Memorandum

To: Mayor & Members of Council
From: Monica Irelan, City Manager
Subject: General Information
Date: May 2, 2014

CALENDAR

AGENDA - *City Council Meeting* Monday, May 5th @ 7:00 pm

C. APPROVAL OF MINUTES – April 21, 2014

G. INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

- 1. *Ordinance No. 031-14* an Ordinance Approving Current January 2014 Replacement Pages to the Napoleon Codified Ordinances.
- 2. *Ordinance No. 032-14* an Ordinance of Napoleon City Council Changing the Zoning Map Pursuant to 1125.02 of the Codified Ordinance of the City of Napoleon to Reflect the Amendment of the Zoning Classification for Property Located at 2269 Scott Street, Napoleon, Ohio from I-2 Open Industrial to C-4 Planned Commercial.
- 3. *Resolution No. 033-14* a Resolution Adopting the 2015 Tax Budget for the City of Napoleon, Ohio, as Required in Section 5705.28 of the Ohio Revised Code and Directing the Finance Director to File the Same with the County Auditor
 - a. Also enclosed is information from Greg on the proposed schedules for the 2014 Tax and Appropriation Budgets
- 4. *Resolution No. 034-14* a Resolution Urging the Administration and the Congress of the United States to Reject Efforts to Tax the Interest of Municipal Bonds or Otherwise Alter the Federal Tax Treatment or Fundamental Structure of Municipal Bonds.

H. SECOND READINGS OF ORDINANCES AND RESOLUTIONS

- 1. *Ordinance No. 026-14* an Ordinance Amending Rules 6 and 8 of the City of Napoleon Rules for Water and Sewer Service to Adopt a Revised Rule Regarding Sewer Lateral Responsibility.
- 2. Ordinance No. 027-14 an Ordinance Establishing Section 931.13 of the Codified Ordinances of the City of Napoleon which Establishes a Charge and Rate for the Costs of the Sewer Lateral Responsibility Rule.
- 3. Ordinance No. 028-14 an Ordinance Amending Section 931.09 Increasing Sanitary Sewer Rates for the Years 2014, 2015; and 2016.
- I. THIRD READINGS OF ORDINANCES AND RESOLUTIONS None

J. GOOD OF THE CITY (Discussion/Action)

- 1. City Hall Lighting Project and Quotations to Install
 - a. Greg's Memorandum and a copy of the two (2) quotes are attached.
- Ohio Medicaid Policy Change on Copays and its Impact on EMS Revenues

 a. Enclosed is information Greg received from the Department of Medicaid
- 3. Appointment of City Manager to Committees, Commissions and Boards, including: Records Commission, Health Care Cost Committee, and NIEDF Committee

MEETINGS/CANCELLATIONS

1. Cancellation – Technology Committee

INFORMATIONAL ITEMS

- 1. OML Legislative Bulletin/May 2, 2014
- 2. TMACOG Public Meeting on WW Plans in NW Ohio, SE Michigan

MI:rd Records Retention CM-11 - 2 Years

Monthly Calendar

May 1 - 31, 2014





Oalendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
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	7:00 PM City COUNCIL					
	Meeting					
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11	12	13	14	15	16	17
	6:30 PM ELECTRIC	5:00 PM Planning Commission				
	Committee					
	Board of Public Affairs					
	7:00 PM WATER/SEWER					
	Committee					
	7:30 PM Municipal Properties/ED Committee					
	Properties/ED Committee					
	Meeting					
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City of Napoleon, Ohio

CITY COUNCIL

LOCATION: City Hall Offices, 255 West Riverview Avenue, Napoleon, Ohio

MEETING AGENDA

Monday, May 5, 2014 at 7:00 pm

- A. Attendance (Noted by the Clerk)
- **B.** Prayer & Pledge of Allegiance
- C. Approval of Minutes: April 21 (In the absence of any objections or corrections, the minutes shall stand approved.)
- **D.** Citizen Communication
- E. Reports from Council Committees
 - 1. Technology & Communication Committee did not meet on Monday, May 5 due to lack of agenda items.
 - 2. Finance & Budget Committee did not meet on Monday, April 28 due to lack of agenda items.
 - 3. Safety & Human Resources Committee did not meet on Monday, April 28 due to lack of agenda items.
- F. Reports from Other Committees, Commissions and Boards (Informational Only-Not Read)
 - 1. Civil Service Commission did not meet on Tuesday, April 22 due to lack of agenda items.
 - 2. Parks & Recreation Board did not meet on Wednesday, April 30 due to lack of agenda items.
- G. Introduction of New Ordinances and Resolutions
 - 1. Ordinance No. 031-14, an Ordinance approving current January 2014 Replacement Pages to the Napoleon Codified Ordinances
 - 2. Legislation No. 032-14, Legislation changing the Zoning Map of MidWest Wood Trim
 - **3. Resolution No. 033-14,** a Resolution adopting the 2015 Tax Budget for the City of Napoleon, Ohio, as required in Section 5705.28 of the ORC and directing the Finance Director to file the same with the County Auditor
 - **4.** Legislation No. 034-14, Legislation opposing the Sequestration of Build America Bonds and the potential decrease of Tax Exempt Financing
- H. Second Readings of Ordinances and Resolutions
 - 1. Ordinance No. 026-14, an Ordinance amending Rules 6 and 8 of the City of Napoleon Rules for Water and Sewer Service to adopt a revised rule regarding Sewer Lateral Responsibility
 - 2. Ordinance No. 027-14, an Ordinance establishing Section 931.13 of the Codified Ordinances of the City of Napoleon which establishes a charge and rate for the costs of the Sewer Lateral Responsibility Rule
 - **3.** Ordinance No. 028-14, an Ordinance amending Section 931.09 increasing Sanitary Sewer Rates for the years 2014, 2015, and 2016; effective July 1, 2014
- I. Third Readings of Ordinances and Resolutions

There are no third readings of Ordinances and Resolutions.

- J. Good of the City Any other business as may properly come before Council, including but not limited to:
 - 1. Discussion/Action: City Hall Lighting Project and Quotations to Install
 - 2. Discussion/Action: Ohio Medicaid Policy Change on Copays and its Impact on EMS Revenues
 - 3. Discussion/Action: Appointment of City Manager to Committees, Commissions and Boards, including:
 - a. Records Commission (per Ordinance 056-94)
 - b. Health Care Cost Committee (per Ordinance No. 125-00)
 - c. Napoleon Infrastructure/Economic Development Fund Review Committee (per Resolution No. 030-11)
- K. Executive Session: (As needed)
- L. Approve Payment of Bills and Approve Financial Reports (In the absence of any objections or corrections, the payment of bills and financial reports shall stand approved.)
- M. Adjournment

Gregory J. Heath, Finance Director/Clerk of Council

A. Items Referred or Pending in Committees of Council

- 1. Technology & Communication Committee (1st Monday) (Next Regular Meeting: Monday, June 2 @ 6:15 pm)
- 2. Electric Committee (2nd Monday) (Next Regular Meeting: Monday, May 12 @ 6:30 pm) a. Review of Electric Billing Determinants **b.** Electric Department Report c. Review of Electric Rates: Courtney & Associates d. Review of AMPGS Settlement 3. Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday) (Next Regular Meeting: Monday, May 12 @ 7:00 pm) a. Review of VanHyning I/I Study **b.** Review of Sewer Rates 4. Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday) (Next Regular Meeting: Monday, May 12 @ 7:30 pm) a. Updated Info from Staff on Economic Development (as needed) 5. Parks & Recreation Committee (3rd Monday) (Next Regular Meeting: Monday, May 19 @ 6:15 pm) 6. Finance & Budget Committee (4th Monday) (Next Regular Meeting: Monday, May 26 @ 6:30 pm) 7. Safety & Human Resources Committee (4th Monday) (Next Meeting: Monday, May 26 @ 7:30 pm) a. Changes to Personnel Code b. Changes to Employee Manual 2014 Regular Meetings with Townships scheduled for February and November 8. Personnel Committee (As needed) B. Items Referred or Pending In Other City Committees, Commissions & Boards **Board of Public Affairs (2nd Monday)** 1. (Next Regular Meeting: Monday, May 12 @ 6:30 pm) **a.** Review of Electric Billing Determinants **b.** Electric Department Report c. Review of Electric Rates: Courtney & Associates d. Review of AMPGS Settlement e. Review of VanHyning I/I Study **f.** Review of Sewer Rates 2. Board of Zoning Appeals (2nd Tuesday) (Next Regular Meeting: Tuesday, May 13 @ 4:30 pm) **3.** Planning Commission (2nd Tuesday) (Next Regular Meeting: Tuesday, May 13 @ 5:00 pm) 4. Tree Commission (3rd Monday) (Next Regular Meeting: Monday, May 19 @ 6:00 pm) **a.** Spring Planting Program 5. Civil Service Commission (4th Tuesday) (Next Regular Meeting: Tuesday, May 27 @ 4:30 pm) 6. Parks & Recreation Board (Last Wednesday) (Next Regular Meeting: Wednesday, May 28 @ 6:30 pm) 7. Privacy Committee (2nd Tuesday in May & November) (Next Regular Meeting: Tuesday, May 13 @ 10:30 am) 8. Records Commission (2nd Tuesday in June & December) (Next Regular Meeting: Tuesday, June 10 @ 4:00 pm) 9. Housing Council (1st Monday of the month after the TIRC meeting) 10. Health Care Cost Committee (As needed) 11. Preservation Commission (As needed) 12. Infrastructure/Economic Development Fund Review Committee (As needed) 13. Tax Incentive Review Council (As needed) 14. Volunteer Firefighters' Dependents Fund Board (As needed) 15. Lodge Tax Advisory & Control Board (As needed) 16. Board of Building Appeals (As needed) 17. ADA Compliance Board (As needed)
 - **18.** NCTV Advisory Board (As needed)

City of Napoleon, Ohio **CITY COUNCIL** Meeting Minutes Monday, April 21, 2014 at 7:00 pm

PRESENT	l
Council	John Helberg (President), Jason Maassel (President Pro-Tem), Jeff Comadoll, Jeffrey
	Marihugh, Christopher Ridley, Travis Sheaffer, Heather Wilson
Mayor	Ronald A. Behm
City Manager	Dr. Jon A. Bisher
Assistant City Manager	Monica S. Irelan
Law Director	Trevor M. Hayberger
Finance Director/Clerk	Gregory J. Heath
Recorder	Tammy Fein
City Staff	Robert Bennett, Fire Chief Tony Cotter, Parks and Recreation Director
	Scott Hoover, Water Treatment Plant Superintendent
	Chad Lulfs, City Engineer
	Dan Wachtman, MIS Administrator
	Robert Weitzel, Police Chief
Others	News Media; Girl Scout Representatives Becky Saranton, Betsey Myers, Kristy
	Nicolo, Guinvere Gowell, Angela Tanero; Glenn Grisdale; Carey Lange
ABSENT	
Council	None
Call To Order	President Helberg called the meeting to order at 7:00 pm with the Lord's Prayer
	followed by the Pledge of Allegiance.
Minutes Approved	Minutes of the April 7 Council meeting stand approved with no objections or
1 Alexandre	corrections.
PC 14-05: Dog Park	President Helberg requested permission from all in attendance of the meeting to
Proposal	move up PC 14-05 Dog Park Proposal on the agenda; Helberg noted that if a resident
Toposa	wanted to comment on this proposal it would now be earlier than the agenda stated,
	however it was noted that no resident has attended any of the other published
	meetings regarding this issue. All in attendance unanimously agreed to move this
	item.
	Comadoll reported that the Parks Committee met at 6:15pm this evening and
	unanimously approved the Parks and Recreation Board's recommendation to
	approve PC 14-05 Dog Park Proposal and recommend the proposal to the full body
	of Council.
	Pale reported that an application for a public bearing had been filed with the
	Behm reported that an application for a public hearing had been filed with the Planning Commission by The City of Napoleon Parks and Recreation Department.
	The applicant is requesting approval of a dog park that is proposed to be built by the
	Girl Scouts of Western Ohio located on the South side of Front St. in East
	Riverdowns Park. The Proposed location is in an R-4 Zone that allows for a Dog
	Park within an existing City park. The proposed facility would consist of a 100' x
	280' x 5' high chain link fenced area with 10' x 10' gated entrance areas, and include
	exercise components, park benches, trash receptacles and dog waste disposal centers.
	The facility would have two double gated entries and would be bisected by another
	fence to separate the large dogs from smaller dogs.
	1 of 10

Behm reported that one of the duties of the Planning Commission, as stated in section 159.01 of the City's Ordinances is to recommend the approval or disapproval related to the construction or authorization for construction on City property. A site plan has been submitted and approved by the City's parks and Recreation Board and all City Departments; adding that the Planning Commission unanimously approved PC 14-05 Dog Park Proposal.

Local and Western Ohio Girl Scout representatives presented a proposal regarding an off-leash dog park at East Riverdowns Park; see attached memo. This will be the first off-leash dog park in Henry County. The dog park will be funded by the USDA Challenge Yourself and Change the World Grant which is available for two (2) full grant cycles, along with donations; there will be no upfront costs for the City, project expenses will be covered by the USDA Rural Grant and sponsorships procured from corporate and community donors by the Girls Scouts who will donate the park to the City; the City will be responsible for the maintenance of the dog park. Saranton stated that the grant covers the entire project excluding fencing, donations will be collected for this, adding that if enough donations cannot be procured for the current size of 100' x 100' for the smaller dog area and 100' x 280' for the larger dog area, the fenced area could be reduced; the Girl Scouts will be responsible for building the benches, and procuring the funds for the key fob system.

Cotter distributed a memo providing estimated long term maintenance costs; see attached.

Cotter stated that the details regarding the key fob entry system are still being discussed but summarized as either using a key fob or key card that will be issued to the dog owner for a small fee and renewed annually to ensure the dog is licensed, registered, and the immunizations are current, if these requirements are not current, the key fob or key card can be deactivated. Cotter added that the correct poles have been identified to install any lighting that may be necessary.

Helberg asked if there would be a limitation on the hours of operation; Cotter replied that the dog park would be available from sunrise until sunset, the same hours of all the City parks.

Helberg asked if the dog park will be far enough away from the Waste Water Treatment Plant that, if expansion is a possibility, it could do so without issue; Cotter replied that the dog park will be located at the Southwest section of East Riverdowns Park, this can be researched further.

Ridley asked if there would be any additional liability; Hayberger stated that there is recreational immunity if the City does not charge a fee then no additional liability is incurred. Hayberger suggested working with the Girl Scouts to deter the City from charging a fee for the entry system. Hayberger commented that if an issue does happen at the dog park, the City will be involved in the liability. Bisher added that there have been dog attack issues on City sidewalks in the past and were resolved; Bisher suggested allowing the Girl Scouts to sell the key fobs so no City fees are associated with the dog park, adding that City staff could still be responsible for the annual review of the required paperwork. Bisher believes the dog park will be no more of a liability risk than the swimming pool or the skateboard park.

Marihugh stated that the dog park will be a great asset to the community.

Helberg asked if there are other parks that have a key fob entry system; Cotter

	replied he had not heard of any, Bisher believes that Bowling Green may have this system; Hayberger added that the key fob entry system is a good alternative to having an employee to watch the park.
Motion To Accept Parks & Rec Committee Recommendation To Approve PC 14-05 Dog Park Proposal	Motion: Comadoll Second: Maassel To accept Parks & Rec Committee Recommendation to approve PC 14-05 Dog Park Proposal
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
CIC Economic Development Plan: Glenn Grisdale	President Helberg requested permission from all in attendance of the meeting to move up the CIC Economic Development Plan on the agenda; Helberg noted that Glenn Grisdale is a consultant for the CIC, and moving the agenda item is a cost saving measure. All in attendance unanimously agreed to move this item.
	Grisdale distributed the Henry County Economic Development Plan Survey Results; the Community Summary For Plan Of Action; the Supporting Socioeconomic And Economic Data; the Supporting Demographics And Employment Data; and the Plans, Goals and Objectives; see attached.
	Grisdale reported that a survey was distributed in 2013 to a variety of Henry County residents including City Council and City Department Heads as well as nonprofit organization leaders and members of NorthWest State Community College, the Planning Commission, and Township Trustees; those surveyed were asked to rate different items on a priority scale with one (1) being the lowest priority and five (5) being the highest priority, the results of which were used to determine that status of Henry County as compared to the 2000 Census, and the objectives for Henry County. Grisdale reported that Henry County experienced gains of approximately 62%, per capita income of 6.8% with this ten (10) year average being higher than the surrounding counties, and the average earnings per job are approximately double the national average at 6.4%; adding that these figures were used to determine the positive aspects and issues within the County. Grisdale stated one issue to consider is population decline, stating that Henry County is slated to decline by another10% by the year 2040; with a 3% increase of earnings inflow and 25% outflow of earnings, meaning that positions are being paid at a higher wage rate within the County but the wages are being spent elsewhere. Grisdale stated the Economic Development Plan includes activities that the County can implement proactively including utilizing the riverfront and improving the function and visibility of the riverfront; adding that Scott Street needs to be restructured and aesthetically improved. Grisdale stated an opportunity gap report was created containing a merchandise analysis comparing the 2014 demand, which was extracted from the Consumer Expenditure Survey distributed by the Bureau of Labor Statistics, to the 2014 supply, which was extracted from the Census of Retail Trade; money is being spent elsewhere in approximately 30 of the 38 possible categories; adding that there is approximately \$91 million worth of fuel sales which is a surplus, this means that customers are buying

	Grisdale stated another improvement to be made to the neighborhood is implementing a 'cradle to grave' residence plan, in which residents return to the neighborhood finding the correct housing to fit their requirements. Grisdale stated he has worked with Lulfs to locate where the infrastructure improvements are planned, so projects to create this residence plan can be started.
	Helberg noted that housing diversity was one of the items with the lowest priority on the survey; Grisdale replied that responders to the survey may not have the proper data to understand the condition and buyer requirements of properties; adding that even though there is a number of properties at perceived price points, the properties may not meet the requirements of the buyers. Helberg asked what next steps will be taken; Grisdale replied that surrounding communities within Henry County will be researched and the information will be used to work with the CIC to develop economic development strategies from the priorities listed in the survey replies. Grisdale anticipated this project to be completed by late Summer or early Fall; the survey was completed in November 2013 and the plans, goals and objectives will be prioritized and used toward the plan.
Citizen Communication	None
Reports From Committees	Chairman Comadoll reported that the Parks & Recreation Committee met on Monday, April 21 and recommended: 1. Approval of PC 14-05 Dog Park Proposal
	Chairman Sheaffer reported that the Electric Committee met on Monday, April 14 and recommended:1. Approval of electric billing determinants
	Chairman Ridley reported that the Water, Sewer, Refuse, Recycling and LitterCommittee met on Monday, April 14 and recommended:1. Approval of Sewer Lateral Policy with changes to make it more 'customer
	friendly' 2. Approval of a Sewer Rate increase of 6%, 8%, and 10% over the next three (3) years, to be reviewed annually 3. Approval of a new monthly fee related to Sewer Repair: <u>Class User Charge</u> Residential – In \$2.10 Pair in the Open states of 5
	Residential – Out\$3.15Commercial – In\$3.50Commercial – Out\$5.25Industrial\$12.00
	The Municipal Properties, Buildings, Land Use and Economic Development Committee did not meet on Monday, April 14 due to lack of agenda items.
Introduction Of Resolution No. 025-14	President Helberg read by title Resolution No. 025-14, a Resolution authorizing the expenditure of funds over twenty-five thousand dollars (\$25,000.00) for the purpose of repairing the Ritter Park boat ramp and authorizing the City Manager to enter into a contract with RG Zachrich Construction, Inc. for said repairs; and declaring an Emergency (Tabled) (<i>Suspension Requested</i>)
Motion To Untable Resolution No. 025-14	Motion: Ridley Second: Maassel To untable Resolution No. 025-14

Passed	Roll call vote to untable Resolution No. 025-14
Yea- 7 Nay- 0	Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Motion To Approve First Read	Motion: Ridley Second: Sheaffer To approve first read of Resolution No. 025-14
Discussion	Lulfs reported that he received verbal confirmation from the insurance company that the entire cost of the repair of the boat ramp at Ritter Park totaling approximately \$75,000 would be covered by insurance, however Lulfs will not sign any contracts until written confirmation is received. Wilson asked when this repair is expected to begin; Lulfs replied in approximately two (2) weeks to give the contractor time to coordinate materials, so approximately mid to late May. Bisher added that the old pile location is not known at this time and the new post will be located in a different place; Lulfs stated there are additional options since the docks are floating docks; adding that the current plan is to remove the damaged piece if it is still there, and the bracket can be relocated to wherever it is needed to complete the repair. Helberg asked if the cost included the removal; Lulfs stated \$5,000 was included to cover the cost of the removal. Marihugh asked if Lulfs was comfortable with the quoted cost; Lulfs replied he was, as the cost is similar to the original bid placed in 2007.
Motion To Suspend The Rules	Motion: Ridley Second: Sheaffer To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 7 Nay- 0	Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Passed Yea- 7 Nay- 0	Roll call vote to pass Resolution No. 025-14 under suspension of the rules Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Introduction Of Ordinance No. 026-14	President Helberg read by title Ordinance No. 026-14, an Ordinance amending Rules 6 and 8 of the City of Napoleon Rules for Water and Sewer Service to adopt a revised rule regarding Sewer Lateral Responsibility
Motion To Approve First Read	Motion: Ridley Second: Marihugh To approve first read of Ordinance No. 026-14
Discussion	Hayberger explained that the policy was changed from the homeowner being responsible for everything, to the City being responsible at the right of way to the main for repairs, with general maintenance being the responsibility of the homeowner. Ridley added that the Board of Public Affairs (BOPA) and the Water, Sewer, Refuse, Recycling and Litter (WSRRL) Committee discussed this policy at length and the changes requested were incorporated into this policy. Bisher stated that the concerns regarding payment of repairs have been addressed as well.
	Marihugh had a concern with Item B, Page Three (3) of the policy; he is concerned with road repair after work is completed in the right of way; Lulfs stated that the proper permits and insurance are required and it is the larger companies that have the proper insurance and bond requirements necessary to complete this work.
	Marihugh also had a concern with Item Six (6), Page Three (3) which states "Once

	the City acknowledges in writing that the repair is necessary", asking if this will inhibit any necessity for promptness; Hayberger replied that this section addresses the main concern for the homeowner to discuss the issue with the City at the beginning of the process; Bisher added this is to ensure the City can be proactive to the process.
	Heath reminded Council that this Policy is changing past practice, and the City is now making the assumption of cost and liability in the right of way; adding that Council has the ability to adopt portions of the new Policy while keeping the homeowner responsible.
	Heath also suggested that Ordinance No. 026-14 and the rate change should both be effective July 1, 2014. Hayberger stated that a July 1, 2014 effective date for Ordinance No. 026-14 may affect a resident that has a repair issue at the end of June, however the rate change should take effect July 1, 2014 due to the billing cycle consideration. Helberg stated that as soon as this Policy goes into effect, he anticipates a flood of emergency repair requests; Hayberger added there is a process that will be followed for repair requests. Helberg reminded Council that the BOPA agreed upon an increased rate due to an increased rate of expected repairs in the first year. Heath stated these funds can be tracked as a line item, and are still part of the Sewer Revenue Fund.
	Ridley asked if the Policy should be effective thirty (30) days after the three (3) reads and the rate change should be effective July 1, 2014; Heath stated that would make the Policy effective June 19, 2014 and the rate change effective July 1, 2014. Bisher suggested approving the first read, and considering the effective dates to be discussed at the second read.
Passed Yea- 7 Nay- 0	Roll call vote to approve first read of Ordinance No. 026-14 Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Introduction Of Ordinance No. 027-14	President Helberg read by title Ordinance No. 027-14, an Ordinance establishing Section 931.13 of the Codified Ordinances of the City of Napoleon which establishes a charge and rate for the costs of the Sewer Lateral Responsibility Rule
Motion To Approve First Read	Motion: Ridley Second: Maassel To approve first read of Ordinance No. 027-14
Discussion	Hayberger stated this Ordinance establishes the rules related to the rate and charges related to Ordinance No. 026-14; Ridley added that the rate was increased to compensate for additional repair requests during the first year. Bisher added that the BOPA requested the charge be as minimal as possible, and did agree to the figures listed in this Ordinance.
4	Heath requested the Ordinance be amended to reflect an effective date of July 1, 2014.
Motion To Amend Ordinance To Include July 1, 2014 Effective Date	Motion: Ridley Second: Maassel To amend Ordinance No. 027-14 to include a July 1, 2014 effective date.
Passed	Roll call vote on above motion

Yea- 7 Nay- 0	Yea- Ridley, Maassel, Helberg, Sheaffe Nay-	er, Marihugh, Comadoll, Wilson
	enough to affect the costs. Maassel ask exempt from the charge; Ridley stated is then the sewer laterals must be the custor industrial customers generally have sew ten (10) inches, compared to a standard (6) inches. Sheaffer suggested having to as commercial customers instead of exec of an industrial sewer repair; Lulfs repli- residential customers, but it is the cost of street; an example of a sewer repair in to	if the industrial customers are made exempt omers' responsibility. Lulfs added that the ver laterals that are approximately eight (8) to residential sewer later that is generally six the industrial customers be charged the same empting them. Behm asked the average cost ied the repair costs are similar to the that of of digging and the work in the middle of the the middle of the street at approximately ed cost to an industrial customer of \$7,500
Motion To Amend Ordinance To Charge Industrial And Commercial Customers At The Commercial Rate		Second: Ridley arge Industrial and Commercial customers at
Passed Yea- 7 Nay- 0	Roll call vote on above motion Yea- Ridley, Maassel, Helberg, Sheaffe Nay-	er, Marihugh, Comadoll, Wilson
Passed Yea- 7 Nay- 0	Roll call vote to approve first read of O Yea- Ridley, Maassel, Helberg, Sheaffe Nay-	
Introduction Of Ordinance No. 028-14		ce No. 028-14, an Ordinance amending ver Rates for the years 2014, 2015 and 2016
Motion To Approve First Read	Motion: Ridley Se To approve first read of Ordinance No.	econd: Comadoll 028-14
Discussion	Heath distributed a spreadsheet regardin years 2014, 2015, and 2016; see attached Sanitary Sewer Rates were not increase	
Passed Yea- 7 Nay- 0	Roll call vote to approve first read of O Yea- Ridley, Maassel, Helberg, Sheaffe Nay-	
Introduction Of Ordinance No. 029-14	÷ .	ce No. 029-14, an Ordinance amending) amending pay increase for Law Director Emergency (Suspension Requested)
Motion To Approve First Read	Motion: Maassel S To approve first read of Ordinance No.	Second: Sheaffer 029-14
Discussion	Bisher distributed a memo showing wa	ge increases for City employees during the
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	years 2013 and 2014; see attached.
	Helberg stated this Ordinance is not related to longevity, but instead is relative to quality of work presented by the Finance Director and the Law Director, adding that is has been a long time since the Finance Director and Law Director have received any increase other than the cost of living increase. Helberg reminded Council that this Ordinance would be retroactive back to the first pay period in 2014.
Motion To Suspend	Motion: Ridley Second: Sheaffer
The Rules	To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 7	Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson
Nay- 0	Nay-
Passed	Roll call vote to pass Ordinance No. 029-14 under suspension of the rules
Yea- 7	Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson
Nay- 0	Nay-
Introduction Of Resolution No. 030-14	President Helberg read by title Resolution No. 030-14, a Resolution authorizing the City Manager to opt-in to the Bridge Inspection Program Services with the Ohio Department of Transportation (ODOT) PID No. 97103; and declaring an Emergency (Suspension Requested)
Motion To Approve	Motion: Ridley Second: Marihugh
First Read	To approve first read of Resolution No. 030-14
Discussion	Lulfs contacted ODOT and has located a program resulting from the bridge collapse in Minnesota approximately seven (7) years ago that will help with bridge inspection costs. Lulfs stated the types and frequency of bridge inspections continue to change and the City owns four (4) bridges that are required to be inspected, with \$4,000 - \$5,000 budgeted each year to cover the cost of the inspections, this amount does not cover any repairs that may be required. Lulfs stated if the City opted in to this program, ODOT would be responsible for the bridge inspections with no cost to the City; ODOT has suggested that the City get into the program as soon as possible, which is why an Emergency Clause and Suspension are requested. Lulfs believes that getting into this program will also cause ODOT to give more attention to the bridges that need repair and may help the City with grant money for required repairs. Ridley asked if the quality of the inspections would be a concern; Lulfs replied no, the City is currently required to forward inspection reports to ODOT, who would be handling the inspections if the City opted in to this program. Lulfs added that due to the large number of inspections, ODOT would probably delegate this out to a third party; adding that Henry County has approximately 293 bridges to be inspected.
Motion To Suspend	Motion: Ridley Second: Maassel
The Rules	To suspend the rules requiring three readings
Passed	Roll call vote on above motion:
Yea- 7	Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson
Nay- 0	Nay-
Passed	Roll call vote to pass Resolution No. 030-14 under suspension of the rules
Yea- 7	Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson
Nay- 0	Nay-

Second Read Of Resolution 020-14	President Helberg read by title Resolution No. 020-14, a Resolution authorizing the Finance Director to transfer certain fund balances from respective funds to other funds per Section 5705.14 ORC on an as needed basis in Fiscal Year 2014, listed in Exhibit "A" (Transfer 2); and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve Second Read	Motion: Maassel Second: Ridley To approve second read of Resolution No. 020-14
Discussion	Heath stated there is no change from the first read, adding that this Resolution corresponds with the first quarter budget adjustments.
	Wilson asked why an Emergency Clause and Suspension were requested; Heath replied that this Resolution has a time issue; the three (3) reads and thirty (30) days effective date would put this Resolution regarding first quarter budget adjustments into the second quarter. Heath stated that the two (2) transfers are not time critical at this point, however at some point regarding the quarterly budget adjustments, there will be a transfer required that Heath will not be able to do a Certification of Funds on, even though there is an Appropriation, until the transfer is completed and effective, and at that point, time becomes an issue. Sheaffer believes this to be administrative in nature and would prefer to get it off the table.
Motion To Suspend The Rules	Motion: Sheaffer Second: Ridley To suspend the rules requiring three readings
Passed Yea- 6 Nay- 1	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll Nay- Wilson
Passed Yea- 7 Nay- 0	Roll call vote to pass Resolution No. 020-14 under suspension of the rules Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Second Read Of Ordinance No. 023-14	President Helberg read by title Ordinance No. 023-14, an Ordinance creating the position of Special Projects Clerk; and declaring an Emergency (<i>Suspension Requested</i>)
Motion To Approve Second Read	Motion: Sheaffer Second: Ridley To approve second read of Ordinance No. 023-14
Discussion	The Special Projects Clerk job description was distributed in the Council packet; see attached.
	Hayberger stated that due to the time, this is the last chance for Council to approve the creation of this position before Bisher is scheduled to fill the position.
•	President Helberg requested permission from all in attendance of the meeting to move up the discussion regarding the Special Projects Clerk job description on the agenda; Helberg noted that this discussion would be beneficial to be held simultaneously with Ordinance No.(s) 023-14 and 024-14. All in attendance unanimously agreed to move this item.
	Helberg stated that he previously requested that the Special Projects Clerk job description be given to Irelan for her review and revision; Bisher added that the job description was given to Irelan, instructing her to write the rules regarding the

	Special Projects Clerk position as she deemed appropriate. Irelan stated that she added the City Manager in the Summary section defining with whom Bisher would share information, now stating Council, Committees, and the City Manager, as well as adding that the Special Project Clerk is to communicate and coordinate the essential duties with the City Manager.
Motion To Suspend The Rules Passed Yea- 5 Nay- 1	Motion: Sheaffer Second: Ridley To suspend the rules requiring three readings Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Wilson Nay- Marihugh
Abstain- 1	Abstain- Comadoll
Passed Yea- 5 Nay- 1 Abstain- 1	Roll call vote to pass Ordinance No. 023-14 under suspension of the rules Yea- Ridley, Maassel, Helberg, Sheaffer, Wilson Nay- Marihugh Abstain- Comadoll
Second Read Of Ordinance No. 024-14	Maassel asked why Comadoll abstained from voting; Comadoll stated he would like to do further research.
Motion To Approve Second Read	President Helberg read by title Ordinance No. 024-14, an Ordinance appointing Dr. Jon A. Bisher as the Special Projects Clerk for the City of Napoleon, Ohio; and declaring an Emergency (Suspension Requested)
Discussion	Motion: Sheaffer Second: Maassel To approve second read of Ordinance No. 024-14
	Sheaffer stated concerns regarding this Ordinance setting a precedent for other permanent part-time employees being afforded the same benefits; Hayberger stated this Ordinance is typical negotiated terms for the specific position and will not set a precedent for any other permanent part-time position. Wilson stated that she believes this will set a precedent for all permanent part-time employees; Hayberger restated that this position is an employee of Council. Wilson stated that Sections Three (3), Four (4), Five (5), and Six (6) of the Ordinance should be removed. Helberg stated these Sections were regarding items that Bisher would need to fulfill the position requirements effectively, including milders with here were the sections.
	mileage, reimbursement, internet access and a City cellphone. Bisher stated that he is opposed to using his personal cellphone for City business because this makes his personal cellphone open to the Public Records Laws and Bisher is willing to be paid out for the sicktime hours that he was going to carry over, as he was carrying them over to make it more convenient for Council. Marihugh stated he did not think that permanent part-time employees accrued sicktime hours; Heath reminded Council that all permanent part-time employees currently accrue sicktime hours. Sheaffer recommended allowing Bisher to carryover sicktime hours to minimize the current payout; Ridley agreed. Bisher stated he will attempt to use one of the City vehicles when available to travel for meetings. Ridley asked if the mileage rate was listed in the Personnel Code; Heath stated that the Federal rate is paid for mileage if a City vehicle is not available for use. Irelan added that the City Manager vehicle will be made available for Bisher's use as much as possible. Wilson asked why internet access would need to be provided if the job description lists the job as 'on site'; Helberg stated the entire job

	cannot be completed on site since there are meetings that Bishe to attend. Hayberger stated that the on site clause was added to regarding Bisher working from home; Bisher added that he still email in the morning from home before he comes to the City E this benefit is bothersome to Council, Bisher will accept that d	o quell any concerns Il checks his work Building, however if
	Wilson stated her concern of paying benefits to a part-time em added that he believes this position is not a popular decision ar Sheaffer replied that the position will more than pay for itself.	
	Maassel asked where Bisher's new office would be located; Bi the small office behind Council Chambers. Maassel asked Irel comfortable with Bisher having an office in the same building; absolutely. Maassel asked Bisher if he were concerned about a arise in his move from City Manager to Special Projects Clerk chose this office on the other side of the building from where h lessen any opportunities for such issues.	lan if she were ; Irelan replied any issues that may ; Bisher replied he
Motion To Suspend The Rules	Motion: Sheaffer Second: Ridley To suspend the rules requiring three readings	
Passed Yea- 5 Nay- 2	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Comadoll Nay- Marihugh, Wilson	
	Wilson restated her objections to Bisher receiving the benefits internet access.	of mileage and
Motion To Amend Ordinance By Removing Sections 4 Through 6	Motion: Wilson Second: To amend Ordinance No. 024-14 by removing Sections Four (4) through Six (6)
Motion Died Due To Lack Of Second	Motion died due to lack of a Second	
Passed Yea- 5 Nay- 2	Roll call vote to pass Ordinance No. 024-14 under suspension Yea- Ridley, Maassel, Helberg, Sheaffer, Comadoll Nay-Marihugh, Wilson	of the rules
Third Read Of Ordinance No. 010-14	President Helberg read by title Ordinance No. 010-14, an Ord Section 931.07 increasing water rates for bulk sales for the and 2016, establishing a weekend testing fee, and increase and declaring an Emergency	ne years 2014, 2015,
Motion To Pass On Third Read	Motion: Maassel Second: Ridley To pass Ordinance No. 010-14 on third read	
Discussion	Hayberger stated there is no change since the second read	
Passed Yea- 7 Nay- 0	Roll call vote to pass Ordinance No. 010-14 on third read Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoli Nay-	l, Wilson
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Third Read Of Ordinance No. 012-14	President Helberg read by title Ordinance No. 012-14, an Ordinance vacating a certain alley located between the residences of 512 and 514 West Clinton Street and 508 West Clinton Street lots 22 and 23 in A.H. Tyler's Third Addition of the City of Napoleon, Henry County, Ohio
Motion To Pass On Third Read	Motion: Maassel Second: Ridley To pass Ordinance No. 012-14 on third read
Discussion	Behm stated there was no change since the second read
Passed Yea- 7 Nay- 0	Roll call vote to pass Ordinance No. 012-14 on third read Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Third Read Of Ordinance No. 013-14	President Helberg read by title Ordinance No. 013-14, an Ordinance vacating a certain alley located behind 619 South Perry Street lots 41 and 42 in E.T. Barns First Addition of the City of Napoleon, Henry County, Ohio
Motion To Pass On Third Read	Motion: Maassel Second: Marihugh To pass Ordinance No. 013-14 on third read
Discussion	No discussion
Passed Yea- 7 Nay- 0	Roll call vote to pass Ordinance No. 013-14 on third read Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
GOOD OF THE CITY	
Discussion/Action Award Of Bid: Lime Sludge Lagoon Cleaning Motion To Award Lime Sludge Lagoon Cleaning to MidObio	 Hoover stated that bids were opened on Wednesday, April 16 regarding the Lime Sludge Lagoon cleaning; MidOhio Sludge bid approximately \$0.21 per gallon; Hoover added that MidOhio Sludge will be billed for the water used in the process. Marihugh asked if Hoover was happy with the cleaning of the walls and the erosional issues; Hoover stated he was, and may move forward with the possible renovations of the lagoons. Helberg asked the number of gallons of sludge before water was added to remove; Hoover replied the estimated number of gallons is approximately 900,000; an EPA mandated estimate. Marihugh asked the percentage of solids; Hoover replied approximately 5% - 8%. Hoover recommended Council award the Lime Sludge Lagoon Cleaning Bid to MidOhio Sludge. Motion: Marihugh Second: Sheaffer To award the Lime Sludge Lagoon Cleaning to MidOhio Sludge
Award Of Bid: Lime Sludge Lagoon Cleaning Motion To Award Lime Sludge Lagoon Cleaning to MidOhio Sludge Passed	 Sludge Lagoon cleaning; MidOhio Sludge bid approximately \$0.21 per gallon; Hoover added that MidOhio Sludge will be billed for the water used in the process. Marihugh asked if Hoover was happy with the cleaning of the walls and the erosional issues; Hoover stated he was, and may move forward with the possible renovations of the lagoons. Helberg asked the number of gallons of sludge before water was added to remove; Hoover replied the estimated number of gallons is approximately 900,000; an EPA mandated estimate. Marihugh asked the percentage of solids; Hoover replied approximately 5% - 8%. Hoover recommended Council award the Lime Sludge Lagoon Cleaning Bid to MidOhio Sludge. Motion: Marihugh Second: Sheaffer To award the Lime Sludge Lagoon Cleaning to MidOhio Sludge Roll call vote on above motion:
Award Of Bid: Lime Sludge Lagoon Cleaning Motion To Award Lime Sludge Lagoon Cleaning to MidOhio Sludge	 Sludge Lagoon cleaning; MidOhio Sludge bid approximately \$0.21 per gallon; Hoover added that MidOhio Sludge will be billed for the water used in the process. Marihugh asked if Hoover was happy with the cleaning of the walls and the erosional issues; Hoover stated he was, and may move forward with the possible renovations of the lagoons. Helberg asked the number of gallons of sludge before water was added to remove; Hoover replied the estimated number of gallons is approximately 900,000; an EPA mandated estimate. Marihugh asked the percentage of solids; Hoover replied approximately 5% - 8%. Hoover recommended Council award the Lime Sludge Lagoon Cleaning Bid to MidOhio Sludge. Motion: Marihugh Second: Sheaffer To award the Lime Sludge Lagoon Cleaning to MidOhio Sludge

Improvements Project	issued that allowed for alternate bids. Lulfs reported a base bid was bid by two (2) contractors with the low bid being placed by Vernon Nagel, Inc. in the amount of \$355,472, adding that Vernon Nagel, Inc. did not place an alternate bid; both alternate bids were placed by Crestline Paving and Excavating, both with a cost of \$402,689. Lulfs reviewed all the bids that were submitted, and recommends Council award the Northcrest Circle Improvements Project base bid to Vernon Nagel, Inc. in the amount of \$355,472.
	Helberg asked if Vernon Nagel, Inc. indicated why an alternate bid was not placed; Lulfs replied that they believed they could not get the cost lower than the base bid amount; adding that the alternate bids placed by Crestline were also higher than their base bids. Lulfs stated if the bid was awarded to Vernon Nagel, Inc., he could request a proposal but cannot require that they comply with a certain price. Marihugh asked the Engineer's estimate for the project; Lulfs replied \$375,000, but did not have an issued estimate for either of the alternate bids due to unfamiliarity with the process; Lulfs consulted with three (3) separate firms to prepare the specifications for the project but none of the firms were willing to prepare an estimate for the alternate bids.
	Helberg noted that Crestline bid approximately \$3,800 to provide access; stating that he would have been willing to award the bid at this higher price to ensure the access is available for the residents; Marihugh stated that the companies cannot be forced to bid on an addendum; the base bid and alternates were requested. Lulfs stated that \$385,000 was budgeted for this project and \$30,000 of this project is a grant, and this project will be awarded by the County Commissioners; their decision was delayed until April 24 dependent on how Lulfs was instructed by Council. Helberg stated that although the City is trying to save as much money as possible, he doesn't want to see it happen 'on the back of the citizens', adding that this effort to save money has put undue burden on the citizens, which is why Helberg has been attempting to get better access for citizens during projects at a limited cost. Helberg suggested awarding the bid to Vernon Nagel, Inc. and requesting a voluntary alternate price, adding the example that the concrete stabilization was not in the original Scott Street bid but was requested. Hayberger stated that he will research this when necessary.
Motion To Award	Motion: Sheaffer Second: Ridley
Bid To Vernon Nagel,	To award the bid to Vernon Nagel, Inc. adding that Lulfs will request a voluntary
Inc. With Lulfs Requesting Voluntary Alternate Cost Of Access	alternate cost of access
Passed	Roll call vote on above motion:
Yea- 6	Yea- Ridley, Maassel, Helberg, Sheaffer, Comadoll, Wilson
Nay- 1	Nay- Marihugh
Approval of Plans, Specifications, Documentation And Contracts For Perry Street Parking Lot Project	Lulfs revised the plans for the Perry Street Parking Lot Project to allow for bids for both concrete and asphalt options; the plans are set up with different options sheets for concrete and asphalt allowing for one option or the other to be bid; Lulfs added that the Engineer's estimates are \$95,000 for a concrete parking lot and \$86,000 for an asphalt parking lot. Lulfs stated that having both options available will give Council the authority to approve whichever they choose; adding that if Council approves these plans and specifications, this project will go out for bid this week.
	Bisher stated that Marihugh had previously asked if the Perry Street Parking Lot was

Bisher stated that Marihugh had previously asked if the Perry Street Parking Lot was

	required to be finished this year; Bisher researched this and stated there is no obligation for the project to be completed this year, and waiting until next year could allow the area to settle and the parging process could still be completed, however the aesthetic issue and allowing for parking in that area should be considered before deciding on this option.
	Marihugh asked how close the structural numbers were comparing asphalt to concrete; Lulfs stated both are adequate for expected traffic with approximately 1.28 difference; eight (8) inches of concrete is traditionally .5 per inch totaling a value of 4, and an eight (8) inch section of asphalt is comparable at .34 per inch totaling a value of 2.72. Lulfs stated that his biggest concern is the bridging, as well as the car tires causing rutting on the asphalt.
	Maassel noted that the Perry Street Parking Lot is one of the main reasons that the Omni Building has not been redeveloped; Bisher replied yes, as potential buyers are concerned with the lack of parking access for the building.
	Comadoll asked what measures would be taken to protect the fire hydrant in this area; Lulfs will research this issue.
Motion To Approve Plans, Specifications, Documentation And Contracts For Perry Street Parking Lot Project	Motion: Ridley Second: Marihugh To approve plans, specifications, documentation and contracts for Perry Street Parking Lot Project
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Motion To Approve April Billing Determinants	Motion:SheafferSecond:MaasselTo accept the recommendation for approval of April electric billing determinantsas follows:Generation Charge:Residential @ \$0.06700; Commercial @ \$0.07470; Large Power
	@ \$0.04226; Industrial @ \$0.04226; Demand Charge Large Power @ \$11.28; Industrial @ \$13.22; JV Purchased Cost: JV2 @ \$0.06643; JV5 @ \$0.06643
Passed Yea- 7 Nay- 0	Sheaffer noted the residential charges were lower by \$0.02 per Kilowatt/Hour. Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Review Of Special Projects Clerk Job Description	Helberg asked for the clarification of the 'on site' definition as used in this job description; Hayberger stated that travel will be necessary to fulfill the job duties; Bisher explained that the previous time Council rehired an employee it involved an employee working from another state, but this is not Bisher's intent. Bisher stated he will use his office as necessary and travel as necessary as well.
Motion To Approve Special Projects Clerk Job Description	Motion: Sheaffer Second: Maassel To approve Special Projects Clerk job description

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Passed Yea- 6 Nay- 1	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Comadoll, Wilson Nay- Marihugh
Sequestration Of Build	Heath distributed the Tax Advantaged Bond Form; see attached.
America Bond Payments	Sheaffer reported that many City projects are funded by tax exempt municipal bonds; the Federal Government issues Build America Bonds in which the Government would pay the interest rate on the bond; Heath added that these were fully taxable bonds with the interest reimbursed by the Federal Government. Sheaffer reported that the sequestration of these bonds that began in 2008 was extended to fund COLAs for Veterans. Heath explained that this means the City is not being reimbursed by the Federal Government, meaning that the entity which originally borrowed the money must now produce the additional funds to pay the interest as well. Sheaffer reported that AMP stated if the funds were continued to be sequestered, this would result in \$63,000,000 in reduced credit payment to AMP for bonds issued to finance Prarie State, the combined hydros, and the Meldahol hydro projects. AMP is requesting the City to contact the US Representatives and Senators regarding this issue; Sheaffer has a sample document to distribute to anyone who is interested.
	Heath reported that the City had Revenue Zone Economic Development Bonds with a rate of 45% because the bonds qualified for an extra 10%, and of that, the shortage is 8.7% of which he received the sequestration payment reduction notification in March 2013. Heath reported receiving a second sequestration payment reduction notification in November 2013 of 7.2% through September 30, 2014, causing an additional cost to the City of approximately \$106,000. Heath is having the issue evaluated; adding that when the Government backtracked on its promise to pay, the term of the bond was voided, making the bond immediately callable. Heath is researching interest rates, and if a more favorable rate can be reached, Heath will bring the bond before Council for approval.
	Heath stated that more pressing issue is the elimination or setting conditions on tax exempt financing that would make it less viable, impacting the City straight across the board. Sheaffer stated there was a worksheet distributed by Congressman Kelly listing the elimination of tax exempt bonds; Sheaffer has spoken with the Senators and Congressman Latta and Sheaffer believes they understand the importance of these bonds, however if correspondence is going to be sent to the Representatives and Senators, this issue could be included.
Motion To Direct The Law Director To Draft Legislation Opposing The Sequestration Of Build America Bonds And The Potential Decrease Of Tax Exempt Financing	Motion: Sheaffer Second: Wilson To direct the Law Director to draft Legislation opposing the sequestration of Build America Bonds and the potential decrease of tax exempt financing
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
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Update On Water Plant

Bisher explained there was a setback regarding the new Water Plant; the County had filed for financing from the U.S. Department of Agriculture (USDA); because the grant is Federal money, the USDA is required by Federal law to research factors including species, archeology, and wetlands. Bisher stated when the USDA researched the property through the Army Corp of Engineers, there was a file of research compiled approximately seven (7) years ago for a developer, Ron Grant, who was interested in developing a senior housing project. Bisher stated that although Grant came to the City with different issues such as the way the water and sewer lines would be installed without easements, how the establishment would be metered, developing the streets to follow City specifications, and sewage pumping, and eventually the project ceased. Bisher stated that Grant may have also been dealing with the issues listed by the Army Corp of Engineers at that time, but these issues were not brought to the City's attention.

Bisher stated that the unique feature of this property is the rail underpass that could be used as a connector line to transport water from Scott Street over to Glenwood Avenue. Bisher stated that the City was aware that at one time the property was used as sewage irrigation, but this was monitored.

Bisher stated the property was purchased using Steve Lankenau as the realtor; and when the decision was made to use Federal monies, the risks involved were researched by Roberta Costa, who works with Small Cities Development, with an assessment of probably not having much species mitigation, however there would be wetlands. Bisher stated that the Court kept a file of the assessment that was being done for Grant that concluded there was a larger number of wetland species even though the property was not irrigated for approximately four (4) years. Bisher explained that this issue would be taken seriously, that it would be researched to see if the Army Corp of Engineers or if the Ohio EPA has jurisdiction, and the extent of the wetlands status must be researched and possibly mitigated.

Bisher stated his concern is moving forward; adding that the whole seventeen (17) acres may not be needed for the Water Plant and the connector road. Bisher will research if negotiations with either the Army Corp of Engineers or the Ohio EPA is possible, although this may take additional time and there may be additional cost involved. Bisher stated that there is no better spot for the Water Plant and the road; there is no other area that goes under Routes 6 and 24; adding that this location is on the raw water main which is criteria for the new Water Plant. Bisher approximated that the delay could easily be six (6) months and would probably be twelve (12) months and the cost would be approximately \$250,000 - \$500,000. Helberg asked if there is a large expenditure at the current plant, with only two (2) years to receive the money back, can the expenditure be included as part of the cost of the project; Bisher stated that would be added to the new Water Plant project cost and become an expense for the Consortium.

Bisher stated there is a general meeting in Columbus on April 24 which he will attend along with Lulfs, Hoover, members of the EPA and members of Jones & Henry to discuss questions involved with how reservoir water is cleaned that is run back through the water plant. Maassel asked if the Commissioners or the Water Sewer District need to be informed of this meeting; Bisher will make sure they are made aware of the meeting.

Behm asked how the media and filter tests did not meet the specifications and requirements of the EPA; Bisher replied the consultants did a complete report that is

 submitted to the EPA, agreeing that there is question as to why the consultants did not know what exactly needed to be in the report to meet the requirements; Hoover added he believes there is a misunderstanding by the EPA and Jones & Henry as to how the reservoir is used. Hoover stated that the reservoir water is blended with river water when it is used, which is generally at high nitrate periods or high runoff periods, and this will be explained at the meeting. Helberg asked if the City was allowed to reestablish the drainage ditches that were filled in when the railroad was abandoned; Bisher replied he does not know if this is possible. Heath thanked Council for approving Ordinance 029-14.
Wilson addressed a statement she heard on the local radio station this morning
regarding the cost attached to the City dispatch of '\$3 million per year', stating that this was an opinion and she along with others are not in agreement with the accuracy of that figure, and strongly urges people to get facts and figures regarding the dispatch services.
Ridley requested an Executive Session regarding pending litigation.
Maassel noted that the road sign near PNC Bank on West Washington Street is tilted; Bisher will bring this up in Staff.
Maassel requested a formal nameplate for Comadoll; Heath explained that the nameplate was received with a misspelling and should be here in time for the next Council meeting.
Maassel congratulated Bisher on his last official Council meeting.
Maassel stated there will be a Change of Responsibility Ceremony on April 30 at approximately 12:15pm, at which Irelan will be sworn in as City Manager.
Helberg reminded Council that they may attend meetings for Committees of which they are not members, however they may not speak at them.
Behm reported that the Memorial Day parade will be Monday, May 26 and all Councilmembers are invited; please meet at 9:15am at the fairgrounds.
Sheaffer congratulated Bisher on his upcoming retirement and thanked him for his years of service.
Sheaffer requested the lighting and fixtures be moved from the corridor and stored at a different location as this hallway is open to the public when meeting are in session.
None
Comadoll noted that Unlimited Pickup is next week and residents should be made more aware that they are only allowed to put their items out for five (5) days prior to their scheduled pickup day; Lulfs stated the City is addressing this issue as they are finding them and residents are aware that if the items are out on their normal pickup day, the residents can be billed for a special pickup if the items are put out before the five (5) day limit.

Hayberger	None		
Bisher	Bisher requested the AMPGS Settlement be referred to the Electric Committee meeting on May 12.		
Helberg Referred The AMPGS Settlement To The Electric Committee	Helberg referred the AMPGS Settlement to the Electric Committee.		
Lulfs	Lulfs stated that Stantec would like a public meeting to discuss the VanHyning I/I Study at either the Council meeting on May 5 or the Water, Sewer, Refuse, and Recycling Committee meeting on May 12.		
Helberg Referred The Public Meeting Regarding The VanHyning I/I Study To The Water, Sewer, Refuse, Recycling And Litter Committee	Helber referred the public meeting regarding the VanHyning I/I Study to the Water, Sewer, Refuse, Recycling, and Litter Committee.		
Motion To Go Into Executive Session: Security Arrangements	Motion: Maassel Second: Ridley To go into Executive Session to discuss security arrangements		
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-		
Motion To Go Into Executive Session: Pending Litigation	Motion: Ridley Second: Maassel To go into Executive Session to discuss pending litigation		
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-		
Into Executive Session	Council went into Executive Session at 10:32 pm.		
Motion To Come Out Of Executive Session: Security Arrangements	Motion: Ridley Second: Sheaffer To come out of Executive Session.		
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-		
Motion To Come Out Of Executive Session: Pending Litigation	Motion: Ridley Second: Sheaffer To come out of Executive Session.		
Passed Yea- 7	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson		
Council Meeting Minutes	18 of 19 5/1/2014		

Nay- 0	Nay-
Out Of Executive Session	Council came out of Executive Session at 11:03 pm. President Helberg reported that the discussion was regarding security arrangements and pending litigation and no action was taken.
Approval Of Bills	Bills and financial reports stand approved as presented with no objections.
Motion To Adjourn	Motion: Ridley Second: Wilson To adjourn the meeting.
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Ridley, Maassel, Helberg, Sheaffer, Marihugh, Comadoll, Wilson Nay-
Adjournment	Meeting adjourned at 11:04 pm.
Approved:	John A. Helberg, Council President
	Ronald A. Behm, Mayor

Gregory J. Heath, Finance Director/Clerk of Council

ORDINANCE NO. 031-14

AN ORDINANCE TO APPROVE CURRENT JANUARY 2014 REPLACEMENT PAGES TO THE NAPOLEON CODIFIED ORDINANCES

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council; Now Therefore,

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

Section 1. That, the ordinances of the City of Napoleon, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the January 2014 Replacement Pages to the Codified Ordinances are hereby approved and adopted; such having been certified as correct by the Clerk of Council and the Mayor.

Section 2. That, the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

301.04	Bicycle. (Amended
313.03	Traffic Signal Indications. (Amended)
333.01	Driving or Physical Control While Under the Influence. (Amended)
333.03	Maximum Speed Limits. (Amended)
339.01	Oversize or Overweight Vehicle on State Routes. (Amended)
339.03	Maximum Width, Height and Length. (Amended)

Section 3. That, the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

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, upon passage, this Ordinance shall take effect at the earliest time permitted by law.

Passed: _____

Approved: _____

Ronald A. Behm, Mayor

John A. Helberg, Council President

VOTE ON PASSAGE _____ Yea ____ Nay ____ Abstain Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 031-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, ____; & 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.

Gregory J. Heath, Clerk/Finance Director

ORDINANCE NO. 032-14

AN ORDINANCE OF NAPOLEON CITY COUNCIL CHANGING THE ZONING MAP PURSUANT TO 1125.02 OF THE CODIFIED ORDINANCE OF THE CITY OF NAPOLEON TO REFLECT THE AMENDMENT OF THE ZONING CLASSIFICATION FOR PROPERTY LOCATED AT 2269 SCOTT STREET, NAPOLEON, OHIO FROM I-2 OPEN INDUSTRIAL TO C-4 PLANNED COMMERCIAL

WHEREAS, First Federal Bank of the Midwest has successfully filed an application with the City of Napoleon Planning Commission seeking to change the zoning classification of 2269 Scott Street of Napoleon, County of Henry, State of Ohio from I-2 Open Industrial to C-4 Planned Commercial; and,

WHEREAS, the Planning Commission in PC-13-02 did make a recommendation to approve the zoning change; and,

WHEREAS, the Council for the City of Napoleon did, in an open meeting, approve said reclassification, Now Therefore,

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

Section 1. That, the official zone map of the City be amended to reflect the change in zoning classification for 2269 Scott Street, City of Napoleon, County of Henry, State of Ohio from I-2 Open Industrial to C-4 Planned Commercial, said property being a partition of Lot #5 of the MWT subdivision being part of the East half of Section 11, Town -5-North, Range -6- East, Napoleon Twp., City of Napoleon Henry County, Ohio a total of 3.839 acres, as seen on **Exhibit "A"**, which is attached and incorporated herein.

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

Section 3. That, this Ordinance 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: _____

John A. Helberg, Council President

Approved: _____

Ronald A. Behm, Mayor

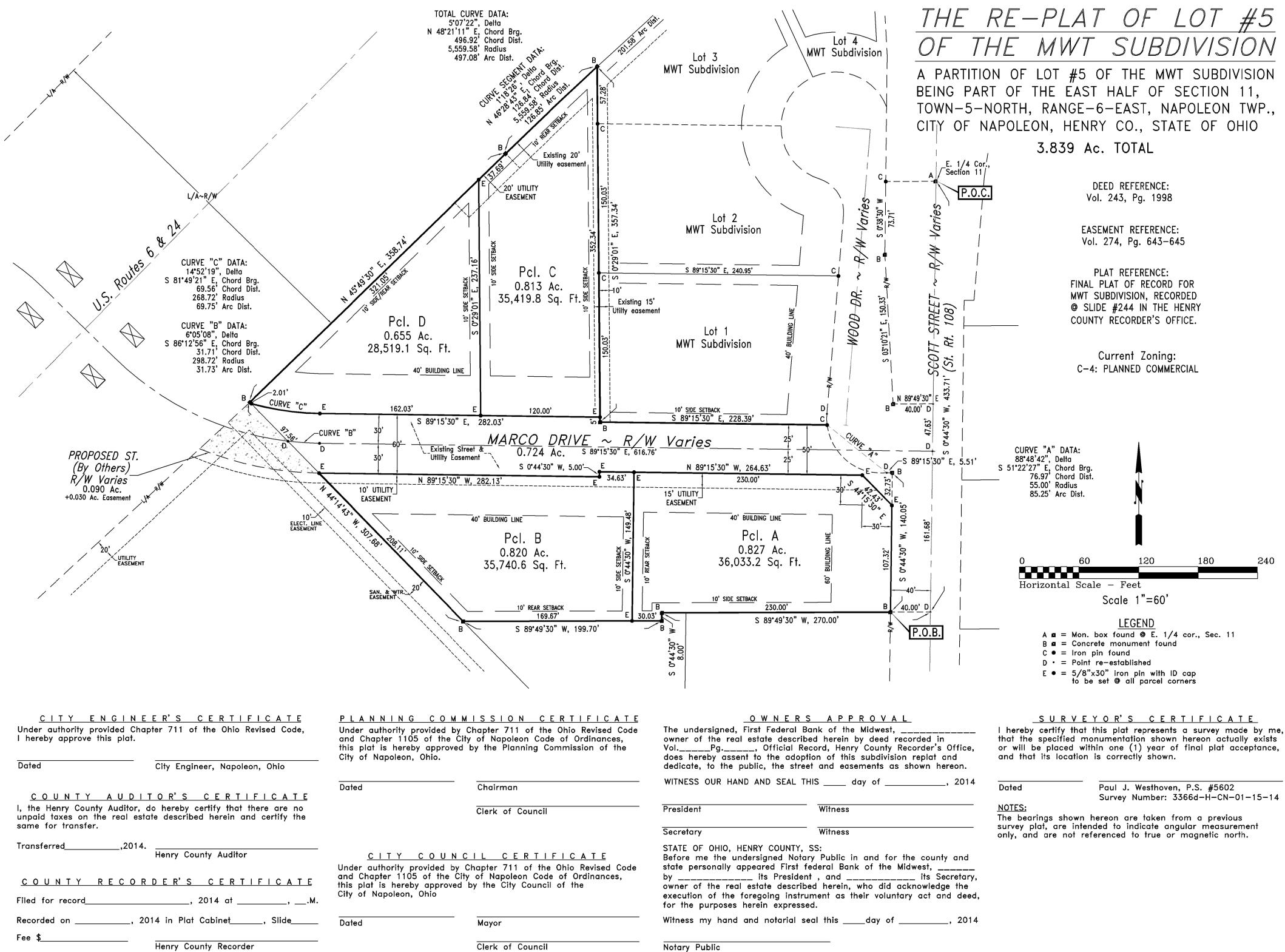
VOTE ON PASSAGE _____ Yea ____ Nay ____ Abstain Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 032-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____

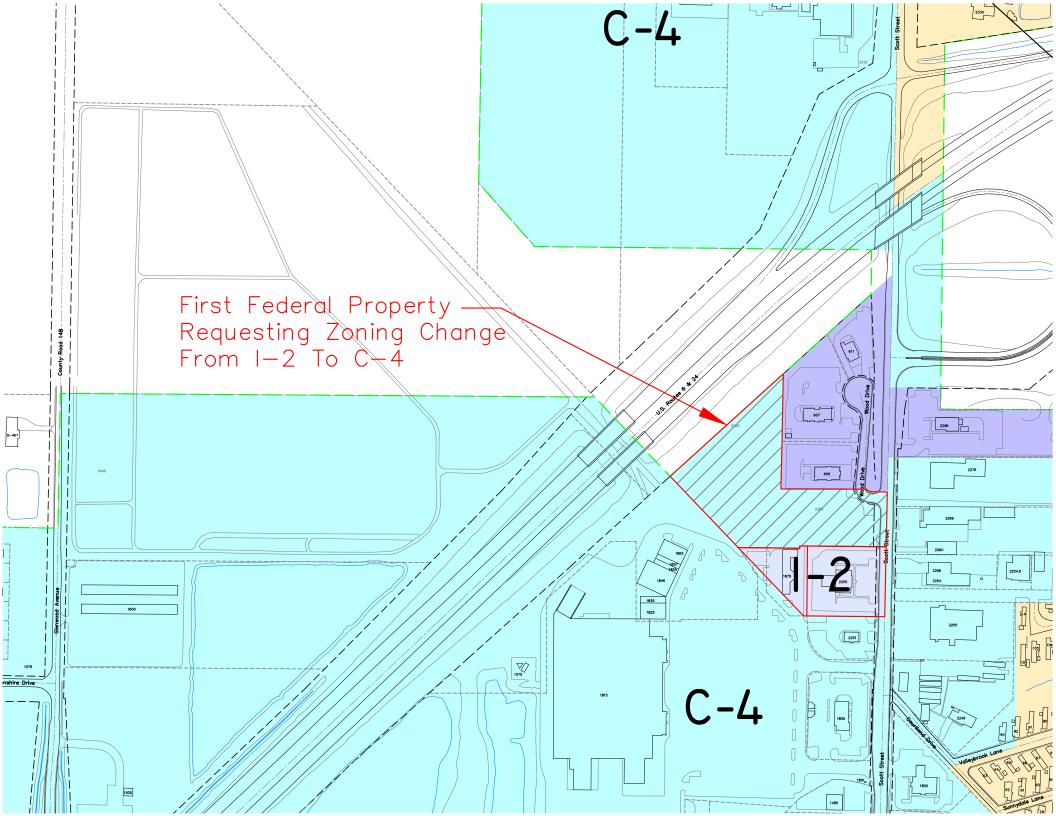
_____; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk/Finance Director



ident	Witness

DRAWN BY: R.D.S.~NEW DIMENSIONS



RESOLUTION NO. 033-14

A RESOLUTION ADOPTING THE 2015 TAX BUDGET FOR THE CITY OF NAPOLEON, OHIO, AS REQUIRED IN SECTION 5705.28 OF THE ORC AND DIRECTING THE FINANCE DIRECTOR TO FILE THE SAME WITH THE COUNTY AUDITOR

WHEREAS, at least two (2) copies of the Tax Budget have been on file with the Finance Director for public inspection not less than ten (10) days before its adoption; and,

WHEREAS, the Finance and Budget Committee of Council, by and through the Finance Director, has prepared a Tax Budget pursuant to Article II, Sec. 2.13 of the City's Charter; and,

WHEREAS, a Public Hearing will be held on June 2, 2014 concerning this 2015 Tax Budget.

WHEREAS, the 2015 Tax Budget must be adopted on or before July 15th, 2014, now therefore

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

Section 1. That, the City Council of Napoleon, Ohio adopts the 2015 Tax Budget, as required by Section 5705.28 ORC, in the form presented to Council and currently on file in the Office of the Finance Director and marked as the 2015 Tax Budget.

Section 2. That, the Finance Director is hereby directed to file the 2015 Tax Budget with the County Auditor on or before July 20, 2014.

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 shall be in full force and effect at the earliest time permitted by law.

Passed: _____

John A. Helberg, Council President

Approved: _____

Ronald A. Behm, Mayor

VOTE ON PASSAGE _____ Yea ____ Nay ____ Abstain Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 033-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of ______ ____; & 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.

Gregory J. Heath, Clerk/Finance Director



CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • PO 151 • Napoleon, Ohio 43545-0151 Gregory J. Heath, Director of Finance/Clerk of Council phone (419) 599-1235 fax (419)-599-8393 Web Page: www.napoleonohio.com E-mail: gheath@napoleonohio.com

DATE: April 25, 2014

- TO: Members of City Council; Ronald A. Behm, Mayor Dr. Jon A. Bisher, City Manager, Monica S. Irelan, Acting City Manager, Trevor M. Hayberger, City Law Director All Department/Division Heads
- FROM: Gregory J. Heath, Finance Director/Clerk of Council
- SUBJECT: **2015 Tax Budget & 2015 Appropriation Budget Proposed Schedules** (General Steps and Timetable for Preparation, Submission and Adoption)

The following information outlines the various legal steps and proposed timetables for the preparation, submission and adoption of the <u>2015 Tax Budget</u> and the <u>2015 Appropriation Budget</u>:

TAX BUDGET:

The **Tax Budget**, as adopted and approved by City Council, and then Certified by the County, serves two (2) primary purposes; $\underline{1}^{st}$ is to establish the "need level" for the property tax levied inside the 10 mill limitation as set forth in the Ohio Revised Code (ORC), Sections 5705.01 to 5705.47; the $\underline{2}^{nd}$ is to set the maximum available resources the City may Appropriate in its <u>Annual Appropriation Budget</u>. The **Tax Budget** is adjusted for *Fund Balance Carryover* and *Revised Revenue Estimates* at the end of the year and becomes the basis for the "<u>Official Certificate of Estimated Resources</u>", and is used to determine the Maximum Appropriation level by Fund.

NOTE: In 1998, the County adopted by Resolution a revised procedure pursuant to ORC Section 5705.281 that waves the requirement to file a formal **Tax Budget**. The revised procedure eliminates the need to list all funds and projected expenditures, and only lists *Property Tax Levies* and *Inside 10 Mill Levy* amounts.

Previous to 1998, the **Tax Budget** served to demonstrate the "RELATIVE NEED", following the Statutory Formula in ORC Section 5747.51; for both the <u>Undivided Local Government Fund</u> and <u>Real and Personal Property Taxes</u> levied within the ten (10) mill non-voted limitation.

In Henry County, the Alternate Method (ORC Sections 5747.53 & 5747.63), was adopted to compute the <u>Undivided Local Government Fund Allocation (LGF)</u>. The formula is <u>population based</u> and was formally accepted by all Subdivisions in the County at that time. This process has been used for many years to determine the allocation of LGF funds, and is subject to periodic review and potential change. For the City, the primary function of the current **Tax Budget** is to certify the Inside Ten (10) Mill Property Tax that is levied by the City.

(Tax Budget and Appropriation Budget - Continued Next Page) B-140411-2015-TAX-APP-BUDGET-SCHEDULE Page 1 of 5

(Tax Budget and Appropriation Budget - Continued)

At <u>Year End</u> the <u>Unencumbered (Net) Fund Balance</u> (Cash Balance less Open PO's) plus Revenue Estimates for each respective Fund are Certified to the County by the City. The County Auditor certifies back to the City the <u>First Amended Official Certificate of Estimated Resources</u>.

The City may legally Appropriate Funds <u>Up-To</u> the amount listed on the <u>First Amended Official</u> <u>Certificate of Estimated Resources</u> for each Fund. Adjustments to the <u>First Amended Official</u> <u>Certificate of Estimated Resources</u> may be made only when the <u>Estimated Receipts</u> are exceeded or reduced by an <u>Actual Amount</u>; or, if a <u>New and Unanticipated source of Revenue or Loss of a Current</u> <u>Revenue</u> occurs. (Example: An *Increase* in Water or Sewer Rates, or a New Tax; conversely a *Decrease* in certain sources like Income Tax Revenue, or Interest Earnings, all occurring after submission of the original <u>First Amended Official Certificate of Estimated Resources</u>)

APPROPRIATION BUDGET:

The **Appropriation Budget**, as formally adopted by City Council, establishes the <u>Maximum Allowable</u> <u>Expenditures by *Fund*, *Department and Category* (Personal Services and Other), through the use of Appropriations for the City's Fiscal Year. The **Appropriation Budget** must be passed in either a *Temporary* or *Final* form on or about January 1st of each year. The *Final* Appropriation Budget must be passed no later than March 31st of each respective budgetary year.</u>

The process followed in the development of the **Appropriation Budget** covers both <u>Revenues</u> and <u>Expenditures</u>. The final document will establish detailed revenue and expenditure guidelines and give formal approvals to submitted requests of all <u>City Departments</u>, <u>Divisions</u>, <u>Boards and Commissions</u>.

The **Appropriation Budget** is limited to the amounts Certified by each Fund as listed in the <u>First</u> <u>Amended Official Certificate of Estimated Resources</u>; as may be amended from time to time.

I have attached a Proposed Schedule of Dates for the preparation and adoption of the <u>2015 TAX</u> <u>BUDGET</u> and the <u>2015 APPROPRIATION BUDGET</u>. Some of these dates are statutory (Set by the ORC).

Please call me if you have any questions on the proposed schedule and process for preparing the <u>2015</u> <u>TAX BUDGET</u> and the <u>2015 APPROPRIATION BUDGET</u>.

I can be reached at 419-599-1235.

Thank you.

Gregory J. Heath Finance Director/Clerk of Council

Attachment

TAX BUDGET PROCESS

> April 1, 2014 ORC 5705.28	-	Commission	<i>DRC statutory code</i> , Departments, Divisions, Boards and ns are requested to submit an estimate of contemplated nd Expenditures for 2015 by the 1 st of June.
		NOTE:	This step is <i>Not Necessary</i> with the <i>Alternate Method</i> for the allocation of the Undivided Local Government <u>Fund</u> . Actual Department Budgets receive consideration when they submit their 2015 Appropriation Budgets requests. (See <u>APPROPRIATION BUDGET PROCESS</u> .)
> May 5, 2014 On or Before 1 st Monday in May			rector is to certify to City Council any amounts necessary to ment for final judgments (if any).
ORC 5705.08		NOTE:	At this time and date, no certification is required for 2015, the City did not have any Final Judgments outstanding.
> May 5, 2014 ORC 5705.28	-		rector to present the 2015 Tax Budget in its tentative y Council for consideration and study.
ORC 5705.281		NOTE:	Only the inside ten (10) mill limit allocation is presented. at this time. ORC 5747.53 & 5747.63 allows an alternate method or formula to be adopted, this was done in 1998. In turn, this allows County Budget Commission to waive the requirement of a formal full "Tax Budget".
> May 5, 2014 ORC 5705.28	-	First (1 st) R	ead on Resolution to Adopt the 2015 Tax Budget.
> May 5, 2014 ORC 5705.30	-	Director and	D15 Tax Budget (2 Copies) on File with the Finance d City Council, minimum of ten (10) days prior to adoption days prior to a required <u>Public Hearing</u> . NLT -05/22/2014.
		NOTE:	Council is requested to set a <u>Public Hearing</u> for <u>Monday</u> , June 2, 2014, on the 2015 Tax Budget.
> May 19, 2014 ORC 5705.28	-	2 nd Read on	Resolution to Adopt the 2015 Tax Budget.
ORC 5705.28 > May 22, 2014 On or Before	-	Publication	of <u>Public Hearing Notice</u> for meeting on June 2 nd for a ring on 2015 Tax Budget as established by City Council.
ORC 5705.28 > May 22, 2014	-	Publication	of <u>Public Hearing Notice</u> for meeting on June 2 nd for a

NOTE: <u>Not Normally Requested at this Time</u>.

(Tax Budget Process - Continued Next Page) B-140411-2015-TAX-APP-BUDGET-SCHEDULE Page 3 of 5

(Tax Budget Process - Continued)

> June 2, 2014 - ORC 5705.30	Public Hearing on 2015 Tax Budget.	
> June 2, 2014 - ORC 5705.28	3 rd Read on Resolution to Adopt the 2015 Tax Budget.	
> July 2, 2014 - ORC 5705.28	<i>Effective Date of Resolution</i> to Adopt the 2015 Tax Budget . 2015 Tax Budget must be adopted on or before July 15, 2014	
> July 15, 2014 - On or Before ORC 5705.28	2015 Tax Budget must be adopted by City Council on or before this date.	
<pre>> July 20, 2014 - On or Before ORC 5705.30</pre>	2015 Tax Budget must be submitted to the County Auditor on or before this date.	
OKC 5705.50	NOTE: The statutory penalty for failure to meet these time frames shall result in the LOSS of the City's share of the Undivided Local Government Fund .	
> September 1, 2014 - On or Before ORC 5705.27-34	The County Budget Commission shall certify back to the City the <u>Official Certificate of Estimated Resources</u> . This certification includes an estimate of the rate of each tax necessary to be levied, and the apportionment of the Year 2015 Undivided Local Government Fund to the City.	
> September 2, 2014 or- September 15, 2014 ORC 5705.34	City Council to authorize <i>1st Read on Resolution</i> the <i>Inside 10 Mill Tax</i> <u><i>Levies</i></u> listed in the 2015 Tax Budget , and <i>Special Assessments</i> for the 2014 Tax Duplicate , collected in 2015. These amounts must be certified back to the County Auditor on or before October 1, 2014 per the ORC .	
> September 15, 2014 - ORC 5705.34	2 nd Read (and Passage with <u>Suspension</u> and <u>Emergency</u>) on Resolution to Adopt the <u>Inside 10 Mill Tax Levies</u> listed in the 2015 Tax Budget , and <u>Special Assessments</u> for the 2014 Tax Duplicate , collected in 2015. These amounts must be certified back to the County Auditor on or before October 1, 2014 .	
	NOTE: <u>Suspension</u> and <u>Emergency</u> are required on the Resolution in order to meet the ORC imposed date of October 1.	
> October 1, 2014 - On or Before ORC 5705.34	City must certify back to the County Auditor amounts listed in the 2015 Tax Budget for the <i>Inside 10 Mill Tax Levies</i> , including any <i>Special Assessments</i> for the 2014 Tax Duplicate , amounts collected in 2015.	

2015 TAX BUDGET & 2015 APPROPRIATION BUDGET -ORC GUIDELINES AND PROPOSED TIMETABLES

APPROPRIATION BUDGET PROCESS

> August 4, 2014 -	Departments, Divisions, Boards and Commissions should be notified by the City Manager and Finance Director to prepare and submit by <u>September 2, 2014</u> , their detailed 2015 Appropriation Budget Requests on the forms provided.				
	NOTE: <u>Personal Service and Debt Information</u> will be provided to all Departments, Divisions, Boards and Commissions by the Finance Department. The <u>Other Category</u> requests are those prepared by Department/Division Heads.				
> September 2, 2014 -	Departments, Divisions, Boards and Commissions to submit their 2015 Appropriation Budget Requests to the City Manager.				
> September 2, 2014 - to October 2, 2014	City Manager to review the 2015 Appropriation Budget Requests with the Departments/Divisions and prepare Council presentation.				
> October 6, 2014 - to November 17, 2014 Charter Sec. 2.13	City Manager to review the 2015 Appropriation Budget Requests with the Finance and Budget Committee of City Council .				
Charter Sec. 2.15	NOTE: F & B Committee to schedule Budget Reviews as needed.				
> November 24, 2014 - Charter Sec. 2.13	Final changes to the 2015 Appropriation Budget Requests made by <u>Finance and Budget Committee of City Council</u>.				
> December 1, 2014 or- December 15, 2014 Charter Sec. 2.13	Mayor presents 2015 Appropriation Budget to City Council as recommended by the Finance and Budget Committee of City Council . (This is required by <i>City Charter</i> .)				
> December 2, 2014 or- December 15, 2014 ORC 5705.38	City Council to adopt <i>Temporary</i> or <i>Final</i> 2015 Appropriation Budget. <i>Ist Read on 2015 Appropriation Ordinance and Transfer Resolution</i> to adopt the 2015 Appropriation Budget.				
> December 15, 2014 or- December 22, 2014 ORC 5705.38	2 nd Read (and Passage with <u>Suspension</u> and <u>Emergency</u>) on 2015 Appropriation Ordinance and Transfer Resolution to adopt the 2015 Appropriation Budget. (Special Meeting December 22, if Necessary.)				
	NOTE: <u>Suspension</u> and <u>Emergency</u> are required on the Resolution in order to meet the ORC imposed date of January 1.				
> January 1, 2015 On or About ORC 5705.36	City Council must adopt a <i>Temporary</i> or <i>Final Budget</i> . The Finance Director must certify to the County Auditor the actual <u>Unencumbered</u> <u>Balances of each Fund</u> .				
> January 31, 2015 - ORC 5705.36	County Auditor certifies the <u>First Official Amended Certificate of</u> <u>Estimated Resources</u> for 2015 to the City.				
> March 31, 2015 - On or Before ORC 5705.38	City Council must have passed the <i>Final 2015 Appropriation</i> <i>Budget</i> , if not already passed.				
· · ··································	Statit II i the second for the Very 2016 D 1 i				



Department of Treasury Internal Revenue Service Ogden UT 84201-0074

Notice	CP152A		
Tax period	December 31, 2013		
Notice date	November 25, 2013		
Employer ID number	34-6400941		
To contact us	Phone 1-877-829-5500		
	FAX 801-620-5670		

Page 1 of 2

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18707

CITY OF NAPOLEON OHIO 255 W RIVERVIEW AVE NAPOLEON OH 43545

Acknowledgment of your December 1, 2013 Form 8038-CP and notice of reduction to your credit payment We received your tax-advantaged bond form

This notice serves as official acknowledgment	Tax-advantaged bond information					
that we received your Form 8038-CP. If you filed more than one form, you will receive a separate	Bond issuer CITY OF NAPOLEON OHIO					
acknowledgment for each one.	Name of issue	SEWER SYSTEM IMPROVEMENT REVENUE BO				
acknowledginent for each one.	Address	255 W RIVERVIEW AVE				
		NAPOLEON OH 43545				
	CUSIP number	630721AQ1				
	Issue date	July 20, 2010				
	Interest payment date	December 1, 2013				
	Credit interest payment	\$39,906.57				
	IRS report number	800				
	Internal Revenue Code section 6431 applicable to certain qualified bonds. As a result, your refundable credit payment will be reduced by 7.2%. The sequestration reduction rate will be applied until the end of the fiscal year (September 30, 2014) or intervening Congressional action, at which time the sequestration rate is subject to change.					
Important reminders	this tax-advantaged bond. • If a tax practitioner or someor	o all of your correspondence and documents related to ne else prepared your form, you may want to give them was automatically sent to all representatives				



Department of Treasury Internal Revenue Service Ogden UT 84201-0074

Notice	CP152A		
Tax period	June 30, 2013		
Notice date	May 13, 2013		
Employer ID number	34-6400941		
To contact us	Phone 1-877-829-5500		
	FAX 801-620-5670		

Page 1 of 2

CITY OF NAPOLEON OHIO 255 W RIVERVIEW AVE NAPOLEON OH 43545

1051

Acknowledgment of your June 1, 2013 Form 8038-CP and notice of reduction to your credit payment We received your tax-advantaged bond form

This notice serves as official acknowledgment	Tax-advantaged bond information		
that we received your Form 8038-CP. If you filed more than one form, you will receive a separate	Bond issuer	CITY OF NAPOLEON OHIO	
acknowledgment for each one.	Name of issue	SEWER SYSTEM IMPROVEMENT REVENUE BO	
acknowledgment for each one.	Address	255 W RIVERVIEW AVE	
		NAPOLEON OH 43545	
	CUSIP number	630721AQ1	
	Issue date	July 20, 2010	
	Interest payment date	June 1, 2013	
	Credit interest payment	\$39,906.57	
	IRS report number	800	
	your refundable credit payment rate will be applied until the end	6431 applicable to certain qualified bonds. As a result, will be reduced by 8.7%. The sequestration reduction d of the fiscal year (September 30, 2013) or intervening time the sequestration rate is subject to change.	
this tax-advantaged bond. If a tax practitioner or someone else pre a copy of this notice. (A copy was auto authorized with a Power-of-Attorney for		designated a trustee to receive your credit payment,	

06/29/2010 Sewer Revenue RZEDBs Bonds

City of Napoleon, Ohio

Sewer Revenue - RZEDBs - Baird bid \$2,535,000 Principal Issued Debt Service Schedule

Date	Annual Principal	Coupon Interest Rate	Annual Interest	Total P+I Excluding Federal Subsidy	Federal Subsidy @ 45% on Interest	Actual Federal Subsidy Received	Actual Federal Subsidy Percentage % Paid	Dollar Difference Due To Sequestration	Percentage % (Reduction) to Interest Subsidy	Net Total P+I Projected Paid b City
12/01/2010	\$0.00	-	\$0.00	\$0.00	(\$29,681.73)	\$29,681.73	-100.0000%	\$0.00	0.0000%	(\$29,681.7
12/01/2011	\$20,000.00	6.000%	\$247,221.91	\$267,221.91	(\$81,568.12)	\$81,568.12	-100.0000%	\$0.00	0.0000%	\$185,653.7
12/01/2012	\$45,000.00	6.000%	\$180,062.50	\$144,034.38	(\$81,028.12)		-99.5268%	(\$383.44)	-0.4732%	\$63,389.7
12/01/2013	\$45,000.00	6.000%	\$177,362.50	\$142,549.38	(\$79,813.12)		-92.0525%	(\$6,343.16)	-7.9475%	\$69,079.4
12/01/2014	\$45,000.00	6.000%	\$174,662.50	\$141,064.38	(\$78,598.12)	× ·	-92.8000%	(\$5,659.06)	-7.2000%	\$68,125.3
12/01/2015	\$45,000.00	6.000%	\$171,962.50	\$139,579.38	(\$77,383.12)		-92.8000%	(\$5,571.58)	-7.2000%	\$67,767.8
12/01/2016	\$50,000.00	6.000%	\$169,262.50	\$143,094.38	(\$76,168.12)		-92.8000%	(\$5,484.10)	-7.2000%	\$72,410.3
12/01/2017	\$50,000.00	6.000%	\$166,262.50	\$141,444.38	(\$74,818.12)	2	-92.8000%	(\$5,386.90)	-7.2000%	\$72,013.
12/01/2018	\$55,000.00	6.000%	\$163,262.50	\$144,794.38	(\$73,468.12)	\$68,178.42	-92.8000%	(\$5,289.70)	-7.2000%	\$76,615.
12/01/2019	\$55,000.00	6.000%	\$159,962.50	\$142,979.38	(\$71,983.12)	\$66,800.34	-92.8000%	(\$5,182.78)	-7.2000%	\$76,179.
12/01/2020	\$55,000.00	6.000%	\$156,662.50	\$141,164.38	(\$70,498.12)		-92.8000%	(\$5,075.86)	-7.2000%	\$75,742
12/01/2021	\$60,000.00	7.250%	\$153,362.50	\$144,349.38	(\$69,013.12)		-92.8000%	(\$4,968.94)	-7.2000%	\$80,305
12/01/2022	\$65,000.00	7.250%	\$149,012.50	\$146,956.88	(\$67,055.62)	2	-92.8000%	(\$4,828.00)	-7.2000%	\$84,729
12/01/2023	\$65,000.00	7.250%	\$144,300.00	\$144,365.00	(\$64,935.00)		-92.8000%	(\$4,675.32)	-7.2000%	\$84,105
12/01/2024	\$70,000.00	7.250%	\$139,587.50	\$146,773.13	(\$62,814.37)	\$58,291.74	-92.8000%	(\$4,522.63)	-7.2000%	\$88,481
12/01/2025	\$70,000.00	7.250%	\$134,512.50	\$143,981.88	(\$60,530.62)	1	-92.8000%	(\$4,358.20)	-7.2000%	\$87,809
12/01/2026	\$75,000.00	7.250%	\$129,437.50	\$146,190.63	(\$58,246.87)		-92.8000%	(\$4,193.77)	-7.2000%	\$92,137
12/01/2027	\$80,000.00	7.250%	\$124,000.00	\$148,200.00	(\$55,800.00)	1	-92.8000%	(\$4,017.60)	-7,2000%	\$96,417.
12/01/2028	\$85,000.00	7.250%	\$118,200.00	\$150,010.00	(\$53,190.00)		-92.8000%	(\$3,829.68)	-7.2000%	\$100,649
12/01/2029	\$90,000.00	7.250%	\$112,037.50	\$151,620.63	(\$50,416.87)	-	-92.8000%	(\$3,630.01)	-7.2000%	\$100,043.
12/01/2030	\$95,000.00	7.250%	\$105,512.50	\$153,031.88	(\$47,480.62)		-92.8000%	(\$3,418.60)	-7.2000%	\$108,969
12/01/2031	\$100,000.00	7.500%	\$98,625.00	\$154,243.75	(\$44,381.25)		-92.8000%	(\$3,195.45)	-7.2000%	\$113,057
12/01/2032	\$105,000.00	7.500%	\$91,125.00	\$155,118.75	(\$41,006.25)		-92.8000%		-7.2000%	\$113,057
12/01/2033	\$110,000.00	7.500%	\$83,250.00	\$155,787.50	(\$37,462.50)		-92.8000%	(\$2,697.30)	-7.2000%	\$121,022
12/01/2034	\$120,000.00	7.500%	\$75,000.00	\$161,250.00	(\$33,750.00)	1	-92.8000%		-7.2000%	\$121,022 \$129,930
12/01/2035	\$125,000.00	7.500%	\$66,000.00	\$161,300.00	(\$29,700.00)		-92.8000%	,	-7.2000%	\$129,930
12/01/2036	\$135,000.00	7.500%	\$56,625.00	\$166,143.75	1		-92.8000%	,	-7.2000%	1
12/01/2037	\$140,000.00	7.500%	\$46,500.00	\$165,575.00	(\$20,925.00)		-92.8000%		-7.2000%	
12/01/2038	\$150,000.00	7.500%	\$36,000.00	\$169,800.00	(\$16,200.00)	· -	-92.8000%		-7.2000%	
12/01/2039	\$160,000.00	7.500%	\$24,750.00	\$173,612.50	1		-92.8000%			
12/01/2040	\$170,000.00	7.500%	\$12,750.00				-92.8000%	. ,	-7.2000% -7.2000%	

== 2014 through 2040 Assumes a 7.2% Subsidy Reduction ==

Total	FO FOF 000 00		~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~							
Totai	\$2,535,000,00	-	\$3,667,271,91	\$4,663,249,49	/1 CEO 070 071	#4 5 () 0 10 00				
999994 brownia			40,001,271.01	\$4,00J,243,43	(1,650,272.27)	\$1,544,316.69	<i>-93.5795%</i>	(105,955.58)	-6.4205%	\$3,118,932.80
								(100,000.00)	-0.420376	49,110,302.00

RESOLUTION NO. 034-14

A RESOLUTION URGING THE ADMINISTRATION AND THE CONGRESS OF THE UNITED STATES TO REJECT EFFORTS TO TAX THE INTEREST ON MUNICIPAL BONDS OR OTHERWISE ALTER THE FEDERAL TAX TREATMENT OR FUNDAMENTAL STRUCTURE OF MUNICIPAL BONDS

WHEREAS, tax-exempt bonds are the basic tool used by states, cities, counties, towns, universities, school districts, and other governmental entities to fund public purpose projects necessary to provide needed infrastructure and services; and,

WHEREAS, municipal bonds are celebrating a century of success as essential financing mechanisms that have been exempt from federal taxation since 1913; and,

WHEREAS, today, three-quarters of the infrastructure investment in the U.S. is financed by state and local government bonds, including roads, bridges, sewers, hospitals, libraries, schools, town halls, police stations, electric and gas infrastructure for public power utilities, and other government purpose investments made by state and local governments; and,

WHEREAS, every year, on average, public power utilities nationwide make \$15 billion in new investments financed with municipal bonds for power generation, distribution, transmission, reliability, demand control, efficiency, and emissions controls, all of which are needed to deliver safe, affordable, and reliable electricity to customers; and,

WHEREAS, the ability of these governmental entities to issue tax-exempt bonds so that they are attractive to investors is essential to the daily life of hundreds of millions of Americans; and,

WHEREAS, pressure to reduce the federal budget deficit has resulted in an ongoing review by Congress and the Administration of nearly all federal tax and spending programs, including tax-exempt financing; and,

WHEREAS, contrary to the perception that tax-exempt bonds only benefit high net-worth individuals, more than half of all municipal bond interest paid to individuals is earned by those with income of less than \$250,000; and,

WHEREAS, proposals to tax the interest on municipal bonds for some taxpayers would also likely alter the ability of state and local governments to access cost-effective financing, jeopardizing essential infrastructure projects nationwide that would benefit all citizens, not just those in the higher-income brackets; and

WHEREAS, tax credit and direct payment bonds would offer a poor substitute for traditional tax-exempt financing because they lack certainty and do not generally appeal to traditional municipal bond investors, including those who participate in the market through mutual funds; and,

WHEREAS, reductions in the availability of tax-exempt financing to municipal governments, or increases in their cost of issuing tax-exempt bonds,

would impose significant fiscal injury on these local governments and seriously impair their ability to maintain essential safety and services for their citizens; and,

WHEREAS, the loss of tax exempt financing would likely force local governments to significantly increase income taxes and utility rates, and therefore impose serious negative financial hardships on lower and middle-class families in municipal electric communities, **Now therefore:**

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

Section 1. That the City of Napoleon, Ohio urges the Administration and the Congress of the United States to reject efforts to tax the interest on municipal bonds or otherwise alter the federal tax treatment or fundamental structure of municipal bonds.

Section 2. That a copy of this Resolution shall be sent to the City of Napoleon's U.S. congressional delegation and the President of the United States.

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 shall be in full force and effect at the earliest time permitted by law.

Passed: _____

John A. Helberg, Council President

Approved: _____

Ronald A. Behm, Mayor

VOTE ON PASSAGE	Yea	Nay	Abstain
Attest:			

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 034-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____

_____; & 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.

Gregory J. Heath, Clerk/Finance Director





GRASSROOTS CALL TO ACTION

YOUR CONTACTS ARE NEEDED NOW URGE CONGRESS TO PROTECT BABS AND NEW CREBS CREDIT PAYMENTS FROM FURTHER CUTS

- TO: AMP/OMEA MEMBERS
- FROM: JOLENE THOMPSON, AMP SENIOR VICE PRESIDENT / OMEA EXECUTIVE DIRECTOR
- DATE: APRIL 8, 2014

As you may recall, we communicated with you last fall regarding the negative financial implications that budget "sequestration" has had – and is expected to continue to have – on AMP members participating in projects financed using Build America Bonds (BABs) and New Clean Renewable Energy Bonds (New CREBs). We sincerely appreciate the efforts that many of you took to send letters to your U.S. House members and your U.S. Senators, urging that Congress address this inherently unfair condition.

Since then, however, sequestration of BABs and New CREB's credit payments has not been fixed, and Congress and the Administration have instead actually extended sequestration for three additional years (through FY 2024 – a cumulative loss to AMP and our members of approximately \$63 million), using the revenue to fund other federal programs. We need to break Congress and the Administration of this bad habit of raiding credit payments owed to BABs and New CREBs issuers, including AMP. Enough is enough. The time is now to tell Congress it needs to act to protect BABs and New CREBs credit payments from further cuts.

While Congress and the Administration have essentially reached an accord on the budget through FY 2015, we continue to see pressures to use sequestration revenues to fund other government programs, most recently including the proposed extension of unemployment payments.

The cumulative impacts of sequestration on various AMP projects through FY 2024 is summarized in the table below:

PROJECT	CUMULATIVE CREDIT PAYMENTS REDUCED BY SEQUESTRATION THROUGH FY 2024
Prairie State	\$12,180,176
Combined Hydro	\$38,838,427
Meldahl Hydro	\$11,741,604

We are unbelievably frustrated by this situation. In March, AMP President / CEO Marc Gerken and CFO Bob Trippe led a small group representing AMP / OMEA members in a meeting with the Office of Management and Budget (OMB) on this matter. Unfortunately, the meeting did not result in any commitment from the Administration to fix the sequestration problem. *So your input now to Congress is critical*. We invested billions in essential new electric generation projects and, as part of that, trusted that the promised federal bond credit payments could be relied upon to help write down some of the debt we incurred, only to be denied the full value of those payments after the bonds were issued. The ability of the government to pull this "bait and switch" is another reason we have argued that direct pay bonds would be a poor substitute for tax-exempt financing in the future.

Public power providers like AMP are not alone in being negatively impacted by the sequestration of bond credit payments. States, cities, transit authorities, public water systems, and others who financed public projects with direct payment bonds since 2009 are all feeling the pinch. Congress never intended these credit payments to be held hostage in budget negotiations and tried in drafting the legislation authorizing them to make sure they would be immune from such cuts. *Congress can and should act to reverse the OMB's extraordinary decision to ignore Congress's intent; Congress should hold BAB and New CREB payments harmless to further cuts under sequestration.*

Attached is a sample letter that you can personalize for your community / utility. As ever, we appreciate your grassroots support on this important issue. Please send me copies of your correspondence, and feel free to contact me (<u>ithompson@amppartnrs.org</u>, 614/540-1111) or Julia Blankenship (<u>iblankenship@amppartners.org</u>, 614/540-0840) with any questions.

Attachment (1)

AMP Board of Trustees
 OMEA Board of Directors
 Marc S. Gerken, P.E., President / CEO, AMP
 Robert W. Trippe, Senior Vice President / CFO, AMP
 Marty Kanner, Federal Legislative Counsel, Kanner and Associates
 Julia M. Blankenship, Director, Energy Policy and Sustainability, AMP

ORDINANCE NO. 026-14

AN ORDINANCE AMENDING RULES 6 AND 8 OF THE CITY OF NAPOLEON RULES FOR WATER AND SEWER SERVICE TO ADOPT A REVISED RULE REGARDING SEWER LATERAL RESPONSIBILITY

WHEREAS, the Board of Public Affairs and the Water and Sewer Committee met in a regular meeting held on April 14, 2014, and reviewed proposed changes to the Water and Sewer Rules regarding the responsibility of sewer lateral repair and maintenance; and

WHEREAS, the Board of Public Affairs and the Water and Sewer Committee recommended that the maintenance of a sewer lateral, regardless of the location of the maintenance should be the responsibility of the customer and that any repair of a sewer lateral from the structure to the right of way is the responsibility of the customer, but any repair at or between the right of way and the main shall be the responsibility of the City; Now Therefore,

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

Rule 1 That, Rule 6 of the of the Codified Ordinances of the City of Napoleon, Ohio, shall be amended and enacted as follows:

"RULE 6 RESIDENTIAL SEWAGE SERVICE

Rule 6.1 Availability Of Residential Sewage Service

- (A) Residential service for sewage (also known as "residential sewer service") is available to persons having a premises that qualifies for "residential service". Such service shall be considered available to the premises when the premises is located within the corporate limits of the City and where public sanitary sewer lines are installed within two hundred (200') feet of a building or structure foundation wall that is to be served on the residential premises.
- (B) The sewer service line and tap shall be installed by property owner at property owner's expense and the complete installation shall conform to City's standards and inspection requirement. No sanitary sewer connections will be permitted until the tap charge, as prescribed by the City, has been paid in full to the City.

Rule 6.2 Residential Rate

- (A) The residential sewer rate is the charge as established by the City, and is amended from time to time, and is applicable for any sanitary sewage discharged to the City's wastewater treatment works by residential users as defined in these rules.
- (B) For rate classification purposes, sewage service will be classified the same as customer's water service; however, where sewage is discharged as provided for in provision (C) of this subsection, then

the rate shall be same as if the customer was utilizing the City's water service.

- (C) Where sewage is discharged into the City's sewage system and water is obtained from a source other than from the City, property owner will be required to install, at property owner's own expense, suitable metering equipment, to be approved by the City that will accurately determine the amount of sewage being discharged into the City's system.
- (D) The total cost of maintenance for repair of existing or future sanitary service line shall be borne by the property owner. Property owner's responsibility shall be from the point in which the building is tapped from the City main to the terminus point.

DETERMINATION OF RESPONSIBILITY OF SEWER LATERAL: IT IS THE OVERALL INTENT OF THIS RULE FOR THE CITY OF NAPOLEON TO ASSIST AND WORK WITH THE customer PROPERTY OWNER DURING THIS PROCESS IN A CUSTOMER FRIENDLY MANNER.

- 1. ANY AND ALL MAINTENANCE OF THE CUSTOMER'S SEWER LATERAL IS THE RESPONSIBILITY OF THE customer-PROPERTY OWNER, REGARDLESS OF THE LOCATION OF THE MAINTENANCE (FOR EXAMPLE, ANY MAINTENANCE SUCH AS CLEANING OUT ROOTS IS THE FULL RESPONSIBILITY OF THE customer-PROPERTY OWNER, EVEN IF SAID ROOTS ARE IN THE SEWER LATERAL BETWEEN THE RIGHT OF WAY AND THE MAIN.)
- 2. THE CITY WILL COMPENSATE THE customer PROPERTY OWNER IF THE UNDERTAKING IS A REPAIR, NOT MAINTENANCE, AND THE REPAIR IS LOCATED AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN.
- 3. IF A customer PROPERTY OWNER BELIEVES THERE IS AN ISSUE WITH THE OPERABILITY OF THE SEWER LATERAL, IT IS THE RESPONSIBILITY OF THE customer PROPERTY OWNER TO PROVE TO THE CITY THAT A REPAIR IS NECESSARY AND THAT SAID REPAIR IS AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN.
- 4. ONCE IT HAS BEEN ESTABLISHED, AND THE CITY ACKNOWLEDGES IN WRITING THAT A REPAIR IS NECESSARY AND THAT SAID REPAIR IS AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN, THEN THE CUSTOMER HAS SEVERAL OF OPTIONS:

- A. THE CITY OR A CONTRACTOR ACTING ON THE CITY'S BEHALF MAY PERFORM THE REPAIRS.
- B. THE Customer PROPERTY OWNER MAY HIRE A CONTRACTOR TO PERFORM THE REPAIR, SUBJECT TO THE PERMITS, INSPECTION, AND ADHERENCE TO THE CITY OF NAPOLEON'S RULES AND REGULATIONS, THE WATER AND SEWER RULES, AND ANY OTHER STATE OR FEDERAL RULES OR REGULATIONS.
- C. (WITH THE CITY OF NAPOLEON'S ENGINEER'S EXPRESS WRITTEN APPROVAL) Customer PROPERTY OWNER MAY DO THE REPAIR THEMSELVES, IT IS THE RESPONSIBILITY OF THE customer PROPERTY OWNER TO MAKE SURE THAT THEY HAVE ALL OF THE PROPER PERMITS AND INSPECTIONS CONDUCTED FOR THE REPAIR. ALL REPAIRS MUST BE DONE ACCORDING TO THE CITY OF NAPOLEON'S RULES AND REGULATIONS, THE WATER AND SEWER RULES, AND ANY OTHER STATE OR FEDERAL RULES OR REGULATIONS.
- 5. THE CITY WILL ONLY COMPENSATE THE customer PROPERTY OWNER FOR ANY REPAIRS AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN, IF IT IS LATER DISCOVERED THAT THE REPAIR WAS NOT AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN THE CITY MAY BILL THE PROPERTY OWNER, AND THE customer PROPERTY OWNER WOULD BE LIABLE TO THE CITY, FOR ANY COMPENSATION OR WORK PERFORMED THAT WAS NOT IN THE PROPER AREA.
- 6. ONCE THE CITY ACKNOWLEDGES IN WRITING THAT THE REPAIR IS NECESSARY AND IS IN THE PROPER AREA FOR COMPENSATION, THE CITY HAS THE RIGHT TO PRIORITIZE PERFORMING SAID REPAIR, TAKING INTO CONSIDERATION SEVERAL FACTORS, INCLUDING BUT NOT LIMITED TO: TIME, AVAILABILITY OF RESOURCES, AVAILABILITY OF WORKERS, AVAILABILITY OF FUNDS, BUDGET CONSIDERATIONS, THE SEVERITY OF DAMAGE TO THE SEWER LATERAL IN COMPARISON TO OTHER DAMAGED SEWER

LATERALS, AND THE SEVERITY OF DAMAGE THAT COULD BE CAUSED BY THE DAMAGED SEWER LATER IN COMPARISON TO OTHER SEWER LATERALS IN NEED OF REPAIR. NOTHING IN THIS RULE CREATES A RIGHT OF THE customer PROPERTY OWNER TO DEMAND PERFORMANCE AND NOTHING IN THIS RULE OBLIGATES THE CITY TO UNDERTAKE THE REPAIR, OTHER THAN THE PRIORITIZING MENTIONED ABOVE.

- 7. FOR PURPOSES OF THIS RULE THE FOLLOWING DEFINITIONS APPLY:
 - A. MAINTENANCE: THE GENERAL MAINTENANCE AND UPKEEP OF A SEWER LATERAL IS MAINTENANCE AND SHALL INCLUDE, BUT NOT LIMITED TO, ITEMS SUCH AS AUGERING OR SNAKING OF THE LINE, CLEAN OUT OF ANY BLOCKAGES, AND ANY OTHER TREATMENT OF THE LINE THAT COULD BE DONE TO RESOLVE THE SITUATION SHORT OF REPLACEMENT OF ANY PIPE OR LINE.
 - B. REPAIR: DAMAGE THAT IS SO CATASTROPHIC THAT THE ONLY OPTION IS REPLACEMENT OF ANY SECTION OF THE PIPE OR LINE.

Rule 6.3 Direct Connection To Sanitary Sewer Required

- (A) Where sewage is being discharged, and where sewage service is available to property owners, a direct connection shall be made to the sanitary sewer within ninety (90) days of the effective date of these Rules; and any septic tanks, cesspools and similar private wastewater disposal facilities are prohibited where sewage service is available (see *VIOLATION* section).
- (B) The owners of all houses, buildings, structures or properties used for human occupancy or other purposes, or other buildings which qualifies for residential rates, situated within the City and abutting on any street, alley, or right-of-way in which there is not located a public sanitary or combined sewer of the City, is hereby required at the owner's expense to install suitable toilet facilities therein, and to connect such facilities therein directly with the proper public sewer in accordance with the provisions of these Rules and other applicable law, within ninety (90) days after date of official notice to do so, provided that said public sewer is within two hundred (200') feet of the building or structure foundation wall that is to be served on the premises (see *VIOLATION* section)."

Section 2. That, Rule 8 of the Codified Ordinances of the City of Napoleon, Ohio, shall be amended and enacted as follows:

"RULE 8 NONRESIDENTIAL SEWAGE SERVICE

Rule 8.1 Availability Of Nonresidential Sewage Service

- (A) Nonresidential sewage service (also known as "commercial or industrial sewer service") is available to persons having a premises that qualifies for "commercial or industrial service". Such service shall be considered available to the premises when the premises is located within the corporate limits of the City and where public sanitary sewer lines are installed within two hundred (200') feet of a building or structure foundation wall that is to be served on the commercial or industrial (nonresidential) premises.
- (B) The sewer service line and tap shall be installed by property owner at property owner's expense and the complete installation shall conform to City's standards and inspection requirements. No sanitary sewer connections will be permitted until the tap charge and if applicable, the connection charge, both as prescribed by the City, has been paid in full in advance to the City.

Rule 8.2Commercial Or Industrial Rate

- (A) The commercial or industrial rate is the charge applicable for sanitary processing of commercial and industrial and other waste resulting from use of water from the City's water system by commercial, industrial and all other classes of service not provided for in the residential rate as established by the City and as may be amended from time to time.
- (B) For rate classification purposes, sewage service will be classified the same as customer's water service; however, where sewage is discharged as provided for in provision (C) of this subsection, then the rate shall be same as if the customer was utilizing the City's water service.
- (C) Where sewage is discharged into the City's sewage system and water is obtained from a source other than from the City, property owner will be required to install, at property owner's own expense, suitable metering equipment, to be approved by the City that will accurately determine the amount of sewage being discharged into the City's system.

(D) The total cost of maintenance for repair of existing or future sanitary service line shall be borne by the property owner.

DETERMINATION OF RESPONSIBILITY OF SEWER LATERAL: IT IS THE OVERALL INTENT OF THIS RULE FOR THE CITY OF NAPOLEON TO ASSIST AND WORK WITH THE customer PROPERTY OWNER DURING THIS PROCESS IN A CUSTOMER FRIENDLY MANNER.

- 1. ANY AND ALL MAINTENANCE OF THE customer's PROPERTY OWNER'S SEWER LATERAL IS THE RESPONSIBILITY OF THE customer-PROPERTY OWNER, REGARDLESS OF THE LOCATION OF THE MAINTENANCE (FOR EXAMPLE, ANY MAINTENANCE SUCH AS CLEANING OUT ROOTS IS THE FULL RESPONSIBILITY OF THE customer PROPERTY OWNER, EVEN IF SAID ROOTS ARE IN THE SEWER LATERAL BETWEEN THE RIGHT OF WAY AND THE MAIN.)
- 2. THE CITY WILL COMPENSATE THE customer PROPERTY OWNER IF THE UNDERTAKING IS A REPAIR, NOT MAINTENANCE, AND THE REPAIR IS LOCATED AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN.
- 3. IF A customer PROPERTY OWNER BELIEVES THERE IS AN ISSUE WITH THE OPERABILITY OF THE SEWER LATERAL, IT IS THE RESPONSIBILITY OF THE customer PROPERTY OWNER TO PROVE TO THE CITY THAT A REPAIR IS NECESSARY AND THAT SAID REPAIR IS AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN.
- 4. ONCE IT HAS BEEN ESTABLISHED AND THE CITY ACKNOWLEDGES IN WRITING THAT A REPAIR IS NECESSARY AND THAT SAID REPAIR IS AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN, THEN THE CUSTOMER HAS SEVERAL OF OPTIONS:
 - A. THE CITY OR A CONTRACTOR ACTING ON THE CITY'S BEHALF MAY DO THE REPAIRS.
 - B. THE Customer PROPERTY OWNER MAY HIRE A CONTRACTOR TO PERFORM THE REPAIR, SUBJECT TO THE PERMITS, INSPECTION, AND ADHERENCE TO THE CITY OF NAPOLEON'S RULES AND REGULATIONS, THE WATER AND SEWER RULES, AND ANY

OTHER STATE OR FEDERAL RULES OR REGULATIONS.

- C. (WITH THE CITY OF NAPOLEON'S ENGINEER'S EXPRESS WRITTEN APPROVAL) Customer PROPERTY OWNER MAY PERFORM THE REPAIR THEMSELVES. IT IS THE RESPONSIBILITY OF THE customer PROPERTY OWNER TO MAKE SURE THAT THEY HAVE ALL OF THE PROPER PERMITS AND INSPECTIONS CONDUCTED FOR THE REPAIR. ALL REPAIRS MUST BE DONE ACCORDING TO THE CITY OF NAPOLEON RULES AND REGULATIONS, THE WATER AND SEWER RULES, AND ANY OTHER STATE OR FEDERAL RULES OR REGULATIONS.
- 5. THE CITY WILL ONLY COMPENSATE THE customer PROPERTY OWNER FOR ANY REPAIRS AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN, IF IT IS LATER DISCOVERED THAT THE REPAIR WAS NOT AT OR BETWEEN THE RIGHT OF WAY AND THE MAIN THE CITY MAY BILL, AND THE customer PROPERTY OWNER WOULD BE LIABLE TO THE CITY, FOR ANY COMPENSATION OR WORK PERFORMED THAT WAS NOT IN THE PROPER AREA.
- **ONCE THE CITY ACKNOWLEDGES IN WRITING** 6. THAT THE REPAIR IS NECESSARY AND IS IN THE **PROPER AREA FOR COMPENSATION, THE CITY HAS** THE RIGHT TO PRIORITIZE PERFORMING SAID **REPAIR TAKING INTO CONSIDERATION SEVERAL** FACTORS, INCLUDING BUT NOT LIMITED TO: TIME, AVAILABILITY OF RESOURCES, AVAILABILITY OF WORKERS, AVAILABILITY OF FUNDS, BUDGET CONSIDERATIONS, THE SEVERITY **OF DAMAGE TO THE SEWER LATERAL IN COMPARISON TO OTHER DAMAGED SEWER** LATERALS, AND THE SEVERITY OF DAMAGE THAT **COULD BE CAUSED BY THE DAMAGED SEWER** LATER IN COMPARISON TO OTHER SEWER LATERALS IN NEED OF REPAIR. NOTHING IN THIS **RULE CREATES A RIGHT OF THE customer PROPERTY OWNER TO DEMAND PERFORMANCE** AND NOTHING IN THIS RULE OBLIGATES THE CITY TO UNDERTAKE THE REPAIR, OTHER THAN THE **PRIORITIZING MENTIONED ABOVE.**

7. FOR PURPOSES OF THIS RULE THE FOLLOWING DEFINITIONS APPLY:

- A. MAINTENANCE: THE GENERAL MAINTENANCE AND UPKEEP OF A SEWER LATERAL IS MAINTENANCE AND SHALL INCLUDE, BUT NOT LIMITED TO, ITEMS SUCH AS AUGERING OR SNAKING OF THE LINE, CLEAN OUT OF ANY BLOCKAGES, AND ANY OTHER TREATMENT OF THE LINE THAT COULD BE DONE TO RESOLVE THE SITUATION SHORT OF REPLACEMENT OF ANY PIPE OR LINE.
- B. REPAIR: DAMAGE THAT IS SO CATASTROPHIC THAT THE ONLY OPTION IS REPLACEMENT OF ANY SECTION OF THE PIPE OR LINE.

Rule 8.3 Direct Connection To Sanitary Sewer Required

- (A) Where sewage is being discharged and where sewage service is available to property owners, a direct connection shall be made to the sanitary sewer within ninety (90) days of the effective date of these Rules; and any septic tanks, cesspools and similar private wastewater disposal facilities are prohibited where sewage service is available (see *VIOLATION* section).
- (B) The owners of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, or other buildings which qualify for commercial or industrial rates, situated within the City and abutting on any street, alley, or right-of-way in which there is not located a public sanitary or combined sewer of the City, is hereby required at the owner's expense to install suitable toilet facilities therein, and to connect such facilities therein directly with the proper public sewer in accordance with the provisions of these Rules and other applicable law, within ninety (90) days after date of official notice to do so, provided that said public sewer is within two hundred (200') feet of a building or structure foundation wall that is to be served on the premises (see *VIOLATION* section).

Rule 8.4 Multiple Establishments

Shall be applied in the same manner stated in Rule 3.3 (nonresidential water service/multiple establishments).

Rule 8.5 City Measures

(A) If at any time within a twenty-four (24) hour period sewage flow from a premises is greater than 2% of the total twenty-four (24) hour sewage flow to City's treatment plant, the City may require the owner of the premises involved to install such storage, pumping facilities and other appurtenances as are required to control the quantity and rate of discharge of the sewage flow involved so as to not interfere with the normal operation of the City's treatment plant.

- (B) All measurements, tests, and analysis of the characteristics of waters and wastes to which reference is herein made shall be determined in accordance with "standard methods for the examination of waters and wastes" and shall be determined at the control manhole previously specified. In the event that no special manhole has been required, then the control manhole shall be considered to be the nearest down stream manhole in the City's sewage system to the point at which the building sewer is connected.
- (C) If necessary, in the opinion of the City, the individual, firm or others discharging any waste of the prohibitive character into the City's sewage system shall provide, at their own expense (individual, firm, or others discharging the waste), such preliminary treatment as may be necessary to stop or reduce within the acceptable limits, the objectionable characteristics or constituents. The plans, specifications and other pertinent information pertaining to such proposed preliminary treatment shall be submitted to the City for written approval in advance of any construction work.
- (D) When commercial or industrial waste exceed 250 mg/l of suspended solids and/or 200 mg/l of CBOD5 by weight, excess strength surcharges will be levied as outlined in the City rules or legislation."

Section 3. That, Rule 6 and Rule 8 of the City of Napoleon Rules for Water and Sewer Service as they existed prior to the enactment of this Ordinance are hereby repealed.

Section 4. That any changes needed to pages, page numbers, or appendixes are hereby approved to accommodate for the above amendment.

Section 5. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 6. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 7. That, this Ordinance shall be in full force and effect at the earliest time permitted by law.

Passed: _____

John A. Helberg, Council President

Approved: _____

Ronald R. Behm, Mayor

VOTE ON PASSAGE _____ Yea ____ Nay ____ Abstain

Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 026-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, ____, & 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.

Gregory J. Heath, Clerk/Finance Director

ORDINANCE NO. 027-14

AN ORDINANCE ESTABLISHING SECTION 931.13 OF THE CODIFIED ORDINANCES OF THE CITY OF NAPOLEON WHICH ESTABLISHES A CHARGE AND RATE FOR THE COSTS OF THE SEWER LATERAL RESPONSIBILITY RULE

WHEREAS, the Board of Public Affairs and the Water and Sewer Committee met in a regular meeting held on April 14, 2014, and reviewed the rule regarding sewer lateral responsibility and recommended that the City should have greater responsibility than previously, and they recommended establishing a charge as well as a rate to pay for this new responsibility; and,

WHEREAS, City Council now desires to pay for the some of the costs associated with sewer lateral repair as outlined in the Water and Sewer Rules; and,

WHEREAS, City Council now desires to establish a charge to assist with the costs of this responsibility; and,

WHEREAS, City Council now desires to establish a rate for said charge; Now Therefore,

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

Section 1. That, the City of Napoleon does hereby establish Section 931.13 of the Codified Ordinances of the City of Napoleon, Ohio which *EFFECTIVE JULY 1ST*, 2014, establishes the Sewer Lateral Charge and sets the rate for said charge and is enacted as follows:

"931.13 SEWER LATERAL CHARGE.

(a) <u>Purpose</u>. The purpose of the sewer lateral charge, that is charged in addition to the overflow abatement charge, capacity charge, and commodity charge, is as follows:

(1) To raise revenue to offset the costs of assuming repairs to customer sewer laterals which occur at or between the right-of-way and the main.

(2) By assuming those costs, the City benefits by having more control over who does work and how the work is being done to sewer lines that are in the right-of-way to the main, which may include going under City streets.

(3) To improve the public health, safety, and welfare by providing for the safe and efficient delineation of the sewer lateral responsibility.

(b) <u>Rules</u>. The City of Napoleon Water and Sewer Service Rules, and as amended from time to time, are established to assist in decisions regarding this charge.

(c) <u>Application of Charge</u>. This charge will be considered a sanitary sewer lateral fee that is to be charged, in addition to any overflow abatement, capacity, or commodity charge, to any real property that currently or in the future has been determined to qualify for the Overflow Abatement Fee. The responsible party for payment will be the same as the responsible party for the Overflow Abatement Fee.

(d) <u>Rate</u>. The Sewer Lateral Charge is assessed monthly as follows:

Class User:	<u>Charge</u> :
Residential - In	\$2.10
Residential - Out	\$3.15
Commercial /INDUSTRIAL- In	\$3.50

(e) <u>Conflict with Rules for Water and Sewer Service</u>. Where a conflict arises between this section and the Rules for Water and Sewer Service, this section shall control.

(f) <u>Exemption</u>. Notwithstanding any provision to the contrary, all buildings and land owned by this municipality are exempt from the sewer lateral charge; moreover, any sewer lateral charge billed to this municipality is exempt from collection.

(g) <u>Appeals</u>. Any appeals shall be in accordance to the process set forth in the City of Napoleon Water and Sewer Service Rules, as may be amended from time to time."

Section 2. That, it is found and determined that all formal action 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 21.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon, Ohio.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this 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 4. That, this Ordinance shall be in full force and effect at the earliest time permitted by law.

Passed:	
	John A. Helberg, Council President
Approved:	
	Ronald A. Behm, Mayor

VOTE ON PASSAGE _____ Yea ____ Nay ____ Abstain

Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 027-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, ____; & 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.

Gregory J. Heath, Clerk/Finance Director

ORDINANCE NO. 028-14

AN ORDINANCE AMENDING SECTION 931.09 INCREASING SANITARY SEWER RATES FOR THE YEARS 2014, 2015; AND, 2016

WHEREAS, the Board of Public Affairs and the Water and Sewer Committee met in a regular meeting held on April 14, 2014, reviewed the existing sanitary sewer rates and determined a rate increase over a three year period effective July 1, 2014 for the years 2014, 2015; and, 2016 is necessary in order to keep the sanitary sewer fund sound;

WHEREAS, the Council for the City of Napoleon now desires to increase sewer rates for the years 2014, 2015; and, 2016 Now Therefore,

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

Section 1. That, Section 931.09 of the Codified Ordinances of the City of Napoleon, Ohio, shall be amended and enacted as follows:

"931.09 SANITARY SEWER RATES FOR INSIDE AND OUTSIDE CORPORATION LIMITS.

The sanitary sewer rates charged by the City shall be as follows, except as may otherwise be permitted by rule:

(a) It is determined and declared to be necessary to the protection of the public health, safety, welfare, and convenience of the City to establish and collect charges upon all lots, lands, and premises which are served by the municipal sanitary sewer system of the City.

(b) The following measures shall be used to determine the sewer charges provided to a premises served by the City sanitary sewer system:

(1) Any premises using water exclusively supplied by the City and having a water meter acceptable to the City shall be measured by said meter for determining the sanitary sewer charge for the premises.

(2) Any owner or other interested party of a premises using water supplied either in whole or in part from sources other than the waterworks system of the City may be required to install water meters satisfactory to the City to the extent necessary to measure all such supplies of water. The quantity of water consumed on said premises shall be deemed to be the aggregate amount disclosed by said meter for the purpose of determining the sanitary sewer charge for the premises.

(3) In the event it can be shown to the satisfaction of the City that a portion of the water from any source consumed on said premises does not and cannot enter the City sanitary sewer system, then in such case the owner or other interested party may, at the owner's or interested party's expense, install and maintain separate metering devices, subject to inspection and testing by the City, to the extent necessary to demonstrate to the satisfaction of the City that only a portion of the water consumed on the premises is being discharged into the City sanitary sewer system, which portion shall constitute the basis for measuring the sanitary sewer charge for said premises. In the event that such metering devices are impractical, then other reliable evidence produced by the owner or other interested party may be considered by the City Manager, in the City Manager's sole discretion, in adjusting sewer charges.

(4) Effective with the billing cycle in July of the year 2010 JUNE 18,
 2014, to be reflected in the first billing in August of the year 2010 JULY, 2014, the following rate structure related to sanitary sewer charges shall be charged as follows, except as may otherwise be permitted by rule:

Wastewater (Sanitary Sewer) Service Charge:

Capacity Charge (Base Charge):

Charges per Month	Residential	Commercial or Industrial
Inside Corporation Limits	\$25.34	\$25.3 4 \$29.62
Outside Corporation Limits	\$50.85 \$59.42	\$50.85 <i>\$59.42</i>

Commodity Charge: (To be charged in addition to the Capacity Charge)

Commodity Charge/100cf	Residential	Commercial or Industrial
Inside Corporation Limits	\$4.03 \$4.71	\$4.03 <i>\$4.71</i>
Outside Corporation Limits	\$8.55 \$10.00	\$8.55 \$10.00

Industrial metering and monitoring charge: \$25.00 per sample

Excess Strength surcharges:

Charge per pound of CBOD above 200 MG/L	\$0.15
Charge per pound of SS above 250 MG/L	\$0.15
Charge per pound of phosphorus above 7 MG/L	\$0.15

CBOD = Carbonaceous Biological Oxygen Demand SS = Suspended Solids MG/L = Milligrams per Liter CF = Cubic Feet

Overflow Abatement Charge pursuant to Section 931.12 *AND SEWER LATERAL CHARGE PURSUANT TO SECTION 931.13*: (To be charged in addition to the Capacity and Commodity Charge)

(5) Effective with the billing cycle in January of the year $2011 \ 2015$, to be reflected in the first billing in February of the year $2011 \ 2015$, the following rate structure related to sanitary sewer charges shall be charged as follows, except as may otherwise be permitted by rule:

Wastewater (Sanitary Sewer) Service Charge:

Capacity Charge (Base Charge):

sewer rate increase - 028-14

Charges per MonthResidentialInside Corporation Limits\$26.61 \$31.99Outside Corporation Limits\$53.39 \$64.17

Commercial or Industrial **\$26.61** *\$31.99* **\$53.59** *\$64.17*

Commodity Charge: (To be charged in addition to the Capacity Charge)

Commodity Charge/100cf	Residential	Commercial or Industrial
Inside Corporation Limits	\$4.23 \$5.09	\$4.23 \$5.09
Outside Corporation Limits	\$8.98 <i>\$10.80</i>	\$8.98 <i>\$10.80</i>

Industrial metering and monitoring charge: \$25.00 per sample

Excess Strength surcharges:

Charge per pound of CBOD above 200 MG/L	\$0.15
Charge per pound of SS above 250 MG/L	\$0.15
Charge per pound of phosphorus above 7 MG/L	\$0.15

CBOD = Carbonaceous Biological Oxygen Demand SS = Suspended Solids MG/L = Milligrams per Liter CF = Cubic Feet

Overflow Abatement Charge pursuant to Section 931.12 AND SEWER LATERAL CHARGE PURSUANT TO SECTION 931.13: (To be charged in addition to the Capacity and Commodity Charge)

(6) Effective with the billing cycle in January of the year 2012 2016, to be reflected in the first billing in February of the year 2012 2016, and each billing thereafter, the following rate structure related to sanitary sewer charges shall be charged as follows, except as may otherwise be permitted by rule:

Wastewater (Sanitary Sewer) Service Charge:

Capacity Charge (Base Charge):

Charges per MonthResidentialInside Corporation Limits\$27.94 \$35.19Outside Corporation Limits\$56.06 \$70.59

Commercial or Industrial **\$27.94** *\$35.19* **\$56.06** *\$70.59*

Commodity Charge: (To be charged in addition to the Capacity Charge)

Commodity Charge/100CF	Residential	Commercial or Industrial
Inside Corporation Limits	\$4.44 <i>\$5.60</i>	\$4.44 <i>\$5.60</i>
Outside Corporation Limits	<mark>\$9.43</mark> <i>\$11.88</i>	<mark>\$9.43</mark> <i>\$11.88</i>

Industrial metering and monitoring charge: \$25.00 per sample

Excess Strength surcharges:

Charge per pound of CBOD above 200 MG/L	\$0.15
Charge per pound of SS above 250 MG/L	\$0.15
Charge per pound of phosphorus above 7 MG/L	\$0.15

CBOD = Carbonaceous Biological Oxygen Demand SS = Suspended Solids MG/L = Milligrams per Liter CF = Cubic Feet

Overflow Abatement Charge pursuant to Section 931.12 AND SEWER LATERAL CHARGE PURSUANT TO SECTION 931.13: (To be charged in addition to the Capacity and Commodity Charge)

(c) Disposal of Domestic Septage.

(1) Domestic septage accepted. The City accepts hauled domestic septage from approved hauling companies for disposal at the City's Wastewater Treatment Plant or other place as may be designated by the City's Wastewater Superintendent. The City's Wastewater Superintendent shall determine what constitutes an "approved hauling company". As used in this Ordinance, septage is considered waste collected from septic tanks in place for domestic type use. It contains partially treated household waste disposed through a homes plumbing system or other similar type waste commonly disposed in toilets, sinks, and showers.

(2) Company information required. Companies wishing to haul septage to the City's disposal site must apply to the City's Wastewater Superintendent and provide:

A. Company contact and ownership information;

B. Information about the types and capacities of the trucks used

to haul septage; C. Information about the source and characteristics of the septage to be hauled; and,

D. Approximate daily/weekly/monthly volumes which are planned to be hauled.

(3) Internal Policy Compliance. All hauled septage accepted at the City's dumping site must comply with any internal policies as may be established by the City's Wastewater Superintendent.

(4) Testing. Testing of the septage may be required prior to the disposal to ensure compliance with the internal policies.

(5) Waste manifest. A manifest document as provided by the Henry County, Ohio, Health Department, or other approved manifest as approved by the City's Wastewater Superintendent, is required for each load, prior to disposal. The City Wastewater Superintendent or designee may request to review this septage manifest document and/or inspect and test the load to confirm that the material being delivered can be accepted.

(6) Prior disposal arrangements. The City's Wastewater Treatment Plant or other designated facility must be contacted prior to each disposal so that arrangements can be made to access the facility.

(7) Rates. The rate for dumping septage shall be six cents (.06) per gallon."

Section 2. That, Section 931.09 of the Codified Ordinances of Napoleon, Ohio, as existed prior to the enactment of this Ordinance, is repealed.

Section 3. 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 4. 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 5. That, this Ordinance shall be in full force and effect at the earliest time permitted by law.

Passed:	

John A. Helberg, Council President

Approved: _____

Ronald A. Behm, Mayor

VOTE ON PASSAGE _____ Yea ____ Nay ____ Abstain

Attest:

Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 028-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, ____; & 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.

Gregory J. Heath, Clerk/Finance Director



CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • PO 151 • Napoleon, Ohio 43545-0151
Gregory J. Heath, Director of Finance/Clerk of Council phone (419) 599-1235 fax (419)-599-8393
Web Page: www.napoleonohio.com
E-mail: gheath@napoleonohio.com

DATE: May 2, 2014

TO: Members of City Council Ronald A. Behm, Mayor Monica S. Irelan, City Manager Trevor M. Hayberger, City Law Director Dennie Clapp, Electric Superintendent

9. H.

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

SUBJECT: City Hall Lighting Upgrade Project – Quotations for Installation

The approved 2014 Budget included funding for a <u>City Hall Lighting Upgrade Project</u> in the amount of \$36,200. The allocated funding was to purchase high efficiency LED style fixtures that qualified for the Efficiency Smart rebate program. The budgeted amount <u>did not</u> include the cost of installation.

The lighting design and proposed fixtures were provided by a Mr. Al Specht of Ohio Lighting Systems out of Toledo, Ohio. This was the same person and company whom provided design and fixtures for the lighting upgrade at the Operations Building, installed by Electric Department personnel. Mr. Specht was referred to me by Dennie Clapp, Electric Superintendent, back in July, 2013, during the preparation for the 2014 Budget. As presented in the 2014 Budget, the planned original installation of these fixtures was to be performed by the Electric Department personnel, primarily during the Winter period.

The project was originally presented to be sole-sourced to Ohio Lighting Systems, the same process used on the Operations Building lighting upgrade project. However, due to concerns expressed by City Council, and at their direction, formal quotes were requested and received by the City for the fixtures. The quote and contracting process added several weeks to the fixture delivery, with actual light fixtures delivered the last week of March, 2014. The original plan was to have these fixtures in by early February.

By the time the City actually received the fixtures we were going into Spring and warmer weather. This delay has not allowed the Electric Department to allocate personnel to the City Hall Lighting Upgrade Project. Due to the severe Winter weather the Electric Department was (and is) backlogged on other major outdoor projects that are more of a priority. To date, the Electric Department personnel have only been able to spend about three to four (3-4) days on the project. installing about 76 of the 233 fixtures. According to the Dennie Clapp, Electric Superintendent, he is now estimating it could be late Fall before he could re-allocate adequate personnel to finish the City Hall Lighting Upgrade Project.

After discussing this issue with the former City Manager, Dr. Jon A. Bisher, and the current City Manager, Monica S. Irelan, I was directed to receive Informal Written Quotes to complete the installation project from an outside contractor. Using the outside contractor would allow a faster installation of the fixtures and free up Electric Department personnel for their outdoor related projects during the warmer weather.

(City Hall Lighting Project - Continued Next Page)

1

The Quotes Received is as follows:

Bartels Electric, Inc.	\$ 6,960.00 <- Low Quote
Jim Speiser & Sons, Inc.	\$20,764.00

Funding for this is proposed from the following:

Original Project 2014 Budget	\$36,200
Less: Light Fixtures & Supplies	<u>-\$28,835</u>
Net Available from 2014 Budget	\$ 7,365

It is noted, there is savings in using these fixtures, and a Rebate from Efficiency Smart once the installation is complete.

Efficiency Smart Rebate	\$ 3,700
Estimated Electric Savings on New Lights (1/2 Yr.)	<u>\$ 2,050</u>
Total Rebate plus Electric Savings (1/2 Yr.)	\$ 5,750
Budgetary Accounts: 500.1520.57200 Buildings & Improvements 510.1520.57200 Buildings & Improvements 520.1520.57200 Buildings & Improvements 560.1520.57200 Buildings & Improvements Total Allocated	\$ 3,480.00 \$ 1,392.00 \$ 1,392.00 \$ 696.00 \$ 6,960.00

Based on the quote in the amount of <u>\$6,960.00.</u> I request a motion by City Council to award installation of the remaining fixtures on the City Hall Lighting Project to **Bartels Electric, Inc.**

Thank you.

City Hall Lighting Project Quote

From: shaneg@bartelsinc.com

05/01/2014 12:48 PM

To: "Gregory Heath" <gheath@napoleonohio.com>

Cc: Shane <shaneg@bartelsinc.com>

Mr. Heath,

Electric quote for the City Hall lighting project includes the following:

-Install 149 provided LED fixtures

- -Use provided fixture brackets / fasteners / wire connectors
- -Provide new wiring between fixtures where 8' and longer fixtures are removed
- -Install retrofit kits in attic fixtures
- -Cost does not reflect prevailing wage rates

\$6,960.00

Please call with any questions or need further assistance.

Thank you, Shane Gramling Bartels Electric Inc.



OH Lic.#19517

P.O. Box 545 • 400 E. Riverview Ave. • Napoleon, OH 43545 • 419-599-1846 • FAX 419-599-1602

ATTN: Greg Heath City of Napoleon City of Napoleon 255 West Riverview Avenue P.O. Box 151 Napoleon, OH 43545 gheath@napoleonohio.com

DATE: 05/01/2014*

We are pleased to provide this ELECTRICAL PROPOSAL-Revised* Napoleon Municipal Building Lighting Project - LABOR

Includes:

Miscellaneous electrical material and labor for installation of: 121) CREE LED Ceiling Mount Fixture 27) CREE LED Troffer Fixture 9) CREE LED 4' Upgrade Kit Second shift installation

For the price of: \$20,764.00

Does not include lighting fixtures

We propose to furnish material and labor – complete in accordance with these specifications. Payable net 30. This quote expires in 30 days.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alterations or deviation from above specifications involving extra cost will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

X J. Bret Speiser

J. Bret Speiser, President

05/01/2014* Date

_____ Acceptance of Proposal - The prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature:_____Date:_____



City of Napoleon Office of Clerk 265 W Riverview PO Box 151 Napoleon, OH 43545-0151

Dear Gregory Heath,

April 25, 2014

Ohio Medicaid changed its processing policy effective January, 2014 and no longer covers co-pays due on Medicaid dual eligible patients. We want to explain what this processing change means to your community, share the financial impact it has on your EMS billing program and let you know who to contact at the State level to lobby for a change in policy if you think this is important.

Dual eligible patients are Medicaid patients that also have Medicare coverage as their primary insurance. Previously, Medicaid covered or paid the co-payment due from the patient as an insurance benefit after Medicare paid as the primary insurance. Typically this balance represents around \$75 per transport for dual eligible patients to your department.

We analyzed these secondary payments your department received in 2013, and project the impact of Medicaid's payment process change is an annual reduction in revenues of \$15,877.54 to your department. Your department and community will take a budget hit as a result of this Medicaid change.

McKesson, as your billing vendor, has placed a Public Records Request with Medicaid and asked for copies of budget estimates, memos and emails connected with this policy change. We will share that information with you as we learn more. You can lobby Medicaid to reverse this policy by contacting your state representative or by writing the State Medicaid Director at:

John B. McCarthy, Director Department of Medicaid 50 West Town Street, Suite 400 Columbus, OH 43215

Should you have additional questions please direct them to Meghan Creecy at (937)-353-1816 or <u>Meghan.Creecy@McKesson.com</u>. We appreciate the continued opportunity to provide EMS revenue management services to your department.

Best Regards,

Glenn Goodpaster

Slem boopato

Senior Vice President McKesson Business Performances

3131 NEWMARK DR. / MIAMISBURG, OH 45342

PHONE 937-291-7850 / FAX 937-291-2971 / www.mckesson-med3000.com



IMPORTANT NOTICE OF CHANGE TO CONTRACT- NEW CONTRACT DOCUMENTS AND ACTION REQUIRED

April 15, 2014

^{B-0413} City of Napoleon 265 W Riverview Ave Napoleon OH 43545-1748 պ(լլլլլլլլլլլլլլլլլլլլլլլլլլլլլլլլլլ

Dear Participating Ambulance Provider:

Anthem Blue Cross and Blue Shield ("Anthem") is pleased to have you as a Participating [Ground/Air] Ancillary Provider under our Ancillary Provider Agreement (the "Agreement") for Ambulance providers. Anthem recently completed a detailed evaluation of the ambulance network. As a result, I'm pleased to offer a new agreement with rate increases for all commercial networks, including the Ohio Exchange networks (see fee schedule below). To continue to participate in our ground ambulance network your action is required.

Please review, sign, and return the Agreement and all completed documents no later than May 15, 2014 to secure an effective date of July 1, 2014. This is formal notice to you that if we do not receive the new signed agreement and all accompanying documents by October 15, 2014, Anthem will assume that you have chosen not to participate in the Anthem networks, and your existing Agreement will be terminated without cause pursuant to Section 8.2 of the Agreement effective November 1, 2014.

Code	HCPCS Description	Rate
A0225	Ambulance service, neonatal transport, base rate, emergency transport, one-way	\$200.00
A0425	Ground mileage, per statute mile	\$7.23
A0426	Ambulance service, advanced life support, non-emergency transport, level 1	\$255.33
A0427	Ambulance service, advanced life support, emergency transport, level 1	\$404.28
A0428	Ambulance service, basic life support, non-emergency transport	\$212.78
A0429	Ambulance service, basic life support, emergency transport	\$340.45
A0430	Ambulance service, conventional air services, transport, one way (fixed wing)	\$6,410.34
A0431	Ambulance service, conventional air services, transport, one way (rotary wing)	\$7,452.98
A0432	Paramedic intercept (PI), rural area, transport furnished by volunteer ambulance company	\$372.36
A0433	Advanced life support, level 2	\$585.14
A0434	Specialty care transport (SCT)	\$691.53
A0435	Fixed wing air mileage, per statute mile	\$18.90
A0436	Rotary wing air mileage, per statute mile	\$50.47

Ohio Statewide Ambulance Fee Schedule Effective 7/1/2014 (effective with the execution of the new agreement enclosed)

Do not complete the effective date field of the documents as Anthem will complete that section upon execution of the new agreement.

Please ensure the following documents are completed and returned:

- Provider Application
- Agreement Signature Page (Page 17)
- W-9
- Department of Public Safety, Office of Emergency Medical Services, Agency License, if applicable
- Insurance Liability Coverage Face Sheet
 - o \$1 Million/\$3 Million for professional and general liability

To return by email, send the completed documents listed above to tina.rudisill@anthem.com. An original copy will not be needed if the scan is of good quality.

To return by mail, send the completed documents listed above to:

Anthem Blue Cross and Blue Shield Attention: Ancillary Provider Engagement and Contracting – Tina Rudisill 7501 Eagle Crest Boulevard Evansville, IN 47715

After receipt of the new agreement, we will return one fully executed copy to you for your records.

Thank you for your continued service to our members and participation in our network. If you have any questions about the new agreement, please contact me at 361-334-2312 or email at Jennifer.Reichard@Anthem.com.

Sincerely,

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Jennifer Reichard, Provider Network Manager Ancillary Provider Engagement and Contracting

Enclosures

Anthem Blue Cross and Blue Shield is the trade name of: In Indiana: Anthem Insurance Companies, Inc. In Kentucky: Anthem Health Plans of Kentucky, Inc. In Missouri (excluding 30 counties in the Kansas City area): RightCHOICE® Managed Care, Inc. (RIT), Healthy Alliance® Life Insurance Company (HALIC), and HMO Missouri, Inc. RIT and certain affiliates administer non-HMO benefits underwritten by HALIC and HMO benefits underwritten by HMO Missouri, Inc. RIT and certain affiliates only provide administrative services for self-funded plans and do not underwrite benefits. In Ohio: Community Insurance Company. In Wisconsin: Blue Cross Blue Shield of Wisconsin (BCBSWi), which underwrites or administers the PPO and indemnity policies; Compcare Health Services Insurance Corporation (Compcare), which underwrites or administers the HMO policies; and Compcare and BCBSWi collectively, which underwrite or administer the POS policies. Independent licensees of the Blue Cross and Blue Shield names and symbols are the registered marks of the Blue Cross and Blue Shield Association.

Memorandum

To: Technology and Communication Committee, Council, Mayor, City Manager, City Law Director, City Finance Director, Department Supervisors, Media

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

Date: 5/1/2014

Re: Technology and Communication Committee Meeting Cancellation

The Technology and Communication Committee meeting regularly scheduled for Monday, May 5, 2014 at 6:15 PM has been CANCELED due to lack of agenda items.



Legislative Bulletin

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Committee Schedule

May 2, 2014

LEGISLATURE RETURNS FOR MAY PUSH BEFORE SUMMER RECESS

The Ohio General Assembly returns to a degree of full force next week, coming off a partial spring recess for some legislators. As you will remember, before recessing for the last two weeks, the Ohio House moved to the Senate the majority of bills that comprise the Mid Biennial Review (MBR) or the off budget year state policy changes legislative leaders determine need addressed. From the announced committee hearings schedule for next week below, the Senate will be giving their full attention to the MBR bills sent to them by the Ohio House where most of the bills have been assigned and will be heard by the Senate Finance Committee. One bill that was not advanced before the spring recess was HB 375, legislation that addresses changes to Ohio's Severance tax. The House Ways and Means committee will be holding an 8th hearing on the bill Wednesday, with another substitute version of the proposal expected to be presented for the committee's consideration. The league has been working closely with legislators and other local government organizations to addresses concerns we have with the degree of support local governments can expect to receive through the legislation who are being negatively impacted by the increase in demand for services, as a result of the expanded drilling activities in the Ohio Shale regions. We are hopeful that there will be a greater consideration given for a fair distribution of new revenue generated by the revised Severance tax to these impacted local governments, as they work to insure the health and safety of existing residents and the new activities that accompany new opportunities.

We continue to follow the progress of many bills making their way through the legislative process that effect municipalities, but none of those will be receiving committee action in the coming week. The legislature will be working hard throughout the month of May, with a special concentration on completing the MBR bills. The members of the General Assembly have their eye towards recessing at the beginning of June for the summer, returning to their hometowns and districts. Since this is an election year, excluding those prevented from running for re-election due to term limits, the full membership of the Ohio House will be campaigning to retain their seats in November while half of Ohio's State Senators will be working to return to the Statehouse January 6, 2015, when the new 131 st General Assembly convenes. As we have suggested previously, during the summer months, when your elected officials are in your communities contacting you and the rest of their constituents, asking for advice on what actions should be taken when they return to the Statehouse, please take that opportunity to share with them the need for cities and villages to be able to raise revenue on the local level and to protect the integrity of the municipal income tax.

INFORMATION ON IRS PROGRAMS AND RESOURCES FOR MUNICIPAL GOVERNMENTS

We want to bring to our member's attention a quarterly newsletter that the Internal Revenue Service (IRS) puts together, containing timely and useful information concerning issues that affect municipalities. A link to the spring issue of the IRS's Municipal Digest (Pub. 5116), in PDF format is <u>www.IRS.gov</u> :<u>http://www.irs.gov/pub/irs-pdf/p5116.pdf</u>

Topics covered in this issue include:

- IRS disaster assistance program
- 2014 Dirty Dozen tax scams
- Taxpayer Advocate Service and Low Income Taxpayer Clinics
- Tax assistance for employees
- Reporting a name change
- Online tax statistics by county and zip code

We encourage those interested in the publication to take a look at the variety of topics covered and any of the articles can be used on your web site or as part of your own community's newsletters or publications. Below is the committee schedule for next week. If there are any changes to the announced agenda, we will notify our members.



Reply to All 🔶 Forward



Fw: Public Meeting – Wastewater Plans in NW Ohio, SE Mich

Thu 05/01/14 08:15 AM

 \square

"Gregory J Heath" <gheath@napoleonohio.com> 🔻

Fw: Public Meeting - Wastewater Plans in NW Ohio, SE Mich

From: "Gregory J Heath" <gheath@napoleonohio.com> To: "Roxanne Dietrich" <rdietrich@napoleonohio.com> 05/01/14 08:15 AM

-----Original Message-----From: TMACOG <public.info@tmacog.org> To: gheath@napoleonohio.com Date: 04/30/2014 04:51 PM Subject: Public Meeting - Wastewater Plans in NW Ohio, SE Mich

View in a browser



People interested in our region's wastewater treatment plans are invited to review changes and updates to the Areawide Water Quality Management Plan.

Tuesday, May 6 at 6 p.m.

TMACOG offices, 300 Martin Luther King, Jr. Drive Toledo, OH 43604

The Areawide Water Quality Management Plan (called the 208 Plan from that section of the Clean Water Act) is our region's agreement on how we will work together to meet the goak the Clean Water Act. Our region's plan covers Lucas, Ottawa, Sandusky, and Wood counties in Ohio; and Bedford, Erie, and Whiteford townships of Monroe County, Mich Our 208 Plan covers

- Systems to collect sewage
- Sewage treatment
- Management of septic systems

Significant updates to the plan include proposed planning area boundary changes affecting cities of Toledo, Oregon, Fostoria, Luna Pier, and Port Clinton; Erie Township; the village (Harbor; and Ottawa County.

The proposed plan can also be seen here. To comment, please contact Kurt Erichsen,