Memorandum

To:Mayor & Members of CouncilFrom:Monica Irelan, City ManagerSubject:General Information

Date: May 1, 2015

CALENDAR

AGENDA: City Council - Monday, May 4 @7:00 pm

- C. APPROVAL OF MINUTES meeting minutes attached for:
 - a) April 20, 2015 Regular Council Meeting; and
 - b) April 27, 2015 Special Council Meeting

G. INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

- 1. **RESOLUTION NO. 026-15** a Resolution Adopting the 2016 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.
- 2. **RESOLUTION NO. 027-15** a Resolution Authorizing the Expenditure of Funds over Twentyfive Thousand Dollars (\$25,000.00) for the Engineering Services and Construction Activities to Replace four (4) Transmission Structures and Authorizing the City Manager to Execute any and all Documents Necessary to Enter into an Agreement with First Energy Service Company for said Activities; and Declaring an Emergency.

J. GOOD OF THE CITY (Discussion/Action)

- 1. Approval of Plans, Specifications, Documentation and Contract for 2015 Street Striping *Project* – a Memorandum from Chad is enclosed. The plans and specs are on file with the Finance Director/Records Clerk's Office.
- 2. Approval of Plans, Specifications, Documentation and Contract for 2015 Miscellaneous Street Improvements Project – for the streets included in this project; please see Chad's Memorandum that is enclosed. The plans and specs are on file at the office of the Finance Director/Records Clerk.
- 3. *Approval of the Purchase of a Dump Truck Off State Contract for the Electric Department* enclosed is a Memorandum from me with the dump truck specifications attached.
- 4. Approval of Grant Funding for the Underpass at Route 24 and Route 108
- 5. Set a Public Hearing for Monday, June 1, 2015 at 6:55 pm in City Hall regarding the 2016 *Tax Budget* a copy of the Public Hearing Notice is enclosed.
- 6. Acceptance of Donation from Napoleon Police Officers Union

- 7. *Review of Assessment Percentage on Roundhouse Road Project* Greg has included the "Assessment Cost Estimate".
- 8. Approval of Salt Shed Specifications I have enclosed my Memorandum on this project.

INFORMATIONAL ITEMS

- 1. Agenda
 - a. Technology Committee; Monday, May 4 @6:15 pm
- 2. TMACOG May Newsletter

MI:rd Records Retention - CM-11 - 2 Years

Monthly Calendar

May 1 - 31, 2015

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Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
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	7:00 PM WATER & SEWER					
	Committee Mtg.					
	7:30 PM Municipal					
	Properties/ED Committee					
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City Council

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

Meeting Agenda

Monday, May 4, 2015 at 7:00pm

- A. Attendance (Noted by the Clerk)
- B. Prayer & Pledge of Allegiance
- C. Approval of Minutes: (In the absence of any objections or corrections, the minutes shall stand approved.)
 1. April 20 Regular Meeting
 - **2.** April 27 Special Meeting
- **D.** Citizen Communication

E. Reports from Council Committees

- Technology & Communication Committee met tonight with the following agenda items:
 a. Update on City Website
- 2. Finance & Budget Committee did not meet on Monday, April 27 due to lack of agenda items.
- 3. Safety & Human Resources Committee did not meet on Monday, April 27 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 28 due to a lack of agenda items.
 - 2. Parks & Recreation Board met on Wednesday, April 29 with the following agenda items:
 - a. Donation from the Napoleon Police Officers Union
 - **b.** Proposal from the Napoleon American Legion

G. Introduction of New Ordinances and Resolutions

- 1. **Resolution No. 026-15,** a Resolution adopting the 2016 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
- 2. **Resolution No. 027-15,** a Resolution authorizing the expenditure of funds over twenty five thousand dollars (\$25,000.00) for the engineering services and construction activities to replace four (4) transmission structures and authorizing the City Manager to execute any and all documents necessary to enter into an Agreement with First Energy Service Company for said activities; and declaring an Emergency

H. Second Readings of Ordinances and Resolutions

1. Ordinance No. 024-15, an Ordinance to approve current March 2015 Replacement Pages to the Napoleon Codified Ordinances

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: Approval of Plans, Specifications, Documentation and Contracts for 2015 Street Striping Project
 - 2. Discussion/Action: Approval of Plans, Specifications, Documentation and Contracts for 2015 Miscellaneous Street Improvements Project
 - 3. Discussion/Action: Approval of the purchase of a dump truck off State Contract for the Electric Department
 - 4. Discussion/Action: Approval of Grant Funding for the underpass at Route 24 and Route 108
 - 5. Discussion/Action: Set a Public Hearing for Monday, June 1, 2015 at 6:55pm in City Hall regarding the 2016 Tax Budget
 - 6. Discussion/Action: Acceptance of Donation from Napoleon Police Officers Union
 - 7. Discussion/Action: Review of Assessment Percentage on Roundhouse Road Project
 - 8. Discussion/Action: Approval of Salt Shed Specifications
- K. Executive Session: Compensation of Personnel
- 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

A. Items Referred or Pending in Committees of Council

- 1. Technology & Communication Committee (1st Monday) (Next Regular Meeting: Monday, June 1 @ 6:15 pm)
- 2. Electric Committee (2nd Monday) (Next Regular Meeting: Monday, May 11 @ 6:30 pm)
 a. Review of Power Supply Cost Adjustment Factor
 b. Electric Department Report
- 3. Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday) (Next Regular Meeting: Monday, May 11 (2), 7:00 pm)
 - **a.** Review of City Water and Sewer Rules (Tabled)
 - **b.** Review of Rate Structure
- 4. Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday) (Next Regular Meeting: Monday, May 11 @ 7:30 pm)
 a. Assessment Review (Tabled)
 - **b.** Updated Info from Staff on Economic Development (as needed)
- 5. Parks & Recreation Committee (3rd Monday) (Next Regular Meeting: Monday, May 18 @, 6:15 pm)
- 6. Finance & Budget Committee (4th Monday) (Next Regular Meeting: Tuesday, May 26 @ 6:30 pm)
- Safety & Human Resources Committee (4th Monday) (Next Meeting: Tuesday, May 26 @ 7:30 pm) 2015 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) (Next Regular Meeting: Monday, May 11 @ 6:30 pm)
 a. Review of Power Supply Cost Adjustment Factor
 b. Electric Department Report
- 2. Board of Zoning Appeals (2nd Tuesday) (Next Regular Meeting: Tuesday, May 12 @, 4:30 pm)
- **3.** Planning Commission (2nd Tuesday) (Next Regular Meeting: Tuesday, May 12 (a), 5:00 pm)
- **4.** Tree Commission (3rd Monday) (Next Regular Meeting: Monday, May 18 @ 6:00 pm)
- 5. Civil Service Commission (4th Tuesday) (Next Regular Meeting: Tuesday, May 26 @ 4:30 pm)
- 6. Parks & Recreation Board (Last Wednesday) (Next Regular Meeting: Wednesday, May 27 @ 6:30 pm)
- 7. Privacy Committee (2nd Tuesday in May & November) (Next Regular Meeting: Tuesday, May 12 @ 10:30 am)
- 8. Records Commission (2nd Tuesday in June & December) (Next Regular Meeting: Tuesday, June 9 @ 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)
- $\textbf{16. Board of Building Appeals} \ (As \ needed)$
- 17. ADA Compliance Board (As needed)
- 18. NCTV Advisory Board (As needed)

 City Council

 Meeting Minutes

 Monday, April 20, 2015 at 7:00pm

PRESENT	
Council	Travis Sheaffer – President, Jason Maassel – President Pro Tem, Jeff Comadoll,
	John Helberg, Jeffrey Marihugh, Christopher Ridley, Heather Wilson
Mayor	Ronald A. Behm
City Manager	Monica S. Irelan
Law Director	Trevor M. Hayberger
Finance Director/	Gregory J. Heath
Clerk Of Council	
Recorder	Tammy Fein
City Staff	Dennis Clapp, Electric Department Superintendent
	Dan Wachtman, MIS Administrator
	Robert Weitzel, Police Chief
	Clayton O'Brien, Fire Chief
Others	News Media; Mike DeWit
ABSENT	
Council	
Others	
Call To Order	President Sheaffer called the meeting to order at 7:00pm with the Lord's Prayer
	followed by the Pledge of Allegiance.
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Swearing In Of Fire	Mayor Behm swore in Clayton O'Brien as Fire Chief and administered the Oath
Chief Clayton O'Brien	of Office. Chief O'Brien thanked Council, the Fire Department members, and the
	residents for the opportunity.
Minutes Annound	Minutes of the April 6 Council meeting stand approved with no objections or
Minutes Approved	corrections.
	corrections.
Citizen	None
Communication	
Reports From	The Parks & Recreation Committee did not meet tonight due to lack of agenda
Committees	items.
	Chairman Sheaffer reported that the Electric Committee met on Monday, April 13
	and recommended:
	1. Approval of Power Supply Cost Adjustment Factor
	The Water, Sewer, Refuse, Recycling and Litter Committee did not meet on
	Monday, April 13 at the direction of the Committee Chair.
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	The Municipal Properties, Buildings, Land Use and Economic Development
	Committee did not meet on Monday, April 13 at the direction of the Committee
	Chair.
Introduction Of	President Sheaffer read by title Ordinance No. 024-15, an Ordinance to approve
Ordinance No. 024-15	current March 2015 Replacement Pages to the Napoleon Codified Ordinances
51 umance 110, 044-1J	current march 2010 Replacement Lages to the Mapoleon Goullieu Orullances

Motion To Approve First ReadMotion: Comadoll Second: Maassel To approve First Read of Ordinance No. 024-15DiscussionHayberger reported that these are the Codified Replacement Pages current through March 2015.Passed Yea- 7 Nay- 0Roll call vote to approve First Read of Ordinance No. 024-15 Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-Introduction Of Resolution No. 025-15President Sheaffer read by title Resolution No. 025-15, a Resolution authorizing the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an EmergencyMotion To Approve First ReadMotion: Comadoll Second: Ridley To approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap in property.		
Passed Yea- 7 Nay- 0Roll call vote to approve First Read of Ordinance No. 024-15 Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-Introduction Of Resolution No. 025-15President Sheaffer read by title Resolution No. 025-15, a Resolution authorizing the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an EmergencyMotion To Approve First ReadMotion: Comadoll To approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap		
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First ReadTo approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap		the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an
	Discussion	
Hayberger reported that the Napoleon School District will need to auction property within the next twelve (12) to eighteen (18) months, and found there were a few land issues that need to be addressed and resolved by the City of Napoleon. Irelan requested Council direct the Law Director to bring back legislation to implement the suggestions below: West School - The City owns property on the north side of the creek; City property		property within the next twelve (12) to eighteen (18) months, and found there were a few land issues that need to be addressed and resolved by the City of Napoleon. Irelan requested Council direct the Law Director to bring back legislation to implement the suggestions below:
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	Discussion	
in property.		Hayberger reported that the attached map to the Resolution demonstrates the gap
		Emergency Motion: Comadoll Second: Ridley
Motion To Approve First ReadEmergencyMotion: ComadollSecond: Ridley To approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap	Introduction Of	the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located
Introduction Of Resolution No. 025-15President Sheaffer read by title Resolution No. 025-15, a Resolution authorizing the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an EmergencyMotion To Approve First ReadMotion: Comadoll To approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap	Yea- 7	Roll call vote to approve First Read of Ordinance No. 024-15 Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer
Passed Yea-7 Nay-0Roll call vote to approve First Read of Ordinance No. 024-15 Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-Introduction Of Resolution No. 025-15President Sheaffer read by title Resolution No. 025-15, a Resolution authorizing the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an EmergencyMotion To Approve First ReadMotion: Comadoll Second: Ridley To approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap	Discussion	, , , , , , , , , , , , , , , , , , , ,
Passed Yea- 7 Nay- 0Roll call vote to approve First Read of Ordinance No. 024-15 Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-Introduction Of Resolution No. 025-15President Sheaffer read by title Resolution No. 025-15, a Resolution authorizing the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an EmergencyMotion To Approve First ReadMotion: Comadoll To approve First Read of Resolution No. 025-15DiscussionHayberger reported that the attached map to the Resolution demonstrates the gap		
First ReadTo approve First Read of Ordinance No. 024-15DiscussionHayberger reported that these are the Codified Replacement Pages current through March 2015.Passed Yea-7 Nay-0Roll call vote to approve First Read of Ordinance No. 024-15 Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-Introduction Of Resolution No. 025-15President Sheaffer read by title Resolution No. 025-15, a Resolution authorizing the City Manager to execute all documents necessary to execute a Quit Claim Deed to the Napoleon Area City School District for certain real estate located along Oberhaus Creek and more fully described in Exhibit A; and declaring an EmergencyMotion To Approve First ReadMotion: Comadoll To approve First Read of Resolution No. 025-15Hayberger reported that the attached map to the Resolution demonstrates the gap		

	Marihugh asked why an Emergency Clause was needed; Hayberger replied this
	was at the request of the school.
Motion To Suspend The Rules	Motion: Helberg Second: Wilson To suspend the Rules requiring three Readings
Passed Yea- 6 Nay- 1	Roll call vote on above motion: Yea- Helberg, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay- Marihugh
Passed Yea- 6 Nay- 1	Roll call vote to pass Resolution No. 025-15 under Suspension of the Rules Yea- Helberg, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay- Marihugh
Second Read Of Ordinances And Resolutions	There were no Second Reads of Ordinances and Resolutions.
Third Read Of Resolution No. 018-15	President Sheaffer read by title Resolution No. 018-15, a Resolution authorizing the expenditure of funds over twenty five thousand dollars (\$25,000.00) for the purchase of an update to the SCADA Master Station, which was not included in the 2015 Master Bid Resolution; and authorizing the City Manager to enter into a Contract with Survalent Technology for said update; and declaring an Emergency
Motion To Pass On Third Read	Motion: Comadoll Second: Maassel To pass Resolution No. 018-15 on Third Read
Discussion	Marihugh asked the actual cost of the update; Irelan replied that the actual cost is \$74,300 which was under the budgeted amount of \$76,000. Marihugh stated that he would like all further Legislation to indicate the actual dollar amount of cost; Hayberger stated that he will take this suggestion under advisement; Irelan added that the actual cost was presented to Council in the First Read of the Resolution.
	Irelan reported that there were no changes to the Resolution since the Second Read.
Passed Yea- 7 Nay- 0	Roll call vote to pass Resolution No. 018-15 on Third Read Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-
Third Read Of Resolution No. 019-15	President Sheaffer read by title Resolution No. 019-15, a Resolution authorizing enrollment in the Ohio Rural Water Association 2016 Worker's Compensation Pool; and authorizing the expenditure of funds and directing the City Manager to enter into a Professional Service Contract with CompManagement, LLC, a worker's compensation administrator
Motion To Pass On Third Read	Motion: Ridley Second: Wilson To pass Resolution No. 019-15 on Third Read
Discussion	Heath reported that there were no changes to the Resolution since the Second Read.
Passed	Roll call vote to pass Resolution No. 019-15 on Third Read
Council 4/20/15	page 3 of 8

Yea- 7	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer
Nay-	Nay-
GOOD OF THE CITY	Motion: Marihugh Second: Wilson
<u>Discussion/Action</u>	To accept the recommendation for approval of the Power Cost Adjustment Factor
Motion To Approve	for April as follows:
April Power Supply	PSCAF three (3) month averaged factor: \$0.00005
Cost Adjustment	JV2: \$0.051869
Factor	JV5: \$0.051863
Passed	Roll call vote on above motion:
Yea- 7	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer
Nay- 0	Nay-
Approval Of Liquor Permit Change Of Stock Ownership For 631 N. Perry St. Corp. dba Brick 'N Brew Pub	Heath reported that this is an administrative change of primary ownership; if there are no objections, the approval will be filed as not requesting a hearing.
Council Had No Objections To The Approval Of Liquor Permit Change Of Stock Ownership For 631 N. Perry St. Corp. dba Brick 'N Brew Pub	
Acceptance Of	Irelan reported that the Henry Wood Sportsman Alliance has donated five
Donation From Henry-	hundred dollars (\$500) to the Parks and Recreation Department; this donation will
Wood Sportsman	offset the cost of stocking fish in the pond at Oakwood Park. Irelan is requesting
Alliance	that this donation be formerly accepted by City Council.
Motion To Accept Donation From Henry-Wood Sportsman Alliance	Motion: Comadoll Second: Maassel To accept the \$500 donation from the Henry-Wood Sportsman Alliance
Passed	Roll call vote on above motion:
Yea- 7	Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer
Nay- 0	Nay-
Approval Of PC 15-01 234 E. Front St.	 Behm reported that an application for public hearing has been filed by Four Walters, Ltd.; the applicant is requesting a Replat of lots twenty five (25), twenty six (26) and twenty seven (27) in the Original Plat in the City Napoleon; this subdivision will create lots one (1) through four (4) located between 212 and 234 East Front Street; he request is pursuant to Chapter 1105 of the Codified Ordinances of Napoleon Ohio; the property is located in a C-1 General Commercial Zoning District. Behm reported the following regarding the property:

	1. The side yard setback for a lot in a C-1 Zon residential dwelling is seven (7) feet; the existing (2) and lot three (3) are eight (8) feet apart and located in the middle, four (4) feet from each he requested this Board as per Section 1105.06 gr reduce the required side yard setback to four (4)	g dwellings on the proposed lot two the proposed new property line is ouse. The property owner has ant a Variance of three (3) feet to
	2. The proposed subdivision of land meets all (11) of the City's Codified Ordinances pertaining building setbacks, parking requirements and lo	ng to Subdivision regulations,
	3. All lots have existing water and sewer servic	tes to each lot.
	4. The City Engineer has reviewed and appro-	ved the proposed Subdivision.
	Behm reported that the Planning Commission at the April 14, 2015 meeting.	unanimously approved the request
	Comadoll believes that there were sewer issues asked if these were addressed; Irelan reported t not connected with a Y connection.	
Motion To Approve PC 15-01 234 E. Front St.	Motion: Maassel Second: To approve PC 15-01 234 East Front Street as	Wilson presented
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, F Nay-	Ridley, Maassel, Sheaffer
Water Plant Review On Options With The Satellite Customers	Irelan reported that she has been working with Associates to create a new cost of service mode Irelan stated that two different analyses were cr	l forecast based on assumptions.
	Analysis 1 3% increase on revenue & expenditures Savings on materials & supplies in Satellite customers will cease contr \$14.5 million in debt with 2% inte	
	2021 allocation of cost to class: 55% Residential 34% Commercial 11% Industrial	2021 allocation of cost to class: 55% Residential 34% Commercial 11% Industrial
	2021 increase per bill by class: Residential \$13.01 Commercial \$62.49 Industrial \$334.80	2021 decrease per bill by class: Residential \$0.57 Commercial \$2.75 Industrial \$14.72
	Irelan reported that a shortfall of Analysis 1 we income build, with an approximate total cost o percentages of classes and divided by number of more per month than the current bill and above	f \$913,000 split up by the of bills; residents would pay \$13.01

Water Plant Review OnimOptions With TheImSatellite CustomersIm(Continued)to

Dn increase.

Irelan reported that a shortfall of Analysis 2 would be a large increase in 2017 due to the rehabilitation debt and to avoid the compounding effect, which would level out in subsequent years. Irelan reported there would be a negative figure representing a savings in material and supplies, and by balancing the budget each year leading up to when satellites leave, there will be a decrease in both revenue and expenses.

Marihugh asked if the assumptions included the electric that would be used for pumping; Irelan replied personnel and all other costs will increase three percent (3%) each year, though the pumpage costs will decrease, restating that there would be a 17.88% increase in 2017, however this will tend to level off as the savings occur when the satellite customers leave in 2020. Irelan believes that if the budget is balanced annually, the cost of losing the satellite customers will be minimal. Irelan stated that in her professional opinion, the actual costs will fall between the two (2) analyses. Irelan recommended that the Water, Sewer, Refuse, Recycling & Litter Committee meet jointly with Council to discuss the current rate structure and any incentives for the satellites to stay. Irelan reported that the current rate structure is based on the extra capacity model, M1Rate model established by AWWA, which indicates that it costs more to produce and send one (1) gallon of water to a resident than to a satellite customer. Marihugh believes this to be an excellent rate model; Irelan reported that Courtney highly recommends staying with the model, however the decision is up to Council and the rate structure and effects should be discussed; Irelan will send more information on this model to Council.

DeWit believes that the Commercial and Industrial customers will be hurt by Analysis 1 and should be considered in the discussions as well. Helberg asked if an average of all Commercial and Industrial customers could be brought to the joint meeting; Irelan stated that the figures presented are based on the average cost; adding that the declining block rate is included as well; the higher the water usage, the less the cost per unit of water. Marihugh added that the formula currently used by the City for calculating unaccounted water is no longer accepted by the AWWA and he believes the City should consider the new AWWA model which was changed approximately six (6) years ago, adding that the software should be available at no cost since the City is a member of the Water Standards Committee. Marihugh believes the new software to be more accurate on what is currently considered unaccounted for. Helberg asked if the unaccounted water was considered in the study; Irelan reported it was presented in the line items for treatment and production.

Heath asked Irelan if the Board of Public Affairs should be included in the Water, Sewer, Refuse, Recycling & Litter Committee joint meeting with Council regarding the rates; Irelan reported that rate changes will not be discussed at this point, merely the rate structure.

Heath informed Council that the Auditors are here if Council members would like to contact them.

Wilson cancelled the Safety & Human Resources meeting scheduled for Monday, April 27 due to lack of agenda items.

Good Of The City (Cont'd) Heath

Wilson

Ridley	None
Maassel	Maassel reminded Council that residents will be outside more now that the weather is warming and to use extra caution.
	Maassel cancelled the Finance & Budget Committee meeting scheduled for Monday, April 27 due to lack of agenda items.
Sheaffer	Sheaffer set a joint meeting of the Water, Sewer, Refuse, Recycling & Litter Committee with Council on Monday, May 11, 2015; the Satellite customers will be invited.
Behm	Behm nominated Jim Fitzenreiter to the Tree Commission.
Motion To Approve Behm's Nomination Of Fitzenreiter To The Tree Commission	Motion: Marihugh Second: Comadoll To approve Behm's nomination of Fitzenreiter to the Tree Commission
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-
Helberg	Behm stated that he had a resident complain about the recent letters being sent from the Engineering Department regarding downspouts; the resident felt the letter was threatening as a first notice. Behm read the letter and agreed with the resident. Marihugh stated he would have liked to know that the letters were going out before he was questioned by residents; Comadoll agreed; adding that residents were waiting at his home to speak to him regarding the letter. Irelan stated this letter is worded a bit strict so no second notice is needed; this is part of the Long Term Control Plan project compliance schedule and the City is forced to send the letters. Behm believes the wording could be less threatening.
Marihugh	Marihugh believes that the five way intersection light sequencing is still not working properly; Clapp stated that the original cameras have two sensors that are only working at ninety eight percent (98%) and this also depends on the sun and angle of the vehicle; there are two (2) sensors are on order but not have been received; the sensors will be installed as soon as they arrive. Marihugh asked if Third Street and Rohrs Avenue were swept, and if so, Marihugh believes that they should be done again.
*	Marihugh stated that he had requested information regarding pending litigation and the outcome, and he is still waiting for the information. Irelan reported that she sent an email with the information to all the Council members last week. Marihugh stated that he had spoken with Tom Zimmerman regarding the cleanup
	of 725 Riverview Avenue, including mattresses and other materials on the ground as well as outside storage and a building having a partial plywood wall and tarp roof that all must be addressed.

	Marihugh stated that he has contacted the EPA and Township Trustees regarding the odor from Campbell's biodiesel; the EPA replied and Marihugh will forward the response letter to Council members. Irelan reported that she spoke with the EPA as well, adding that this odor is from the Campbell's biodiesel not the City Waste Water Plant.
	Marihugh stated there is a stop sign down at the corner of Welsted Avenue and Glenwood Avenue.
	Marihugh asked for the status of the City water tower; Irelan stated that a consultant did an initial review with a thirteen (13) year plan that was handed to the contractor handling the rehabilitation; Irelan is waiting to see if the funds are available to move forward with the project.
	Marihugh asked if the guardrail by the boat dock was fixed; he presented pictures to Irelan showing the guardrail lying on the ground. Irelan reported that Staff did repair it and will have Staff research this.
Comadoll	Comadoll reminded Council that next week is Seasonal Clean Up and hopes it goes well.
Hayberger	None
Irelan	Sheaffer stated that Council received an anonymous letter which will not be addressed; it is the policy of Council not to address any unsigned letters. Sheaffer addressed those in attendance, offering to address the letter if it were resubmitted with a name attached.
Approval Of Bills	Bills and financial reports stand approved as presented with no objections.
Motion To Adjourn	Motion: Marihugh To adjourn the meeting.
Passed Yea- 7 Nay- 0	Roll call vote on above motion: Yea- Helberg, Marihugh, Comadoll, Wilson, Ridley, Maassel, Sheaffer Nay-
Adjournment	Meeting adjourned at 7:51pm.
Approved:	Travis B. Sheaffer, Council President
	Ronald A. Behm, Mayor
	Gregory J. Heath, Finance Director/Clerk of Council

City of Napoleon, Ohio City Council Special Meeting Minutes Monday, April 27, 2015 at 6:30pm

PRESENT Council Mayor City Manager Law Director Finance Director/ Clerk Of Council Acting Recorder City Staff Others ABSENT Council	Travis Sheaffer – President, Jason Maassel – President Pro Tem, John Helberg, Jeffrey Marihugh, Christopher Ridley, Heather Wilson Ronald A. Behm Monica S. Irelan Trevor M. Hayberger Gregory J. Heath Gregory J. Heath Robert Weitzel, Police Chief Jeff Comadoll
Others	Describent Shooffen colled the meeting to order at 6.20mm
Call To Order Personnel Issue Dealing With Employment Of The Law Department	President Sheaffer called the meeting to order at 6:30pm.
Executive Session: Compensation Of Personnel	
Motion To Go Into Executive Session: Compensation Of Personnel	Motion: Marihugh Second: Ridley To go into Executive Session to discuss compensation of personnel
Passed Yea- 6 Nay- 0	Roll call vote on above motion: Yea- Marihugh, Wilson, Ridley, Maassel, Sheaffer, Helberg Nay-
Into Executive Session	Council entered Executive Session at 6:31pm.
Motion To Come Out Of Executive Session: Compensation Of Personnel	Motion: Maassel Second: Ridley To come out of Executive Session discussing compensation of personnel
Passed Yea- 6 Nay- 0	Roll call vote on above motion: Yea- Marihugh, Wilson, Ridley, Maassel, Sheaffer, Helberg Nay-
Out of Executive	Council came out of Executive Session at 7:05pm. President Sheaffer reported that

Session	the discussion was regarding compensation of personnel and no action was taken.
Motion To Adjourn	Motion: Ridley Second: Wilson To adjourn the meeting.
Passed Yea- 6 Nay- 0	Roll call vote on above motion: Yea- Marihugh, Wilson, Ridley, Maassel, Sheaffer, Helberg Nay-
Adjournment	Meeting adjourned at 7:06pm.
Approved:	
	Travis B. Sheaffer, Council President
	Ronald A. Behm, Mayor
	Gregory J. Heath, Finance Director/Clerk of Council
	Gregory J. Heali, Huane Breed, Occur Gouler

RESOLUTION NO. 026-15

A RESOLUTION ADOPTING THE 2016 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 1, 2015 concerning this 2016 Tax Budget.

WHEREAS, the 2016 Tax Budget must be adopted on or before July 15th, 2015, 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 2016 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 2016 Tax Budget.

Section 2. That, the Finance Director is hereby directed to file the 2016 Tax Budget with the County Auditor on or before July 20, 2015.

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: _____

Travis B. Sheaffer, 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. 026-15 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

County Auditors Form No 32(Rev.3-90)- Prepare in Triplicate

On or before July 20th two copies of this Budget must be submitted to County Auditor

Henry County, Ohio July 1 _____2015

To the County Auditor:

The Council of Said Village hereby submits its annual Budget for the year commencing January 1st, 20 for consideration of the county budget Commission pursuant to Section 5705.30 of the Revised Code.

Wage Fiscal Officer City

County Auditor

Gregory J. Heath, Finance Director/Clerk of Council City of Napoleon, Ohio

County Treasurer

County Prosecuting Attorney

Schedule A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

ity of Napoleon, Ohio		T		Γ			County	Auditor's
ity Tax Valuation: \$140,680,55 FUND	50 Mills	ł comr	ount approved by Budget mission Inside M Limitation		Amount to be derived from Levies Outside 10 M Limitation		Inside 10 M Limit	Outside 10 M Limit
1. General Fund	2.0	\$	281,361	Г				
4. Road and Bridge Fund				t				
5. Cemetery Fund				1		Γ		
9. Police District Fund	0.6	\$	84,408]				
10. Fire District Fund	0.3	\$	42.204]				-
11. Road District Fund]				
12. Park Levy Fund								· · · ·
14. Miscellaneous Funds								
15. General Bond Retirement Fund								
20. Special Levy Funds								
21. Capital Equipment Fund						L		
28. Ambulance and Emergency Medical Services F	und							

407,973 \$

2016 TAX BUDGET

LEVIES OUTSIDE 10 MILL. LI	MITATION, EXCLUSIV	/E OF DEBT LEVIES	
FUND	Max. Rate Authorized to be Levied	County Adultor's Lat. or	
GENERAL FUND:			
Current Expense Levy authorized by voters on 20			
not to exceed 5 years.			<u> </u>
SPECIAL LEVY FUNDS:		······	
Levy authorized by voters on 20	4		
not to exceed 5 years			
Levy authorized by voters on 20			
not to exceed 5 years			
Levy authorized by voters on 20			
not to exceed years			
Levy authorized by voters on 20			
not to exceed years			
Levy authorized by voters on 20			
not to exceed years			
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not to exceed years			
Indito exceed years			

SCHEDULE B

RESOLUTION NO. 027-15

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE ENGINEERING SERVICES AND CONSTRUCTION ACTIVITIES TO REPLACE FOUR (4) TRANSMISSION STRUCTURES AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ENTER INTO AN AGREEMENT WITH FIRST ENERGY SERVICE COMPANY FOR SAID ACTIVITIES; AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon desires to have First Energy Service Company replace four (4) transmission structures with taller structures in order to provide clearances for the Napoleon Municipal transmission line crossings along Enterprise Avenue in Napoleon, Ohio; and,

WHEREAS, First Energy Service Company has issued a price quote of \$148,400.00, which is only good until June 30th, 2015;

WHEREAS, First Energy Service Company, as owner of the structures, is the only authorized persons allowed to make such alterations; and

WHEREAS, the Council believes it is in the best interest of the City of Napoleon to eliminate the necessity for competitive bidding; **Now therefore**,

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

Section 1. That, the City of Napoleon authorizes the expenditure of funds in excess of \$25,000.00 for the replacement four (4) transmission structures with taller structures in order to provide clearances for the Napoleon municipal transmission line crossings along Enterprise Avenue. Also, Council finds it to be in the best interest of the City to eliminate the necessity for competitive bidding.

Section 2. That, the City Manager is authorized to enter into a contract with First Energy Service Company to conduct the engineering and construction of said project.

Section 3. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 4. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 5. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City

and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to in order to meet the June 30th, 2015 price quote deadline; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed:	
	Travis B. Sheaffer, 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. 027-15 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



Department of Public Works

255 West Riverview Avenue, P.O. Box 151 Napoleon, OH 43545 Chad E. Lulfs, P.E., P.S., Director of Public Works Telephone: (419) 592-4010 Fax; (419) 599-8393 www.napoleonohio.com

Memorandum

To:	Monica Irelan, City Manager
From:	Chad E. Lulfs, P.E., P.S., Director of Public Works
cc:	Mayor & City Council
	Greg Heath, City Finance Director
	Jeff Rathge, Operations Superintendent
Date:	May 4, 2015
Subject:	2015 Street Striping – Approval of Specifications

The City of Napoleon's Department of Public Works requests approval of the specifications for the 2015 Street Striping Project.

Engineer's Estimate of Construction: \$90,000.00. Budgeted amount for this project is \$100,000.00.

CEL



Department of Public Works

255 West Riverview Avenue, P.O. Box 151 Napoleon, OH 43545 Chad E. Lulfs, P.E., P.S., Director of Public Works Telephone: (419) 592-4010 Fax; (419) 599-8393 www.napoleonohio.com

Memorandum

To:	Monica Irelan, City Manager
From:	Chad E. Lulfs, P.E., P.S., Director of Public Works
cc:	Mayor & City Council
	Greg Heath, City Finance Director
Date:	May 4, 2015
Subject:	2015 Miscellaneous Street Improvements –
	Approval of Plans & Specifications

The City of Napoleon's Department of Public Works requests approval of the plans and specifications for the 2015 Miscellaneous Street Improvements Project. This project consists of resurfacing: Independence Drive from Industrial Drive to Enterprise Avenue; Daggett Drive from Huddle Road to W. Maumee Avenue. Also included are the following alternates: Fairview Drive from W. Maumee Avenue to the dead end; a patch on Commerce Drive near E. Riverview Avenue; and a patch on Enterprise near American Road.

Engineer's Estimate of Construction (Base Bid): \$200,000.00. Budgeted amount for this project is \$200,000.00.

CEL



DEPARTMENT OF MANAGEMENT

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

Memorandum

To: Mr. Mayor, Mr. President, and Councilmembers
From: Monica Irelan, City Manager
Date: 05/01/2015
Re: Dump Truck for Electric, off State bid

History:

During budget season, the Electric Department budgeted for a new small dump truck. The State bid has a 2015 GMC 3500 Sierra 12,800 lb. DRW 4Wheel Drive Regular Cab Flex fuel vehicle for \$29,407. A 2 yard dump body with 12 volt electric would be added along with the tool boxes necessary to do the job. In total, \$10,010 in extras will be added totaling the purchase at \$39,417. The sales quotation and specifications is *attached*.

<u>Financial Impact:</u> The budget is set at \$55,000.

Recommendation:

I recommend approving the purchase of a dump truck off State Contract for the Electric Department totaling \$39,417.



Government Sales Department 85 Loop Road - Centerville, OH 45459 Phone (866) 674-6730 Fax (513) 732-2868 Email: fleet@bobrossauto.com





Date:	3/27/15	Phone:	
То:	Tony Kuhlman City of Napolean	Fax:	
		Email:	kuhlman@napoleanohio.com
	Napolean, OH		

We are pleased to quote the following vehicle per the State of Ohio Contract #RS903615 Index # GDC093 Item #33AT Cab & Chassis 12,800lb DRW 4WD Regular Cab Flex Fuel

Mechanical

Engine, Vortec 6.0L Variable Valve Timing V8 SFI (322 hp [240.1 kW] @ 4400 rpm, 380 lb-ft of torque [513.0 N-m] @ 4200 rpm) (STD) • Transmission, 6-speed automatic, heavy-duty electronically controlled with overdrive and tow/haul mode. Includes Cruise Grade Braking and Powertrain Grade Braking (STD) (Requires (L96) Vortec 6.0L V8 SFI engine.) • Rear axle, 4.10 ratio (Requires (L96) Vortec 6.0L V8 SFI engine.) • Differential, heavy-duty locking rear • Air cleaner, high-capacity • Rear wheel drive • Cooling, external engine oil cooler • Cooling, auxiliary external transmission oil cooler • Battery, heavy-duty 720 cold-cranking amps/80 Amp-hr, maintenance-free with rundown protection and retained accessory power • Alternator, 150 amps • Recovery hooks, front, frame-mounted, black • Body, Chassis Cab • Frame, fully-boxed, hydroformed front section • GVWR, 13,200 lbs. (5988 kg) • Suspension Package, Standard includes 51mm twin tube shock absorbers and 33mm front stabilizer bar • Steering, Recirculating Ball • Fuel tank, front and rear, 63.5 gallon • Exhaust, aluminized stainless-steel muffler and tailpipe • Back-up alarm calibration This calibration will allow installation of an aftermarket back up alarm.

Exterior

(7) Wheels, 17" (43.2 cm) painted steel
 (7) Tires, LT235/80R17E all-season highway (STD)
 Wheel trim, painted trim skins and painted center caps
 Bumper, front chrome
 Grille, chrome surround
 Headlamps, halogen projector
 Lamps, Smoked Amber roof marker (Not available with (YF5) California state emissions requirements.)
 Lamps, cargo area, cab mounted with switch on center switch bank
 Mirrors, outside high-visibility vertical camper-style, Black with manual folding and extension and lower convex spotter glass

Entertainment

• Audio system, 4.2" Diagonal Color Display, AM/FM stereo with USB ports, auxiliary jack and SD card slot (STD) • Audio system feature, 4-speaker system

Interior

• Seats, front 40/20/40 split-bench 3-passenger, driver and front passenger recline with outboard head restraints and center fold-down armrest with storage

• Seat trim, Cloth • Floor covering, Black rubberized vinyl • Steering column, manual Tilt-Wheel • Steering wheel • Driver Information Center 3.5inch diagonal monochromatic display, provides warning messages and basic vehicle information • Door locks and windows, power • Cruise control, steering wheel-mounted • Air conditioning, single-zone • Assist handle, front passenger and driver on A-pillars

Safety-Mechanical

• Brakes, 4-wheel antilock, 4-wheel disc with dual rear wheel with DuraLife brake rotors • StabiliTrak, stability control system with Proactive Roll Avoidance and traction control, includes electronic trailer sway control and hill start assist

Safety-Exterior

• Daytime Running Lamps with automatic exterior lamp control • Safety-InteriorAir bags, frontal, driver and right front passenger, single stage Air bag deactivation switch, frontal passenger-side

<u>Qty.</u>	<u>Order No.</u>	Description	<u>Each</u>	<u>Total</u>
1 290 1 1 1 1 1	TK36003 DEL Z82/JL1 QZT DPN 8S3 CAB	2015 GMC 3500 Sierra 12,800 lb. DRW 4WD Regular Cab Flex Fuel Delivery Charge Per Mile, Per Round Trip Map Mileage Tow Hitch / 7-Pin Plug / Brake Controller All Terrain Tires Trailer Towing Mirrors Backup Alarm Step Rails / Running Boards	\$27,130.00 \$0.50 \$714.00 \$199.00 \$199.00 \$137.00 \$499.00 \$384.00	\$27,130.00 \$145.00 \$714.00 \$199.00 \$199.00 \$137.00 \$499.00 \$384.00
1	VYU	Manufacturer Snow Plow Prep Package (Does Not Include Snow Plow)	\$384.00	
		Primary Contract Total		\$29,407.00
		Additional Off-Contract Options		
1 2 1 1	DUMP UB36 RPF SBL	2 Yard Dump Body - 12 Volt Electric 36" Aluminum Underbody Tool Boxes Spray Master Rear Poly Fenders Scorpion Liner Inside Dump Body Load Area - No Guarantee Due to Application Secondary Contract Total Grand Total	\$7,200.00 \$695.00 \$625.00 \$795.00	\$7,200.00 \$1,390.00 \$625.00 \$795.00 \$10,010.00 \$39,417.00

Please indicate below selected color choice of vehicle

____ Summit White ____ Onyx Black

To place your order please fax quotation and copy of primary and secondary purchase orders to our government sales office at 1-513-732-2868. Within 3-5 business days you should receive an order conformation from our office to confirm your order. If not, contact our sales office at 866-674-6730.

Thank you, Bob Ross Buick, Inc. Government Sales

Please acknowledge your acceptence of the above quotation by signing this document.

1

Authorized Signature:	Title:	_
-----------------------	--------	---

Printed Name: Date:

NOTICE OF PUBLIC HEARING For the City of Napoleon, Ohio 2016 Tax Budget Monday, June 1, 2015 at 6:55 PM

A Public Hearing for the 2016 Tax Budget of the City of Napoleon, Ohio, has been set for Monday, June 1, 2015, at 6:55 PM, in City Hall, 255 West Riverview Avenue, Napoleon, Ohio. The purpose of the Public Hearing is to review the proposed 2016 Tax Budget and the Inside Ten (10) Mill levy rates allocated to the City. Gregory J. Heath, Finance Director/Clerk of Council

City of Napoleon Parks and Recreation Department

255 West Riverview Avenue Napoleon, Ohio 43545 (419) 592-4010 (419) 592-8955 (fax) tcotter@napoleonohio.com

Memorandum

To:	Monica Irelan, City Manager
From:	Tony Cotter, Director of Parks and Recreation
Date:	May 30, 2015
Subject:	Napoleon Police Union Donation – Skate Park Equipment Donation

At their April meeting, the Parks and Recreation Board recommended the acceptance of a donation of skate park equipment from the Napoleon Police Officers Union. See information and photos attached. I am requesting this item be placed on the next regularly scheduled City Council agenda for their approval.

If you have any questions or would like additional information, please let me know.

601 McKinley Joplin, MO 64801 Toll-free 877-RAMP-778 Local 417-206-6816 Fax 417-206-6888 sales@americanrampcompany.com



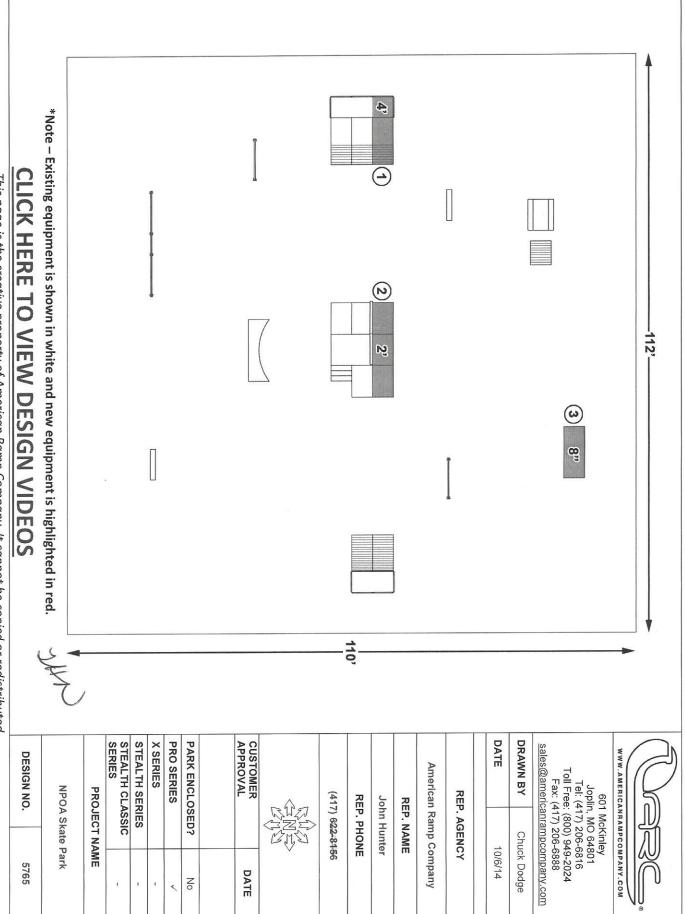
(Quote #	Desig	n #			FOB	
0:	1805_CD	5765	5	Napoleon		Napoleon, OH	
<u>ltem</u>	Obst	acle	<u>Height</u>	<u>Width</u>	Length	Pro Series	
1	Bank Ramp		4.0'	4.0'	13.0'	\$3,029.42	
2	Wedge, Flat, Wedge	9	2.0'	4.0'	18.0'	\$3,734.68	
3	Grindbox		8"	4.0'	10.0'	\$3,116.53	
	Subtotal Freight					\$9,880.62 FREE	
	Full Installation					\$500.00	
	TOTAL					\$10,380.62	SAN

*Full install offered at Supervised install price. Approved by John Hunter

WE LOOK FORWARD TO BUILDING YOU A GREAT SKATE PARK!

Hick

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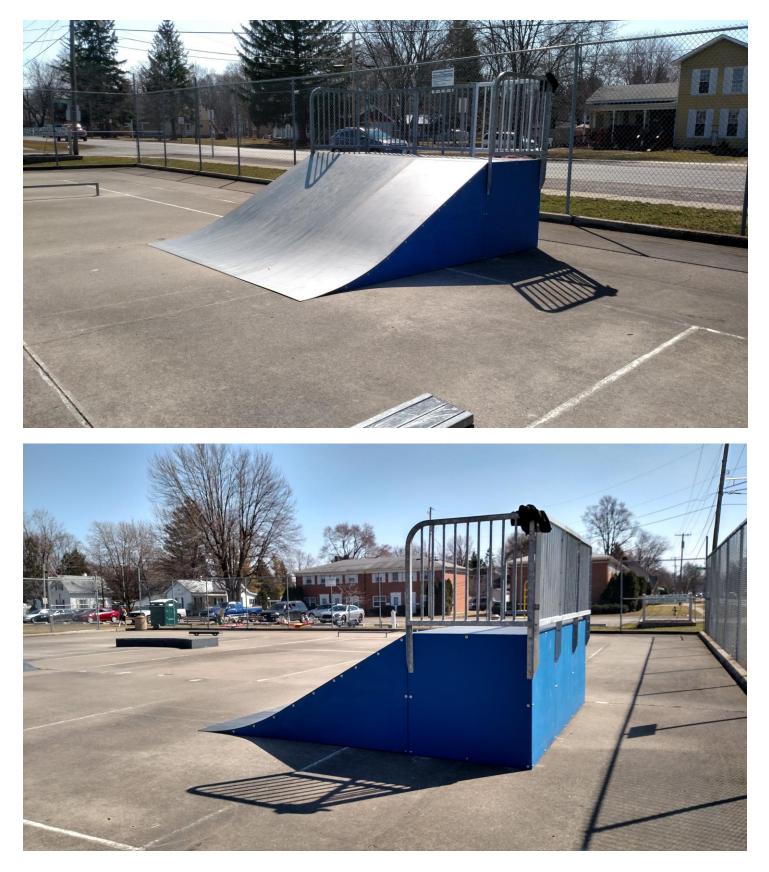


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Skate Park Addition Added April 1, 2015



Skate Park Addition Added April 1, 2015



Skate Park Addition Added April 1, 2015



ROUDHOUSE ROAD - ASSESSMENT COST ESTIMATE BASED ON COST OF MONEY AT 20 YR GO BOND RATE OF 3.5% TOTALS PROJECTED FOR ASSESSMENT: Estimated Project Costs \$450,000 Engineering Costs (Act.) \$ 24,630

ASSESSMENT ALLOCATION: 50% CITY \$239,815 50% PROP.OWNER \$239,815

Compound Period : Annual

Nominal Annual Rate : 3.500 %

CASH FLOW DATA

	Event	Date	Amount	Number	Period	End Date
1	Loan	07/01/2015	239,815.00	1		
2	Payment	07/01/2016	16,873.64	20	Annual	07/01/2035

AMORTIZATION SCHEDULE - Normal Amortization

Date	Payment	Interest	Principal	Balance
Loan 07/01/2015 2015 Totals	0.00	0.00	0.00	239,815.00
1 07/01/2016	16,873.64	8,393.53	8,480.11	231,334.89
2016 Totals	16,873.64	8,393.53	8,480.11	
2 07/01/2017	16,873.64	8,096.72	8,776.92	222,557.97
2017 Totals	16,873.64	8,096.72	8,776.92	
3 07/01/2018	16,873.64	7,789.53	9,084.11	213,473.86
2018 Totals	16,873.64	7,789.53	9,084.11	
4 07/01/2019	16,873.64	7,471.59	9,402.05	204,071.81
2019 Totals	16,873.64	7,471.59	9,402.05	
5 07/01/2020	16,873.64	7,142.51	9,731.13	194,340.68
2020 Totals	16,873.64	7,142.51	9,731.13	
6 07/01/2021	16,873.64	6,801.92	10,071.72	184,268.96
2021 Totals	16,873.64	6,801.92	10,071.72	
7 07/01/2022	16,873.64	6,449.41	10,424.23	173,844.73
2022 Totals	16,873.64	6,449.41	10,424.23	
8 07/01/2023	16,873.64	6,084.57	10,789.07	163,055.66
2023 Totals	16,873.64	6,084.57	10,789.07	

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ROUDHOUSE ROAD - ASSESSMENT COST ESTIMATE BASED ON COST OF MONEY AT 20 YR GO BOND RATE OF 3.5% TOTALS PROJECTED FOR ASSESSMENT: Estimated Project Costs \$450,000 Engineering Costs (Act.) \$ 24,630

 TOTAL COSTS
 \$479,630

 ASSESSMENT ALLOCATION:
 50% CITY

 50% CITY
 \$239,815

 50% PROP.OWNER
 \$239,815

Date	Payment	Interest	Principal	Balance
9 07/01/2024	16,873.64	5,706.95	11,166.69	151,888.97
2024 Totals	16,873.64	5,706.95	11,166.69	
10 07/01/2025	16,873.64	5,316.11	11,557.53	140,331.44
2025 Totals	16,873.64	5,316.11	11,557.53	
11 07/01/2026	16,873.64	4,911.60	11,962.04	128,369.40
2026 Totals	16,873.64	4,911.60	11,962.04	
12 07/01/2027	16,873.64	4,492.93	12,380.71	115,988.69
2027 Totals	16,873.64	4,492.93	12,380.71	
13 07/01/2028	16,873.64	4,059.60	12,814.04	103,174.65
2028 Totals	16,873.64	4,059.60	12,814.04	
14 07/01/2029	16,873.64	3,611.11	13,262.53	89,912.12
2029 Totals	16,873.64	3,611.11	13,262.53	
15 07/01/2030	16,873.64	3,146.92	13,726.72	76,185.40
2030 Totals	16,873.64	3,146.92	13,726.72	,
16 07/01/2031	16,873.64	2,666.49	14,207.15	61,978.25
2031 Totals	16,873.64	2,666.49	14,207.15	01,070.20
47 07/04/2022	10 972 64	2,169.24	14,704.40	47,273.85
17 07/01/2032 2032 Totals	16,873.64 16,873.64	2,169.24	14,704.40	47,275.00
	40.070.04	1 05 1 50	45.040.00	22.054.70
18 07/01/2033 2033 Totals	16,873.64 16,873.64	1,654.58 1,654.58	15,219.06 15,219.06	32,054.79
19 07/01/2034 2034 Totals	16,873.64 16,873.64	1,121.92 1,121.92	15,751.72 15,751.72	16,303.07
2034 10(a)s	10,075.04	1,121.52		
20 07/01/2035	16,873.64	570.57	16,303.07	0.00
2035 Totals	16,873.64	570.57	16,303.07	
Grand Totals	337,472.80	97,657.80	239,815.00	

J7



Ohio Municipal Advisory Council

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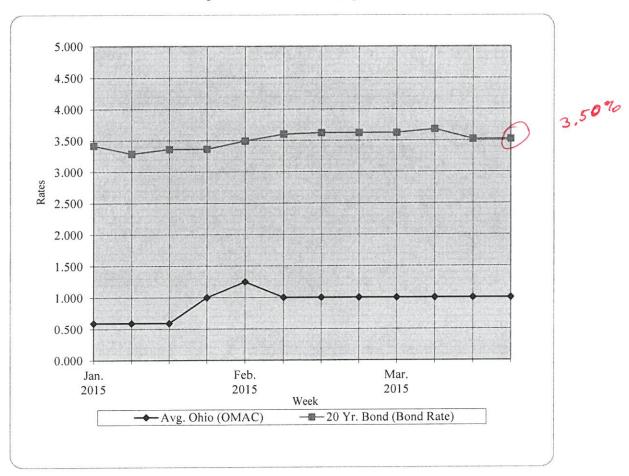
Not an agency of the State of Ohio 9321 Ravenna Road, Unit K, Twinsburg, Ohio 44087-2445 Telephone: (330) 963-7444 (800) 969-OMAC Fax (330) 963-7553

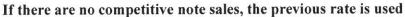
To view July through December graph, please roll screen down

GENERAL OBLIGATION

Note and Bond Interest Rates for December thru May

The following graph compares Ohio short-term note rates with the Bond Buyer's 20 year bond index. The short-term rates represent actual rates reported to OMAC by Ohio purchasers and reported on OMAC's weekly calendar.





Project - 1450,000 Engineering - \$ 24,630 TOTAL PRI. \$ 479,630



City of Napoleon, Ohio

DEPARTMENT OF MANAGEMENT

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

Memorandum

To: Mr. Mayor, Mr. President, and Councilmembers
From: Monica Irelan, City Manager
Date: 04/29/2015
RE: Salt Shed

History:

During budget season, Public Works presented a capital expenditure for a new salt shed. The current shed is wood construction and has been in poor shape for several years. The structure is too small for the current storage needs and limits staff's ability to buy more salt at a cheaper price.

Staff promised council to present options and recommendations within the \$350,000 budget. *Attached* is a memo from Public Works laying out three options and one recommendation.

<u>Financial Impact:</u> The budget is set at \$350,000.

Recommendation:

I recommend going with a 60' x 100' Fabric Structure with 12' high Poured Concrete Walls and 8" Asphalt Floor. This recommendation is projected to cost \$202,000.



City of Napoleon, Ohio Department of Public Works

255 West Riverview Avenue, P.O. Box 151 Napoleon, OH 43545 Chad E. Lulfs, P.E., P.S., Director of Public Works Telephone: (419) 592-4010 Fax: (419) 599-8393 www.napoleonohio.com

Memorandum

To:	Monica Irelan, City Manager
From:	Chad E. Lulfs, P.E., P.S., Director of Public Works
cc:	Jeff Rathge, Operations Superintendent
Date:	April 21, 2015
Subject:	Salt Storage Facility Design Cost Alternatives & Analysis

As requested by City Council during budget hearings, following is a list of design alternatives with the respective costs for a new salt storage facility. These prices were compiled with the assistance of Rupp/Rosebrock, Inc. & Gerken Asphalt Paving, Inc.

Option No. 1	60'x100' Steel Building with 12' High	n Poured Concrete Walls and
	Reinforced Concrete Floor	
	Concrete Walls	\$46,500.00
	Reinforced Concrete Floor	\$31,000.00
	Steel Structure (w/ Labor)	\$100,770.00
	Labor (Concrete)	\$7,500.00
	Site Asphalt	\$29,000.00
	Site Drainage	\$20,000.00
	Total	\$234,770.00
Option No. 2	60'x100' Fabric Structure with 12' Hi 8" Reinforced Concrete Floor	gh Poured Concrete Walls a
Option No. 2		gh Poured Concrete Walls a \$46,500.00
Option No. 2	8" Reinforced Concrete Floor	
Option No. 2	8" Reinforced Concrete Floor Concrete Walls	\$46,500.00
Option No. 2	8" Reinforced Concrete Floor Concrete Walls Reinforced Concrete Floor	\$46,500.00 \$31,000.00
Option No. 2	8" Reinforced Concrete Floor Concrete Walls Reinforced Concrete Floor Fabric Structure	\$46,500.00 \$31,000.00 \$62,000.00
Option No. 2	8" Reinforced Concrete Floor Concrete Walls Reinforced Concrete Floor Fabric Structure Labor	\$46,500.00 \$31,000.00 \$62,000.00 \$15,500.00

60'x100' Fabric Structure with 5' Precast Block Walls and 8" Asphalt Floor

Precast Block Walls	\$31,000.00
Asphalt Floor	\$29,000.00
Fabric Structure	\$62,000.00
Labor	\$15,500.00
Site Asphalt	\$29,000.00
Site Drainage	\$20,000.00
Total	\$186,500.00

My recommendation for an affordable structure would be a combination of Option No. 2 and Option No. 3. By building Option No. 2 with an Asphalt Floor, the cost is as follows:

Recommended Option:

60'x100' Fabric Structure with 12' High Poured Concrete Walls and 8" Asphalt Floor

sphart Floor	
Concrete Walls	\$46,500.00
Asphalt Floor	\$29,000.00
Fabric Structure	\$62,000.00
Labor	\$15,500.00
Site Asphalt	\$29,000.00
Site Drainage	\$20,000.00
Total	\$202,000.00

CEL

City of Napoleon, Ohio

Technology & Communication Committee

LOCATION: City Hall Offices, 255 W. Riverview Avenue, Napoleon, Ohio 43545

Meeting Agenda

Monday, May 4, 2015 at 6:15pm

- I. Approval of Minutes (In the Absence of any Objections or Corrections, the Minutes Shall Stand Approved)
- II. City Website Upgrade
- III. Any other matters currently assigned to the Committee
- IV. Adjournment

Gregory J. Heath, Finance Director/Clerk of Council

City of Napoleon, Ohio Technology & Communication Committee

Meeting Minutes

Monday, March 2, 2015 at 6:15pm

PRESENT	I		
Members	Jeffrey Marihugh - Chair, Chris Ridley, Travis Sheaffer		
City Staff	Monica S. Irelan, City Manager		
	Trevor M. Hayberger, Law Director		
	Gregory J. Heath, Finance Director/Clerk of Council		
	Chad Lulfs, Director of Public Works		
	Dan Wachtman, MIS Administrator Robert Weitzel, Police Chief		
Recorder	Tammy Fein		
Others			
ABSENT	None		
Call To Order	Chairperson Marihugh called the meeting to order at 6:22pm.		
Minutes Approved	Minutes from the January 5 meeting stand approved as presented with no objections or corrections.		
City Website Upgrade			
Motion To	Motion: Ridley Second: Sheaffer		
UnTable City	To untable City website upgrade		
Website			
Upgrade			
Passed	Roll call on above motion:		
Yea- 3	Yea – Ridley, Sheaffer, Marihugh		
Nay- 0	Nay –		
D	Later Barthand and the office of the description from the first state of the state		
Discussion	Irelan distributed a mockup of the updated website homepage, including the suggestions given by the Committee at the last meeting. Irelan stated that the tabs can		
	be changed to match the current season information including plowing routes and		
	refuse schedules. Irelan stated that Press Releases will be presented on the left side of		
	the page with the other buttons. Wachtman added that the Press Releases are already		
	listed, however he will create a link to them per the request of Marihugh. Marihugh		
	stated that he receives calls from residents asking questions regarding the information		
	that should be listed in the Press Releases. Wachtman stated the presentation is not exact, and it can be changed as needed. Irelan added there will be frequently used		
	buttons on the right side, including utility payments; adding that the weather map and		
	the emergency banner will remain on the homepage, along with feeds to the City		
	Facebook and Twitter accounts. Marihugh stated that he would like to see the address		
	centered a bit better; Wachtman stated that there would be a widget located near the		
	address and this will be corrected. Ridley stated that he approves of the layout;		
	Wachtman showed the Committee that it matches the Hudson website as requested. Ridley believes the new format will be easier to navigate. Wachtman stated that he		
	spoke to the Hudson website administrators who stated that they use an outside firm to		
	maintain the site. Irelan noted that she would like to see "Welcome to Napoleon"		
	listed on the homepage. Ridley believes this format looks more organized, but the		

	map widget does not seem to fit with the design; Wachtman stated this was added only to show where a weather map will be added later. Wachtman stated that this format is set up to give the user the requested information in one click from the homepage. Marihugh believes the page to be a bit dark; Wachtman stated this will look brighter on the screen as a watermark instead of a picture and the buttons will stand up front more over the background. Irelan stated the plan is to have the website ready by the May 4 th Technology meeting and have Staff trained to maintain it.
Motion To Adjourn	Motion: Sheaffer Second: Ridley To adjourn the meeting at 6:35pm
Passed Yea- 3 Nay- 0	Roll call vote on above motion: Yea- Ridley, Sheaffer, Marihugh Nay-
Date Approved:	

Fw: Your TMACOG May Big Picture

From: "Gregory J Heath" <gheath@napoleonohio.com> To: "Roxanne Dietrich" <rdietrich@napoleonohio.com>

-----Original Message-----From: TMACOG <public.info@tmacog.org> To: gheath@napoleonohio.com Date: 04/30/2015 10:02 AM Subject: Your TMACOG May Big Picture

View in your browser



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contact us

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Clean Ohio Grants

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Transportation Legislation

MEMBER NEWS Mondova Township

Republic Services



Good old flat northwest Ohio has many facilities for bicycle recreation. You can find maps and information on the bike and pedestrian pages of <u>www.tmacog.org</u>. But a bicycle is also a practical commuting tool.

During Bike Month, there are several opportunities to take your bike on the road and use it to commute to work or school and run errands. You'll save on gas, build healthy exercise into your day, and reduce congestion on the road...<u>read more</u>

Changes in Environmental Planning -Focus on Water Quality

Upcoming Events

National Train Day Toledo

Friday and Saturday, May 1 & 2 Amtrak station and Grand Lobby of the Dr. Martin Luther King, Jr., Plaza Contact: Diane Reamer Evans

419.241.9155 ext. 117

2015 Conference on Freight

Monday -Wednesday, September 14-16 Cincinnati Hilton Netherland Plaza *Contact:* <u>Christine</u> <u>Connell</u> 419.241.9155 ext. 119



The TMACOG Environmental Council is allocating its resources to more directly focus on drinking water and water supply quality. All TMACOG councils and committees are organized to serve member goals. These goals are periodically reviewed to ensure that efforts are providing the best value possible. In recent months, members of an ad hoc committee looking at the Environmental Council have agreed that a focus on clean, safe, water supply should be a top priority. They have recommended that the council be re-named the Water Quality Council...read more

ENVIRONMENT

Ohio Stormwater Association



The 2015 Ohio Stormwater Association Annual Conference will be held May 6-8 at the Kalahari Resort and Conference Center in Sandusky. The Ohio Stormwater Conference is a resource for those dealing in all aspects of stormwater planning, design, implementation, and regulatory compliance. The 2015 conference will provide updates on environmental issues, new technologies, regulatory information, and pollution prevention. Visit www.ohiostormcon.com to register. The conference will also be offering courses and exams. Visit

<u>http://www.cpesc.org</u> for course and exam information.

- Certified Erosion, Sediment, and Storm Water Inspector (CESSWI)
- Certified Professional in Erosion and Sediment Control (CPESC)
- Certified Professional in Storm Water Quality (CPSWQ)
- Certified Municipal Separate Storm Sewer System Specialist (CMS4S)

Clean Ohio Grants Announced



The Natural Resources Assistance Council (NRAC), administered by TMACOG, has announced its recommendations for the current round of Clean Ohio Fund Conservation Grants in Lucas County. Clean Ohio funds total \$1,282,749 for this round. Including local match of \$431,000, the projects funded are valued at \$1,721,275. (There is a shortfall on the Reynolds Corners project of \$7,526). The recommendations are listed in priority order...<u>read more</u>

208 Plan Revision

The newest revision to the region's Areawide Water Quality Management Plan has been approved by the participating parties and is moving through committee approval toward state certification. The plan - called the 208 Plan from that section of the Clean Water Act - addresses sanitary sewers, wastewater treatment plants, and onsite sewage systems. The 208 Plan area includes Lucas, Ottawa, Sandusky, and Wood counties in Ohio and Bedford, Erie, and Whiteford townships in Monroe County, Michigan. These partners update the plan to reflect changes in infrastructure, to accommodate development, and to respond to changes in regulations. The current update will be voted on at the next meeting of the Environmental Council May 28 at 1:30 p.m. If it is approved by the council as expected, it will next be presented to the TMACOG Executive Committee and Board of Trustees. When officially approved the plan is sent to the state of Ohio for endorsement and inclusion in the state-wide water quality management plan.

Junction Avenue - Urban Waters



TMACOG stormwater planners are working with the Junction Avenue neighborhood to incorporate green infrastructure into their revitalization plans. At an April 18 Earth Day event, members participated in a design charrette. They are working to replace blighted structures with beautiful, useful, green spaces<u>photos</u>

TRANSPORTATION

Air Quality Reporting Eased



The air quality in the TMACOG planning area hasn't changed we continue to meet current standards - but a change in U.S. EPA regulations has reduced some TMACOG reporting requirements....<u>read more</u>

Transportation Council Votes



The TMACOG Transportation Council will vote on two fundamental transportation planning programs at its May 6 meeting. Both the FY 2016-2019 Transportation Improvement Program (the TIP), and the "On the Move: 2015-2045 Transportation Long Plan" are up for approval. The meeting is open to the public.

The TIP is the short range plan that schedules and manages federally funded transportation facilities and services in Lucas and Wood counties. It is updated every two years by TMACOG in cooperation with cities and counties and with federal agencies... read more



Transportation Legislation

TMACOG members, local governments, and area transportation stakeholders are united in their appeal for more dependable federal funding for local transportation needs.

There has been a groundswell of local government concern because progress toward a long-term bill has been slow and the current bill, MAP-21 is scheduled to expire May 31. Repeated short term extensions make it impossible to plan for consistent maintenance and improvement to the system...<u>read more</u>

MEMBER NEWS

The township trustees of Monclova recently voted to rejoin TMACOG. Monclova was a founding member of TMACOG in 1968. Welcome back! Residents and officials of Monclova Township have been involved with TMACOG activity in western Lucas County including participation in the Swan Creek Balanced Growth Plan. The township includes parts of the Oak Openings region and the Wabash Cannonball trail, the site of the Battle of Fallen Timbers, and suburban neighborhoods south of the Ohio Turnpike. Township news and activities are on their <u>website</u>.

Member Thanks

TMACOG extends its thanks to Republic Services, Inc. for the sponsorship of the April 17 TMACOG Tech session. That program provided Ohio Sunshine Laws training at Owens Community College. Sponsorship allowed TMACOG members and others to get required training close to home.



Back to Top



To ensure our e-mails reach your inbox, please add <u>public.info@tmacog.org</u> to your address book. <u>Sign up for our newsletter</u> SHARE **I** ♥ ⊠ ...

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TMACOG | public.info@tmacog.org | Toledo Metropolitan Area Council of Governments | 300 Martin Luther King Jr. Drive | Toledo, OH 43604



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Legislative Bulletin

Ohio Municipal League Legislative Bulletin

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Committee Schedule

April 24, 2015

BUDGET PROPOSAL CLEARS OHIO HOUSE WITH ADDITIONAL ALTERATIONS

The Ohio House of Representatives took final action this week on their two year state biennial budget proposal, with the adoption of an omnibus amendment Monday by the Finance committee before voting the bill out of committee and on to the House floor. A Legislative Service Commission (LSC) synopsis for the issues included in omnibus amendment can be found <u>HERE</u>. Following Monday's committee action, the full House approved the spending and policy measure on Wednesday by a vote of 63-35, sending it to the Ohio Senate where that body has already begun unpacking administrative and tax related budget issues and requests.

The omnibus amendment adopted Monday added and deleted numerous policy issues that had been part of the legislation the previous week. Included in the omnibus language were two areas of particular interest for Ohio cities and villages. Those changes include:

- Creating the Local Government Safety Capital Grant Program to provide grants up to \$100,000 to help local governments pay for public safety capital costs. The language provides \$20 million over the biennium for this purpose.
- Permitting the Auditor to elevate a situation from financial watch to emergency to financial emergency even if they have received a financial recovery plan. The language also lowers the timeframe for a local government to create a financial plan from 120 days to 90 days.

Unfortunately, language added by the Ohio House to the sub. HB64 last week which would require Ohio cities and villages that operate and receive revenue from red light cameras to report annually revenue amounts collected through the violations to the state Auditor so that those communities LGF distribution amounts can be reduced equal to the revenue generated and municipalities that fail to comply with the reporting requirements will forfeit all Local Government Fund (LGF) distribution revenue was not deleted and remains part of the state operating budget bill.

The approved House budget plan which would: provide a 6.3% across-the-board income tax cut which includes a permanent 75% small business tax deduction on the first \$250,000 of income; lower the top rate to below 5% and provide more than \$1.2 billion in tax relief over the biennium is now before the Ohio Senate. Although calculations are not available yet, one of the greatest concerns the league has with the changes in state tax policy is how those changes will affect the amount of revenue the state collects for the General Revenue Fund which in turn affects revenue available to fund the Local Government Fund which is 1.66% of state GRF revenues. As state GRF revenues decrease so does the LGF distribution levels which equals fewer resources for cities and villages to access and to provide the level of services residents and businesses deserve

and expect without the continued need for higher local taxes.

Ohio Senate President Keith Faber (R-Celina) announced that the Senate will essentially be starting from scratch with the budget, considering changes made by the Ohio House to what Governor Kasich presented as his two year state spending blueprint while factoring revenue estimates generated by the Office of Budget and Management (OBM) compared to less conservative projections of current state revenue and future tax revenue estimates offered by the Ohio Legislative Service Commission (LSC). It is expected that the Senate Finance Committee will break down the various components of budget issues and will distribute study assignments to Finance subcommittees and other standing Senate committees. The list of agencies and subject matters that will be discussed in the various Senate committees can be found <u>HERE</u>. Senate leadership has announced that the Senate Finance Committee will reassemble the bill from the various committees tasked to study aspects of the legislation the week of May 18, holding full Senate Finance Committee hearings on what members of the Senate feel should be part of the state's budget goals.

As with all state budget bills, once the Ohio Senate repackages and approves their budget suggestions into sub. HB64, the bill will be sent back to the Ohio House for their member's consideration of changes made by their Senate colleagues. If precedent offers any insight on how the House will react to the bill returned to them by the Ohio Senate, a majority of members of the Ohio House will object to certain areas of the Senate plan and will call for a bi-cameral Conference Committee to be convened so that differences can be resolved between the two budget plans, in time to have the bill to the Governor by June 30 th.

OHIO ANOTHER STEP CLOSER TO ENACTING "REFRESHMENT AREAS"

On Wednesday, the Ohio Senate returned sub. HB47 to the Ohio House for their consideration of changes made to the legislation introduced by Rep. Blessing (R-Cincinnati) and Driehaus (D-Cincinnati) which would allow certain cities and townships to create districts where individuals will be exempt from open container restrictions, allowing communities that meet a population threshold to create outdoor refreshment areas.

Before the members of the Ohio Senate approved sub.HB47, the Senate State and Local Government committee amended the bill to incorporate changes made previously to the Senate companion bill introduced by Senators Seitz (R-Cincinnati) and Thomas (D-Cincinnati), sub. SB 95. Those changes include:

- Require jurisdictions under 35,000 in population to wait two years from the effective date of the act to establish a single refreshment zone as long as the designated zone is no greater than 150 contiguous acres and has at least four permit holders.
- Addresses the use of commercial quadricycles
- Reduce from three to two the number of outdoor refreshment areas a city or township with a population over 50,000 may establish while governmental units with a population between 35,000 and 50,000 may qualify for one zone.

Unlike the budget bill, we do not anticipate a Conference Committee to be called to address disagreements between the version of HB47 that was sent over to the Ohio Senate for their consideration and what was returned as the substitute bill after the changes were made by the Senate. The legislation also contains an emergency clause which will cause the bill to go into effect upon the Governor's signature, so there is no delay in enactment that could interfere with summertime community events.