

GENERAL INFORMATION

July 01, 2019

Calendar

CITY COUNCIL MEETING AGENDA ~ Monday, July 01, 2019 @7:00 pm

APPROVAL OF MINUTES

- a. June 17, 2019 Regular Council Meeting Minutes.

INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

1. **Resolution No. 043-19**, a Resolution Authorizing the Approval and Execution of the Napoleon Area City School District Campus Improvement Agreement.
2. **Ordinance No 044-19**, an Ordinance Providing for the Issuance and Sale of Notes in the Aggregate Principal Amount of \$500,000, in Anticipation of the Issuance of Bonds, for the Purpose of Paying the Costs of the Construction of a Municipal Swimming Pool with related Facilities and Appurtenances, including the Demolition of Existing Facilities, together with all Necessary and Related Appurtenances thereto. (Suspension Requested)

SECOND READINGS OF ORDINANCES AND RESOLUTIONS. ~ *None*

THIRD READINGS OF ORDINANCES AND RESOLUTIONS.

1. **Resolution No. 038-19**, a Resolution Adopting the 2020 Tax Budget for the City of Napoleon, Ohio, as Required in Sections 5705.28 and 5705.281 of the Ohio Revised Code (ORC) and Directing the Finance Director to File the same with the County Auditor; and Declaring an Emergency.

GOOD OF THE CITY (Any other business as may properly come before Council, including but not limited to):

1. **Discussion/Action:** Second Quarter Budget Adjustments.
2. **Discussion/Action:** Accept Award from the Ohio Law Enforcement Body Armor Program in the amount of \$2,837.97.
3. **Discussion/Action:** Appropriation of Funds for the Wastewater Treatment Plant Design.
4. **Discussion/Action:** ODOT Safety Project Application Award: St. Rt. 108 and U.S. 24 North Ramp (Refer to Committee).
5. **Discussion/Action:** Accept Donations for K9 Unit.
6. **Discussion/Action:** Accept Donation to Napoleon Fire & Rescue.

INFORMATIONAL ITEMS

1. Technology and Communications July 1, 2019 Meeting *Canceled*
2. Refuse and Recycling Route Schedule during the 4th of July Week
3. Fourth of July Celebration Activities for 2019
4. AMP Update Newsletter/June 21, 2019
5. OML Legislative Bulletin/June 27, 2019

July 2019

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1 7:00 pm City Council	2	3	4 	5	6
7	8 6:15 pm Electric Comm 6:15 pm BOPA 7:00 pm Water/Sewer Comm 7:30 pm Muni Prop. Comm.	9 4:30 pm BZA 5:00 pm Planning Comm.	10	11	12	13
14	15 6:00 pm Parks Rec Comm. 6:00 pm Tree Comm. 7:00 pm City Council	16	17	18	19	20
21	22 6:30 pm Finance & Budget 7:30 pm Safety & HR Comm	23 4:30 pm Civil Service	24 8:00 am Healthcare Cost Committee	25	26	27
28	29	30	31 6:30 pm Parks & Rec Bd.	Notes:		

City of Napoleon, Ohio

CITY COUNCIL

MEETING AGENDA

Monday, July 01, 2019 at 7:00 pm

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

A. Attendance (Noted by the Clerk)

B. Prayer and Pledge of Allegiance

C. Approval of Minutes (in the absence of any objections or corrections, the minutes shall stand approved)

1. June 17, 2019 Regular Council Meeting Minutes.

D. Citizen Communication

E. Reports from Council Committees

1. **Personnel Committee** met on Thursday, June 20, 2019.
2. **Finance and Budget Committee** met on Monday, June 24, 2019
 - a. Recommend Council Approve the Second Quarter Budget Adjustments as presented.
3. **Safety and Human Resources Committee** was canceled at the Direction of the Chair.
4. **Technology Committee** did not meet earlier this evening 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 June 25, 2019 due to lack of agenda items.
2. **Parks and Rec Board** did not meet on June 26, 2019 due to lack of agenda items.

G. Introduction of New Ordinances and Resolutions

1. **Resolution No. 043-19**, a Resolution Authorizing the Approval and Execution of the Napoleon Area City School District Campus Improvement Agreement.
2. **Ordinance No. 044-19**, an Ordinance Providing for the Issuance and Sale of Notes in the Aggregate Principal Amount of \$500,000, in Anticipation of the Issuance of Bonds, for the Purpose of Paying the Costs of the Construction of a Municipal Swimming Pool with related Facilities and Appurtenances, including the Demolition of Existing Facilities, together with all Necessary and Related Appurtenances thereto. (Suspension Requested)

H. Second Readings of Ordinances and Resolutions ~ *None*

I. Third Readings of Ordinances and Resolutions.

1. **Resolution No. 038-19**, a Resolution Adopting the 2020 Tax Budget for the City of Napoleon, Ohio, as Required in Sections 5705.28 and 5705.281 of the Ohio Revised Code (ORC) and Directing the Finance Director to File the same with the County Auditor; and Declaring an Emergency.

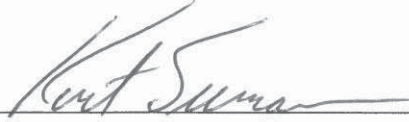
J. Good of the City (any other business as may properly come before Council, including but not limited to):

1. **Discussion/Action:** Second Quarter Budget Adjustments.
2. **Discussion/Action:** Accept Award from the Ohio Law Enforcement Body Armor Program in the amount of \$2,837.97.
3. **Discussion/Action:** Appropriation of Funds for the Wastewater Treatment Plant Design.
4. **Discussion/Action:** ODOT Safety Project Application Award: St. Rt. 108 and U.S. 24 North Ramp Intersection. (Refer to Municipal Properties, Building, Land Use & Economic Development Committee)
5. **Discussion/Action:** Accept Donations for K9 Unit.
6. **Discussion/Action:** Accept Donation to Napoleon Fire & Rescue.

K. Executive Session. (*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 handwritten signature in dark ink, appearing to read "Kent Seemann", is written over a horizontal line.

Kent Seemann
Finance Director/Clerk of Council

A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL

1. **Technology & Communication Committee (1st Monday)**
(Next Regular Meeting: Monday, August 5, 2019 @6:15 pm)
2. **Electric Committee (2nd Monday)**
(Next Regular Meeting: Monday, July 08, 2019 @6:15 pm)
 - a. Review of Power Supply Cost Adjustment Factor for July 2019
 - b. Electric Department Report.
3. **Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)**
(Next Regular Meeting: Monday, July 08, 2019 @7:00 pm)
 - a. Additional Refuse Bag.
 - b. Spring Cleanup Summary.
4. **Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)**
(Next Regular Meeting: Monday, July 08, 2019 @7:30 pm)
 - a. Tax Increment Financing for the American Road Project
5. **Parks & Recreation Committee (3rd Monday)**
(Next Regular Meeting: Monday, July 15, 2019 @6:00 pm)
6. **Finance & Budget Committee (4th Monday)**
(Next Regular Meeting: Monday, July 22, 2019 @6:30 pm)
7. **Safety & Human Resources Committee (4th Monday)**
(Next Regular Meeting: Monday, July 22, 2019 @7:30 pm)
 - a. Golf Carts on City Streets
8. **Personnel Committee (as needed)**

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

1. **Board of Public Affairs (2nd Monday)**
(Next Regular Meeting: Monday, July 08, 2019 @6:15 pm)
 - a. Review of Power Supply Cost Adjustment Factor for July 2019
 - b. Electric Department Report
2. **Board of Zoning Appeals (2nd Tuesday)**
(Next Regular Meeting: Tuesday, July 09, 2019 @4:30 pm)
3. **Planning Commission (2nd Tuesday)**
(Next Regular Meeting: Tuesday, July 09, 2019 @5:00 pm)
4. **Tree Commission (3rd Monday)**
(Next Regular Meeting: Monday, July 15, 2019 at 6:00 pm)
5. **Civil Service Commission (4th Tuesday)**
(Next Regular Meeting: Tuesday, July 23, 2019 @4:30 pm)
6. **Parks & Recreation Board (Last Wednesday)**
(Next Regular Meeting: Wednesday, July 31, 2019 @6:30 pm)
7. **Privacy Committee (2nd Tuesday in May & November)**
(Next Regular Meeting: Tuesday, November 12, 2019 @10:30 am)
8. **Records Commission (2nd Tuesday in June & December)**
(Next Regular Meeting: Tuesday, December 10, 2019 @4:00 pm)
9. **Housing Council (First Monday of April at 6:30 pm)**
10. **Health Care Cost Committee**
(Next Meeting: Wednesday, July 24, 2019 at 8:00 am)
11. **Preservation Commission (as needed)**
12. **Napoleon Infrastructure/Economic Development Fund Review Committee [NIEDF] (as needed)**
13. **Tax Incentive Review Council (as needed)**
14. **Volunteer Firefighters' Dependents Fund Board (as needed)**
15. **Volunteer Peace Officers' Dependents Fund Board (as needed)**
16. **Lodge Tax Advisory & Control Board (as needed)**
17. **Board of Building Appeals (as needed)**
18. **ADA Compliance Board (as needed)**

City Council MEETING MINUTES

Monday, June 17, 2019 at 7:00 pm

PRESENT

Councilmembers

Joseph D. Bialorucki-Council President, Dan Baer-Council President Pro-Tem, Jeff Comadoll, Jeff Mires, Lori Siclair, Ken Haase

Mayor

Jason P. Maassel

City Manager

Joel L. Mazur

City Finance Director

Kent Seemann

City Law Director

Billy D. Harmon

City Staff

David J. Mack-Chief of Police; Clayton O'Brien-Fire Chief, Lanie Lambert-Human Resources Director, Chris Peddicord-Asst. Fin. Director

Recording Secretary

Roxanne Dietrich

Others

News Media, Joel Miller-Napoleon/Henry County Chamber of Commerce

ABSENT

Councilmember

Travis Sheaffer

Call to Order

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

Jared Denman Sworn In

Jared Denman, Napoleon's newest Firefighter/EMT, was sworn in by Mayor Maassel.

Approval of Minutes

Hearing no objections or corrections, the minutes from the June 3, 2019 Special Council Meeting, the June 3, 2019 Regular Council Meeting and June 13, 2019 Special City Council meeting all stand approved as presented.

Citizen Communication

None.

Committee Reports

The **Electric Committee** met on June 10, 2019 and; (a) accepted the BOPA recommendation to approve the June 2019 PSCA, (b) recommended Council direct the Law Director to draft legislation Opposing House Bill 6; and (c) recommended Council approve Option No. 2 for Short Term Financing for the New Pool.

Comadoll, Chairman of the **Water, Sewer, Refuse, Recycling and Litter**

Committee reported the committee met on June 10, 2019 and; (a) recommended Council direct the Law Director to Draft Legislation Opposing House Bill 163, and (b) the committee heard an update on the Wastewater Treatment Plant Sludge Management process.

As reported by Chairperson Siclair, the **Municipal Properties, Buildings, Land Use and Economic Development Committee** met on June 10, 2019 and (a) recommend Council approve Restricting NORA on Friday, June 28, 2019 for the Rib Fest, and (b) approved the Eagle Scout Project for Alex Birkhold.

**Introduction of
Resolution No. 041-19
Opposing HB6**

Council President Bialorucki read by title **Resolution No. 041-19**, a Resolution Strongly Opposing the State of Ohio House Bill 6, Replacing the Ohio Renewable Portfolio Standard and Creating the Ohio Clean Air Program; and Declaring an Emergency.

**Motion to Approve
First Read**

Motion: Haase
Second: Mires
to approve First Read of Resolution No. 041-19.

Discussion

Mazur stated House Bill 6 has been deemed the nuclear bailout, it creates the clean air program and imposes a new monthly charge to be paid by investor owned utility customers to pay into the program to help keep the two nuclear plants in Ohio in operation. The bill eliminates portfolio standards, that is where we are affected, HB6 eliminates most of the renewable portfolio standards that in turn diminishes the value of renewable credits to zero which we rely on as part of our rates. Some of the renewable resources we have invested in and get renewable energy credits from are: the six hydro plants, the solar field and the wind turbines, essentially these would go away and be diminished to zero. Our portfolio is about 26% renewables and estimate that would affect us by about \$175,000-\$225,000, as for the rates that would be about \$3.00/month. The intent of HB6 is to be a way for the nuclear plants to stay open and there are a lot of jobs tied to it; but, a lot of things have been added to HB6 that affect us and we do not need. Added in the bill is a rate mechanism (OVEC) for coal plants to help offset costs associated with operating the coal plants which is contrary to clean air. There is No benefit for the City of Napoleon rate payers to have this bill passed, it will negatively affect their rates.

**Motion to Suspend the
Rules on 041-19**

Motion: Haase
Second: Comadoll
to suspend the rules requiring three readings for Resolution No. 041-19.

**Passed
Yea-6
Nay-0**

Roll call vote on the above motion:
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

**Passed
Yea-6
Nay-0**

Roll call vote to pass Resolution No. 041-19 under Suspension and Emergency.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

**Introduction of
Resolution No. 042-19
Opposing HB163**

Council President Bialorucki read by title **Resolution No. 042-19**, a Resolution Strongly Opposing the State of Ohio House Bill 163, Regarding Municipal Water and Sewer Practices; and Declaring an Emergency.

**Motion to Approve
First Read**

Motion: Comadoll
Second: Mires
to approve First Read of Resolution No. 042-19.

Mazur reported HB163 was introduced last year and was referred to as the discriminatory municipality bill. This bill would penalize the municipal water

Bialorucki asked if we have any idea the amount we receive from LGF? Seemann said we can pull that out and let you know. Mazur said he did send letters to Malinta, Liberty Center and the Village of Florida the offer is still on the table if they want to enter into a new contract with 0% surcharge, we have not heard back from any of the communities.

Motion: Comadoll Second: Haase
to suspend the rules requiring three readings of Resolution No. 042-19.

Roll call vote on the above motion:
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

Roll call vote to pass Resolution No. 042-19 under Suspension and Emergency.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

Council President Bialorucki read by title **Resolution No. 038-19**, a Resolution Adopting the 2020 Tax Budget for the City of Napoleon, Ohio, as Required in Sections 5705.28 and 5705.281 of the Ohio Revised Code (ORC) and Directing the Finance Director to File the Same with the County Auditor; and Declaring an Emergency.

Motion: Haase Second: Mires
to approve Second Read of Resolution No. 038-19.

Seemann reported this is second read for our annual tax budget we are required to file with the County Auditor prior to July 20th for our 2.9 inside millage.

Passed
Yea-6
Nay-0

Roll call vote to approve Second Read of Resolution No. 038-19.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

**Third Read of Ordinance
No. 034-19**
**Amending ORC Section
143.01 Fire Dept.**

Council President Bialorucki read by title **Ordinance No. 034-19**, an Ordinance Amending Section 143.01 of the City of Napoleon's Codified Ordinances, "Composition and Control of the City Fire/Rescue Department," and Repealing Ordinance No. 012-11.

**Motion to Approve
Third Read of 034-19**

Motion: Baer
Second: Siclair
to approve Third Read of Ordinance No. 034-19.

Discussion

Mazur stated these next two pieces of legislation are to create and establish the positions of Adjunct EMS Instructor and Adjunct Fire Instructor and also increases the maximum staff at the Fire Department from 50 to 70 to allow for these positions. The added positions will only be used on an as needed basis and only used for the purpose for being an instructor at the fire training facility. Maassel confirmed this does not increase officers on duty it just increases the pool for that slot and time. Baer added the cost is to be covered by the fees people pay for the training.

Passed
Yea-6
Nay-0

Roll call vote to approve third read of Ordinance No. 034-19.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

**Third Read of
Ordinance No. 035-19**
**Creating Adjunct EMS
and Fire Instructors**

Council President Bialorucki read by title **Ordinance No. 035-19**, an Ordinance Creating the Non-Bargaining Positions of Adjunct EMS Instructor and Adjunct Fire Instructor for the Fire Department of the City of Napoleon, Ohio and Amending Ordinance No. 075-18; and Declaring an Emergency.

**Motion to Approve
Third Read of 035-19**

Motion: Comadoll
Second: Baer
to approve Third Read of Ordinance No. 035-19.

Discussion

Mazur said this ordinance establishes a pay rate for the Adjunct EMS and Adjunct Fire Instructors.

Passed
Yea-6
Nay-0

Roll call vote to approve Third read of Ordinance No. 035-19.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

**Third Read
Resolution No. 036-19**
**Loan Agreement with
Commissioners for
Radios**

Council President Bialorucki read by title **Resolution No. 036-19**, a Resolution Authorizing the City of Napoleon to Execute a Loan Agreement with the Henry County Commissioners for Funds to Purchase the City Share of the Countywide Communications System; and Declaring an Emergency.

Motion: Comadoll Second: Mires
to approve Third Read of Resolution No. 036-19.

Mazur stated this is the third and final read for the loan from the Henry County Commissioners that will help us fund the new radio systems, the \$65,554.68 loan is for ten years at 0% interest.

Roll call vote to approve Third read of Resolution No. 036-19.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

Mazur reported the Power Supply Cost Adjustment (PSCA) is up a little from last month, it is starting to settle into a range with the hydro and debt service coming online. The Cost of Service Study can wait or we can proceed forward, my recommendation would be to wait since debt service will be coming online.

Motion: Comadoll Second: Haase
to approve the June 2019 PSCA as three-month averaged factor \$0.02051 and
JV2 \$0.025436.

Roll call vote on the above motion.
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

Seemann reported two options for short-term financing for the new pool were presented to the Electric Committee. Option 1 would be to issue a one year note, as of June 4, 2019 the current interest rate was 1.70%, there would be fees associated with issuing and selling the note and with interest the total estimated cost for Option 1 would be \$20,996. The short-term notes are not pre-payable and we would be required to pay interest even when we secure the long term portion and could pay-off the note we will still have to pay twelve months of interest. Option 2 is to borrow from our Electric Development Fund, with fees and estimated interest to be paid back the cost would be \$7,956, that is a potential savings of \$13,040. My recommendation would be to utilize Option 2 and take the steps needed to utilize that loan option along with paying back the interest. Bialorucki noted the only reason we are doing this is we are going to start demolition in the Fall and will not receive funds from the levy until March of next year. Mazur said we have to have the demolition and design done and contract awarded by then so we are ready to go. Seemann added it does not make sense to issue long term financing and have money sit there and pay interest on that amount when there is a way to do short-term financing, we will be paying interest on that fund and will be tracking time for everyone working on that project. Harmon said if you do the funding through the Electric Fund that has to be run by the State Tax Commissioner and Common Pleas Court, I cannot vouch for them in responsiveness to our needs but will get things moving on our end. Baer

**Motion to Direct Law
Director to Draft
Legislation for Option 2
for Short Term
Pool Financing**

**Passed
Yea-6
Nay-0**

NORA Rules for Friday, June 28, 2019

Motion to Suspend the NORA Rules on Friday, June 28, 2019

Passed
Yea-5
Nay-1

Miller noted he will meet with Mazur after the Rib Fest. During the recent rally the NORA establishments did not sell the NORA cups on that day as they did not want the hassle.

Eagle Scout Project	Mazur said Alex Birkhold's parent approached him about an Eagle Scout Project Alex would like to do, Alex wants to replace the sign located off of Glenwood Avenue as you are coming down across U.S. 24. Alex's brother did the Henry County Airport Sign for his Eagle Project (a copy of the proposed sign is attached). Maassel added he may be contacting Dennie Clapp to get in and look around he has three years to get the sign done, it has to be done by time he's 18, once he gets our approval he will start with the fundraising, it will be a nice addition.
Motion to Approve the Eagle Scout Project for Alex Birkhold	Motion: Siclair Second: Baer to approve the Eagle Scout Project for Alex Birkhold.
Passed Yea-6 Nay-0	Roll call vote on the above motion: Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer Nay-
American Road and Oakwood Avenue Improvements	Mazur said we have been working with Dennis Miller of Maumee Valley Planning Organization to put together a project for American Road in anticipation of Love's Truck Stop being put in at the corner of American Road and Industrial Drive. Because of this project and Jade Shank's developments we were able to leverage \$150,000 from the Ohio Jobs and Commerce and \$250,000 from Roadwork Development (629) Grant from the Ohio Development Services Agency. An application was submitted to HUD for road funds and there may also be a private contribution from Love's to help. The project would start at the intersection of Industrial Drive and go the full length of Love's property, for the remaining portion we are proposing a Tax Increment District (TID) to help fund the balance of the project and would ask this be referred to committee.
Council President Bialorucki Referred American Road TID to Municipal Properties Committee	Council President Bialorucki referred Tax Increment District (TID) financing for the American Road Project to the Municipal Properties, Building, Land Use and Economic Development Committee.
Clairmont Avenue	Mazur started with a brief background on the project, there was some disagreement on who is responsible for Clairmont Avenue, the schools said the City was responsible we responded the schools technically owns the property and it is their responsibility, eventually we drafted up a supposal to have the school address Clairmont Avenue, the bus lot area, stone patch in front of the elementary school, parking along the ballfields and to put together a grant application for Safe Routes to Schools to connect some of the pieces. The schools will commit to reconstructing the portion of Clairmont Avenue owned by the schools then will dedicate the roadway to the City. The Safe Routes to School Grant the school will pay 50% of the consulting cost to apply for the engineering study to be performed and review those

The bills and financial reports were approved as presented with no objections.

Motion: Comadoll
to adjourn the City Council meeting.

Roll call vote on the above motion:
Yea-Bialorucki, Mires, Haase, Siclair, Comadoll, Baer
Nay-

The City Council meeting was adjourned at 9:28 pm.

Joseph D. Bialorucki, Council President

Joseph D. Bialorucki, Council President

Jason P. Maassel, Mayor

RESOLUTION NO. 043-19

A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF THE NAPOLEON AREA CITY SCHOOL DISTRICT CAMPUS IMPROVEMENT AGREEMENT

WHEREAS, the City of Napoleon (the "City") is an Ohio municipal corporation duly organized and validly existing under the Constitution and the laws of the State of Ohio and its Charter; and,

WHEREAS, the Napoleon Area City School District Board of Education (the "District") is a political subdivision; and,

WHEREAS, the City and the District desire to work together to improve some road conditions at the school and to make improvements to the traffic and parking areas around the District's campus for the betterment of students, faculty, visitors and the general public. **Now Therefore**,

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

Section 1. That, based on the conditions of Clairmont Avenue, the City of Napoleon (City) and the Napoleon Area City School District Board of Education (District) desire to and have agreed to improve the conditions and appearance of this roadway.

Section 2. That, the City and District see the benefits of improving traffic patterns around the bus parking lot and student drop-off area, the baseball and softball field parking areas, and in improving pedestrian traffic conditions in and around the District's campus and have agreed to work together to resolve the aforementioned issues.

Section 3. That, the City Manager is hereby authorized and directed to enter into the Napoleon Area City School District Campus Improvement Agreement, upon the effective date as determined in the Agreement, and in the form as currently on file in the office of the City Finance Director

Section 4. 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 5. 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 6. That, this Resolution shall be in full force and effect at the earliest time permitted by law.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 043-19 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.

Roxanne Dietrich, interim Clerk of Council

**NAPOLEON AREA CITY SCHOOL DISTRICT
CAMPUS IMPROVEMENT AGREEMENT**

This NAPOLEON AREA CITY SCHOOL DISTRICT CAMPUS IMPROVEMENT AGREEMENT (this “*Agreement*”) is made and entered into on this _____ day of _____, 2019 (the “*Effective Date*”), by and between the CITY OF NAPOLEON (the “*City*”), an Ohio municipal corporation duly organized and validly existing under the Constitution and the laws of the State of Ohio (the “*State*”) and its Charter and THE NAPOLEON AREA CITY SCHOOL DISTRICT BOARD OF EDUCATION (the “*District*”) a political subdivision. The City and the District may hereinafter be referred to individually as a “*Party*”, or collectively as the “*Parties*.”

Recitals

WHEREAS, the Parties desire to work together to make improvements to the traffic and parking areas around the District’s campus for the betterment of students, faculty, visitors and general public; and

WHEREAS, based on the conditions of the Clairmont Avenue, the Parties desire to improve the conditions and appearance of the roadway; and

WHEREAS, the Parties see the benefits of improving traffic patterns around the bus parking lot and student drop-off area, the baseball and softball field parking areas and pedestrian traffic in and around the District campus; and

WHEREAS, pursuant to Ordinance No. _____ passed on _____, 2019 (the “*Ordinance*”), the City has determined to enter into this Agreement with the District; and

Whereas, pursuant to Resolution No. _____ passed on _____, 2019 (the “*Resolution*”), the District has determined to enter into this Agreement with the City.

End of Recitals

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the City and the District covenant, agree and obligate themselves to the foregoing Background Information and as follows:

ARTICLE I GENERAL AGREEMENT AND TERM

Section 1. General Agreement Among Parties. For the reasons set forth in the Recitals hereto, which Recitals are incorporated herein by reference as a statement of the public purposes of this Agreement and the intended arrangements between the Parties, the Parties intend to and shall cooperate in the manner described herein to provide certain incentives to the District and facilitate the reconstruction of that portion of Clairmont Avenue owned by the District.

Section 2. Term of Agreement. This Agreement shall become effective as of the Effective Date and will continue until the Parties' respective obligations set forth herein have been fulfilled, unless earlier terminated in accordance with this Agreement.

Section 3. No Implied Obligations for Future Improvement. Except as otherwise expressly provided herein, the rights and obligations of the Parties under this Agreement pertain only to the provision of certain obligations described herein and facilitating the improvements. This Agreement creates no obligation by any Party to cooperate in the design, financing or construction of any development other than the project described herein.

Section 4. No Partnership or Joint Venture. This Agreement does not and may not be construed to create a partnership or joint venture between or among any of the Parties.

ARTICLE II REPRESENTATIONS OF THE PARTIES

Section 1. Representations by the District.

- (a) The District is an Ohio School District duly organized and validly existing under the laws of the State.
- (b) The District has the power and authority to enter into and perform this Agreement.
- (c) This Agreement has been duly authorized, executed and delivered by the District and constitutes the legal, valid and binding obligation of the District enforceable in accordance with its terms.
- (d) Neither the entry into nor the performance of and compliance with this Agreement has resulted or will result in any violation of, or a conflict with or a default under, any judgment, decree, order, contract or agreement by which the District is bound or any legal requirement applicable to the District.
- (e) There is no action, proceeding or investigation pending or, to the District's actual knowledge, threatened, which questions, directly or indirectly, the validity or enforceability of this

Agreement or any action taken or to be taken pursuant to this Agreement, or which might result in any material adverse change in the condition (financial or otherwise) or business of the District.

(f) No representation or warranty of the District in this Agreement contains any untrue statement of material fact or omits a statement of a material fact necessary in order to make such representation or warranty not misleading in light of the circumstances under which it is made.

Section 2. Representations by the City.

(a) The City is a municipal corporation duly organized and validly existing under the Constitution and the applicable laws of the State and its Charter.

(b) The City has the power and authority to enter into and perform this Agreement.

(c) This Agreement has been duly authorized, executed and delivered by the City and constitutes the legal, valid and binding obligation of the City enforceable in accordance with its terms.

(d) Neither the entry into nor the performance of and compliance with this Agreement has resulted or will result in any violation of, or a conflict with or a default under, any judgment, decree, order, contract or agreement by which the City is bound or any legal requirement applicable to the City.

(e) There is no action, proceeding or investigation pending or, to the City's actual knowledge, threatened, which questions, directly or indirectly, the validity or enforceability of this Agreement or any action taken or to be taken pursuant to this Agreement.

(f) No representation or warranty of the City in this Agreement contains any untrue statement of material fact or omits a statement of a material fact necessary in order to make such representation or warranty not misleading in light of the circumstances under which it is made.

(g) Ordinance No. _____ passed by City Council on _____, 2019, authorizing the execution and delivery of this Agreement, has been duly passed and is in full force and effect as of the Effective Date.

**ARTICLE III
RESPONSIBILITIES OF THE DISTRICT**

Section 1. Clairmont Avenue. The District agrees to repair and reconstruct the segment of Clairmont Avenue, which consists of the roadway, concrete curbing and other appurtenances, that the City has deemed is owned by the District and is located within the property boundaries of the property owned by the District to the standards that are acceptable to the City as outlined in the Engineering Department Rules & Regulations adopted by the Napoleon City Council on July 15, 1998 by Ordinance No. 30-98 and last amended on June 6, 2016 by Ordinance No. 020-16 at an estimated cost of \$275,000 of which costs are detailed in Exhibit A: Engineer's Estimate, by the end of calendar year 2020.

Section 2. Roadway Dedication. Upon successful completion to the satisfaction of the City, the District shall dedicate the section of Clairmont Avenue to the City. The dedication shall take place within 90 days of completion.

Section 3. Grant Funding for Pedestrian Improvements. The District agrees to be an active partner in seeking grant funds for pedestrian improvements on and around the District's campus. This includes in participating in events and performing tasks that would enhance any application for grant funds and would increase the score of a grant application which would improve the likelihood of having a grant awarded either Party. This includes participating in national and state recognized walk and bike to school days and updating the District's Pedestrian Transportation Plan. Additionally, the District agrees to pay for 50% of the consulting costs for any application that is applied for by the City.

Section 4. Engineering Study and Recommendations. The District shall undertake an Engineering Study to address the traffic flow of the area on Westmoreland Avenue between the intersection of Clairmont Avenue to the southernmost entrance to the elementary school to identify any improvements needed to improve safety and mitigate any potential traffic hazards around the District Transportation Lot and the unpaved portion of the turn lane at the North entrance to the elementary school. The District and City shall review the recommendations outlined by the Engineering Study as a part of this Agreement and determine which option(s) provide the best and most cost effective solution(s) to alleviate traffic hazards and improve safety.

Section 5. Softball and Baseball Field Parking. The District shall develop a Plan to address the parking at the Softball and Baseball fields to mitigate illegal parking taking place on Westmoreland Avenue during events. The District shall work with the City Police Department to implement the Plan.

ARTICLE IV RESPONSIBILITIES OF THE CITY

Section 1. Inspection Services. The City shall provide inspection services during the construction of the repair and reconstruction of the segment of Clairmont Avenue, which consists of the roadway, concrete curbing and other appurtenances, that the City has deemed is owned by the District and is located within the property boundaries of the property owned by the District to the standards that are acceptable to the City as outlined in the Engineering Department Rules & Regulations.

Section 2. Roadway Dedication. Upon successful completion to the satisfaction of the City, the City shall accept the dedication of the section of Clairmont Avenue to the City. The dedication shall take place within 90 days of completion.

Section 3. Grant Funding for Pedestrian Improvements. The City agrees to be an active partner in seeking grant funds for pedestrian transportation improvements on and around the District's campus. This includes participating in events and performing tasks that would enhance any application for grant funds and would increase the score of a grant application which would improve the likelihood of having a grant awarded either Party. Additionally, the City agrees

to pay for 50% of the consulting costs for any application that is applied for by the City or the District.

Section 4. Compensation. In consideration of the District completing the tasks listed in Article III of this Agreement, the City agrees to compensate the District in the amount of \$50,000 in calendar year 2020, \$50,000 in calendar year 2021 and \$50,000 in calendar year 2022. The payments for the calendar years 2020 and 2021 shall be made within 45 days of the City receiving an invoice from the District in each respective year. For the final payment in 2022, the District shall send an invoice to the City, which will then be reviewed by the City Council. The final payment shall be made within 45 days after the City Council reviews and confirms that the provisions of this Agreement have been met.

ARTICLE V MISCELLANEOUS PROVISIONS

Section 1. Assignment. This Agreement may not be assigned without the prior written consent of all non-assigning Parties.

Section 2. Binding Effect. The provisions of this Agreement shall be binding upon and inure to the benefit of the Parties and their respective successors and permitted assigns.

Section 3. Captions. The captions and headings in this Agreement are for convenience only and in no way define, limit or describe the scope or intent of any provisions or sections of this Agreement.

Section 4. Day for Performance. Wherever herein there is a day or time period established for performance and such day or the expiration of such time period is a Saturday, Sunday or legal holiday, then such time for performance shall be automatically extended to the next business day.

Section 5. Entire Agreement. This Agreement constitutes the entire Agreement between the Parties on the subject matter hereof and supersedes all prior negotiations, agreements and understandings, both written and oral, between the Parties with respect to such subject matter. This Agreement may not be amended, waived or discharged except in an instrument in writing executed by the Parties.

Section 6. Events of Default. In the event of any default in or breach of this Agreement, or any of its terms or conditions, by any Party hereto, the non-defaulting Party shall provide written notice to the defaulting Party of such default or breach. The defaulting Party shall have thirty (30) days following receipt of such written notice to cure or remedy such default or breach.

Section 7. Executed Counterparts. This Agreement may be executed in several counterparts, each of which shall be deemed to constitute an original, but all of which together shall constitute but one and the same instrument. It shall not be necessary in proving this Agreement to produce or account for more than one of those counterparts.

Section 8. Extent of Covenants; No Personal Liability. All covenants, obligations and agreements of the Parties contained in this Agreement shall be effective to the extent authorized and permitted by applicable law. No such covenant, obligation or agreement shall be deemed to be a covenant, obligation or agreement of any present or future member, officer, agent or employee of the District or City other than in his or her official capacity, and neither the members of the legislative body of the District or City official executing this Agreement shall be liable personally under this Agreement or be subject to any personal liability or accountability by reason of the execution thereof or by reason of the covenants, obligations or agreements of the District or City contained in this Agreement.

Section 9. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of Ohio without regard to its principles of conflicts of laws. All claims, counterclaims, disputes and other matters in question between the District, its agents and employees, and the City, its employees and agents, arising out of or relating to this Agreement or its breach will be decided in a court of competent jurisdiction within Henry County, Ohio.

Section 10. Limitation on Liability. Notwithstanding any clause or provision of this Agreement to the contrary, in no event shall the Parties be liable to each other for punitive, special, consequential, or indirect damages of any type and regardless of whether such damages are claimed under contract, tort (including negligence and strict liability) or any other theory of law.

Section 11. Notices. Notice from one Party to another relating to this Agreement shall be deemed effective if made in writing and delivered to the recipient's address set forth below by any of the following means: (a) hand delivery, (b) registered or certified U.S. mail, postage prepaid, with return receipt requested, or (c) Federal Express, UPS, or like overnight courier service. Notice made in accordance with this Section shall be deemed delivered when delivered by hand, upon receipt or refusal of receipt if mailed by registered or certified U.S. mail, or the next business day after deposit with an overnight courier service if delivered for next day delivery. The Parties agree that electronic mail shall not constitute a permitted form of notice under this Section. All notices shall be addressed as follows:

If intended for the City, to:

City of Napoleon, Ohio
255 W. Riverview Avenue
Napoleon, Ohio 43545
Attention: City Manager

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With a copy to:

City of Napoleon, Ohio
255 W. Riverview Avenue
Napoleon, Ohio 43545
Attention: Law Director

If intended for the District, to:

The Napoleon Area City School District
701 Briarheath Drive
Napoleon, Ohio 43545
Attention: Treasurer

The Parties, by notice given hereunder, may designate any further or different addresses to which subsequent notices; certificates, requests or other communications shall be sent.

Section 12. No Recordation of Agreement. Neither this Agreement nor any memorandum of this Agreement may be recorded in the real property records.

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Section 13. No Waiver. The failure of any Party to insist at any time upon the strict observance or performance of any of the provisions of this Agreement or to exercise any right or remedy as provided in this Agreement shall not impair any such right or remedy or be construed as a waiver or relinquishment thereof. Every right and remedy given by this Agreement to the Parties hereto may be exercised from time to time and as often as may be deemed expedient by the parties hereto, as the case may be.

Section 14. Recitals. The Parties acknowledge and agree that the facts and circumstances as described in the Recitals hereto are an integral part of this Agreement and as such are incorporated herein by reference.

Section 15. Severability. If any provision of this Agreement, or any covenant, obligation or agreement contained herein is determined by a court to be invalid or unenforceable, that determination shall not affect any other provision, covenant, obligation or agreement, each of which shall be construed and enforced as if the invalid or unenforceable portion were not contained herein. That invalidity or unenforceability shall not affect any valid and enforceable application thereof, and each such provision, covenant, obligation or agreement shall be deemed to be effective, operative, made, entered into or taken in the manner and to the full extent permitted by law.

Section 16. Survival of Representations and Warranties. The warranties, representations, covenants and agreements set forth in this Agreement shall not be cancelled by performance under this Agreement, but shall survive the Closing and the delivery of the deed of conveyance hereunder.

Section 17. Third Party Beneficiaries. Nothing in this Agreement, express or implied, is intended to or shall confer upon any other person any right, benefit or remedy of any nature whatsoever under or by reason of this Agreement.

Section 18. Time of Essence. Time is of the essence of this Agreement in all respects.

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DRAFT

IN WITNESS WHEREOF, the City, the CIC and the District have caused this Agreement to be executed in their respective names by their duly authorized representatives, all as of the date first written above.

CITY:

CITY OF NAPOLEON, OHIO
an Ohio municipal corporation

By: _____

Printed: Joel Mazur

Title: City Manager

DISTRICT:

NAPOLEON AREA CITY SCHOOL DISTRICT
a political subdivision

By: _____

Printed: Ty Otto

Title: Board President

BY: _____

Printed: Michael Bostelman

Title: Treasurer

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Approved as to Form:

By: _____

Printed: Billy D. Harmon

Title: Law Director

FISCAL OFFICER'S CERTIFICATE

The undersigned, Director of Finance of the City under the foregoing Agreement, certifies hereby that the moneys required to meet the obligations of the City under the foregoing Agreement during Fiscal Year 2019 have been appropriated lawfully for that purpose, and are in the Treasury of the City or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This Certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Dated: _____, 2019

Kent Seemann
Director of Finance
City of Napoleon, Ohio

TREASURER'S CERTIFICATION

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the Board of Education of the Napoleon Area City School district under the foregoing Agreement have been lawfully appropriated for such purposes and are in the treasury of the Napoleon Area City School District or are in the process of collection to an appropriate fund, free from any previous encumbrance.

Signature

Michael Bostelman

Printed Name

School District Board Treasurer
Title

EXHIBIT A

Engineer's Estimate

DRAFT

DRAFT

ORDINANCE NO. 044-19

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$500,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE COSTS OF THE CONSTRUCTION OF A MUNICIPAL SWIMMING POOL WITH RELATED FACILITIES AND APPURTENANCES, INCLUDING THE DEMOLITION OF EXISTING FACILITIES, TOGETHER WITH ALL NECESSARY AND RELATED APPURTENANCES THERETO

WHEREAS, this Council has requested that the Finance Director, as fiscal officer of this City, certify the estimated life or period of usefulness of the Improvement described in Section 1 and the estimated maximum maturity of the Bonds described in Section 1; and,

WHEREAS, the Finance Director has certified to this Council that the estimated life or period of usefulness of the Improvement described in Section 1 is at least five (5) years, the estimated maximum maturity of the Bonds described in Section 1 is at least twenty (20) years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds, is two hundred forty (240) months; **Now Therefore**,

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

Section 1. That, it is necessary to issue bonds of this City in the aggregate principal amount of \$500,000 (the “*Bonds*”) for the purpose of paying the costs of the construction of a municipal swimming pool with related facilities and appurtenances, including the demolition of existing facilities, together with all necessary and related appurtenances thereto (the “*Improvement*”).

Section 2. That, the Bonds shall be dated approximately August 1, 2020, shall bear interest at the now estimated rate of 5.50% per year, payable semiannually until the principal amount is paid, and are estimated to mature in twenty (20) annual principal installments on December 1 of each year and in such amounts that the total principal and interest payments on the Bonds, in any fiscal year in which principal is payable, shall be substantially equal. The first interest payment on the Bonds is estimated to be December 1, 2021, and the first principal payment of the Bonds is estimated to be December 1, 2021.

Section 3. That, it is necessary to issue and this Council determines that notes in the aggregate principal amount of \$500,000 (the “*Notes*”) shall be issued in anticipation of the issuance of the Bonds for the purpose described in Section 1 and to pay the costs of the improvement and any financing costs. The Notes shall be dated the date of issuance and shall mature not more than one (1) year following the date of issuance; *provided* that the Finance Director shall establish the maturity date in the certificate awarding the Notes in accordance with Section 6 of this Ordinance (the “*Certificate of Award*”). The Notes shall bear interest at a rate or rates not to exceed 4.00% per year (computed on the basis of a 360-day year consisting of

twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate or rates of interest on the Notes shall be determined by the Finance Director in the Certificate of Award in accordance with Section 6 of this Ordinance.

Section 4. That, the debt charges on the Notes shall be payable in lawful money of the United States of America at the office of the Finance Director (the “*Paying Agent*”).

Section 5. That, the Notes shall be signed by the City Manager and Finance Director, in the name of the City and in their official capacities; *provided* that one of those signatures may be a facsimile. The Notes shall also be countersigned by the Mayor, *provided* that the signature of the Mayor may be a facsimile. The Notes shall be issued in minimum denominations of \$100,000 (and may be issued in denominations in such amounts in excess thereof as requested by the original purchaser and approved by the Finance Director) and with numbers as requested by the original purchaser and approved by the Finance Director. The entire principal amount may be represented by a single note, which shall not have coupons attached, shall be numbered as determined by the Finance Director and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. That, the Notes are offered at a purchase price, not less than par, as shall be determined by the Finance Director, plus any accrued interest, to the Treasury Investment Board of the City for investment under Section 731.56 of the Ohio Revised Code. Any Notes not purchased by the Treasury Investment Board shall be sold at not less than 100% of par plus accrued interest at private sale by the Finance Director in accordance with law and the provisions of this Ordinance. The Finance Director shall sign the Certificate of Award referred to in Section 3 fixing the interest rate or rates which the Notes shall bear and evidencing that sale to the original purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the original purchaser, to the original purchaser upon payment of the purchase price. The City Manager, the Finance Director, the City Law Director, the Clerk of Council and other City officials, as appropriate, and any person serving in an interim or acting capacity for any such official, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Finance Director is authorized, if it is determined to be in the best interest of the City, to combine the issue of Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Ohio Revised Code.

Section 7. That, the proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. That, the par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent

necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. That, during the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

In each year to the extent receipts from the municipal income tax are available for the payment of the debt charges on the Notes or the Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of such receipts so available and appropriated in compliance with the following covenant. To the extent necessary, the debt charges on the Notes or the Bonds shall be paid from municipal income taxes lawfully available therefor under the Constitution and the laws of the State of Ohio and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Section 133.05(B)(7) of the Ohio Revised Code, to appropriate annually from such municipal income taxes such amount as is necessary to meet such annual debt charges.

Nothing in the preceding paragraph in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Notes or the Bonds.

Section 10. That, this Council declares that the City reasonably expects that capital and other expenditures related to the Improvement described in Section 1 will be reimbursed with the proceeds of tax-exempt securities to be hereafter issued. The maximum principal amount of tax-exempt securities to be hereafter issued for the Improvement is \$500,000.

Section 11. That, the Clerk of Council is directed to promptly deliver or cause to be delivered a certified copy of this Ordinance and a signed copy of the Certificate of Award to the County Auditor of Henry County, Ohio.

Section 12. That, the legal services of the law firm of Squire Patton Boggs (US) LLP are hereby retained. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of the Notes and securities issued in renewal of the Notes and rendering at delivery related legal opinions, all as set forth in the form of engagement letter from that firm which is now on file in the office of the Clerk of Council. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county or municipal

corporation or of this City, or the execution of public trusts. For those legal services that firm shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those legal services. The Finance Director is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Notes, if available, and otherwise from available moneys in the General Fund.

Section 13. That, this Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 14. That, this Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code.

Section 15. This Ordinance shall be in full force and effect on the earliest date permitted by law.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 044-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City on the _____ day of _____, 2019; and 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.

Roxanne Dietrich, interim Clerk of Council

CERTIFICATION OF RECORDS

I, Roxanne Dietrich, interim Clerk of Council, for the City of Napoleon, Ohio, do hereby certify and attest that this document to be a **True and Correct** copy of Ordinance Number 044-19, passed _____, 2019.

Roxanne Dietrich, interim Clerk of Council

Date

RESOLUTION NO. 038-19

A RESOLUTION ADOPTING THE 2020 TAX BUDGET FOR THE CITY OF NAPOLEON, OHIO, AS REQUIRED IN SECTIONS 5705.28 AND 5705.281 OF THE OHIO REVISED CODE (ORC) AND DIRECTING THE FINANCE DIRECTOR TO FILE THE SAME WITH THE COUNTY AUDITOR; AND DECLARING AN EMERGENCY

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 of Napoleon, Ohio's Charter, and Sections 5705.28 and 5705.281 of the Ohio Revised Code (ORC); and,

WHEREAS, a Public Hearing was held on June 3, 2019, concerning this 2020 Tax Budget.

WHEREAS, the 2020 Tax Budget must be adopted on or before July 15, 2019;
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 2020 Tax Budget, as required by ORC Sections 5705.28 and 5705.281, in the form presented to Council and currently on file in the Office of the Finance Director and marked as the 2020 Tax Budget.

Section 2. That, the Finance Director is hereby directed to file the 2020 Tax Budget with the County Auditor on or before July 20, 2019.

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

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

Section 5. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to meet the July 15 and July 20, 2019 deadlines as noted above; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to adopt and file the Tax Budget in a timely manner

which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 038-19 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.

Roxanne Dietrich, interim Clerk of Council

2020 TAX BUDGET

Henry County, Ohio

Office of **NAPOLEON CORP.**, **May 20**, 20**19**

To the County Auditor:

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


~~Village~~ Fiscal Officer

City

County Auditor

County Treasurer

County Prosecuting Attorney

Kent Seemann,
Finance Director/Clerk of Council
City of Napoleon, Ohio

Schedule A

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

City of Napoleon, Ohio			County Auditor's	
City Tax Valuation: \$150,298,770				
FUND				
	Mills	Amount approved by Budget commission Inside 10 M Limitation	Amount to be derived from Levies Outside 10 M Limitation	County Auditor's
				Inside 10 M Limit Outside 10 M Limit
1. General Fund	2.0	\$ 300,597		
4. Road and Bridge Fund				
5. Cemetery Fund				
9. Police District Fund	0.6	\$ 90,179		
10. Fire District Fund	0.3	\$ 45,089		
11. Road District Fund				
12. Park Levy Fund				
14. Miscellaneous Funds				
15. General Bond Retirement Fund				
20. Special Levy Funds				
21. Capital Equipment Fund				
28. Ambulance and Emergency Medical Services Fund				
TOTAL		\$ 435,866		

SCHEDULE B**LEVIES OUTSIDE 10 MILL. LIMITATION, EXCLUSIVE OF DEBT LEVIES**

FUND	Max. Rate Authorized to be Levied	County Auditor's Est. of Yield of Levy (Carry to Schedule A, Collumn II)	
GENERAL FUND:			
Current Expense Levy authorized by voters on 20			
not to exceed 5 years.			
SPECIAL LEVY FUNDS:			
Levy authorized by voters on 20			
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			
Levy authorized by voters on 20			
not to exceed years			

2019 APPROPRIATION BUDGET - SUPPLEMENTAL BUDGET ADJUSTMENT				
BUDGET SUMMARY BY FUND, DEPARTMENT AND CATEGORY				
<i>ORDINANCE No. 000-19, Passed 00/00/2019</i>	2019 SUPPLEMENTAL BUDGET ADJUSTMENT			2019
FUND/DEPARTMENT-2ND QUARTER ADJUSTMEN	PERSONAL			FUND
	SERVICES	OTHER	TOTAL	TOTAL
100 GENERAL FUND				
1500 Finance/Administrative	\$0	\$8,000.00	\$8,000.00	
	=====	=====	=====	
Total - 100 General Fund	\$0	\$8,000.00	\$8,000.00	\$8,000.00
	=====	=====	=====	
201 STATE HIGHWAY IMP FUND				
5100 Service/Streets Maint. And Prop.	\$0.00	\$11,070.00	\$11,070.00	\$11,070.00
	=====	=====	=====	
204 COUNTY MV LIC. PERM. TAX FUND				
5100 Service/Streets Maint. And Prop.	\$0	-\$11,070.00	-\$11,070.00	-\$11,070.00
	=====	=====	=====	
220 RECREATION FUND				
4400 Recreation/Parks & Programs	\$0.00	\$5,250.00	\$5,250.00	\$5,250.00
	=====	=====	=====	
510 WATER REVENUE FUND				
6200 Water/Treatment Plant Operations	\$0.00	\$10,500.00	\$10,500.00	\$10,500.00
	=====	=====	=====	
* GRAND TOTAL - ALL FUNDS	\$0.00	\$23,750.00	\$23,750.00	\$23,750.00
	=====	=====	=====	=====

2019 APPROPRIATION BUDGET - SUPPLEMENTAL BUDGET ADJUSTMENT BUDGET SUMMARY BY FUND, DEPARTMENT AND CATEGORY				
ORDINANCE No. 000-19, Passed 00/00/2019 FUND/DEPARTMENT-2ND QUARTER ADJUSTMENT		2019 SUPPLEMENTAL BUDGET ADJUSTMENT		2019 FUND TOTAL
	PERSONAL SERVICES	OTHER	TOTAL	
100 GENERAL FUND				
1500 Finance/Administrative	\$0	\$8,000.00	\$8,000.00	
- 1500 Finance/Administrative - Legal Advertising - \$8,000.00:				
Accounts - 100.1500.53810 Legal Advertising		\$8,000.00		
Total - 100 General Fund	\$0	\$8,000.00	\$8,000.00	\$8,000.00
	=====	=====	=====	
201 STATE HIGHWAY IMP FUND				
5100 Service/Streets Maint. And Prop.	\$0.00	\$11,070.00	\$11,070.00	\$11,070.00
	=====	=====	=====	
- 5100 Service/Streets Maint. And Prop. - Additional Amount for Mowing Service \$11,070.00:				
Accounts - 201.5100.53300 Service Fees - Profess		\$11,070.00		
204 COUNTY MV LIC. PERM. TAX FUND				
5100 Service/Streets Maint. And Prop.	\$0	-\$11,070.00	-\$11,070.00	-\$11,070.00
	=====	=====	=====	
- 5100 Service/Streets Maint. And Prop. - Funds to the 201 Fund for Mowing -\$11,070.00:				
Accounts - 204.5100.54260 Supplies-Ice & Snow C		-\$11,070.00		
220 RECREATION FUND				
4400 Recreation/Parks & Programs	\$0.00	\$5,250	\$5,250.00	\$5,250.00
	=====	=====	=====	
- 4400 recreation/Parks Program - Additional for Shelter House Refunds \$5,250.00:				
Accounts - 220.4400.59000 Shelter House Refund		\$5,250.00		
510 WATER REVENUE FUND				
6200 Water/Treatment Plant Operations	\$0.00	\$10,500	\$10,500.00	\$10,500.00
	=====	=====	=====	
- 6200 Water/Treatment Plant Operation. - Additional amount needed for Utilities Natural Gas \$10,500.00:				
Accounts - 510.6200.53111 Utilities - Natural Gas		\$10,500.00		
* GRAND TOTAL - ALL FUNDS	\$0.00	\$23,750.00	\$23,750.00	\$23,750.00
	=====	=====	=====	=====

OHIO DEPARTMENT OF TRANSPORTATION

INTER-OFFICE COMMUNICATION

TO: Christopher Waterfield, District 2 Safety Review Team Chair

FROM: Michelle May, Safety Program Manager

SUBJECT: Safety Project Applications for April 2019

DATE: June 25, 2019

The Safety Program Committee has reviewed the following applications and has approved or denied funding for these projects based on a variety of criteria including statewide/local priority, countermeasures identified and available funding.

Decision-making is always difficult. ODOT districts and local governments submitted 36 projects worth more than \$94.5 million this round. We appreciate your efforts to review and submit these applications.

HEN-24-0.43 (201905D02-01)

Description: Convert the at-grade intersection at County Road 17D to a diamond interchange. This will also eliminate left-turns at four at-grade intersections along the corridor (Banner School Road, CR-17, TR-16 and CR-P).

Decision: Approved for \$175,000 PE-ENV for FY 2020; \$100,000 in Design for FY 2020; \$925,000 in ROW for FY 2021; and \$7.7M in Construction funds for FY 2023. Please program this work using 90% 4HJ7 and 10% local match.

HEN-108-17.40 (201905D02-02)

Description: Convert the ramp intersection at State Route 108 and westbound US Route 24 to a modern roundabout. Install sidewalks.

Decision: Approved for \$473,538 in PE-Design funds in FY 2020; \$200,000 in ROW funds for FY 2021; and \$2,845,020 in Construction funds for FY 2022. Please program this work using 90% 4HJ7 and 10% local match.

This funding is contingent on beginning project development earlier (as reflected in the revised fiscal years) and removing the sidewalk on the east side. The committee is concerned that the east side sidewalk is not needed and will channel pedestrians into the roundabout, which may be problematic because of its proximity to traffic coming off the interchange.

LUC-Bancroft and Holland Sylvania Intersection-10.13 (201905D02-03)

Description: Miscellaneous intersection improvements including overhead signs, upgrading and optimizing signal timing, adding back plates and installing countdown pedestrian crossing signals.

Decision: Approved for \$138,000 in Construction funds for FY 2021. Please program this work using 100% 4HJ7.

SAN-20-20.80 (201905D02-04)

Description: Converting the intersection at County Road 198 and 299 to an interchange.

Decision: Not approved. The committee wants to help address the severity concerns at this intersection. Please work with Roadway Engineering to review other, less costly improvements, then return to the committee for funding.

WOO-Bishop at Brim Road-2.28 (201905D02-05)

Description: Construct a roundabout.

Decision: Not approved. Large funding request at a location with few crashes and no regional priority.

I am requesting that all new approvals be programmed in Ellis by July 31. **The Program Manager must be notified when this is completed and provided a PID number.** This will enable us to publish an updated safety program that has been fiscally balanced using Ellis.

These selections are contingent upon the availability of future federal funds. We will notify the project sponsor if the funding commitment changes. **If these are locally sponsored projects, the award of these funds is contingent upon the receipt of any outstanding payments owed ODOT for previously completed projects.**

Thank you for your submissions. If you have any questions, please contact me at (614) 644-8309.

HENRY COUNTY AUDITOR

Remit To Code: 32	Pay To Name: NAPOLEON, CITY OF	06/11/2019	0000091249
Invoice Number	Inv. Date PO Number	Description	Account Amount
0619-Brats	06/10/2019 19-0000065	HCBD-06/19 Brat Bash Proceeds/ K9 Unit City Napol	5160-5300-50980 \$1,156.33
			\$1,156.33

Remit To Code: 32	Pay To Name: NAPOLEON, CITY OF	06/11/2019	0000091249
Invoice Number	Inv. Date PO Number	Description	Account Amount
0619-Brats	06/10/2019 19-0000065	HCBD-06/19 Brat Bash Proceeds/ K9 Unit City Napol	5160-5300-50980 \$1,156.33

\$1,156.33

CHECK IS VOID IF ANY OF THE FOLLOWING SECURITY FEATURES ARE ABSENT: ORIGINAL DOCUMENT PRINTED ON CHEMICAL REACTIVE PAPER

HENRY COUNTY AUDITOR

660 NORTH PERRY STREET
NAPOLEON, OHIO 43545
(419) 592-1956CHECK NO.
0000091249
DATE
06/11/2019The Henry County Bank
56-132-412AMOUNT
\$1,156.33

PAY One Thousand One Hundred Fifty Six *****33/100 Dollars

TO THE
ORDER OFNAPOLEON, CITY OF
ACCOUNTS PAYABLE
PO BOX 151
NAPOLEON, OH 43545

VOID AFTER 60 DAYS


KEVIN GARRINGER

RUB RED IMAGE - DISAPPEARS WITH HEAT.

SEE BACK FOR TRUE WATERMARK

Security Features Included Details on back.

Community Living and Supportives Services
DBA C.L.A.S.S.
O-167 County RD 17
Napoleon, OH 43545

LOOK FOR:
3D hologram foil across top
Heat-reactive circle in upper-right corner

7128
56-132/412

6/24/15

Date

Pay to the
Order of

City of Napoleon

\$ 100 -

One Hundred dollars & no

Dollars



Security
Features
Details on
Back.

The Henry County Bank
Napoleon, OH 43545

For

Care program

Shirley C. Houston

Security Check

SOUTH RICHLAND VOLUNTEER FIREMAN'S ASSOC.
1915 E SECOND ST.
DEFIANCE, OH 43512

56-359/412

3002

DATE 6/17/19

PAY TO
THE ORDER OF

Napoleon Fire Rescue \$ 12500
One Hundred Twenty-Five Thousand DOLLARS



statebank
YourStateBank.com

MEMO

Carmie Kent

Security Features
Included
Details on Back

SPECIALTY BLUE



City of Napoleon, Ohio

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Telephone: (419) 599-1235 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: City Council, Mayor, City Manager, City Law Director, Department Supervisors, Newsmedia
From: Kent Seemann, Finance Director/Clerk of Council
Date: June 27, 2019
Subject: Technology and Communications Committee – Cancellation

The regularly scheduled meeting of the **Technology and Communications Committee** for Monday, July 1, 2019 at 6:15 pm has been CANCELED due to lack of agenda items.



CITY OF NAPOLEON, OHIO

OPERATIONS DEPARTMENT

PO Box 151, 1775 INDUSTRIAL DR.

NAPOLEON, OH 43545

PHONE: (419) 599-1891 FAX: (419) 592-4379

WEB PAGE: WWW.NAPOLEONOHIO.COM

Operations Superintendent

Jeffery H. Rathge

Water Distribution Foreman

Brian Okuley

Streets/Sewer Foreman

Roger Eis

Refuse/Recycling Foreman

Perry Hunter

Head Mechanic

Tony Kuhlman

PRESS RELEASE

Refuse and Recycling Holiday Route Schedule

The City of Napoleon's refuse and recycling routes will be scheduled as follows for the week of July 1, 2019 due to the upcoming **Independence Day** holiday:

Monday, July 1 – Monday Route

Tuesday, July 2 – Tuesday Route

Wednesday, July 3 – Wednesday Route

Thursday, July 4 – HOLIDAY – NO PICK UP

Friday, July 5 – Thursday and Friday Routes

The Thursday route will run together with the Friday route. For those that are affected, please make an extra effort to have your refuse and recycling to the curb by 7:00 AM on Friday. There is a possibility of later than usual pick-up times during the double day.

Please contact the Operations Department between 7:00 AM and 3:30 PM at 419-599-1891 with any questions regarding this matter.

###



Napoleon Parks and Recreation

Fourth of July Celebration

2019

Tuesday, July 2:

12:00 p.m. - 9:00 p.m.

Hole In One Contest - sponsored by the Napoleon American Legion. Any person scoring a hole-in-one will receive \$1,000 compliments of the American Legion. (Two or more winners shall split the prize). Gift certificates will be awarded daily to persons closest to the pin. Located near wooden shelterhouse at Glenwood Park.

10:00 am – 8:00 p.m.

3 on 3 Basketball Tournament – Glenwood Park

Age groups – 13- 15 (boys and girls) 10:00 a.m. start
Open Division 5:00 p.m. start

Teams shall consist of a maximum of four (4) players.
Double elimination format. \$20.00 entry fee per team.
Trophies and shirts awarded to winners. Registration deadline is Monday, July 1st.



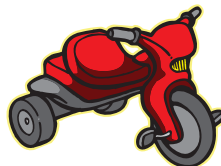
Wednesday, July 3:

9:00 a.m. - 9:00 p.m.

Hole In One Contest - sponsored by the Napoleon American Legion. Located near wooden shelter house at Glenwood Park.

6:00 p.m. – 8:00 p.m.

Big Wheel Race - Oakwood Park parking lot. Age groups for those 7 and under. Prizes for winners. Register at the site.



Thursday, July 4:

8:00 a.m.

Red, White, and Blue Golf Scramble – Golf Course

This is a unique 4 person scramble where teams play from the red, white, and blue tees. Prizes will be awarded to winning teams as well as individual awards for closest to the pin, long drive, and longest putt. Entry fee will be \$100.00 per team (10 team minimum). Contact the clubhouse at 592-5526 to enter your team or for more information.



9:00 a.m. - 6:00 p.m.

Hole-In-One Contest - Glenwood Park

9:00 a.m. - 1:00 p.m.

Basketball Hotshot Contest - Glenwood Park Basketball Court. Boys and Girls age groups are 9-12, 13-15, and 16-18. Registration at 9:00 a.m. with competition to begin at 9:30 a.m. Trophies to winners in each age group

10:00 a.m. - 6:00 p.m.

Free Open Swim at the Napoleon Municipal Pool



BE SURE TO VISIT OUR FOOD VENDORS



10:00 a.m. – 6:00 p.m.

Girls Softball Skill Challenge and All-Star Games - All Stars from the Girls Softball Major and Minor League programs will compete in skills challenges and All-Star games. Coaches vs Coaches game at 5:00 pm. Sworden Smoke on the River will have BBQ from 10:00 am. – 5:00 pm. – Napoleon High School softball field

12:00 p.m.

Chicken Barbecue - located inside at the American Legion. Chicken dinners and bratwurst sandwiches. Eat in or carry-outs available.

1:00 p.m.

Junior Little League All-Star Game – Glenwood Park.

2:00 - 3:00 p.m.

Kids Games at the Municipal Pool - prizes and candy donated by the American Legion.

5:00 p.m.

Sr. Little League Baseball All-Star Game – Glenwood Park



7:00 – 8:00 p.m.

Live Music – featuring Dave Grahn Live. Acoustic guitar performance playing hits of the 60s, 70s, & 80s. Glenwood Park

8:00 p.m.

Napoleon Community Band - Glenwood Park
Local instrumental band playing all of the traditional Independence Day music leading up to the fireworks display.

10:00 p.m.

Fireworks Display - Glenwood Park
(There will be no parking on Bales Road from Briarheath Dr. to Chelsea Ave. and on Briarheath Dr. from Kenilworth to Bales Road)



AMP Update for June 21, 2019

American Municipal Power, Inc.

Fri 6/21/2019 2:58 PM

To: Roxanne Dietrich <rdietrich@napoleonohio.com>;

Having trouble viewing this email? [Click here to view web page version](#)



Erin Miller honored with AMP DNA Award

By Marc Gerken, P.E. - President/CEO

This week, I had the pleasure of presenting the 2019 AMP DNA Award to Erin Miller, director of energy policy and sustainability.

I initiated the annual DNA Award in 2008 to recognize an employee who advances AMP's vision and mission - to be public power's leader in wholesale energy supply and value-added member services, and to provide members with the benefits of scale and expertise in providing and managing energy services, respectfully.

To accomplish this vision and mission, AMP employees must believe in, and demonstrate, the core values of the organization: cooperation, integrity, innovation, action-oriented, effective communication and member focused. These values serve as the organization's DNA and are a critical foundation to our ability to succeed and serve member communities. As such, I believed it appropriate to establish a program that would recognize employees who best demonstrate the values/DNA of AMP as a way to highlight, to both staff and members, the importance of the key organizational criteria we strive to meet.

I asked staff to nominate their fellow employees for the award. They were asked to provide, not just the name, but the reasons why their nominee should receive the award.

One of the core values of the organization and main categories in the DNA Award is being member focused, and Erin is very member-centric.

She manages AMP's Focus Forward Advisory Council and EV sub-group, participates in three AMP Strategic Plan Groups, chairs AMP's Engagement Team, is an active member of AMP's Innovation Team and was recently named chair of the AMP Carbon Leadership Team. Additionally, she participates in the APPA Smart Electric Provider Program review panel, the APPA Electric Vehicle Interest Group and the SEPA Energy Storage and Electric Vehicle working groups.

Erin has proven to be a dedicated employee who is highly focused on serving our members and helping to drive innovation and sustainability. She truly exemplifies AMP's core values and we are proud to have her as a member of the AMP team.

AMP holds lineworker training

By Scott McKenzie - director of member training and safety

AMP held a Lineworker Training Intermediate course in Columbus, June 17-21. The training course provides participants an opportunity to learn about transformer banking and wiring configurations, overhead distribution construction, pole top rescue techniques and more.

Lineworkers in attendance included: Andrew Ball, Celina; Brandon Fields, Columbus; Brian Shannon, Celina; Bryan Medley, Columbus; Jacob Carr, Philippi; Mitch Sampson, Shiloh; Rachel Lewis, Zelienople; Tony Fowler, Columbus; Tony Stewart, Oak Harbor; Trevor Alexis, Wadsworth; Trevor Lawson, Edgerton; and Tyler Pickard, Genoa.

Throughout the year, AMP offers high-quality training designed to improve employee performance and enhance safety. Members are encouraged to browse the [2019 AMP Training Catalog](#) on the [member extranet](#) (login required) and sign up for any courses that might benefit their community.

If you have questions about training, please contact Jennifer Flockerzie at jflockerzie@amppartners.org or 614.540.0853.



AMP receives Ohio Auditor of State Award

By Marcy Steckman - senior vice president of finance and CFO

The 2018 financial audits of the Ohio Municipal Electric Generation Agency Joint Ventures (OMEGA JV) 1, 2, 4, 5 and 6, as well as of the Municipal Energy Services Agency (MESA) by the Ohio Auditor of State's office has returned clean audit reports. The strength of the organization and fiscally sound efforts of AMP's executive management, finance staff and project administrators are recognized through this well-deserved Auditor of State Award.

The Auditor of State Award is presented upon the completion of a financial audit. Entities that receive the award meet the following criteria of a "clean" audit report:

- The entity must file timely financial reports with the Auditor of State's office in accordance with GAAP (Generally Accepted Accounting Principles);
- The audit report does not contain any findings for recovery, material citations, material weaknesses, significant deficiencies, Single Audit findings or questioned costs;
- The entity's management letter contains no comments related to:
 - Ethics referrals
 - Questioned costs less than \$10,000

- Lack of timely report submission
- Reconciliation
- Failure to obtain a timely Single Audit
- Findings for recovery less than \$100
- Public meetings or public records

For information on the OMEGA joint ventures and MESA, click [here](#).

To view the Auditor of State Award certificate, click [here](#).

AMP holds regional safety meeting

By Michelle Palmer, P.E. - vice president of technical services

On June 4, AMP held a regional safety meeting in Columbiana. Twenty-three participants from three member communities heard from AMP and U.S. Safety Gear on distracted driving and new roadway safety equipment. Member communities in attendance included Columbiana, Hudson and Newton Falls.



AMP's next regional safety meeting will be scheduled later this fall and information will be provided at that time. If you have a suggested topic for a future meeting, please contact Kyle Weygant, director of member safety, at kweygant@amppartners.org or 330.323.1269.

If you have questions about this event or regional safety meetings, please contact me at mpalmer@amppartners.org or 614.540.0924.

Energy market update

By Jerry Willman - assistant vice president of energy marketing

The July 2019 natural gas contract decreased \$0.091/MMBtu to close at \$2.185 yesterday. The EIA reported an injection of 115 bcf for the week ending June 14. Market expectations were for an injection of 104 Bcf. Natural gas stocks are 209 Bcf higher than last year at this time and 199 Bcf is below the five-year average of 2,402 Bcf.

On-peak power prices for 2020 at AD Hub closed yesterday at \$32.65/MWh, which decreased \$0.75/MWh for the week.

On Peak (16 hour) prices into AEP/Dayton hub

Week ending June 21

MON	TUE	WED	THU	FRI
\$28.75	\$26.65	\$26.87	\$25.62	\$23.61

Week ending June 14

MON	TUE	WED	THU	FRI
\$25.57	\$23.66	\$23.03	\$21.52	\$20.92

AEP/Dayton 2020 5x16 price as of June 20 — \$32.65

AEP/Dayton 2020 5x16 price as of June 13 — \$33.40

AFEC weekly update

By Jerry Willman

The AMP Fremont Energy Center (AFEC) was available for 2x1 operation for the week. Below-average temperatures has continued to suppress prices off peak causing PJM to dispatch the plant offline overnight Friday, Saturday, Sunday and Thursday due to economics. Duct firing operated for 57 hours this week. For the week, the plant generated at a 68 percent capacity factor (based on 675 MW rating).

AMP 2018 Annual Report now available in digital format

By Jolene Thompson - executive vice president of member services and external affairs/OMEA executive director

AMP's [2018 Annual Report: Member Driven. Future Focused.](#) is now available in digital format on the [Annual Reports page](#) of the [AMP website](#). AMP is committed to our sustainability principles, and we've now transitioned most of our reports and publications to digital format. We encourage you to share the link to the AMP 2018 Annual Report with your colleagues, community leaders and customers.

AMP and its member communities are committed to the balance of being responsible corporate citizens, governmental entities, employers and environmental stewards, while maintaining a supply of cost-competitive, reliable electric power. Learn more about our sustainability principles [here](#).



AMP Rodeo build day

By Scott McKenzie - director of member training and safety

Volunteers are needed to assist in preparing the rodeo field for the 2019 AMP Lineworkers Rodeo. Rodeo pole setting/work day has been scheduled for July 11. Please contact me at 614.540.6386 or smckenzie@amppartners.org if you are interested and available to assist in preparing the rodeo field. The rodeo will take place Aug. 23-24.

Georgetown celebrates 200 years

By Zachary Hoffman - communications and public relations specialist

The celebrations for Georgetown's bicentennial kicked off yesterday with the opening of carnival rides and games, as well as a historical speech.

Located in southern Ohio, Georgetown is the county seat of Brown County and hosts the Brown County Fair. President Ulysses S. Grant grew up in the village, and his home, schoolhouse and family tannery still stand. The village's utility was founded in 1907.

The village will be hosting a number of events throughout the weekend including historic walking tours, a BBQ cook-off, a classic car and tractor show, music, rides, games, food and much more. A full schedule of events can be found [here](#).

Please join us in congratulating Georgetown on this milestone anniversary.

CONGRATULATIONS
GEORGETOWN
★ 1819 - 2019 ★



FROM YOUR LOCAL ELECTRIC DEPARTMENT
AND PUBLIC POWER PARTNER

www.amppartners.org

PSGC hosts Inaugural Lobby Day

By Alyssa Harre - director, public relations and government affairs - PSGC

On April 9, the Prairie State Generating Company (PSGC) hosted its first Lobby Day in Springfield, Ill. Representatives of PSGC met at the state capitol to speak with legislators about how potential changes in Illinois energy policy could affect the energy campus.

"Grassroots advocacy efforts like this lobby day are important because it gives us the unique opportunity to share the Prairie State story through the lens of our public power ownership," said Don Gaston, President and CEO of Prairie State.



Nearly 60 participants attended the inaugural lobby day, which included PSGC employees, representatives from PSGC's Illinois member communities and representatives from local labor unions. April is a busy time in Springfield, and our team was fortunate to speak with over 30 legislators on this day.

Sen. Sue Rezin, Sen. Bill Cunningham and Rep. Larry Walsh, key legislators working on Illinois energy policy, spoke to the participants during the luncheon.

AMP TRAINING SERIES:

Register for these upcoming courses

Lineworker Training Basic 1

Prerequisite: None

Date: July 29–Aug. 2 Class length: Weeklong

Size: Limited to 16

Lineworker Training Advanced

Prerequisite: Intermediate is required unless instructor approves

Date: Sept. 9–13 Class length: Weeklong

Size: Limited to 12

Hotline Training

Prerequisite: First- and second-year apprentice training is required

Date: Oct. 7–10 Class length: Three full days

Size: Minimum of 8

Advanced Transformer Workshop

Prerequisite: None

Date: Oct. 22-23 Class length: Two full days

Size: Minimum of 15

For a complete schedule and full details of the 2019 training courses, see the 2019 AMP Training Catalog at: www.amppartners.org/services/technical-services.

To register contact Jennifer Flockerzie, manager of technical services logistics, at 614.540.0853 or jflockerzie@amppartners.org



AMERICAN PUBLIC
POWER ASSOCIATION

2019 | THE ACADEMY Webinars

Register now for Webinars

Learn from your office! Individual webinars are \$109 (or sign up for a series at a discounted rate). Register today at www.PublicPower.org under Education & Events. Non-members can enter coupon code **AMP** to receive the member rate.

- Accounting for Leases: Practical Implementation Issues: **June 4**
- Transmission Rates 101: **June 27**
- The Site Selection Process and Megatrends: **July 8**
Economic Development Series
- Monitoring Your Utility's Financial Health: **July 11**
Financial Planning Series
- Marketing to Site Selectors: **July 22**
Economic Development Series





Classifieds

Members interested in posting classifieds in Update may send a job description with start and end advertisement dates to zhoffman@amppartners.org. There is no charge for this service.

City of Cuyahoga Falls seeks applicants for lineworker

The City of Cuyahoga Falls is accepting applications for lineman class a. Starting pay is \$32.25-\$38.45 per hour, depending on qualifications. Three years of lineman experience and a Class A CDL is required. Non-smoking environment. Visit www.cityofcf.com for details and an application packet. Applications must be postmarked by July 5. EEO/ADA

City of Columbus seeks applicants for temporary lineworker

The City of Columbus is seeking qualified candidates for a temporary position of power line worker II in the Division of Power. This position is responsible for assisting the Division of Power with overhead electric distribution installations and inspections. Other duties will include setting and climbing poles, servicing electrical substations and street lights, and transformer hookups. Pay range: \$25.59-\$40.84 an hour.

To qualify you must have two years of experience as a power line worker I with the City of Columbus or comparable experience. Substitution(s): Successful completion of a formal training program in power distribution may substitute for six months of the required experience. Possession of a valid Class A commercial motor vehicle operator's license allowing operation of vehicles with air brakes.

If you are interested, please email your resume and cover letter to NDPettus@columbus.gov by June 24. Pre-employment drug screening and BCI& I background check are required if selected. The City of Columbus is an Equal Opportunity Employer. Applicants may inspect and acquire a copy of the City of Columbus, Department of Public Utilities EEO Plan by visiting the DPU website at www.columbus.gov/utilities

Contact Person: Nikole Pettus
910 Dublin Road
Columbus, OH 43215
Phone - 614.645.1494
Fax - 614.645.0500
NDPettus@columbus.gov

City of Marshall seeks applicant for assistant director of electric utilities

The City of Marshall is a quaint Norman Rockwell style community with a population of 7,068 in lower, central Michigan. Located less than one hour from the campuses of the University of Michigan and Michigan State University, two hours from Detroit and beautiful Lake Michigan, and three hours from Chicago. The City has installed a fiber to the premise system to every property in the city with symmetrical speeds up to 10 mbps.

The community is seeing unusual growth with over \$1 billion of industrial growth. Click [here](#) to view the Choose Marshall video. Located at the intersection of I-94 and I-69, the crossroads of international highways, the city is preparing for large industrial and residential growth with a 1,000-acre mega industrial site. The downtown district is 97 percent commercially occupied. The city has the largest National Historic Landmark District in Michigan with many neighborhoods of historic homes.

In the next three years, it is anticipated a peak-demand growth from 23 MW to 123 MW. The city will be constructing infrastructure to meet this demand. A privately developed dual unit 500 MW gas fired power plant is proposed in the city. A complete job description can be found at www.cityofmarshall.com

Qualifications for the Assistant Director of Electric Utilities position include a degree in electrical engineering or a closely-related field, and a minimum of three to five years of experience working for an electric utility with supervisory or executive leadership responsibilities. A State of Michigan licensed professional engineer desired. Annual salary of \$80,000 with excellent benefits.

To apply for this position, submit a cover letter, resume and professional references to HumanResources@cityofmarshall.com.

The City of Marshall is an Equal Opportunity Employer. Position open until filled.

Borough of Schuylkill Haven seeks applicants for journeyman and apprentice electric lineworker

The Borough of Schuylkill Haven is seeking applicants for the position of journeyman electric lineman position. Minimum qualifications include: graduation from the standard four-year high school, successful completion of an approved apprenticeship program of at least four years in duration, journeyman accreditation and Pennsylvania CDL license.

Schuylkill Haven Borough owns and operates their own electric system including: substation, poles, distribution lines, transformers and secondary services. The applicant should have thorough background knowledge of these types of appurtenances. The successful candidate must pass a complete background investigation including reference, employment, criminal/personal record checks and a pre-employment drug screening test.

The borough is also accepting applications for an apprentice electric lineworker. This position is a trainee position.

Schuylkill Haven is located in Schuylkill County, Pa. and has a population of 5,550 people. The borough has an excellent compensation/benefit package and is an Equal Opportunity Employer. A complete job description and job application can be obtained by contacting the borough office at 570.385.2841 or by logging on to the Borough's website at www.schuylkillhaven.org.

Please submit a completed job application, resume, certifications and three references to: Scott J. Graver, Borough Administrator, Schuylkill Haven Borough Office, 333 Centre Ave., Schuylkill Haven, PA 17972. This position will remain open until filled.

PMEA seeks applicants for executive director

The Pennsylvania Municipal Electric Association (PMEA), a statewide organization of 33 Pennsylvania Boroughs who operate public power systems, seeks skilled, organized and motivated applicants for the position of executive director. The full time executive director will be the Association's only employee. This

is an outstanding opportunity to shape an important and growing organization. Duties include managing the legislative and organizational affairs under a seven-member Board of Directors; managing legal, engineering and legislative consultants; organizing and fulfilling membership services; public speaking on the role, purpose and benefits of public power; lobbying and legislative activities with state elected officials and staff; and providing services for member communities. Required skills include demonstrated leadership and management experience; excellent oral and written communication skills; ability to work both independently and with other state and national associations; and the ability to effectively build and nurture professional relationships. Applicants must possess a bachelor's degree; experience in government preferred; knowledge of public power a plus. Ability to qualify as a Pennsylvania State Lobbyist is required. Salary range \$90,000-\$110,000 with excellent benefits; actual salary based on experience/qualifications. Send cover letter, resume and salary history/expectation with all included in only one attachment to woglomd@lafayette.edu. Deadline is noon on July 16, 2019. For full job description, go to www.pmea.us. EOE.

City of Coldwater seeks applicants for engineering manager

The City of Coldwater is seeking a qualified individual to fill the available position of engineering manager.

This individual will serve on the executive management team and provide professional support to the utility director and city manager. This individual will oversee all engineering functions for the Coldwater Board of Public Utilities (CBPU) and city. Extensive management and supervision is exercised over the electrical engineer, engineering technician and GIS and mapping coordinator.

The engineering manager will provide leadership in project development, design and implementation; coordination and issue resolution; manage technical research to support recommendations; assist with estimating project costs while maintaining departmental budgets; prepare surveys and studies based on economic engineering practices in order to prepare plans for proposed construction projects; draft specifications for equipment and materials used in construction, maintenance and operation of utility and municipal systems; make on-site inspections of work to ensure compliance with plans; develop creative and effective strategies and coordinate with other utility and city engineering personnel to avoid conflicts of utility construction projects with other services; ability to prepare, review and interpret engineering plans and specifications; ability to conduct research projects; ability to prepare technical reports; keep record and documentation updated; mentor and facilitate the succession planning within the department; develop a departmental training program; develop and set priorities for department; ability to establish and maintain an effective working relationships with associates and build professional customer relations; research methods to improve workplace efficiency, productivity and recommend policy change; and perform related tasks as required thorough knowledge of engineering principles and practices.

Successful applicant should have a minimum of 10 years of experience in engineering or project management with an emphasis on electrical or civil engineering. An electrical engineering degree is preferred, but other engineering degrees will be considered. Salary commensurate with experience.

Send resume to: Nicki Luce, Coldwater Board of Public Utilities, One Grand St., Coldwater, MI 49036 or email to resume@coldwater.org.

Opportunities available at AMP

AMP is seeking applicants for the following positions:

Risk analyst

Senior/System administrator - infrastructure

Marketing member relations representative

For complete job descriptions, please visit the [AMP careers page](#).

Ohio Municipal League Legislative Bulletin

Ohio Municipal League

Fri 6/28/2019 12:02 PM

To: Roxanne Dietrich <rdietrich@napoleonohio.com>;

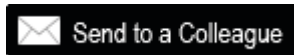
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Legislative Bulletin

The Conference Committee is still currently deliberating the final changes to Am. Sub. HB 166, the State Operating Budget Bill. Friday sessions have been cancelled, meaning deliberations will last over the weekend. The League will send out a member alert on Monday to let our members know which municipal provisions remain in the final version of the bill that will be signed by Gov. DeWine.

OML UPDATE AT-A-GLANCE

Here are the top three things you need to know from this past week:

- The United States Supreme Court ruled 5-4 that partisan gerrymandering claims present political questions beyond the reach of the federal courts.
- Rep. Paula Hicks-Hudson (D - Toledo) and Rep. Richard Brown (D - Canal Winchester) have been elected as Minority Whip and Assistant Minority Whip respectively in the House of Representatives.
- Ohio's unemployment rate dropped to an 18- year low at 4.1% in May.

PTSD PROVISION REMOVED FROM BWC BUDGET BILL BEFORE VOTED OUT BY SENATE

A provision providing coverage to first responders diagnosed with post-traumatic stress disorder (PTSD) without an accompanying work-related injury was removed from HB 80, the Bureau of Worker's Compensation budget bill. (Link: <https://bit.ly/2W1ZxmT>).

This provision caused local governments a great deal of concern as the provision included no parameters, such as a time limit, and the fiscal impacts were completely unknown. The League, the County Commissioners Association of Ohio and the Ohio Township Association submitted a joint letter last week voicing these concerns and asking that the provision be removed from the bill so these issues could be properly vetted in separate legislation. You can read the letter [HERE](#). After the provision was removed, HB 80 was reported out of the Senate Insurance and Financial Institutions Committee and sent to the Senate floor, where it was unanimously approved.

The League appreciates that the Senate listened to the concerns of Ohio's local governments and removed the provision from HB 80. More dialogue and examination is needed regarding this issue, and we look forward to working with legislators in separate legislation to address this serious issue for our first responders.

LOCAL "BAG TAX" PREEMPTION BILL PASSED BY HOUSE COMMITTEE

A bill preempting municipal Home Rule authority has been voted out of the House State and Local Government Committee.

HB 242, sponsored by Rep. Lang (R - West Chester Township) and Rep. Jones (R - Freeport), would authorize the use of an auxiliary container for any purpose, prohibit the imposition of a tax or fee on those containers, and apply existing anti-littering law to those containers. (Link: <https://bit.ly/2Vp9WUn>).

This bill not only preempts a municipality from passing a plastic and paper bag tax, but also any tax on straws, plastic utensils, aluminum cans, glass bottles, Styrofoam cups and carry-out food containers. Additionally, the bill prohibits municipalities from discontinuing the use of plastic products, such as banning the use of plastic bags. The League testified against this bill in previous committee hearings. You can read Executive Director Kent Scarrett's full testimony [HERE](#).

HB 242 is a blatant preemption on local control and usurps the will of the 8.5 million residents of Ohio's municipalities who would wish to utilize local control regulating the use of auxiliary containers. The League encourages our members to reach out to their legislative delegations in both the House and Senate to express their opposition to this violation of local control. We will be keeping our members apprised of this bill as it moves through the legislative process.

NATIONAL LEAGUE OF CITIES LAUNCHES #LOVEMYCITY CAMPAIGN

The National Leagues of Cities has launched a national campaign to uplift the love residents feel for their cities, towns and villages across the country.

More than 200 million people across the United States live in a city, town or village that they love. While the country is feeling increasingly divided and polarized, the National League of Cities (NLC) is bringing together top researchers, media partners, corporate leaders and local elected officials to spotlight the connection that residents feel with their cities through the #LoveMyCity campaign.

"As local leaders, we know the emotional bonds people create with their communities have a powerful impact on prosperity and livability," said NLC President Karen Freeman-Wilson, mayor of Gary, Indiana. "According to research from the Knight Foundation and Gallup, the stronger the attachment of residents to their communities, the higher the gross domestic product growth. We also know that when people love someone or something, they will give their time, talent and treasure for it. As local leaders, we have to create cities that our citizens will love."

Through the national #LoveMyCity campaign, NLC is supporting local leaders' efforts to create more meaningful bonds between communities and their residents. Throughout the summer, NLC will share "love letters" from influential voices across the country showcasing the powerful connection people have to their cities, towns and villages.

The national campaign is supported by media partners and corporate leaders including AARP, Accela, CGI Communications, Clear Channel Outdoor and Smart City Expo Atlanta.

Clear Channel Outdoor will run the #LoveMyCity campaign on over 1,200 of its digital billboards and in its participating airports across the U.S. this summer. Additionally, Clear Channel Outdoor worked with the Out of Home Advertising Association of America (OAAA) to expand the reach of the #LoveMyCity message.

In November, NLC's annual City Summit being held in San Antonio, Texas will be themed #LoveMyCity in partnership with title sponsor, AARP.

To learn more about the #LoveMyCity campaign including the latest news, toolkits and resources visit www.mycity.love

ODOT ANNOUNCES WALK, BIKE, OHIO STAKEHOLDER MEETINGS

The Ohio Department of Transportation (ODOT) is launching its first-ever pedestrian and bicycle policy plan, [Walk.Bike.Ohio](#), to address growing interest in active transportation among Ohioans. This plan will guide active transportation policies and program investments in the state for years to come.

Part of the plan development process includes meetings with stakeholders, including people who plan for, design, build or develop policies or programs related to walking and biking.

There will be six stakeholder meetings held around the state in July. The dates and cities are as follows:

* **Wednesday, July 10**, Ohio-Kentucky-Indiana Regional Council of Governments (OKI), 720 East Pete Rose Way, Suite 420, Cincinnati, OH 45202

* **Thursday, July 11**, Toledo Metropolitan Area Council of Governments (TMACOG), 300 Dr. Martin Luther King Drive, Toledo, OH 43604

* **Monday, July 15**, Mid-Ohio Regional Planning Commission (MORPC), 111 Liberty Street, Suite 100, Columbus, OH 43215

* **Tuesday, July 16**, Paul Brown Epic Center, Zane State College, 9900 Brick Church Rd., Cambridge, OH 43725, hosted by Ohio Mid-Eastern Governments Association (OMEGA)

* **Wednesday, July 17**, Buckeye Hills Hocking Valley Regional Development District (Buckeye Hills), 1400 Pike St., Marietta, OH 45750

* **Thursday, July 18**, Northeast Ohio Areawide Coordinating Agency (NOACA), 1299 Superior Ave., Cleveland, OH 44114

All meetings are from 2-4 PM. Attendees can RSVP at:

<https://odot.formstack.com/forms/walkbikeohio>

At the meeting, the Walk.Bike.Ohio team will ask attendees to share their experiences and give feedback on the state of walking and biking in Ohio as the plan is starting.

Additional information on the meetings and the plan are available on the [Walk.Bike.Ohio website](#). Additionally, there is a survey link on the website for the public to give feedback on the plan's development.

BILL OF MUNICIPAL INTEREST PASSED BY SENATE

Here is the other bill impacting municipalities that were passed by both and Senate this week:

- SB 39 - MIXED USE DEVELOPMENTS. Sponsored by Sen. Schuring (R - Canton) To authorize an insurance premiums tax credit for capital contributions to transformational mixed-use development projects. This bill was passed by the Senate by a vote of 32-1. The League is supportive of this legislation.

(Link: <https://bit.ly/2Juc8Zm>)

COMMITTEE RECAP: BILLS OF MUNICIPAL INTEREST

Here are the bills impacting municipalities that received committee hearings this week:

- HB 202 - ELECTRIC VEHICLES. Sponsored by Rep. Smith (D - Euclid) and Rep. Weinstein (D - Hudson), would establish the Electric Vehicle Infrastructure Study Committee. During its second hearing before the House Transportation and

Public Safety Committee, proponents from organizations such as Clean Fuels Ohio and the Ohio Environmental Council Action Fund said the bill would help address early-market needs for electronic vehicles. The League is neutral on this legislation.

(Link: <https://bit.ly/2ZtnX5T>)

- HB 178 - CONCEALED WEAPONS. Sponsored by Rep. Hood (R - Ashville) and Rep. Brinkman (R - Cincinnati), would modify the Weapons Law by renaming a concealed handgun license as a concealed weapons license, allowing a concealed weapons licensee to carry concealed all deadly weapons not otherwise prohibited by law, repealing a notice requirement applicable to licensees stopped for a law enforcement purpose, authorizing expungement of convictions of a violation of that requirement, and allowing a person age 21 or older and not prohibited by federal law from firearm possession to carry a concealed deadly weapon without needing a license subject to the same carrying laws as a licensee. During its eighth hearing before the House Federalism Committee, the bill was amended to delete previously-added amendments such as an amendment allowing for concealed carry without a license. The bill was then reported out of committee by a vote of 7 to 4. The League is neutral on this legislation.

(Link: <https://bit.ly/2DNudwX>)

- HB 252 - LAND REUTILIZATION. Sponsored by Rep. Greenspan (R - Westlake), would create the Land Reutilization Demolition Program and make an appropriation. During its third hearing before the House Economic and Workforce Development Committee, proponents from the Ohio Real State Investors Association and the greater Ohio Policy Center spoke in support of the bill before it was reported out of committee by a vote of 13-1. The League is supportive of this legislation.

(Link: <https://bit.ly/2MxVp9K>)

- HB 168 - AFFIRMATIVE DEFENSE. Sponsored by Rep. Arndt (R - Port Clinton), would establish an affirmative defense to a release or threatened release of hazardous substances from a facility for certain bona fide prospective purchasers. During its first hearing before the Senate Agriculture and Natural Resources Committee, the bill's sponsor explained the bill's intention to encourage economic development by creating a means by which people can purchase lightly contaminated properties. The League is supportive of this legislation.

(Link: <https://bit.ly/2UUiySV>)

DUE TO THE CONTINUING BUDGET NEGOTIATIONS OF HB 166 NO OTHER LEGISLATION OF MUNICIPAL CONCERN IS SCHEDULED FOR HEARING NEXT WEEK. CHECK MONDAY FOR ANY POSSIBLE CHANGES.

Ohio Municipal League Meetings & Trainings

<u>OML Income Tax Seminar</u> July 10 ~ 12, 2019	<u>Registration Information</u>
<u>OMAA Municipal Law Institute</u> July 24 ~ 26, 2019	<u>Registration Information</u>
<u>OML/OMAA Webinar: July 18, 2019</u> How Does Airbnb & the Sharing Economy Help or Hurt Municipalities?	<u>Registration Information</u>
<u>Mayors Court Refresher Trainings</u> August 16 ~ Attorneys & Magistrates Only October 25 & November 15	<u>Registration Information</u>

Ohio Municipal League

Legislative Inquires:

Kent Scarrett, Executive Director

Edward Albright, Deputy Director

Ashley Brewster, Director of Communications

Thomas Wetmore, Legislative Advocate

Website/Bulletin Issues:

Zoë Wade, Office Manager

Ohio Municipal League, 175 S. Third Street, Suite 510, Columbus, OH 43215

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