods. If disconnect is to occur as a result of nonpayment, written notice shall be given to the customer prior to disconnect that a medical certification program and forms are available from the City.

(B) Any consumer who is a permanent resident of the premises where the service is rendered may qualify for certification.

(C) The condition must be certified to the Utility Department by a licensed physician or local board of health physician.

- (1) The certification of special danger to health shall be in writing and shall include the name of the person to be certified, a statement that the person is a permanent resident of the premises in question, the name, business address, and telephone number of the certifying party, the nature of the condition, and the period of the time during which termination will be especially dangerous to health.
- (2) Initial certification by the certifying party may be by telephone if written certification is forwarded to the Utility Department within seven (7) days.
- (3) In the event service has been disconnected within twenty-one (21) days prior to certification of special dangerous to health for qualifying resident, service shall be restored to that residence if proper certification is made in accordance with the foregoing provisions and the customer agrees to an extended payment plan.
- (4) Certification shall stop disconnection of service for thirty (30) days. Certification may be renewed two (2) additional times (thirty (30) days each) by a licensed physical or local board of health physician by providing an additional certificate to the Utility Department. The total certification period is not to exceed ninety (90) days in any twelve (12) month period.
- (5) Upon renewal of certification, the City Utility Department shall make contact by reasonable means with the customer and advise the customer of the governmental assistance programs that may be available. Assistance information will be provided by mail as a last resort of contact.

#### **Rule 12.7 Winter Months Disconnect**

(D) Notwithstanding any other rule, no disconnect for residential service will occur for nonpayment at times when temperatures are below freezing on any given day; however, a limiter (when available) may be installed on your service.”

Section 4. That, Rule 26, Appendix A of the City of Napoleon Rules, Terms and Conditions Governing the Sale of Electrical Service is hereby readopted as follows:

#### **Rule 26 APPENDIX 'A' FEES**

To partially offset the additional expense to the City in furnishing special services requested or caused by the customer, such as the connection service, collection of accounts, etc. the charges for such services are set forth in this Appendix "A". Normal connections will occur during regular business hours of the City. Any service connections after normal business hours may have an added fee to cover the additional cost of services. This appendix also covers other current rates, fees and charges. All rates not contained in this Appendix shall be as contained in Chapter 939 of the Codified Ordinances of the City or other policy, resolution or ordinance.

#### **Trip Charges:**

Initial Customer Requested Electrical Connection <del>(Trip Charge)</del>	\$0.00
Other Customer Requested Electrical Connection <del>(Trip Charge)</del>	<del>\$20.00</del> <ins>\$50.00</ins>
City Maintenance Connection/Disconnection <del>(Trip Charge)</del>	\$0.00
Customer Maintenance Connection/Disconnection <del>(Trip Charge)</del>	\$0.00
City <del>Trip</del> Charge (each <del>trip</del> disconnection and reconnection) due to reasons pursuant to Rule 12.1(B)	\$50.00

**Other:**

Filing of Appeal Fee	\$35.00
Return Check Service Fee	<del>\$25.00</del> <ins>\$35.00</ins>
Temporary Electrical Service Fee (Includes Permit Fee)	\$10.00
Pole Attachment Fee (Foreign Utility, Per Pole Per Year) when attachment is within one foot (1') space, to be adjusted each calendar year based upon the consumer price index (CPIU) or as otherwise agreed to in contract.	\$11.70
Pole Attachment Fee (Foreign Utility, Per Pole Per Year) when attachment is greater than one foot (1') space, to be adjusted each calendar year based upon the consumer price index (CPIU) or as otherwise agreed to in contract.	\$18.71

Meter Testing Fee at Customer's Request and (when no problem found).

\* Time and material is determined charged to customer at the actual cost to City.

\* Fees listed under this Rule (Appendix) only during normal business hours.  
Services performed after normal business hours will have an additional \$40.00  
added fee for each service, except for appeals.

\* Placement and/or removal of a limiter constitutes disconnect/connect for  
purposes of trip charges.”

Section 5. That, all other current City of Napoleon rules, terms and conditions governing the sale of electrical service, including the penalty section, shall remain as written unless later amended or repealed by City Council.

Section 6. 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 7. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further,

if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 8. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for farmland preservation, farmland essential to producing product that is essential to health of our citizens; 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 begin charging the appropriate rates in a timely manner, 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:

\_\_\_\_\_  
Ann Harper, Clerk of Council

*I, Ann Harper, Clerk for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 038-25 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025; & 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.*

\_\_\_\_\_  
Ann Harper, Clerk of Council

## **RESOLUTION NO. 039-25**

### **A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR, ACCEPT, AND ENTER INTO AN OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) DIVISION OF ENVIRONMENTAL AND FINANCIAL ASSISTANCE (DEFA) WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) AGREEMENT ON BEHALF OF THE CITY OF NAPOLEON, OHIO FOR THE MAUMEE RIVER WATERLINE CROSSING PROJECT; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN; AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Napoleon, Ohio seeks to enter into the Maumee River Waterline Crossing Project to replace one of its existing waterlines crossing the Maumee River; and,

**WHEREAS**, the City of Napoleon, Ohio intends to apply for Water Supply Revolving Loan Account (WSRLA) funds for the planning, design, and/or construction of the water facilities related to the Maumee River Waterline Crossing Project; and,

**WHEREAS**, the City of Napoleon, Ohio is eligible to apply for said Water Supply Revolving Loan Account (WSRLA) funding; and,

**WHEREAS**, the Ohio Water Supply Revolving Loan Account (WSRLA) requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; Now Therefore,

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

Section 1. That, the City Manager is hereby authorized and directed to execute any and all documents necessary to apply for, accept, and enter into an Ohio Environmental Protection Agency (OEPA) Division of Environmental and Financial Assistance (DEFA) Water Supply Revolving Loan Account (WSRLA) agreement for the Maumee River Waterline Crossing Project, on behalf of the City of Napoleon, Ohio, and designate a dedicated repayment source for the loan.

Section 2. That, the dedicated source of repayment will be the Water Revenue Fund.

Section 3. 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 4. 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 5. 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 meet the grant deadline; 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: \_\_\_\_\_  
\_\_\_\_\_  
J. Ross Durham, Council President

Approved: \_\_\_\_\_  
\_\_\_\_\_  
Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE \_\_\_\_\_ Yea \_\_\_\_\_ Nay \_\_\_\_\_ Abstain

Attest:

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Ann Harper, Clerk of Council

*I, Ann Harper, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 039-25 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025; & 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.*

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*Ann Harper, Clerk of Council*

**RESOLUTION NO. 040-25**

**A RESOLUTION APPROVING THE PROVISIONS OF A  
CERTAIN COLLECTIVE BARGAINING AGREEMENT NO.  
2026-MED-08-0777 BETWEEN THE CITY OF NAPOLEON AND  
LOCAL 3363 INTERNATIONAL ASSOCIATION OF FIRE  
FIGHTERS FOR THE TERM COMMENCING FROM JANUARY  
1, 2026 THROUGH DECEMBER 31, 2028; AUTHORIZING THE  
CITY MANAGER TO EXECUTE THE SAME; AND DECLARING  
AN EMERGENCY**

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

Section 1. That, the provisions of a certain Collective Bargaining Agreement (hereinafter referred to as "the Agreement") between the City of Napoleon, Ohio (hereinafter called "the City") and Local 3363 International Association of Fire Fighters (hereinafter called "the Union") for the term commencing January 1, 2026 through December 31, 2028, both dates inclusive, (a true and complete copy of which is on file in the office of the Clerk of Council marked as City Contract No. 2026-MED-08-0777) have been reviewed and are approved by this Council.

Section 2. That, upon ratification of the Agreement by the Union, the City Manager is authorized and directed to execute the Agreement in the name of and on behalf of the City, subject to any non-material amendments, additions, or deletions as deemed necessary or advisable by the City Manager and approved by the City Law Director. The Agreement may contain a provision that allows the terms and conditions of the Agreement to be retroactively applied, the same being hereby approved if it so exists.

Section 3. 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 4. 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 5. 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 essential City services to continue without distraction or disruption; 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: \_\_\_\_\_

\_\_\_\_\_  
J. Ross Durham, Council President

Approved: \_\_\_\_\_

\_\_\_\_\_  
Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE \_\_\_\_ Yea \_\_\_\_ Nay \_\_\_\_ Abstain

Attest:

\_\_\_\_\_  
Ann Harper, Clerk of Council

*I, Ann Harper, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 040-25 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025; & 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.*

\_\_\_\_\_  
Ann Harper, Clerk of Council